

**RICHMOND, CALIFORNIA, September 20, 2016**

The Richmond City Council Evening Open Session was called to order at 5:30 p.m.

**ROLL CALL**

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

**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**

**CONFERENCE WITH LABOR NEGOTIATORS  
(Government Code Section 54957.6):**

Agency designated representatives: Bill Lindsay, Lisa Stephenson, Bruce Soublet, Todd Simonson, Maria Blue and Jack Hughes.

Employee organizations: Richmond Police Officers Association (RPOA) and Service Employees International Union (SEIU, Local 1021).

**PUBLIC EMPLOYEE PERFORMANCE  
EVALUATION (Government Code Section 54957.6):**

Title: City Attorney

There were no public speakers.

The Open Session adjourned to Closed Session at 5:30 p.m. Closed Session adjourned at 6:14 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:30 p.m., by Mayor Butt, who led the Pledge of Allegiance to the Flag.

**ROLL CALL**

**Present:** Councilmembers Bates, Beckles, Myrick, McLaughlin, Pimplé, and Mayor Butt. **Absent:** Vice Mayor Martinez was absent for the entire meeting.

**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 final actions taken.

**REPORT FROM THE CITY MANAGER**

City Manager Bill Lindsay stated that in the interest of time he would not provide a report.

**OPEN FORUM FOR PUBLIC COMMENT**

Richmond Police Activities League (RPAL) Executive Director Larry Lewis announced that RPAL coordinated the transition of a Richmond at-risk youth to the Boys Town organization in Nebraska in-lieu of incarceration. Mr. Lewis expressed his appreciation to the community and councilmembers for their support and assistance.

Mark Wassberg gave comments regarding law enforcement and racial profiling.

Naomi Williams expressed her gratitude to all that attended the Candidates' Night sponsored by the Southside Improvement Group Plus One on August 20, 2016. Ms. Williams announced the Commission on Aging Zydeco Dance on October 22, 2016.

Alberta Henry and Jackie Thompson expressed their complaints regarding the Friendship Manor Senior Housing tenants relocation move and conditions at the property.

K. Harley expressed concerns regarding policing laws and the Terence Crutcher police shooting on September 15, 2016, in Tulsa, Oklahoma. Ms. Harley provided recommendations for police officer misconduct.

United Teachers of Richmond President Demetrio Gonzalez gave comments regarding the recent spike in violence in the community and the impact on schoolteachers.

Yes Nature to Neighborhoods Executive Director Eric Aaholm representing the Invest in Youth Coalition gave comments in support of Item H-1 pertaining to the Richmond Kids First initiative petition.

Rick Perez gave comments regarding Item H-8 related to human trafficking. Mr. Perez concurred with complaints related to conditions at the Friendship Manor Senior Housing property.

Richmond Progressive Alliance (RPA) Co-Coordinator Marilyn Langlois provided a brief overview of the RPA and mission. Ms. Langlois encouraged interested community members to contact the RPA.

Jovanka Beckles read a public statement from her in response to events that occurred at the September 13, 2016, City Council meeting related to a proposed moratorium on evictions and rent increases. Ms. Beckles announced that the full statement could be requested via email to: [jovonkabeckles@gmail.com](mailto:jovonkabeckles@gmail.com).

### **CITY COUNCIL CONSENT CALENDAR**

On motion of Councilmember Myrick, seconded by Councilmember Beckles, all items marked with an (\*) were approved by the unanimous vote of the City Council:

\*H-1. Received the Certificate of Sufficiency of Initiative Petition indicating that the Initiative petition entitled "Richmond Kids First" has a sufficient number of valid signatures to be submitted to the voters.

\*H-2. Adopted **Resolution No. 85-16** confirming the City of Richmond Investment Policy.

\*H-3. Reviewed and approved the City's Investment and Cash Balance Report for the months of June and July 2016.

\*H-4. Approved a contract with State Roofing Systems, Inc. for the removal and replacement of the roof at Fire Station 66 in an amount not to exceed \$58,574; and adopted **Resolution No. 86-16** authorizing use of the remaining balance of the Recovery Zone Economic Development Bond (RZEDB) to fund this project.

