



Office of the City Manager

CONSENT CALENDAR
May 19, 2026

To: Honorable Mayor and Members of the City Council

From: Paul Buddenhagen, City Manager

Submitted by: Mark Numainville, City Clerk

Subject: Minutes for Approval

RECOMMENDATION

Approve the minutes for the Council meetings of April 14, 2026 (regular), April 20, 2026 (closed), April 21, 2026 (regular), and April 28, 2026 (regular).

CONTACT PERSON

Mark Numainville, City Clerk, (510) 981-6900

Attachments:

1. April 14, 2026 – Regular City Council Meeting
2. April 20, 2026 – Special Closed City Council Meeting
3. April 21, 2026 – Regular City Council Meeting
4. April 28, 2026 – Regular City Council Meeting

MINUTES
BERKELEY CITY COUNCIL MEETING
Tuesday, April 14, 2026
6:00 PM

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702
 TELECONFERENCE LOCATION - 1027 BANCROFT WAY, BERKELEY, CA 94710

ADENA ISHII, MAYOR

COUNCILMEMBERS:

DISTRICT 1 – RASHI KESARWANI
 DISTRICT 2 – TERRY TAPLIN
 DISTRICT 3 – BEN BARTLETT
 DISTRICT 4 – IGOR TREGUB

DISTRICT 5 – SHOSHANA O'KEEFE
 DISTRICT 6 – BRENT BLACKABY
 DISTRICT 7 – CECILIA LUNAPARRA
 DISTRICT 8 – MARK HUMBERT

*This meeting will be conducted in a hybrid model with both in-person and virtual attendance. Attend this meeting remotely using [Zoom](#). To request to speak, use the "raise hand" function in Zoom. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 160 368 9357**. To provide public comment, Press *9 and wait to be recognized by the Chair. To submit a written communication for the public record, email council@berkeleyca.gov.*

Live captioned broadcasts of Council meetings are available on B-TV (Channel 33) and via [internet video stream](#). All Council meetings are recorded.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting, however, if you are feeling sick, please do not attend the meeting in person. The City Council may take action related to any subject listed on the Agenda.

Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. "Disrupting" means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.

Government Code Section 84308 (Levine Act) - Parties to a proceeding involving a license, permit, or other entitlement for use are required to disclose if they made contributions over \$500 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$500 in contributions to a decisionmaker for the 12 months after the final decision is rendered on the proceeding. The above contribution disclosures and restrictions do not apply when the proceeding is competitively bid, or involves a personnel or labor contract. For more information, see Government Code Section 84308.

Preliminary Matters

Roll Call: 6:05 p.m.

Present: Kesarwani, Taplin, Tregub, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii

Absent: Bartlett

Councilmember Bartlett present at 6:13 p.m.

Councilmember Kesarwani participated in the meeting remotely under the “just cause” exception in the Brown Act due to a childcare or caregiving need.

Councilmember Bartlett participated in the meeting remotely under the “just cause” exception in the Brown Act due to a need related to a physical condition.

Land Acknowledgement Statement: *The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley’s residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley’s incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

Ceremonial Matters:

1. Adjourned in Memory of Cynthia Brantly Pierce, Community Activist
2. Adjourned in Memory of Winston Burton, Berkeley Commissioner and Community Activist

City Manager Comments: None

Public Comment on Non-Agenda Matters: 7 speakers.

Public Comment by Employee Unions: 1 speaker.

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 27 speakers.

Action: M/S/C (Humbert/Tregub) to adopt the Consent Calendar in one motion except as indicated.

Vote: All Ayes.

Consent Calendar

- 1. Contract No. 32400067 Amendment: Westcoast Online Information Systems, Inc. DBA NetFile for Online Campaign Reporting, Public Financing Administration, Form 700 Filing and Tracking, State Law SB 827 Fiscal & Financial Training and Tracking, and State Law AB 1234 Ethics Training and Tracking**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32400067 with Westcoast Online Information Systems, Inc. DBA NetFile to increase the not-to-exceed amount by \$11,850 for financial and ethics training tracking and administration for a total contract amount not to exceed \$182,550 within the original term of October 23, 2023 to September 20, 2028.
Financial Implications: See report
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Adopted Resolution No. 72,211–N.S.
- 2. Revenue Contract: City of Emeryville for Animal Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to enter into a revenue contract and any necessary amendments with the City of Emeryville to provide certain animal care services to be performed from FY2027 through FY2029, for which the City of Emeryville will pay the City of Berkeley a total amount not to exceed \$519,112.
Financial Implications: See report
Contact: Peter Radu, City Manager's Office, (510) 981-7000
Action: Adopted Resolution No. 72,212–N.S.
- 3. Contract No. 42400040 Amendment: City of Albany for Animal Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend an existing contract (contract number 42400040) and execute any necessary amendments thereafter with the City of Albany to provide certain animal care services for which the City of Albany will pay the City of Berkeley \$413,582 for services performed from FY2027 through FY2029, for a new not to exceed amount of \$704,601.
Financial Implications: See report
Contact: Peter Radu, City Manager's Office, (510) 981-7000
Action: Adopted Resolution No. 72,213–N.S.

Consent Calendar

- 4. Contract No 32200032 Amendment: Administration of Downtown Berkeley Property Based Business Improvement District (DPBID), with the Downtown Berkeley Association**
From: City Manager
Recommendation: Adopt a Resolution to amend Contract No. 32200032 between the Downtown Berkeley Association (DBA) and the City of Berkeley. This amendment intends to modify the existing Not-to-Exceed (NTE) amount of the contract to allow all pass-through amounts collected on behalf of the Downtown Berkeley Property Based Business Improvement District (DPBID) above the existing NTE amount to be paid to the DBA when received. This amendment to the contract with the DBA will increase the contract amount by \$1,408,096 for a new contract amount NTE \$8,693,353.
Financial Implications: See report
Contact: Eleanor Hollander, Economic Development, (510) 981-7530
Action: Adopted Resolution No. 72,214–N.S.
- 5. Contract No 32600096 Amendment: Administration of the Elmwood Business Improvement District (Elmwood Business Association)**
From: City Manager
Recommendation: Adopt a Resolution to amend Contract No. 32600096 between the Elmwood Business Association and the City of Berkeley. This amendment intends to modify the existing Not-to-Exceed (NTE) amount of the contract by increasing it to \$50,000 (from \$30,000) to align with additional collections anticipated due to the expansion of the boundary of the Elmwood Business Improvement District (BID).
Financial Implications: See report
Contact: Eleanor Hollander, Economic Development, (510) 981-7530
Action: Adopted Resolution No. 72,215–N.S.
- 6. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 14, 2026**
From: City Manager
Recommendation: Approve the request for proposals or invitation for bids that will be, or are planned to be, issued upon final approval by the requesting department or division. All contracts over the City Manager’s threshold will be returned to Council for final approval.
Financial Implications: \$817,901 - Various Funds
Contact: Henry Oyekanmi, Finance, (510) 981-7300
Action: Approved recommendation.

