

RICHMOND, CALIFORNIA, October 15, 2019

The Richmond City Council Evening Open Session was called to order at 5:01 p.m. by Mayor Thomas K. Butt.

ROLL CALL

Present: Councilmembers Eduardo Martinez, Jael Myrick, Melvin Willis, Vice Mayor Ben Choi, and Mayor Thomas K. Butt.
Absent: Councilmembers Nat Bates and Demnlus Johnson III were absent the entire meeting.

PUBLIC COMMENT

The city clerk announced that the purpose of the Open Session was for the City Council to hear public comments on the following items to be discussed in Closed Session:

CITY COUNCIL

LIABILITY CLAIMS - (Government Code Section 54956.9):

Mitchell Peixoto vs. City of Richmond

Angel Bobo vs. City of Richmond

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9):

SPRAWLDEF vs. City of Richmond

CONFERENCE WITH LEGAL COUNSEL ANTICIPATED LITIGATION (initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9):

One case

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Significant exposure to litigation pursuant to paragraph (2) or (3) of Subdivision (d) [as applicable] of Government Code Section 54956.9):

One case

There were no public speakers.

The Open Session adjourned to Closed Session at 5:02 p.m.
Closed Session adjourned at 6:45 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:48 p.m., by Mayor Butt who led the Pledge of Allegiance to the Flag.

ROLL CALL

Present: Councilmembers Martinez, Myrick, Willis, Vice Mayor Choi, and Mayor Butt. **Absent:** Councilmembers Bates and Demnlus III.

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

City Clerk, Pamela Christian, stated there was a correction to Exhibit A for Item H-13. Copies were made available to the City Council and public. The correction removed the following sentence: *“The City’s commitment to the precautionary principle and Health in All policies shall not be interpreted or applied to regulate personal wireless service facilities on the basis of environmental effects of radio frequency emissions to the extent that such wireless facilities comply with the FCC’s regulations concerning such emissions”*. Items H-5 and H-6 were continued to the November 5, 2019, City Council meeting. Members of the public removed Items H-1 through H-15, however there was no indication they had spoken to staff. All items remained on the consent calendar, with the exception of Items H-5 and H-6.

REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION

Assistant City Attorney, Rachel Somovilla, stated that there were no reportable actions.

REPORT FROM THE CITY MANAGER

Interim City Manager, Steven Falk, stated there was no report.

OPEN FORUM FOR PUBLIC COMMENT

Rick Perez and Patricia Perez gave comments regarding a news article that stated that the Richmond Police Commission upheld the finding that the police officer initiated the deadly encounter with Pedie Perez.

L. Zephyr, Bart Hackworth, Stan Niedz, Christina Redse, Norma Labat, Lorraine, Pat Gaegan, Matt Noble, David Cole, Alex Lozano, Mike Vasilas, Tally Craig, Lissandra Lozano, Cihan Sotiyot, Michael Walz, and Michael Hughes gave comments in opposition of the proposed “Tenants Opportunity to Purchase” ordinance.

Mark Wassberg gave comments against the recent naming of a portion of Huntington Avenue to Dalai Lama Avenue.

David Drisdale gave comments regarding excessive garbage along I-580 and dumping in various areas in Richmond.

Stephen Linsley, Elaine Dockens, Sherry Padgett, Margaret Jordan, Mike Parker, and Tarnel Abbott, expressed the importance of rigorous and thorough cleanup of the former Zeneca site.

Jan Mignone announced Arbor Day was on Saturday, October 19th, 2019, at Burg Park, from 8:30 a.m. to 12 p.m.

Courtney Cummings announced that the 10th Annual Richmond Native American Pow Wow was on Saturday, November 2, 2019, at Richmond PAL, from 10 a.m. to 6 p.m.

Deborah Bayer gave comments regarding the refinery explosion in Crockett.

CITY COUNCIL CONSENT CALENDAR

On motion of Councilmember Willis, seconded by Councilmember Martinez, the items marked with an (*) were approved by the unanimous vote of the City Council:

***H-1.** Approved a proclamation declaring October 19, 2019, as Arbor Day in the City of Richmond.

***H-2.** Approved a contract with Rosendin Electric, Inc. to complete emergency repairs for the Red Oak Victory Ship and Point Potrero Marine Terminal in an amount not to exceed, \$80,000.

***H-3.** Approved the Amended and Restated Lease between the City of Richmond (as lessor) and the Parents Resource and More (PRAM), a California nonprofit corporation, (as lessee) for the use of space at the Washington Field House building to provide programs and classes for 0-5 year old children and their parents at a rental rate of \$275 per month. The lease is for a five-year term beginning on September 1, 2019, through August 31, 2024.

***H-4.** Approved an Interagency Agreement between the City of Richmond and Contra Costa County and appropriated up to \$18,050 in funding to establish a mobile tool lending library in North Richmond, as authorized in the North Richmond Mitigation Fee (NRMF) Expenditure Plan.

H-5. CONTINUED to the November 5, 2019, City Council meeting, to adopt a resolution amending the City of Richmond's Position Classification Plan to add the new Police Records and Property Manager classification.

H-6. CONTINUED to the November 5, 2019, City Council meeting, to adopt an ordinance to establish wages, salaries, and compensation for the new Police Records and Property Manager classification (Salary Range No. 070D \$9,535 - \$11,532/month).

***H-7.** Approved the purchase of 74 adult and 30 pediatric Automated External Defibrillator (AED) battery and chest pad packs, from Devices for Life, for the current AED units, at a cost of \$23,106.38.

***H-8.** Adopted **Resolution No. 95-19**, authorizing the Water Resource Recovery Department to enter into an emergency service contract with J Majors and Associates LLC to provide community outreach and related services for the South 37th Street sewer pipe improvements in an amount not to exceed \$20,000 from September 1, 2019, through June 30, 2020.

***H-9.** Approved contract amendment No. 1 in the amount of \$200,000 with Gordon & Rees, LLP for a total contract amount not to exceed \$275,000 for the evaluation and legal review of the City's Wastewater Operations (as contracted by Veolia Water North America).

***H-10.** Approved a six-month contract amendment with Aramark Uniform Services to provide uniform rental and laundry services in an amount not to exceed \$50,000.

***H-11.** Accepted and appropriated a \$65,000 funds contribution from Sims Metal Management to construct a bike lane on Hoffman Boulevard between Cutting Boulevard and Harbour Way, as part of its commitment to the South Richmond Transportation Connectivity Improvements Project.

***H-12.** Adopted **Resolution No. 96-19**, approving the appropriation of \$31,500 from Encroachment Services fund balance to support two Administrative Student Interns and one Office Aide.

***H-13.** Adopted **Resolution No. 97-19**, amending the small wireless facilities policy to provide additional clarification regarding the policy, including alternative sites analysis, and to address community input.

***H-14.** Authorized the Planning and Building Services Department to: (1) administer, on behalf of the City Council, a Mini-Grant Program, "Count me in Richmond," to support local efforts to ensure a complete, fair, and accurate count of all persons living in the City of Richmond in Census 2020, and (2) execute agreements or contracts with Mini-grant recipients.

***H-15.** Approved the minutes of the regular September 24, 2019, and October 1, 2019, City Council Meetings.

**REPORTS OF OFFICERS: REFERRALS TO STAFF, AND
GENERAL REPORTS (INCLUDING AB 1234 REPORTS)**

None.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:28 p.m., to meet again on Tuesday, October 22, 2019, at 6:30 p.m.

Clerk of the City of Richmond

(SEAL)

Approved:

Mayor