\*H-5. Approved a license agreement with San Francisco State University (SFSU) for eelgrass studies at various sub tidal locations at Point Molate with a term of one year and four one year options, and providing revenue to the City of \$1,000 per year.

\*H-6. Adopted **Resolution No. 87-16** authorizing the acceptance and appropriation of funds from the Contra Costa County Sheriff's Office, appointed by the California Office of Emergency Services to act on its behalf to coordinate, manage and distribute the awarded State Homeland Security Grant Program funds, in the amount of \$31,197 in support of the Fire Department's marine response training program.

\*H-7. Accepted and appropriated into the Fiscal Year 2016/17 budget a \$25,000 grant received from the San Francisco Foundation; and approved a contract with Richmond Police Activities League (RPAL) to implement My Brother's Keeper (MBK) Local Community Action Plan goals regarding expanded employment and training, and education programs as identified in the grant agreement, in an amount not to exceed \$25,000 and with a term ending June 30, 2017.

\*H-8. Approved the city manager's response to Grand Jury Report No. 1609 entitled, "Human Trafficking," and submittal of the response to the foreperson of the 2015-2016 Contra Costa County Civil Grand Jury.

\*H-9. Approved a grant-funded contract with Nelson\Nygaard Consulting Associates, Inc. for the development and implementation of a First Mile / Last Mile Transportation Strategic Plan in an amount not to exceed \$300,000 and for a term ending December 20, 2017.

\*H-10. Approved a grant-funded contract with the Oakland Private Industry Council to procure goods and services on behalf of RichmondWORKS and in support of EASTBAYWorks One-Stop Career Center System for fiscal year 2016-2017. The contract term will be September 20, 2016 through September 30, 2017 for a total contract amount not to exceed \$21,550.

\*H-11. Approved an amendment to a legal services agreement with Downey Brand, LLP for assistance with environmental issues associated with the 'Zeneca' site and the Richmond Bay Specific Plan, in the amount of \$40,000 for a total contract amount of \$50,000 with a term ending December 31, 2017.

\*H-12. Approved actions to update the Planning Commission: appointed Nancy Baer, re-appointment, seat #1, term expiration June 30, 2018, Jen Loy, re-appointment, seat #2, term expiration June 30, 2018, Andrew Butt, re-appointment, seat #4, term expiration June 30, 2018, Ben Choi, re-appointment, seat #5, term expiration June 30, 2018, Marilyn Langlois, re-appointment, seat #7, term expiration June 30, 2018.

\*H-13. Approved actions to update the Housing Advisory Commission and the Housing Authority Board of Commissioners: appointed Tanise Smith, new appointment, seat #3, term expiring November 1, 2018 to the Housing Advisory Commission; appointed Tanise Smith as a Tenant Commissioner to the Housing Authority Board of Commissioners.

\*H-14. Approved actions to update the Library Commission: appointed: Mimi Vitetta, new appointment, seat #2, term expiration July 1, 2019; announced the automatic resignation of Chloe Mosqueda, seat #1, term expiration July 1, 2018, and the resignation of Suzanne Gordon, seat #3, term expiration July 1, 2018; and directed the City Clerk to post the vacancy.

## **RESOLUTIONS**

I-1. The matter to adopt a resolution opposing Sutter Health Corporation's plans to cease emergency services and acute care hospital operations at Alta Bates Summit Medical Center Berkeley Campus was introduced by Councilmember McLaughlin. The following speakers gave comments: Michael Hill, Jackie Thompson, Alyssa Kang, Khadijah Kabba, and Melvin Willis. On motion of Councilmember McLaughlin, seconded by Councilmember Beckles, adopted **Resolution No. 88-16** and directed staff to send a cover letter with the certified resolution to the Chief Executive Officer of Alta Bates, passed by the unanimous vote of the City Council.