Consent Calendar

- 7. Revenue Contract: Department of Health Care Services Performance Contract for City of Berkeley for Behavioral Health Services Act**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or designee to execute a contract and any amendments with the California Department of Health Care Services (DHCS) in the amount of approximately \$10,000,000 each year from July 1, 2026 through June 30, 2029, (FY 2027 – 2029) for the Behavioral Health Services Act (BHSA), Lanterman-Petris-Short (LPS) Act, Projects for Assistance in Transition from Homelessness (PATH), Community Mental Health Services Block Grant (MHBG), and Crisis Counseling Assistance and Training Program (CCP) programs and county provision of community mental health services pursuant to the Bronzan-McCorquodale Act.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5100
Action: Adopted Resolution No. 72,216–N.S.
- 8. Contract No. 32200185 Amendment: Sonya Dublin Consulting to Provide Evaluation Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager, or designee, to execute an amendment and any subsequent amendments or extensions to Contract No. 32200185 with Sonya Dublin Consulting for evaluation services. The amendment would increase the contract amount by \$62,400, for a total not-to-exceed amount of \$171,600.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5100
Action: Adopted Resolution No. 72,217–N.S.
- 9. Contracts for On-Call Hardscape Installation and Repair Services at Parks, Recreation, and Waterfront Facilities**
From: City Manager
Recommendation: Adopt three Resolutions authorizing the City Manager to execute on-call contracts and amendments for hardscape installation and repair services for a period of three years each with the following:
1. Redwood Engineering Construction, for an amount not to exceed \$300,000.
2. Kerex Engineering, Inc., for an amount not to exceed \$300,000.
3. Calico California Constructores, Inc., for an amount not to exceed \$300,000.
Financial Implications: See report
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
Contact: Wahid Amiri, Public Works, (510) 981-6300
Action: Adopted Resolution No. 72,218–N.S. (Redwood), Resolution No. 72,219–N.S. (Kerex), and Resolution No. 72,220–N.S. (Calico).

Consent Calendar

10. **Contracts for On-Call Painting and Repair Services at Parks, Recreation, and Waterfront Facilities**

From: City Manager

Recommendation: Adopt three Resolutions authorizing the City Manager to execute on-call contracts and any amendments for painting and repair services for a period of three years each with the following:

1. Athen's Painting & Commercial Coatings, Inc, for an amount not to exceed \$300,000;
2. SDM Construction, for an amount not to exceed \$300,000; and
3. Aiden's Quality Painting, Inc., for an amount not to exceed \$300,000.

Financial Implications: See report

Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

Action: Adopted Resolution No. 72,221–N.S. (Athen's), Resolution No. 72,222–N.S. (SDM), and Resolution No. 72,223–N.S. (Aiden's).

11. **Contracts: Pavement and Safety Improvement/Program Management Consulting Services for Measure FF-funded Projects**

From: City Manager

Recommendation: Adopt eight Resolutions authorizing the City Manager to execute contracts and any amendments with NCE, Pavement Engineering, Inc., Kittleson & Associates, Sanbell, Bureau Veritas, Cordoba Corporation, Alta Planning + Design, Inc. and Mark Thomas for on-call professional services for Measure FF-funded projects for the amounts listed below, each for a period not to exceed three years:

1. NCE for an amount not to exceed \$2,500,000
2. Pavement Engineering, Inc. for an amount not to exceed \$2,500,000
3. Kittleson & Associates for an amount not to exceed \$2,500,000
4. Sanbell for an amount not to exceed \$2,000,000
5. Bureau Veritas for an amount not to exceed \$1,500,000
6. Cordoba Corporation for an amount not to exceed \$1,500,000
7. Alta Planning + Design, Inc. for an amount not to exceed \$1,000,000
8. Mark Thomas for an amount not to exceed \$800,000

Financial Implications: See report

Contact: Wahid Amiri, Public Works, (510) 981-6300

Action: Adopted Resolution No. 72,224–N.S. (NCE), Resolution No. 72,225–N.S. (Pavement Engineering), Resolution No. 72,226–N.S. (Kittleson), Resolution No. 72,227–N.S. (Sanbell), Resolution No. 72,228–N.S. (Bureau Veritas), Resolution No. 72,229–N.S. (Cordoba), Resolution No. 72,230–N.S. (Alta Planning), and Resolution No. 72,231–N.S. (Mark Thomas).

Council Consent Items

12. **Referral to the City Manager and the Parks Commission the Request to Develop and Implement a Plan and Identify Budget to Rename City of Berkeley Locations, Events, and the City Holiday Currently Named for Cesar Chavez, and Engage with the Chavez/Huerta Commemoration Period Partners and Latinos Unidos de Berkeley to Bring Back to City Council Recommendations for How the City of Berkeley May Move Forward with a Name Changes That Will Continue to Honor the Legacy of Labor Organizing and Solidarity for Farm Workers and Recognize Farm Workers as the Backbone of America**
From: Mayor Ishii (Author), Councilmember Lunaparra (Co-Sponsor), Councilmember Humbert (Co-Sponsor), Councilmember O'Keefe (Co-Sponsor)
Recommendation: Refer to the City Manager and the Parks Commission the request to develop and implement a plan and identify budget to rename City of Berkeley locations, events, and the city holiday currently named for Cesar Chavez and engage with the Chavez/Huerta Commemoration Period partners and Latinos Unidos de Berkeley to bring back to City Council recommendations for how the City of Berkeley, may move forward with a name changes that will continue to honor the legacy of labor organizing and solidarity for farm workers and recognize farm workers as the backbone of America.
Financial Implications: See report
Contact: Adena Ishii, Mayor, (510) 981-7100
Action: Approved recommendation.

Council Consent Items

13. **Referral to Establish a Citywide Local Density Bonus Program to Facilitate Lower-Cost Ownership Homes (Condominiums)** *(Reviewed by the Land Use, Housing & Economic Development Committee)*

From: Councilmember Kesarwani (Author), Councilmember Tregub (Co-Sponsor), Mayor Ishii (Co-Sponsor)

Recommendation: Refer to the City Manager to develop a citywide local density bonus modelled after the state density bonus that would incentivize new condominium development by allowing condo projects to take advantage of the same densities, bonuses, waivers, and concessions available under state density bonus law. Under the local density bonus, however, condo projects would be able to pay the current in-lieu affordable housing fee to the City's Housing Trust Fund for all units, rather than create on-site for-sale below-market-rate condo units—a requirement under state density bonus law that renders larger-scale condo development infeasible. Further, the local density bonus shall consider concession rules that uphold the City's workforce standards. The fiscal and policy goals of this proposed local density bonus are to help stalled rental residential projects in our downtown reach feasibility as condo projects, which will provide affordable housing in-lieu fee revenue, property tax revenue, serve as an economic force multiplier for our downtown, and provide much-needed ownership opportunities for young families seeking a starter home and aging residents seeking to downsize. Further, the local density bonus should apply citywide or downtown or on San Pablo Avenue, considering the area(s) that is most feasible, and provide language for at least two options for applicability: 1) Projects that have vested prior to Jan. 1, 2025 only; and 2) All projects regardless of vesting date—and to consider a sunset date, or a progress report to help determine an appropriate sunset date.

The reason for providing these two options is so that Council may consider economic conditions and the number of stalled projects at the time that the ordinance is under consideration. And further, to consider removing the exemption on the first 5,000 square feet for the affordable housing in-lieu fee. Further, request information from staff on whether it is financially feasible and operationally possible to provide Affordable Housing Trust funding to provide for below-market-rate condos on site.

Council Consent Items

Policy Committee Recommendation: To send the item to the City Council with a qualified positive recommendation and with the recommendation revised to read as follows: Refer to the City Manager to develop a citywide local density bonus modelled after the state density bonus that would incentivize new condominium development by allowing condo projects to take advantage of the same densities, bonuses, waivers, and concessions available under state density bonus law. Under the local density bonus, however, condo projects would be able to pay the current in-lieu affordable housing fee to the City's Housing Trust Fund for all units, rather than create on-site for-sale below-market-rate condo units—a requirement under state density bonus law that renders larger-scale condo development infeasible. The fiscal and policy goals of this proposed citywide local density bonus are to help stalled rental residential projects in our downtown reach feasibility as condo projects, which will provide affordable housing in-lieu fee revenue, property tax revenue, serve as an economic force multiplier for our downtown, and provide much-needed ownership opportunities for young families seeking a starter home and aging residents seeking to downsize. Further, the local density bonus should apply citywide or downtown and provide language for at least two options for applicability: 1. Projects that have vested prior to January 1, 2025 only; and 2. All projects regardless of vesting date – and to consider a sunset date, or a progress report to help determine an appropriate sunset date. The reason for providing these two options is so that Council may consider economic conditions and the number of stalled projects at the time that the ordinance is under consideration. And further, to consider removing the exemption on the first 5,000 square feet for the affordable housing in-lieu fee. Further, information from staff on whether it is financially feasible and operationally possible to provide Affordable Housing Trust funding to provide for below-market rate condos on site.

