

RICHMOND, CALIFORNIA, January 12, 2016

The Regular Meeting of the Richmond City Council was called to order at 6:30 p.m. by Mayor Tom Butt.

ROLL CALL

Present: Councilmembers Jovanka Beckles, Eduardo Martinez, Gayle McLaughlin, Vinay Pimplé, Vice Mayor Jael Myrick, and Mayor Tom Butt. **Absent:** Councilmember Nathaniel Bates arrived after roll call.

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

None.

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

City Attorney Bruce Goodmiller stated that there were no reportable actions because there was no closed session.

REPORT FROM THE CITY MANAGER

City Manager Bill Lindsay reported on the following items: On December 23, 2015, Standard & Poor's affirmed a triple B plus credit rating for the city and removed the city from credit watch. A Comprehensive Annual Financial Report completed on December 31, 2015, was on the current consent calendar for the City Council's acceptance and a detailed presentation would be scheduled at a future City Council meeting. The city received the distribution from the Solid Waste Joint Powers Authority of the excess funds. The Housing Authority closed on their Rental Assistance Demonstration conversion project which reimbursed the city for advances. Financial mid-year projections will be presented to the City Council at their second meeting in February 2016. The Richmond Plunge was closed for approximately three weeks to repair a leak and water damage that occurred during the year-end holidays.

OPEN FORUM FOR PUBLIC COMMENT

Fayza Ayyad reported that President Obama was scheduled to make a speech on gun control.

Marcos Banales and Marilyn Langlois announced that the Richmond Progressive Alliance (RPA) held their General Membership meeting on Saturday, January 9, 2016, to elect a new steering committee and co-chairs. Ms. Langlois announced that the Friends of the Richmond Greenway was hosting the Ninth Annual Martin Luther King Day of Service on the Richmond Greenway on Monday, January 18, 2016, 9:00 a.m. to 2:00 p.m. on 6th Street, 8th Street, Harbor Way, and 16th Street.

Joseph Puleo gave comments regarding African-American displacement and rent control in Richmond.

CITY COUNCIL CONSENT CALENDAR

On motion of Councilmember Pimplé, seconded by Councilmember McLaughlin, all items marked with an (*) were approved by the unanimous vote of the City Council.

*H-1. Adopted **Resolution No. 1-16** to accept and appropriate \$150,000 in grant funding from the Department of Justice, Office of Justice Programs Bureau of Justice Assistance, awarded to the Richmond Police Department for the purchase of body-worn cameras and equipment and allow a \$150,000 in-kind match.

*H-2. Approved the purchase of twenty-five (25) TYR ballistic load bearing vests and accessories from Atlantic Diving Supply, Inc. in an amount not to exceed \$75,000.

*H-3. Approved a police services agreement with Contra Costa County for the Richmond Police Department to provide monitoring of AB109 probationers and parolees from July 1, 2015 through June 30, 2016; and accepted and appropriated \$130,500 in AB109 realignment funds from Contra Costa County.

*H-4. Approved a contract with Yannet Torres, DBA Cardio Dance Studio, to provide Zumba Gold Classes at the Richmond Senior Center for a three year contract term effective January 1, 2016, ending on December 31, 2018, in an amount not to exceed \$16,000.

*H-5. Accepted and appropriated \$15,000 in grant funds from the San Francisco Foundation to support the U.S. Department of Commerce Economic Development Administration (EDA) City of Richmond Revolving Loan Fund Grant Program.

*H-6. Approved a sole source maintenance agreement with Kronos, Inc. for payroll and personnel management software utilized in the Fire Department in an amount not to exceed \$21,193.26 over a three-year period ending December 31, 2018.

*H-7. Approved a sole source contract with Ward Diesel Filter Systems for the purchase and installation of 16 "NO SMOKE" diesel exhaust removal systems to be installed on all of the Fire Department's emergency response apparatus. The purchases and installations will occur over the three-year contract period ending October 31, 2018, at a cost not to exceed \$153,108.33.

*H-8. Approved a contract with Fleetwash, Inc. for mobile car washing services for the police department fleet from January 1, 2016, to June 30, 2016, in an amount not to exceed \$14,000.

*H-9. Adopted **Ordinance No.1-16 N.S.** (second reading) amending Chapter 7.102 of the Richmond Municipal Code relating to medical marijuana collectives, cultivation, manufacturing and distribution of edible

medical marijuana-infused products; and ban on mobile marijuana dispensaries and mobile deliveries, reserving the City's right, as required under three new state laws, to regulate all medical marijuana operations and businesses, rather than give the State the authority to permit and regulate a variety of marijuana businesses within the City.