I-2. The matter to adopt a resolution authorizing the reactivation and restructuring of the Richmond Youth Council was introduced by Councilmember Beckles and presented by the Mayor's Office Chief of Staff David Gray. Mark Wassberg and Jackie Thompson gave comments. Discussion ensued. Mayor Butt officially accepted Jackie Thompson's offer to recruit new Richmond Youth Council members. On motion of Councilmember McLaughlin, seconded by Councilmember Beckles, adopted **Resolution No. 89-16** by the unanimous vote of the City Council.

I-3. The matter to adopt a resolution of the City Council formally endorsing Measure T, the West Contra Costa Unified School District (WCCUSD) Parcel Tax Renewal on the November 8, 2016, General Election ballot was presented by the Mayor's Office Chief of Staff David Gray. The following speakers gave comments in support: Don Gosney, WCCUSD Boardmember Madeline Kronenberg, Demetrio Gonzalez, and Cesar Zepeda. Ms. Kronenberg invited councilmembers to visit the Measure T website at: [www.measure-t.com](http://www.measure-t.com) to support and donate. The City Council requested Ms. Kronenberg to review the rescission of a permit issued to the Richmond Steelers Youth Football & Cheer team to use the field at DeAnza High School. A motion by Councilmember Bates, seconded by Councilmember Myrick, adopted **Resolution No. 90-16** by the unanimous vote of the City Council.

### **COUNCIL AS A WHOLE**

J-1. The matter to adopt a resolution directing staff to integrate portions of the draft Form-Based Code (FBC) into the Zoning and Subdivisions Regulations Update was presented by Director of Planning and Building Services Director Richard Mitchell and Project Manager Lina Velasco. Mayor Butt announced that a public hearing was not required for the proposed resolution. Mr. Mitchell's PowerPoint presentation highlighted the following: FBC was used to preserve and transform physical characteristics in communities; FBC project overview and background; zoning and subdivision regulations update; map of FBC recommended for adoption; and the staff recommendation to adopt the proposed resolution directing staff to integrate substantive provisions of the FBC into the zoning update. Discussion ensued. Staff agreed to prepare information concerning overlay zoning areas in a future resolution with the zoning update. On motion of Councilmember Myrick, seconded by Councilmember McLaughlin, adopted **Resolution No. 91-16** by the unanimous vote of the City Council.

J-2. The matter to discuss and consider providing direction to staff for amending Richmond Municipal Code (RMC) Chapter 9.17, Food Ware Ordinance to insert additional guidance on the use of polystyrene foam products was introduced by Councilmember McLaughlin and Mayor Butt. Mayor's Office Chief of Staff David Gray and City Manager's Office Management Analyst Mike Uberti presented the item. Laurie Hansen gave comments. Discussion ensued. The City Council requested staff to consult with the city's large grocery retailers, shipping warehouses, meat packaging wholesalers, and other associations in the city that would potentially be affected. Councilmember Myrick requested staff to take careful consideration with regard to enforcement measures for individual's use of polystyrene foam products in public recreational areas. Councilmember Beckles suggested that staff consider the use of signage in public recreational areas to warn individuals of polystyrene foam products regulations. A motion by Councilmember Myrick, seconded by Councilmember Beckles, directed staff to take the City Council's comments into consideration and draft said ordinance amendment, passed by the following vote: **Ayes:** Councilmember Beckles, McLaughlin, Myrick, Pimplé, and Mayor Butt. **Noes:** Councilmember Bates **Abstentions:** None. **Absent:** Vice Mayor Martinez.

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

Mayor Butt reported on attending the San Francisco Bay Conservation and Development Commission (BCDC) meeting as an alternate commissioner on September 15, 2016. Mayor Butt stated that a major project permit for trail access to the Richmond-San Rafael Bridge was approved by the BCDC.

Mayor Butt reported that he spoke as Vice Chair at the Contra Costa Transportation Authority meeting on September 19, 2016, in the dedication of the Interstate 80 Smart Corridor Project that is underway.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:16 p.m., in memory of Lillie Mae Jones, Claudia Williams, and in honor of the recent Richmond homicide victims, to meet again on Tuesday, September 27, 2016, at 6:30 p.m.

Pamela Christian  
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Clerk of the City of Richmond

(SEAL)

Approved:

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