Financial Implications: Staff time

Contact: Rashmi Kesarwani, Councilmember, District 1, (510) 981-7110

Action: Approved recommendation as recommended by the Land Use, Housing & Economic Development Committee.

14. **Kala Art 2026: Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds**

From: Councilmember Taplin (Author)

Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember, including \$500 from Councilmember Taplin, to support Art Institute 2026.

Financial Implications: See report

Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120

Action: Councilmember O'Keefe added as a co-sponsor. Adopted Resolution No. 72,232–N.S. revised to include contributions from the following Councilmembers up to the amounts listed: Councilmember Blackaby - \$250; Councilmember Tregub - \$150; Councilmember Lunaparra - \$150; Councilmember Kesarwani - \$100; Councilmember Bartlett - \$150; Councilmember O'Keefe - \$200; Councilmember Humbert - \$250; Mayor Ishii - \$250.

Council Consent Items

15. **Celebración Cultural Sylvia Mendez (Spring Cultural Celebration) by the Sylvia Mendez School PTA: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**
From: Councilmember Bartlett (Author)
Recommendation: Adopt a Resolution approving the expenditure of funds, including \$1,000 from the discretionary council office budget of Councilmember Ben Bartlett, to the Sylvia Mendez Elementary School PTA to host a Spring Cultural Celebration event on April 26, 2026, on campus. The funds will be relinquished to the City's General Fund from the discretionary council office budget of Councilmember Ben Bartlett and the discretionary council office budgets of any other City Councilmembers who would like to contribute.
Financial Implications: See report
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130
Action: Adopted Resolution No. 72,233–N.S. revised to include contributions from the following Councilmembers up to the amounts listed: Councilmember Blackaby - \$250; Councilmember Tregub - \$150; Councilmember Lunaparra - \$250; Councilmember Kesarwani - \$100; Councilmember O'Keefe - \$200; Councilmember Humbert - \$250; Mayor Ishii - \$250; Councilmember Taplin - \$500.
16. **Recommendation to Parks and Waterfront Commission to Explore the Naming of a Public Plaza in South Berkeley as Delores Cooper Plaza**
From: Councilmember Bartlett (Author)
Recommendation: Refer to the Parks, Recreation, and Waterfront Commission to explore naming of the public plaza located at the intersection of Adeline Street and Fairview Street within the Lorin District corridor in South Berkeley as Delores Cooper Plaza; including process and directive of coordinating implementation, historical preservation, such as signage, universal design, and public engagement with community partners to document Delores Cooper's historic contributions to the City of Berkeley.
Financial Implications: See report
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130
Action: Approved recommendation.

Council Consent Items

17. **Referral to the City Manager: Amendments to the Berkeley Green Code for Newly Constructed Buildings and Existing Construction** (*Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Policy Committee*)
From: Councilmember Tregub (Author), Councilmember Taplin (Co-Sponsor), Councilmember Lunaparra (Co-Sponsor)
Recommendation: Refer to the City Manager the following: 1. Continued development of a Single Source Energy Margin (Single Margin) reach code for adoption; 2. Further analysis, for future consideration, of additional Green Building policy and operational measures, such as Flexible Path (FlexPath) and Air Conditioner to Heat Pump (AC2HP) provisions, and/or other applicable pathways; and 3. Further streamlining, as feasible and appropriate, of the approval of certain Green Building equipment, systems, features, and processes for residential and residential-over-ground-floor-commercial construction. Consideration should be given to the establishment of an expedited permitting pathway for installations performed by contractors that participate in a California Division of Apprenticeship Standards-approved apprenticeship program in the applicable trade. As part of this ongoing work, the City Manager shall continue to examine the projected costs and potential savings, as applicable, associated with the referral; evaluate the complexity of compliance; and develop options to simplify requirements and reduce friction, particularly for smaller builders, developers, and homeowners.
Policy Committee Recommendation: To send the item to council with a qualified positive recommendation with the provisions that the ongoing work reexamine projected costs, evaluate the complexity of compliance, and offer options for making it simpler and as low friction as possible particularly for smaller builders, developers, and homeowners.
Financial Implications: See report
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140
Action: Approved recommendation as recommended by the Facilities, Infrastructure, Transportation, Environment & Sustainability Policy Committee.

Action Calendar – Old Business

18. **Mills Act Contract – 2845 Woolsey Street** (*Continued from March 24, 2026*)
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to enter into a Mills Act contract with Michael Pearson and Annette Blum Pearson for the maintenance and restoration of a City Landmark property at 2845 Woolsey Street.
Financial Implications: See report
Contact: Jordan Klein, Planning and Development, (510) 981-7400
Action: Moved to Consent Calendar. Adopted Resolution No. 72,234–N.S.

Action Calendar – New Business

- 19. Proposed Resolution Limiting Use of City Property to Authorized Uses That Further City Purposes and Protect Access to City Services**
From: City Attorney
Recommendation: Adopt a Resolution limiting the use of City property to authorized uses that further City purposes and protect access to City services. This policy will ensure that City assets are not misappropriated in a manner that inhibits access to City services and interferes with City programs and other purposes.
Financial Implications: See report
Contact: Farimah Brown, City Attorney, (510) 981-6950
Action: 0 speakers. M/S/C (Blackaby/Tregub) to adopt Resolution No. 72,235–N.S.
Vote: All Ayes.
- 20. Amendments to BMC Title 3.24 (Landmarks Preservation Commission) to Revise Procedures for Designating Landmarks, Historic Districts and Structures of Merit and Incorporate Technical Edits**
From: City Manager
Recommendation: Adopt the first reading of an ordinance amending BMC Title 3.24 (Landmarks Preservation Commission) to revise procedures for designating landmarks, historic districts and structures of merit, and to incorporate technical edits.
Financial Implications: See report
Contact: Jordan Klein, Planning and Development, (510) 981-7400
- Action:** M/S/C (Tregub/Lunaparra) to accept revised material from Councilmember Tregub on Item 20.
Vote: All Ayes.
- Action:** 17 speakers. M/S/C (Taplin/O’Keefe) to
1) adopt the first reading of Ordinance No. 8,005–N.S. as proposed by staff and incorporating the alternatives proposed by Councilmember Kesarwani; further amended as noted below:
- Add language in Supplemental Communications Packet #2 from Councilmember Humbert regarding the 5-year term and other SB 330 provisions.
 - Include new language from at the meeting to add paragraph 3. under 3.24.120(C) to read “If the property owner submits a formal zoning application for a wholly non-residential project on the subject property during the 5-year exception period, the exception period shall immediately terminate and the processing of any landmark designation may resume.”
 - Amended to apply a 200-signature threshold in all circumstances
- 2) request a report from the City Manager in one year regarding the implementation of the new regulations.
Second reading scheduled for April 28, 2026.
Vote: Ayes – Kesarwani, Taplin, Bartlett, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – Tregub.

Information Reports

21. **Environment and Climate Commission 2026 Work Plan**
From: Environment and Climate Commission
Contact: Sarah Moore, Commission Secretary, (510) 981-7400
Action: Received and filed.
22. **Bond Measure Subcommittee — Final Report**
From: Parks and Waterfront Commission
Contact: Roger Miller, Commission Secretary, (510) 981-6700
Action: Received and filed.

