

**RICHMOND, CALIFORNIA, August 3, 2015**

The Richmond City Council Evening Open Session was called to order at 6:01 p.m. by Mayor Tom Butt.

**ROLL CALL**

**Present:** Councilmembers Nat Bates, Jovanka Beckles, Eduardo Martinez, Gayle McLaughlin, Vinay Pimplé, and Mayor Tom Butt. **Absent:** Vice Mayor Jael Myrick arrived after open session adjourned to closed session.

**PUBLIC COMMENT**

None.

**CITY COUNCIL**

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.

**CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Initiation of litigation pursuant to Subdivision (c) of Government Code Section 54956.9):**

One Case

The Open Session adjourned to Closed Session at 6:02 p.m. Closed Session adjourned at 6:49 p.m.

The Special Meeting of the Richmond City Council was called to order at 6:52 p.m. by Mayor Tom Butt who led the Pledge of Allegiance to the Flag.

**ROLL CALL**

**Present:** Councilmembers Nat Bates, Jovanka Beckles, Eduardo Martinez, Gayle McLaughlin, Vinay Pimplé, Vice Mayor Jael Myrick, and Mayor Tom Butt. **Absent:** None.

**STATEMENT OF CONFLICT OF INTEREST**

None.

**AGENDA REVIEW**

**Withdrew item G-5 from the agenda,** (“adopt an ordinance (second reading) amending the Richmond Municipal Code to establish Rent Control plus Just Cause for Eviction and authorize the City Manager to enter into contracts, including sole source contracts, to implement the ordinance in an amount not to exceed \$100,000”).

**PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

Mayor Butt presented a proclamation recognizing David Del Simone for years of public service and accomplishments in the City of Richmond. Peter Alexander gave comments.

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

City Attorney Bruce Goodmiller reported that the City Council authorized and directed by a vote of 5-2, with Councilmembers Bates and Pimplé voting Noe, that the City Attorney file a petition for writ of mandate against the County of Contra Costa challenging the Environmental Impact Report for the City West County Detention Facility Project within 30 days after a Notice of Determination was filed by the County for the project.

**ITEM CONTINUED FROM PREVIOUS MEETINGS**

**-CONTINUED CONSENT CALENDAR**

The matter to approve a reimbursement agreement with the Richmond Museum Association to complete all necessary improvements necessary to relocate the SS Red Oak Victory from berth 6A to Graving Basin Number 1 and then to Graving Basin Number 5 in an amount not to exceed \$350,000, was presented by City Manager Bill Lindsay. Mr. Lindsay informed Councilmembers that the relocation of the vessel to Graving Basin Number 1 would occur by end of August 2015 and then relocation to Graving Basin Number 5 when it became available. Mayor Butt indicated that Foss Maritime transportation services has agreed to provide the vessel towing free of charge and all parties involved have reached an agreement. Mr. Lindsay advised that most of the costs associated with this item were for site improvements at Graving Basin Number 1. A motion was made by Councilmember Bates, seconded by Councilmember McLaughlin, to approve the reimbursement agreement as recommended by staff with direction that the City Manager provide letters of apology to the Riggers Loft and Foss Maritime and host the Mayor's Conference at the Riggers Loft. A substitute motion made by Councilmember Martinez, seconded by Councilmember Bates, to consider the relocation of the vessel to Grading Basin 5 at a future council meeting before the vessel was moved and remove it from the item, failed by the following vote: **Ayes:** Councilmembers Bates and Martinez. **Noes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Abstentions:** None. **Absent:** None. A substitute motion made by Vice Mayor Myrick, seconded by Councilmember McLaughlin, to approve the item as written, passed by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor

Butt. **Noes:** Councilmember Martinez. **Abstentions:** Councilmember Bates. **Absent:** None.

**-CONTINUED PUBLIC HEARINGS**

The city clerk announced that it was time, pursuant to public notice, to hold a public hearing to adopt a resolution authorizing the City of Richmond to levy special assessments against certain properties having unpaid invoices related to administrative citations, nuisance abatement costs, and foreclosure ordinance fines pursuant to Richmond Municipal Code Chapters 9.22, 6.38, 9.50 and 2.63, was presented by Code Enforcement Superintendent Denee Evans. Ms. Evans advised Councilmembers the amended levy amount was for a total of \$547,375.61 and explained property owners that made payment arrangements or appealed was removed from the list of properties to be levied. Mayor Butt declared the public hearing open. There were no speakers. A motion by Councilmember Bates, seconded by Councilmember Beckles, closed the public hearing by the unanimous vote of the City Council. A motion by Councilmember Beckles, seconded by Councilmember Martinez, adopted **Resolution No. 82-15** by the unanimous vote of the City Council.

The city clerk announced that it was time, pursuant to public notice, to hold a public hearing to adopt a resolution approving a report of sewer service charges for FY2015/16, and allowing for the sanitary and stormwater fees to be collected on the annual 2015-2016 tax rolls, was presented by Source Control Inspector III Mary Phelps. Mayor Butt declared the public hearing open. Sharon Sanders gave comments in opposition and expressed concerns regarding flooding problems with the sewage during rainy days. A motion by Councilmember McLaughlin, seconded by Councilmember Beckles, closed the public hearing, by the unanimous vote of the City Council. A motion by Councilmember Martinez, seconded by Beckles, adopted **Resolution No. 83-15** by the unanimous vote of the City Council.

