

## **RICHMOND, CALIFORNIA, May 16, 2017**

The Richmond City Council Evening Open Session was called to order at 5:33 p.m.

### **ROLL CALL**

**Present:** Councilmembers Ben Choi, Eduardo Martinez, Gayle McLaughlin, Melvin Willis, Vice Mayor Jovanka Beckles, and Mayor Thomas K. Butt. **Absent:** Councilmember Jael Myrick arrived after the roll was called.

### **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 LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):**

Squires vs. City of Richmond

Honrick vs. City of Richmond

Manning vs. City of Richmond

Denham vs. City of Richmond

There were no public speakers.

The Open Session adjourned to Closed Session at 5:34 p.m. Closed Session adjourned at 6:31 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:35 p.m., by Mayor Butt, who led the Pledge of Allegiance to the Flag.

### **ROLL CALL**

**Present:** Councilmembers Choi, Martinez, McLaughlin, Myrick, Willis, and Mayor Butt. **Absent:** Vice Mayor Beckles arrived after the roll was called.

### **STATEMENT OF CONFLICT OF INTEREST**

None.

### **AGENDA REVIEW**

Item L-1 was continued to the May 23, 2017, City Council meeting. Item I-1 was moved to the end of the agenda for discussion. Item H-18 was removed from the Consent Calendar for discussion as the last item on the agenda.

## **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 reported on the following items: A family of osprey birds nested at the Richmond Shipyard. The Water Emergency Transportation Authority approved a \$16 million contract to develop a ferry terminal at Richmond's Sheridan Point, with service starting in September 2018. The City of Richmond's 2017 community survey has been mailed out to residents for response. The RichmondBUILD job training program celebrated its tenth year anniversary in April 2017. The Employment and Training Department received a grant from the Environmental Protection Agency in excess of \$200,000 for job training programs. 'Bike to Work' day was May 11, 2017. The second annual 'Richmond Promise Scholars Celebration' was scheduled on May 25, 2017. The first annual 'Taste of Richmond' event was scheduled on May 20, 2017.

## **OPEN FORUM FOR PUBLIC COMMENT**

Bea Roberson suggested that temporary maintenance workers (referenced in item H-11) be assigned to landscape maintenance needed at City of Richmond properties. Ms. Roberson expressed concerns regarding rampant blight in the City of Richmond.

Eleanor Thompson requested the Council to allocate funds in the proposed operating budget to support local organizations. Ms. Thompson expressed concerns that the Council had never voted in favor of a grant award to the Men & Women of Valor organization. Ms. Thompson stated that the Council should not favor specific organizations and must represent all organizations.

Angela Flores and Ana Gonzalez gave comments regarding rent control and evictions. Both speakers expressed concerns regarding when the City of Richmond intended to provide legal representation for tenants.

John Collins, Michael Morand, Remi Payne, Dwight Adams, Bobby Robertson, Emily Harris, Lorenzo Graham, Pam Bilbo, and Fredrick Hamilton gave comments regarding the community services provided by the Men & Women of Valor organization. Some in the group expressed concerns that the organization was not being equally supported by the Council. Mr. Morand and Mr. Robertson announced the organization's 'Sweeping the City' event on Saturday, May 27, 2017, 10:00 a.m. to 2:00 p.m. Others in the group requested a fee waiver to rent the Richmond Memorial Auditorium for the organization's fundraising event scheduled on August 19, 2017.

Madalyn Law, Naomi Williams, Jonas Juhlin, Clarita Griffin, Mary Stewart, Margie Thompson, and Irene Irving requested a four-way stop sign at Center and South 37<sup>th</sup>

Streets. The group also reported issues with the height of the speed bumps at that location.

David Rohrer recommended that the Council consider appointing existing part-time employee Genoveva Sirlopu to a full-time Program Coordinator position in the Community Services Department.

Rick Perez, Patricia Perez, and K. Harley gave comments regarding the Pedie Perez case and the Contra Costa County District Attorney. Mr. Perez gave comments regarding a recent police shooting in Dallas, Texas and policing Bill of Rights.

Ben Schwartz expressed his appreciation for increases in the proposed operating budget for the Community Services Department and capital outlay.

Kathy Robinson encouraged everyone to acknowledge the homeless as human beings and show them respect.

*(Discussion ensued regarding legal representation for the Richmond Rent Program. Mayor Butt ruled the discussion out of order and recommended that a councilmember place the matter on a future agenda. A motion made by Councilmember Willis to overrule the Mayor's objection and proceed with the discussion, died for lack of a second).*

#### **CITY COUNCIL CONSENT CALENDAR**

On motion of Councilmember Myrick, seconded by Councilmember McLaughlin, the item(s) marked with an (\*) were approved by the unanimous vote of the City Council:

\*H-1. Received a report on the Richmond Municipal Sewer District for the month of March 2017.