Public Comment – Items Not Listed on the Agenda - 4 speakers.

Adjournment

Action: M/S/C (Tregub/Humbert) to adjourn the meeting.

Vote: All Ayes.

Adjourned at 9:47 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting of the City Council held on April 14, 2026.

Mark Numainville, City Clerk

Communications

Item #20: Amendments to BMC Title 3.24 (Landmarks Preservation Commission) to Revise Procedures for Designating Landmarks, Historic Districts and Structures of Merit and Incorporate Technical Edits

1. Isaac Warshauer

Flock Concerns

2. Ellen Ayres
3. Ying Su
4. Pamela Tellew
5. Arlene Owseichik

Upzoning

6. Dawn Thomas
7. David Salk
8. Julie Nachtwey (2)
9. Ellen Hahn
10. Shmuel Weissman
11. Margot Smith (2)
12. Penny Dedel
13. Nancy Bartell

- 14. Rocky Offner
- 15. Aimee Baldwin (6)
- 16. Gael Alcock
- 17. Yerasi Maeda
- 18. Henry Hieslmair
- 19. Alex Wong

Hopkins St.

- 20. Kenny Yip
- 21. Joe Berry
- 22. Andrew and Melissa Little
- 23. Glenda
- 24. Tom Leonard
- 25. Jim Offel
- 26. Greg Hendricks
- 27. Gar Smith
- 28. Carol Hirth
- 29. Jennifer Willmann
- 30. Donna DeDiemar
- 31. Cindi Goldberg
- 32. Meryl Siegal
- 33. Howard Goldberg
- 34. Chris Hamilton
- 35. Lisa Oglesby

6th and Harrison

- 36. Craig Nagasawa

8th and Harrison

- 37. Daivd Blum

Renaming Park

- 38. Steve Schiller

Hardscape Assistance Request

- 39. Patrice Ignelzi

Career Fair Inquiry

- 40. Victoria Cho (2)

Property Tax Increases

- 41. Carol Henning
- 42. Joel Libove

Ohlone Greenway Project

- 43. Clifford Fred

Bearathon 2026

44. Rebecca Buss and Ojas Joshi

BAUASI

45. Blair Beekman (2)

Becker Boards

46. Consuelo Tupper Hernandez on behalf of the La Pena Cultural Center

47. Grace Porras on behalf of Ciel Media

Restaurant Week

48. Jeffrey Church on behalf of Visit Berkeley

Housing Affordability

49. Stephen Alpert (3)

Daylighting Law

50. Shirley Kirsten (3)

Save City Money

51. Sara Sunstein

Paint/Electronics Drop Off

52. Cecelia Mautner and Philipp Gollner

Animal's Rights

53. Richard Woods (2)

Sticky Traps

54. Josh Shoemaker

Formal Notice

55. Durant Safety Concern

Email Follow Up

56. Stephen Alpert (4)

Climate Engagement Data

57. Pei Zheng

Community Garden Fundraiser

58. Dan Alpert

Restaurant Inspection Results

59. David Lerman

Zachary's Corner

60. Pat Kennedy

Measure FF

- 61. Wahid Amiri
- 62. Ray Yep, Margo Schueler, Larry Henry
- 63. Charles Siegal

Community Voter Survey

- 64. Stephen Alpert (2)

Notice of Preparation

- 65. Emilia Marie Flin

Request for Services

- 66. Hector91 Phuentes

South Peninsula/Seawall

- 67. Noah Marcel Sudarsky

Berkeley Pier/Marina

- 68. Cheong-Tseng
- 69. Michael Evans

Ferry Project

- 70. Igor Serebryany
- 71. Kathryn Fisher
- 72. Kirk van Moon

In Memoriam

- 73. Henry Thomson

Veteran's Concerns

- 74. Fiona Rawls

Safety Concern

- 75. Agata Fin

Sidewalk Repair

- 76. David Korman

Speed Cameras

- 77. Janet Stromberg

Pedestrian Button Outage

- 78. Alex S. Merenkov

Phones Out of Schools

- 79. Win Neubarth

Cedar Rose Park

80. Octavio Raygoza

Use of Force Policy Revision

81. Office of the Director of Police Accountability

82. Nathan Mizell

Housing for Elders

83. Margot Smith

Proclamation Request

84. Yanky Bell

Resignation

85. Vanessa Cordova

No Right on Red

86. Riti Dhesi

Nature Center

87. Bunky m

Sidewalk Safety

88. Patrick Golier

Sanctuary Cities

89. Peter Yeung

Public Safety Concern

90. Moni T. Law

CalFresh Concerns

91. Diana Lane Jensen

Middle East Conflict

92. Goddess of the Hunt

93. Dorothea Dorenz (2)

94. Isabelle G

95. Sara Sadeghi

URLs

96. Russbumper (2)

97. Moni Law

Forwards

98. Hempirez

99. Russbumper (3)

Newsletters

- 100. Russbumper (2)
- 101. Shelbi Walker
- 102. Visit Berkeley (2)
- 103. Downtown Berkeley Association
- 104. Berkeley Art Center (3)

E-Scooters

- 105. Karen Gottdenker
- 106. Gladys Block
- 107. Annette Blackman
- 108. David Coolidge
- 109. Robert Borghese (10)
- 110. Carson Lepre (10)

Supplemental Communications and Reports 1

Item #14: Kala Art 2026: Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds

- 111. Supplemental agenda material submitted by Councilmember Terry Taplin

Item #20: Amendments to BMC Title 3.24 (Landmarks Preservation Commission) to Revise Procedures for Designating Landmarks, Historic Districts and Structures of Merit and Incorporate Technical Edits

- 112. Isaac Warshauer on behalf of the Berkeley Architectural Heritage Association
- 113. Diane Lynch
- 114. Jerri Holan

Supplemental Communications and Reports 2

Item #11: Contracts: Pavement and Safety Improvement/Program Management Consulting Services for Measure FF-funded Projects

- 115. Kelly Hammargen

Item #13: Referral to Establish a Citywide Local Density Bonus Program to Facilitate Lower-Cost Ownership Homes (Condominiums) (Reviewed by the Land Use, Housing & Economic Development Committee)

- 116. Durant Safety Concern

Item #17: Referral to the City Manager: Amendments to the Berkeley Green Code for Newly Constructed Buildings and Existing Construction (Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Policy Committee)

- 117. Maxwell Davis on behalf of the Sierra Club

Item #18: Mills Act Contract – 2845 Woolsey Street (Continued from March 24, 2026)

- 118. Mike and Annette

Item #20: Amendments to BMC Title 3.24 (Landmarks Preservation Commission) to Revise Procedures for Designating Landmarks, Historic Districts and Structures of Merit and Incorporate Technical Edits

- 119. Supplemental agenda material submitted by Councilmember Mark Humbert and Councilmember Rashi Kesarwani
- 120. Revised agenda material submitted by Councilmember Igor Tregub
- 121. Susan Moon

Supplemental Communications and Reports 3

Item #13: Referral to Establish a Citywide Local Density Bonus Program to Facilitate Lower-Cost Ownership Homes (Condominiums) (Reviewed by the Land Use, Housing & Economic Development Committee)

- 122. Marilyn Simons
- 123. Bruce H. Feingold

Action Calendar

Item #18: Mills Act Contract – 2845 Woolsey Street (*Continued from March 24, 2026*)

- 124. Presentation submitted by the Planning Department

Item #19: Proposed Resolution Limiting Use of City Property to Authorized Uses That Further City Purposes and Protect Access to City Services

- 125. Presentation submitted by the City Attorney's Office

Item #20: Amendments to BMC Title 3.24 (Landmarks Preservation Commission) to Revise Procedures for Designating Landmarks, Historic Districts and Structures of Merit and Incorporate Technical Edits

- 126. Revised agenda material submitted by Councilmember Igor Tregub
- 127. Presentation submitted by the Planning Department
- 128. Isaac Warshauer
- 129. Gregory Kalkanis

**BERKELEY CITY COUNCIL
SPECIAL MEETING MINUTES**

MONDAY, APRIL 20, 2026

3:00 P.M.