*H-10. Adopted **Ordinance No. 2-16 N.S.** (second reading) establishing the wages, salary, and compensation for the new classification of Lead Police Records Specialist (Salary Range No. 046: \$4,940 - \$5,873/month).

*H-11. Approved a contract with Keyser Marston Associates, to assist in additional tasks related to the Affordable Housing Nexus Study, in an amount not to exceed \$33,000.

*H-12. Approved actions to update the Housing Advisory Commission: Appointed Virgil Weekes, New Appointment, Seat #4, Term Expiring November 1, 2017; acknowledged the resignation of Barbara Sutton who was serving on seat #1 for a term ending November 1, 2017; declared vacant Seat #1 of the Richmond Housing Advisory Commission and directed the City Clerk to post the vacancy.

*H-13. Approved actions to update the Urban Forest Advisory Committee: Appointed Stewart Winchester, New Appointment, Seat #8, Term Expiring November 17, 2018.

*H-14. Approved actions to update the Human Rights Human Relations Commission: Appointed Ada Recinos, New Appointment, Seat #8, Term Expiring March 30, 2018.

*H-15. Acknowledged receipt of the City of Richmond's Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2015, and directed staff to prepare a presentation on the CAFR for the study session on January 26, 2016.

ITEMS CONTINUED FROM PREVIOUS MEETINGS

I-1. The matter to approve the second amendment to the agreement with The Permanente Medical Group, Inc. for legally required annual physical examinations, tests and immunizations of the Fire Department's Hazmat personnel, which extends the original contract period through December 31, 2018, modifies the service plan, and increases the payment limit by \$120,000 to a total of \$205,000, was presented by Fire Chief Adrian Sheppard. Marilyn Langlois gave comments. Discussion ensued. On motion of Councilmember Bates, seconded by, Councilmember Pimplé, approved amendment to said agreement by the unanimous vote of the City Council.

PUBLIC HEARINGS

J-1. The city clerk announced that it was time, pursuant to public notice, to hold a public hearing to ratify and approve a Settlement Agreement in Affordable Housing Land Consultants LLC v. City of Richmond modifying certain

conditions imposed pursuant to a Conditional Use Permit for construction of a 155-Unit housing development at 5620 Central Avenue, was presented by City Attorney Bruce Goodmiller, Assistant City Attorney Rachel Sommovilla, Planning and Building Services Director Richard Mitchell, and Senior Planner Lina Velasco. Ms. Velasco's Powerpoint presentation gave an overview of the project summary, background and occurrence of events, settlement summary, creek naturalization obligations, site plan, and staff recommendation. Discussion ensued. Mayor Butt declared the public hearing opened. The following speakers gave comments: Fernando Mariscal, Chris Butcher, Eric Pressler, David Gribble, Mary Selva, Dave Harris, Garland Ellis, and Mike Parker. Mayor Butt declared the public hearing closed after the final speaker. Further discussion ensued. A motion was made by Councilmember Bates, seconded by Councilmember Pimplé, to ratify and approve said settlement agreement. A friendly amendment was made by Councilmember McLaughlin to direct staff to notify the City Council and the Richmond Annex Neighborhood Council when the project is presented to the Design Review Board, the friendly amendment was accepted. The original motion with friendly amendment passed by the following vote: **Ayes:** Councilmembers Bates, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** Councilmember Martinez. **Abstentions:** Councilmember Beckles. **Absent:** None.

J-2. **Continued to February 2, 2016**, the matter to - (1) consider the appeal of the Design Review Permit (PLN14-211) filed by the Richmond Residents for Responsible Development for the construction of the Hilltop Apartments mixed-use development project located at the northwest corner of Hilltop Mall Road and Garrity Way (APN: 558-312-002); and (2) reaffirm, modify or reverse the Design Review Board's decision to approve the Design Review Permit.

REPORTS OF OFFICERS; STANDING COMMITTEE REPORTS, REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)

Mayor Butt announced that City Council liaison appointments would be made to external and internal boards and commissions at the City Council meeting on January 19, 2016.

ADJOURNMENT

There being no further business, the meeting adjourned at 8:05 p.m., to meet again on Tuesday, January 19, 2016, at 6:30 p.m.

Pamela Christian

Clerk of the City of Richmond

(SEAL)

Approved:

Tom Butt

Mayor