\*H-2. Adopted **Resolution No. 45-17** approving the Engineer's Report for Fiscal Year 2017-2018 for the Hilltop Landscape Maintenance District ("HLMD"), declaring the Council's intention to increase the annual assessment in the HLMD, and announcing a public hearing about the proposed increased assessment on June 20, 2017, at 6:30 p.m. in the City Council Chambers at 440 Civic Center Plaza in the City of Richmond.

\*H-3. Adopted **Resolution No. 46-17** approving the Engineer's Report for Fiscal Year 2017-2018 for the Marina Bay Landscaping and Lighting Maintenance District, declaring the Council's intention to increase the annual assessment in the Marina Bay Landscaping and Lighting Maintenance District, and announcing a public hearing about the proposed increased assessment on June 20, 2017, at 6:30 p.m. in City Council Chambers at 440 Civic Center Plaza in the City of Richmond.

\*H-4. Approved the purchase of 10 Getac V110 mobile data computers and accessories from DuraTech USA, Inc. in an amount not to exceed \$65,000.

\*H-5. Approved a First Amendment to the contract with DNV GL Energy Services USA, Inc. to provide energy efficiency incentives to Richmond businesses, increasing the amount of the contract by \$125,000 for a total contract amount not to exceed \$250,000, and for a term ending December 31, 2018.

\*H-6. Adopted **Resolution No. 47-17** and **Resolution No. 48-17** authorizing the city manager to submit applications for (1) Greening the Yellow Brick Road project (with Pogo Park), and (2) Greening the Eastern Portion of the Richmond Greenway (with Groundwork Richmond) for the 2017 funding round of the California Natural Resources Agency Greenhouse Gas Emission Reduction Program, and to enter into a funding agreement with the California Natural Resources Agency, if the grants are awarded.

\*H-7. Approved a payment to Nichols Consulting Engineers (NCE) for emergency services, including investigation and engineering design, at the Rifle Range Road landslide, in an amount not to exceed \$100,000.

\*H-8. Adopted **Resolution No. 49-17** approving amendments to existing on-call contracts with two (2) consulting firms: the contract amount for Nichols Consulting Engineers for engineering design would increase by \$600,000 to a total not to exceed \$1,200,000; the contract amount for Vallier Design Associates for architectural landscape design services would increase by \$450,000 to a total not to exceed \$800,000. The terms for each contract would be extended to June 30, 2020.

\*H-9. Adopted **Resolution No. 50-17** renewing and continuing the local emergency on Rifle Range Road due to landslide damage, which was first declared by the City Council on March 7, 2017.

\*H-10. Adopted **Resolution No. 51-17** renewing and continuing the local emergency on Via Verdi due to landslide damage, which was first declared by the City Council on February 28, 2017.

\*H-11. Adopted **Resolution No. 52-17** to accept and appropriate into the Fiscal Year 2016-17 budget a \$300,000 grant received from the California Employment Development Department; and approved hiring up to 15 part-time temporary hourly Maintenance Aide II positions for cleanup and repair of storm drains and other public properties damaged in the 2017 storms.

\*H-12. Approved the grant-funded purchase of 15 Mobile CCTV cameras from Metro Video Systems in an amount not to exceed \$45,000, to be used to assist in the prevention and enforcement of illegal dumping activity.

\*H-13. Accepted and appropriated a \$434,300 Illegal Disposal Site Abatement Grant from CalRecycle to be used for illegal dumping prevention and clean-up initiatives.

\*H-14. Approved a five-year contract with Mark 43 to develop and maintain a police computer aided dispatch and records management system from May 1, 2017, to June 30, 2022, in an amount not to exceed \$1,500,000.

\*H-15. Approved the minutes of the April 4, 18, 25, and May 2, 2017, regular meetings of the Richmond City Council.

\*H-16. Approved a proclamation declaring May 20, 2017, as National Kids to Parks Day in the City of Richmond.

\*H-17. Approved a proclamation celebrating the 70th anniversary of Providence Baptist Church.

H-18. **Continued to May 23, 2017**, the matter to adopt a resolution authorizing the installation of a 4-way stop traffic control at the intersection of Ohio Avenue and 2nd Street.

\*H-19. Authorized the city manager to negotiate and execute all necessary agreements required to lease, license, construct, operate, and maintain the Water Emergency Transportation Authority Richmond Ferry Terminal, ferry service, and required parking.