2180 MILVIA STREET, BERKELEY, CA 94704

TELECONFERENCE LOCATION – 1619 EDITH STREET, BERKELEY CA 94703

TELECONFERENCE LOCATION – 503 21ST STREET NORTHEAST, WASHINGTON,
DC 20002

ADENA ISHII, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI

DISTRICT 2 – TERRY TAPLIN

DISTRICT 3 – BEN BARTLETT

DISTRICT 4 – IGOR TREGUB

DISTRICT 5 – SHOSHANA O’KEEFE

DISTRICT 6 – BRENT BLACKABY

DISTRICT 7 – CECILIA LUNAPARRA

DISTRICT 8 – MARK HUMBERT

*This meeting will be conducted in a hybrid model with both in-person and virtual attendance. Attend this meeting remotely using [Zoom](#). To request to speak, use the “raise hand” function in Zoom. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 161 842 8129**. To provide public comment, Press *9 and wait to be recognized by the Chair. To submit a written communication for the public record, email council@berkeleyca.gov.*

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting, however, if you are feeling sick, please do not attend the meeting in person. The City Council may take action related to any subject listed on the Agenda.

Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.

Government Code Section 84308 (Levine Act) - *Parties to a proceeding involving a license, permit, or other entitlement for use are required to disclose if they made contributions over \$500 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$500 in contributions to a decisionmaker for the 12 months after the final decision is rendered on the proceeding. The above contribution disclosures and restrictions do not apply when the proceeding is competitively bid, or involves a personnel or labor contract. For more information, see Government Code Section 84308.*

Preliminary Matters

Roll Call: 3:05 p.m.

Present: Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii

Absent: Kesarwani, Bartlett

Councilmember Kesarwani present at 3:33 p.m.

Public Comment - Limited to items on this agenda only – 0 speakers

CLOSED SESSION:

The City Council will convene in closed session to meet concerning the following:

1. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2)

- a. WCAB Matter –# ADJ15513397; BER2200002

Action: M/S/C (Humbert/Blackaby) to provide direction to outside counsel and approve a settlement by Compromise and Release, as to a workers' compensation matter assigned claim number BER2200002 and WCAB case number ADJ15513397.

Vote: Ayes – Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani, Bartlett.

2. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2)

- a. WCAB Matter –# ADJ17521808; BER2000151

Action: M/S/C (Humbert/Blackaby) to provide directions to outside counsel and approve a settlement by Compromise and Release with a release of future medical care, or in the alternative, by Stipulations with Request for Award with open future medical care, as to a workers' compensation matter assigned claim number BER2000151 and WCAB case number ADJ17521808.

Vote: Ayes – Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani, Bartlett.

3. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2)

- a. WCAB Matter - # BER2400105

Action: M/S/C (Taplin/Humbert) to provide directions to outside counsel and approve a settlement by Stipulations with Request for Award with open future medical care, as to a workers' compensation matter assigned claim number BER2400105.

Vote: Ayes – Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani, Bartlett.

4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTIONS 54956.8:

Property Address: 200 Marina Blvd., Berkeley CA
Agency Negotiators: Scott Ferris, Parks, Recreation & Waterfront; Christina Erickson, Parks, Recreation & Waterfront
Negotiating Parties: City of Berkeley and 200 Marina Blvd LLC (Double Tree)
Property Owner: City of Berkeley
Under Negotiation: Lease Price and Terms

Action: No reportable action taken.

5. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1)

- a. *Berkeley Homeless Union et al. v. City of Berkeley et al.*, Case No. 3:25-cv-01414-EMC (N.D. Cal.)
- b. *Prado et al. v. City of Berkeley*, Case No. 3:23-cv-04537-EMC (N.D. Cal.)

Action: M/S/C (Taplin/Humbert) to authorize the City Attorney's Office to file appeals in the matters of Berkeley Homeless Union, et al. v. City of Berkeley, et al., 4:25-cv-01414-EMC and Prado et al. v. City of Berkeley, Case No. 3:23-cv-04537-EMC (N.D. Cal.).

Vote: Ayes – Kesarwani, Taplin, Tregub, O'Keefe, Blackaby, Humbert, Ishii; Noes – Lunaparra; Abstain – None; Absent – Bartlett.

6. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1)

- a. *In re DHCS Audit of City of Berkeley re GEMT Cost Reports* (OAHA Appeal Nos. GE24-0621-963-TS, GE26-0622-731L-VT and DHCS Matter Nos. 24-026104, 24-026106)

Action: M/S/C (Tregub/Humbert) to authorize the City Attorney's Office to engage in settlement negotiations with DHCS and commence litigation if necessary.

Vote: Ayes – Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani, Bartlett.

7. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):

- a. In Re: National Prescription Opiate Litigation, United States District Court, Northern District of Ohio, Eastern Division, MDL No. 2804, Case No. 1:17-md-2804. Discussion and direction whether to participate in the nationwide settlement that is proposed to resolve all opioids litigation brought by local entities against six regional distributor / dispenser defendants: Associated Pharmacies, Inc. (and American Associated Pharmacies); J M Smith Corporation; Louisiana Wholesale Drug Company, Inc.; Morris and Dickson Co.; North Carolina Mutual Wholesale Drug Company, Inc.; and United Natural Foods, Inc. (including its subsidiaries SuperValu and Advantage Logistics).
<https://nationalopioidsettlement.com/>

Action: M/S/C (Blackaby/Humbert) to approve participation in a nationwide settlement agreement to resolve claims against opioids distributors and authorize the City Manager's Office to receive the settlement funds. The case at issue is In Re: National Prescription Opiate Litigation, United States District Court, Northern District of Ohio, Eastern Division, MDL No. 2804, Case No. 1:17-md-2804.

Vote: Ayes – Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani, Bartlett.

OPEN SESSION:

Public Reports of actions taken pursuant to Government Code section 54957.1.

Item 1: The City Council met in closed session on April 20, 2026, Pursuant to Government Code Section 54956.9(d) and provided directions to outside counsel and approved a settlement by Compromise and Release, as to a workers' compensation matter assigned claim number BER2200002 and WCAB case number ADJ15513397.

Item 2: The City Council met in closed session on April 20, 2026, Pursuant to Government Code Section 54956.9(d) and provided directions to outside counsel and approved a settlement by Compromise and Release with a release of future medical care, or in the alternative, by Stipulations with Request for Award with open future medical care, as to a workers' compensation matter assigned claim number BER2000151 and WCAB case number ADJ17521808.

Item 3: The City Council met in closed session on April 20, 2026, Pursuant to Government Code Section 54956.9(d) and provided directions to outside counsel and approved a settlement by Stipulations with Request for Award with open future medical care, as to a workers' compensation matter assigned claim number BER2400105.

Item 5: The Mayor and City Council met in closed session and voted to authorize the City Attorney's Office to file appeals in the matters of Berkeley Homeless Union, et al. v. City of Berkeley, et al., 4:25-cv-01414-EMC and Prado et al. v. City of Berkeley, Case No. 3:23-cv-04537-EMC (N.D. Cal.).

Item 6: The Mayor and City Council met in closed session to discuss the matter of In re DHCS Audit of City of Berkeley re GEMT Cost Reports (OAHA Appeal Nos. GE24 0621 963 TS, GE26 0622 731L VT; DHCS Matter Nos. 24 026104, 24 026106). The Council voted to authorize the City Attorney's Office to engage in settlement negotiations with the agency and commence litigation if necessary.