**-CONTINUED ORDINANCES**

**Withdrew from agenda**, the matter to adopt an ordinance (second reading) amending the Richmond Municipal Code to establish Rent Control plus Just Cause for Eviction and AUTHORIZE the City Manager to enter into contracts, including sole source contracts, to implement the ordinance in an amount not to exceed \$100,000.

The matter to introduce an ordinance (first reading) amending Richmond Municipal Code Article VI, Building Regulations by adding a new Chapter 6.47, Permit Process for Small Residential Rooftop Solar Systems, implementing provisions of AB 2188 by creating an expedited, streamlined permitting process for small residential rooftop solar systems was

presented by Senior Planner Lina Velasco. Mayor Butt declared the public hearing open. Sharon Sanders gave comments in opposition of rooftop solar systems and concerns regarding the resale value of properties with rooftop solar systems. On motion by Councilmember McLaughlin, seconded by Councilmember Beckles, said ordinance received the first reading and was laid over to the first meeting in September 2015 by the unanimous vote of the City Council.

The matter to introduce an ordinance (first reading) of the City Council of the City of Richmond repealing Article III, Chapter 3.40 of the Richmond Municipal Code pertaining to the Community Development Commission was introduced by Mayor Butt. Mayor Butt recommended the committee be abolished due to the lack of membership and authorize the Richmond Neighborhood Coordinating Council (RNCC) to assume the role. On motion by Mayor Butt, seconded by Councilmember Pimplé, said ordinance received the first reading and was laid over to the first meeting in September 2015 by the unanimous vote of the City Council.

#### **-CONTINUED STUDY AND ACTION SESSION**

The matter to receive a report from the city manager and city clerk on ideas to produce the City Council agenda packet earlier than its current Friday production prior to the regularly scheduled Tuesday City Council meeting, and provide direction to staff, was presented by City Manager Bill Lindsay. Mr. Lindsay explained the existing deadlines schedule, review, approval, and the City Clerk's responsibility. The proposed schedule would move up by one day, giving Councilmembers one additional full day for review prior to the City Council meeting and would require the City Clerk to finalize the packet on Thursday. Councilmembers would need to provide their staff with items by noon on Wednesday before the Tuesday meeting. Mr. Lindsay requested Councilmembers send staff an email regarding attachments they felt were unnecessary in order to reduce the number of pages in the agenda packets. A motion by Councilmember Pimplé, seconded by Councilmember Martinez directed staff to implement the proposed schedule. A friendly amendment by Councilmember Beckles to review the new process in three months was accepted and the motion passed by the unanimous vote of the City Council.

The matter to (1) receive a presentation on the proposed 10-year Environmental and Community Investment Agreement (ECIA) budget; (2) adopt a resolution revising the ECIA budget for FY 2015-16; (3) authorize the City Manager to enter into an agreement with Chevron to establish an administrative plan for the Richmond Promise consistent with the guidelines of the ECIA; and (4) authorize the City Manager to enter administrative service contracts as required to ensure the scholarship is available to seniors

graduating in 2016, was presented by City Manager Bill Lindsay. Mr. Lindsay's PowerPoint presentation highlighted an overview, background, ten-year proposed ECIA budget, GHG mitigation ten-year \$30 million budget, community programs 10-year \$50 million budget, revisions to Fiscal Year 2015-16 ECIA Budget, and administrative timeline 2015. Donna Powers gave comments. Mayor Butt recommended staff review the administrative timeline and adjust the schedule in accordance with first and last days of school. Staff will return to the City Council on September 15, 2015, pending the outcome of the final committee meeting in August 2015. A motion by Councilmember Bates, seconded by Vice Mayor Myrick, approved authorizations and adopted **Resolution No. 84-15** by the unanimous vote of the City Council.

### **-CONTINUED RESOLUTIONS**

The matter to adopt a resolution authorizing the issuance and sale of not to exceed \$35,000,000 City of Richmond, California, 2015-2016 Tax and Revenue Anticipation Notes; approving the forms of and directing the distribution of a Note Purchase Agreement, an Official Statement and a Continuing Disclosure Certificate and a Custody Agreement; delegating to Officers of the City authorization to negotiate a sale or placement of said notes; and authorizing taking of necessary actions and execution of necessary documents, was presented by Debt Analyst Susan Segovia. Ms. Segovia advised Councilmembers this item was related to the short-term borrowing the city does on an annual basis to fund its expected cash flows during the fiscal year. A motion by Councilmember Pimplé, seconded by Vice Mayor Myrick, adopted **Resolution No. 85-15** by the unanimous vote of the City Council.

The matter to adopt a resolution opposing the proposed West County Detention Facility Project was presented by Councilmember Beckles. A motion by Vice Mayor Myrick, seconded by Councilmember Martinez adopted **Resolution No. 86-15** by the following vote: **Ayes:** Councilmembers Beckles, Martinez, McLaughlin, Vice Mayor Myrick, and Mayor Butt. **Noes:** Councilmember Bates and Pimplé. **Abstentions:** None. **Absent:** None

**ADJOURNMENT**

There being no further business, the meeting adjourned at 9:14 p.m., to meet again on Wednesday, August 5, 2015, at 6:00 p.m.

Pamela Christian  
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Clerk of the City of Richmond

(SEAL)

Approved:

Tom Butt  
\_\_\_\_\_  
Mayor

Certified as a True Copy

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Clerk of the City of Richmond