### **BUDGET SESSION**

I-1. The matter to receive presentations from department representatives, providing an overview of their proposed operating budget for Fiscal Year 2017-18 was introduced by Finance Director Belinda Warner. Representatives of the following departments presented PowerPoint presentations that highlighted proposed mission, goals, staff, and operating budget: Office of the Mayor; City Council; Citizen's Police Review Commission; City Manager's Office; City Clerk's Office; City Attorney's Office; Finance; Human Resources; Information Technology; Employment and Training; Community Services; Library and Cultural Services; Office of Neighborhood Safety; Police; Fire; Planning and Building Services; and the Department of Infrastructure Maintenance and Operations (DIMO). Discussion ensued. The Council requested a detailed explanation for benefits budgetary line items. The Council recommended that the revenue line item description "Property Taxes" for the Fire Department, state "Measure H" (county-wide special tax for emergency medical services). The Council recommended that the Planning and Building Services Department: conduct an internal audit to determine plan check services processing times and staffing levels; and improve building code enforcement according to plan check for projects underway. The Council recommended outreach to inform the public of which City of Richmond departments or divisions to contact for their specific service needs. The Council suggested that hiring additional plan checkers may be necessary in lieu of contract services. The Council expressed concerns that plan check services provided by different plan checkers on the same plans were inconsistent. The Council requested additional information regarding DIMO's property receivership program. The

Council requested DIMO to address illegal dumping and suggested staff consider a citizens volunteer code enforcement commission. The Council requested that the maintenance of overgrown weeds on City of Richmond property, private property, and medians be enforced. The Council recommended that the Director of DIMO meet with landscape maintenance workers regarding the policy against herbicides.

*(At approximately 10:57 p.m., a motion made by Councilmember Myrick to extend the meeting until 11:30 p.m., died for lack of a second. Another motion made by Councilmember Myrick to extend the meeting until 11:15 p.m., seconded by Councilmember McLaughlin, passed by the following vote: Ayes: Councilmembers Choi, Martinez, McLaughlin, Myrick, Willis, and Vice Mayor Beckles. Noes: Mayor Butt. Absent: None. Abstentions: None).*

(I-1 continued) Cesar Zepeda gave comments. The Engineering and Capital Improvements Director presented a PowerPoint presentation that highlighted proposed mission, goals, staff, and operating budget. Discussion ensued. The Council requested the Engineering and Capital Improvements Department to check the height of the speed bump at Center and 37<sup>th</sup> Streets. The Council recommended that the process for requesting speed bumps and stop signs be posted on the City of Richmond's website. The Mayor continued the following departmental budget presentations to the May 23, 2017, meeting: Housing Programs, Successor Agency (to the Richmond Redevelopment Agency), Water Resource Recovery, and Port of Richmond.

## **PUBLIC HEARINGS**

J-1. The city clerk announced that it was time, pursuant to public notice, to hold a public hearing to adopt a resolution of intention to renew the Downtown Richmond Property and Business Improvement District. The item was presented by Economic Development Administrator Janet Johnson and Richmond Main Street Initiative Executive Director Amanda Elliott. Mayor Butt declared the public hearing open. There were no public speakers. Mayor Butt declared the public hearing closed. On motion of Councilmember Willis, seconded by Councilmember Myrick, adopted **Resolution No. 53-17** by the unanimous vote of the City Council.

## **RESOLUTIONS**

K-1. The matter to adopt a resolution in support of keeping adult education classes at the Serra Adult Center in the City of Richmond was presented by Councilmembers Martinez and McLaughlin. The following speakers gave comments: Kristen Pursley, Jim Knebelman, Eva Oviedo, George Pursley, Silvia Avila, Betty He, Janet Johnson, and Maria Hernandez. Discussion ensued. On motion of Councilmember Martinez, seconded by Councilmember Martinez, adopted **Resolution No. 54-17** by the unanimous vote of the City Council.

**COUNCIL AS A WHOLE**

L-1. **Continued to May 23, 2017**, the matter to review and discuss options for City of Richmond paratransit service and provide direction to staff.

L-2. The matter to authorize staff to proceed with an agreement for the short term use of 2-3 acres of Pt. Molate at Drum Lot 1 (the area between building 132 and 89) to Intren, a major electrical services provider under long-term contract to PG&E, for storing trucks, trailers, clean equipment and supplies for a monthly fee provided to the City was presented by Councilmember McLaughlin. Jim Hanson gave comments. Discussion ensued. On motion of Councilmember McLaughlin, seconded by Vice Mayor Beckles, approved said agreement by the unanimous vote of the City Council.

L-3. The matter to direct staff to retain professional property management services for any and all short term uses of Pt. Molate was presented by Councilmember McLaughlin. Discussion ensued. Bea Roberson gave comments. A motion made by Councilmember McLaughlin, seconded by Councilmember Willis, passed by the following vote: **Ayes:** Councilmembers Choi, Martinez, McLaughlin, Myrick, Willis, and Vice Mayor Beckles. **Noes:** Mayor Butt. **Absent:** None. **Abstentions:** None.

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

None.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 11:15 p.m., to meet again on Tuesday, May 23, 2017, at 6:30 p.m.

Pamela Christian  
\_\_\_\_\_  
Clerk of the City of Richmond

(SEAL)

Approved:

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