Item 7: City Council met in closed session and approved participation in a nationwide settlement agreement to resolve claims against opioids distributors and authorized the City Manager's Office to receive the settlement funds. The case at issue is In Re: National Prescription Opiate Litigation, United States District Court, Northern District of Ohio, Eastern Division, MDL No. 2804, Case No. 1:17-md-2804.

Adjournment

Action: M/S/C (O'Keefe/Blackaby) to adjourn the meeting.

Vote: Ayes – Taplin, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani, Bartlett.

Adjourned at 5:15 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting of the City Council held on April 20, 2026.

Mark Numainville, City Clerk

MINUTES
BERKELEY CITY COUNCIL MEETING
Tuesday, April 21, 2026
6:00 PM

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702
TELECONFERENCE LOCATION - 503 21ST STREET NORTHEAST, WASHINGTON,
DC 20002

ADENA ISHII, MAYOR

COUNCILMEMBERS:

DISTRICT 1 – RASHI KESARWANI
DISTRICT 2 – TERRY TAPLIN
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – IGOR TREGUB

DISTRICT 5 – SHOSHANA O’KEEFE
DISTRICT 6 – BRENT BLACKABY
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Live captioned broadcasts of Council meetings are available on B-TV (Channel 33) and via [internet video stream](#). All Council meetings are recorded.

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Preliminary Matters

Roll Call: 6:09 p.m.

Present: Kesarwani, Tregub, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii

Absent: Taplin, Bartlett

Councilmember Bartlett present at 6:16 p.m.

Councilmember Taplin present at 6:38 p.m.

Councilmember O’Keefe participated in the meeting remotely under the “just cause” exception in the Brown Act due to a need related to a caregiving need.

Councilmember Bartlett participated in the meeting remotely under the “just cause” exception in the Brown Act due to a need related to a physical condition.

Land Acknowledgement Statement: *The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiuñ (Hooch-yoon)), the ancestral and unceded land of the Chochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley’s residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley’s incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

Report from Closed Session

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workers' compensation matter assigned claim number BER2400105.

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Ceremonial Matters: None.

City Manager Comments: None.

Public Comment on Non-Agenda Matters: 6 speakers.

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 9 speakers.

Action: M/S/C (Blackaby/Kesarwani) to adopt the Consent Calendar in one motion except as indicated.

Vote: All Ayes.

Consent Calendar

- 1. Calling for a Consolidated General Municipal Election for November 3, 2026**
From: City Manager
Recommendation: Adopt a Resolution: a) Calling for a General Municipal Election to be consolidated with the Statewide General Election to be held in Berkeley on November 3, 2026; b) Requesting that the Alameda County Board of Supervisors consolidate the City of Berkeley General Municipal Election with the Statewide General Election; c) Authorizing certain procedural and contractual actions; and d) Establishing policies for the filing of candidate statements of qualification.
Financial Implications: See report
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Adopted Resolution No. 72,236–N.S.

Consent Calendar

- 2. Police Accountability Board - Appointment of New Member**
From: City Manager
Recommendation: Adopt a Resolution appointing a new member to the Police Accountability Board (PAB) nominated by Councilmember Bartlett.
Financial Implications: See report
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Adopted Resolution No. 72,237–N.S.
- 3. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 21, 2026**
From: City Manager
Recommendation: Approve the request for proposals or invitation for bids that will be, or are planned to be, issued upon final approval by the requesting department or division. All contracts over the City Manager’s threshold will be returned to Council for final approval.
Financial Implications: Capital Improvements Fund - \$240,000
Contact: Henry Oyekanmi, Finance, (510) 981-7300
Action: Approved recommendation.
- 4. California Affordable Housing and Sustainable Communities Grant Application and Agreement with East Bay Asian Local Development Corporation for the Proposed Affordable Housing Project at North Berkeley BART**
From: City Manager
Recommendation: Adopt a Resolution: 1. Authorizing the City Manager to negotiate, enter into, and cause the City to perform its obligation under an agreement (including amendments) with East Bay Asian Local Development Corporation (EBALDC) and/or their affiliate relating to a funding application to the California Affordable Housing and Sustainable Communities (AHSC) program for project-related transportation and infrastructure improvements for the North Berkeley BART (NBB) EBALDC Affordable Housing Project at the North Berkeley BART Station Area, for a total AHSC award amount of up to \$50 million. 2. Authorizing the City Manager to accept up to \$9 million in state Affordable Housing and Sustainable Communities (AHSC) funds and complete selected transportation improvements if awarded.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5100
Action: Adopted Resolution No. 72,238–N.S.
- 5. ***Removed from Agenda by the City Manager*** 2026 Health Plan Changes**
From: City Manager
Contact: Janelle Rodrigues, Human Resources, (510) 981-6800

Consent Calendar

- 6. Contract No. 32400205 Amendment: Chemical Procurement Services for Pool Treatment Supplies**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 32400205 with Chemical Procurement Services for pool treatment supplies by increasing the contract amount by \$30,000, for a total not to exceed amount of \$150,000.
Financial Implications: General Fund - \$150,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
Action: Adopted Resolution No. 72,239–N.S.
- 7. FY 2026-2027 Transportation Development Act Article 3 Fund Allocation**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to submit a request to the Metropolitan Transportation Commission for the Allocation of Fiscal Year 2026-2027 TDA Article 3 Pedestrian/Bicycle Project Funding for up to \$350,000 for the purpose of updating the 2020 Berkeley Pedestrian Plan; accept the funds; and execute any resultant agreements and amendments.
Financial Implications: See report
Contact: Wahid Amiri, Public Works, (510) 981-6300
Action: Adopted Resolution No. 72,240–N.S.
- 8. Fiscal Year 2027 Street Lighting Assessments – Initiating Proceedings**
From: City Manager
Recommendation: Adopt two Resolutions describing proposed improvements to be used to determine the annual assessments levied for Berkeley Street Lighting Assessment District No. 1982-1 and Street Lighting Assessment District No. 2018 and ordering the preparation of Engineer’s Reports.
Financial Implications: See report
Contact: Wahid Amiri, Public Works, (510) 981-6300
Action: Adopted Resolution No. 72,241–N.S. (District No. 1982-1), Resolution No. 72,242–N.S. (District No. 2018).
- 9. Contract: CD & Power for On-Call Generator Maintenance**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract with CD & Power for On-Call Generator Maintenance in an amount not to exceed \$150,000 for the term of April 1, 2026 to March 31, 2029, with an option to extend for two additional one-year terms.
Financial Implications: See report
Contact: Wahid Amiri, Public Works, (510) 981-6300
Action: Adopted Resolution No. 72,243–N.S.

Consent Calendar

- 10. Contract No. 32500090 Amendment: Bay Construction Co. for the Second Street STAIR Center Site Improvements and Shelter Units Project Specification No.23-11603-C**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 32500090 with Bay Construction Co. to reconcile costs associated with completed construction work and finalize project closeout, increasing the current contract amount of \$1,069,200 by \$18,550 for a total not to exceed amount of \$1,087,750.
Financial Implications: See report
Contact: Wahid Amiri, Public Works, (510) 981-6300
Action: Adopted Resolution No. 72,244–N.S.
- 11. Social Justice Implications of contracts with the Immigration Data Broker, Flock Safety**
From: Peace and Justice Commission
Recommendation: Approve a Policy approving the following actions with regard to safeguards for Berkeley’s surveillance-derived images and footage: Cancel Berkeley’s Flock Safety contracts for public surveillance images and video footage, due to Flock’s repeated sharing of such data with immigration authorities, and the inherent exposure of “cloud-based” storage to Trump administration access.
Financial Implications: None
Contact: Tasha Tervalon, Commission Secretary, (510) 981-7000
Action: Item continued to May 7, 2026 special meeting.
- 12. Social Justice Implications of Proposed Use of Controlled Weapons and Other Policing Tools**
From: Peace and Justice Commission
Recommendation: Adopt a Policy approving the following actions with regard to the appropriateness of certain chemical weapons and other tools: 1. Retain the existing 2020 bans on chemical weapons (CS and OC), and the 1982 bans on police dogs and helicopters. 2. Retain the 1997 requirement for public reporting of each use of pepper spray. 3. Request the City Manager to engage an academic institution such as UC Berkeley, UCSF, or Stanford to study the health impacts of tear gas and other chemical weapons and canine support, potential short-term and long-term impacts on vulnerable populations and possible alternatives to the use of chemical weapons that provide officer safety, suspect safety, and safety to the general public.
Financial Implications: None
Contact: Tasha Tervalon, Commission Secretary, (510) 981-7000
Action: Item 12 referred to the Agenda & Rules Committee for scheduling.

Consent Calendar

13. **Reaffirm City of Berkeley Commitment to International Peace, Opposing War on Iran & Standing in Solidarity with the People of Iran**
From: Peace and Justice Commission
Recommendation: Adopt a Resolution reaffirming the commitment of City of Berkeley to international peace, opposing the war on Iran, an unconstitutional war initiated unilaterally by the us president without congressional authorization and expressing solidarity with the people of Iran and their right to self-determination.
Financial Implications: None
Contact: Tasha Tervalon, Commission Secretary, (510) 981-7000
Action: To take no action on the recommendation.

Council Consent Items

14. **Support SB 1301 (Allen), Reforming the Insurance Nonrenewal Process**
From: Councilmember Tregub (Author), Councilmember Blackaby (Co-Sponsor), Councilmember Humbert (Co-Sponsor), Councilmember O'Keefe (Co-Sponsor)
Recommendation: Issue a "Support" position for Senate Bill (SB) 1301 (Allen), Reforming the Insurance Nonrenewal Process, and submit a letter of support on this bill to California Governor Gavin Newsom, Senators Ben Allen and Jesse Arreguin, Assemblymember Buffy Wicks, and applicable chairs of Senate and Assembly committees.
Financial Implications: Staff time
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140
Action: Approved recommendation.
15. **Support SB 1257 (Arreguin), Federal Immigration Enforcement: Report**
From: Councilmember Tregub (Author), Mayor Ishii (Co-Sponsor), Councilmember Lunaparra (Co-Sponsor)
Recommendation: Issue a "Support" position for Senate Bill (SB) 1257 (Arreguin), "Federal Immigration Enforcement: Report", and submit a letter of support on the Bill to California Governor Gavin Newsom, Senator Jesse Arreguin, Assemblymember Buffy Wicks, and chairs of applicable Senate and Assembly committees.
Financial Implications: Staff time
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140
Action: Councilmember Kesarwani added as a co-sponsor. Approved recommendation.

Council Consent Items

16. **Support SB 222 (Wiener), the Heat Pump Access Act; SB 868 (Wiener), the Plug and Play Solar Act; and AB 2389 (Irwin), the Keeping Solar Affordable Act**
From: Councilmember Tregub (Author), Councilmember Lunaparra (Co-Sponsor)
Recommendation: Issue a “Support” position for Senate Bill (SB) 222 (Wiener), the Heat Pump Access Act; Senate Bill (SB) 868 (Wiener), the Plug and Play Solar Act; and Assembly Bill (AB) 2389 (Irwin), the Keeping Solar Affordable Act, and submit letters of support on this Bills to California Governor Gavin Newsom, Senator Jesse Arreguin, Assemblymember Buffy Wicks, authors of the Bills, and chairs of applicable Senate and Assembly committees.
Financial Implications: Staff time
 Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140
Action: Approved recommendation.
17. **Setting Measurable Goals and Metrics for Key City Priorities** *(Reviewed by the Health, Life, Enrichment, Equity & Community Committee)*
From: Councilmember Blackaby (Author), Councilmember O’Keefe (Co-Sponsor), Councilmember Humbert (Co-Sponsor)
Recommendation: Refer to the City Manager the development of 10-20 measurable goals and metrics that reflect key priorities for the City. These goals should focus on outcomes that matter most to residents, demonstrating both the impact of City government and the quality of life in our community. After setting annual goals, the City should provide quarterly updates with progress towards those goals via an easily accessible dashboard on the city website or other mechanism. Also, the City should provide updates as a quarterly City Council agenda item, or other appropriate frequency. Types of goals should be identified by analyzing similar work being done by other jurisdictions, and then quantifiable metrics for each goal should be set by staff and reviewed by City Council. How do peer cities and comparable jurisdictions define, structure, and establish outcome-based goals and metrics? What processes do they use to select them and align them with priorities? How do jurisdictions report on these goals and metrics, including the formatting, frequency, and accessibility of reporting to decision-making bodies and the public? Goals should span a full range of City priorities, including housing production, public safety, transportation, public works, parks & recreation, homelessness, and economic development.
Policy Committee Recommendation: To send item to Council with a qualified positive recommendation to: explore a variety of frameworks and methodologies, interface with the public, and explore opportunities to quantify social costs and benefits.
Financial Implications: Staff time
 Contact: Brent Blackaby, Councilmember, District 6, (510) 981-7160
Action: Approved recommendation as recommended by the Health, Life, Enrichment, Equity & Community Committee and further revised in Supplemental Communications Packet #1 by Councilmember Blackaby to add Councilmember Tregub as a co-sponsor.

Action Calendar – Public Hearings

18. Conduct Public Hearing in Compliance with Assembly Bill 2561 / Government Code § 3502.3 Regarding Vacancies, Recruitment, and Retention Efforts
From: City Manager

Recommendation: Conduct a public hearing in compliance with Assembly Bill 2561 (AB 2561) / Government Code § 3502.3 (GC § 3502.3) regarding vacancies, recruitment, and retention efforts.

Financial Implications: None

Contact: Janelle Rodrigues, Human Resources, (510) 981-6800

Public Testimony: The Mayor opened the public hearing. 2 speakers. M/S/C (Taplin/Humbert) to close the public hearing.

Vote: All Ayes.

Action: Presentation made and discussion held. Report received.

Public Comment – Items Not Listed on the Agenda – 0 speakers.

Adjournment

Action: M/S/C (Humbert/Lunaparra) to adjourn the meeting.

Vote: All Ayes.

Adjourned at 7:15 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting of the City Council held on April 21, 2026.

Rose Thomsen, Deputy City Clerk

Communications

2180 Oxford St.

1. Steven Schuyler (5)

Gilman Concerns

2. Jordan Murray
3. Beth Gerstein
4. Arlene Owseichik

GO Bond Measure

5. Jeannie Sides
6. Cynthia Kuo
7. Ted Steen
8. Allison Holton

- 9. Gerardo Fernandez
- 10. Jolie Lin

Goals and Metrics

- 11. David Shere

Flock Concerns

- 12. Adrian Tasistro-Hart
- 13. Jesse Rosemoore
- 14. Jo Ann Driscoll

San Francisco Style Policies

- 15. David Lerman

Golden Gate Field Housing

- 16. Stephen Crooms

8th and Harrison

- 17. Brian Wood
- 18. Marianne Riddle

Elaine Bloom Memorial

- 19. Eileen Joyce

Hopkins St.

- 20. Thea Davison
- 21. Pamela Tellew
- 22. Stephanie Gwinn
- 23. Suzanne Riess
- 24. Barbara Gilbert
- 25. John Hitchen
- 26. Roberta C. Brooks

2025 Citizen APR

- 27. John Gage

Support to Small Businesses

- 28. Monica Acevedo

Tenant Communications

- 29. Hector91 Phuentes (7)

Seawall Dr.

- 30. Dave Marcolini

Upzoning

- 31. Suzanne Ryan
- 32. Anne Herrick
- 33. Kathryn Freistadt (2)
- 34. Diane Shavelson
- 35. Laura Faer
- 36. Carol Hirth

Market-rate Development

- 37. John J. Parman

BAUASI

- 38. Blair Beekman

Eco Events

- 39. Kera Bartlett Binns

Records Follow-Up

- 40. Cassia Stepak

Property Tax Concern

- 41. Barbara Freeman

Email Follow-Up

- 42. Stephen Alpert (2)

Fulton Bike Lane

- 43. Theo Posselt

Safety Concern

- 44. Elizabeth Johnston (4)

Naming Public Space

- 45. Eric Friedman
- 46. Nancy Carleton

Celebration of Life

- 47. Boona Cheema

Park Visit Fees

- 48. Nadia Le Bon

Public Comment Concern

- 49. Stephen Alpert

Safeco Response

- 50. Michael Apte

New Billboards

51. Beth Roessner

6th and Harrison

52. Craig Nagasawa

The Count Hunger Act

53. Marchon Tatmon

URLs

54. Russbumper

Forwards

55. Russbumper (2)

Newsletters

56. Visit Berkeley

57. Downtown Berkeley Association

E-Scooters

58. Robert Borghese (3)

59. Carson Lepre (4)

Supplemental Communications and Reports 1

Item #17: Setting Measurable Goals and Metrics for Key City Priorities (*Reviewed by the Health, Life, Enrichment, Equity & Community Committee*)

60. Revised agenda material submitted by Councilmember Brent Blackaby

Supplemental Communications and Reports 2

Item #2: Police Accountability Board - Appointment of New Member

61. Durant Safety Concerns

Item #13: Reaffirm City of Berkeley Commitment to International Peace, Opposing War on Iran & Standing in Solidarity with the People of Iran

62. Gregory Kalkanis

Item #16: Support SB 222 (Wiener), the Heat Pump Access Act; SB 868 (Wiener), the Plug and Play Solar Act; and AB 2389 (Irwin), the Keeping Solar Affordable Act

63. Ariella Granett

Supplemental Communications and Reports 3

Item #12: Social Justice Implications of Proposed Use of Controlled Weapons and Other Policing Tools

64. Andrew Jess

**Item #18: Conduct Public Hearing in Compliance with Assembly Bill 2561 /
Government Code § 3502.3 Regarding Vacancies, Recruitment, and Retention Efforts**

65. Presentation submitted by the Human Resources Department

66. Neil Egbert on behalf of the Berkeley Police Association

MINUTES
BERKELEY CITY COUNCIL MEETING
Tuesday, April 28, 2026
6:00 PM

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702
 TELECONFERENCE LOCATION - 1027 BANCROFT WAY, BERKELEY, CA 94710

ADENA ISHII, MAYOR

COUNCILMEMBERS:

DISTRICT 1 – RASHI KESARWANI
 DISTRICT 2 – TERRY TAPLIN
 DISTRICT 3 – BEN BARTLETT
 DISTRICT 4 – IGOR TREGUB

DISTRICT 5 – SHOSHANA O'KEEFE
 DISTRICT 6 – BRENT BLACKABY
 DISTRICT 7 – CECILIA LUNAPARRA
 DISTRICT 8 – MARK HUMBERT

*This meeting will be conducted in a hybrid model with both in-person and virtual attendance. Attend this meeting remotely using [Zoom](#). To request to speak, use the “raise hand” function in Zoom. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 160 256 6464**. To provide public comment, Press *9 and wait to be recognized by the Chair. To submit a written communication for the public record, email council@berkeleyca.gov.*

Live captioned broadcasts of Council meetings are available on B-TV (Channel 33) and via [internet video stream](#). All Council meetings are recorded.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting, however, if you are feeling sick, please do not attend the meeting in person. The City Council may take action related to any subject listed on the Agenda.

Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.

Government Code Section 84308 (Levine Act) - Parties to a proceeding involving a license, permit, or other entitlement for use are required to disclose if they made contributions over \$500 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$500 in contributions to a decisionmaker for the 12 months after the final decision is rendered on the proceeding. The above contribution disclosures and restrictions do not apply when the proceeding is competitively bid, or involves a personnel or labor contract. For more information, see Government Code Section 84308.

Preliminary Matters

Roll Call: 6:03 p.m.

Present: Kesarwani, Taplin, Bartlett, Tregub, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii

Absent: None

Councilmember Bartlett participated in the meeting remotely under the “just cause” exception in the Brown Act due to a need related to a physical condition.

Land Acknowledgement Statement: *The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley’s residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley’s incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

Ceremonial Matters:

1. Recognition of April 2026 as American Muslim Appreciation and Awareness Month

City Auditor Comments:

The City Auditor gave a presentation on Berkeley’s Financial Condition (Item 9).

City Manager Comments: None

Public Comment on Non-Agenda Matters: 8 speakers.

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 0 speakers.

Action: M/S/C (Blackaby/Humbert) to adopt the Consent Calendar in one motion except as indicated.

Vote: All Ayes.

Consent Calendar

- 1. Amendments to BMC Title 3.24 (Landmarks Preservation Commission) to Revise Procedures for Designating Landmarks, Historic Districts and Structures of Merit and Incorporate Technical Edits**
From: City Manager
Recommendation: Adopt the second reading of Ordinance No. 8,005-N.S. amending BMC Title 3.24 (Landmarks Preservation Commission) to revise procedures for designating landmarks, historic districts and structures of merit, and to incorporate technical edits.
First Reading Vote: Ayes – Kesarwani, Taplin, Bartlett, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – Tregub.
Financial Implications: See report
Contact: Jordan Klein, Planning and Development, (510) 981-7400
Action: Adopted second reading of Ordinance No. 8,005–N.S.
- 2. Minutes for Approval**
From: City Manager
Recommendation: Approve the minutes for the Council meetings of March 2, 2026 (closed), March 6, 2026 (special), March 10, 2026 (special and regular), March 16, 2026 (closed), March 17, 2026 (special), and March 24, 2026 (special and regular).
Financial Implications: None
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Approved the minutes as submitted.
- 3. Police Accountability Board – Appointment of New Member**
From: City Manager
Recommendation: Adopt a Resolution appointing a new member to the Police Accountability Board (PAB) nominated by Councilmember Blackaby.
Financial Implications: See report
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Adopted Resolution No. 72,245–N.S.
- 4. Sale of Real Property – 1631 Fifth Street**
From: City Manager
Recommendation: Adopt a Resolution declaring 1631 Fifth Street exempt surplus land. Subsequently, adopt first reading of an Ordinance approving the sale of City property at 1631 Fifth Street and authorizing the City Manager to execute all necessary documents required to sell the property for \$750,000.
Financial Implications: See report
Contact: Eleanor Hollander, Economic Development, (510) 981-7530
Action: Adopted Resolution No. 72,246–N.S. and adopted first reading of Ordinance No. 8,006–N.S. Second reading scheduled for May 12, 2026.

Consent Calendar

- 5. Rescind Resolution No. 68,099-N.S. and Adopt a Resolution for Continual Participation in the Alameda County Operational Area**
From: City Manager
Recommendation: Adopt a Resolution rescinding Resolution No. 68,099-N.S. and authorizing the City Manager to execute an agreement, effective through 2035, with the Alameda County Operation Area Emergency Management Organization to establish the administrative pathways that enable resource sharing among cities, counties and the State during disasters.
Financial Implications: None.
Contact: David Sprague, Fire, (510) 981-3473
Action: Adopted Resolution No. 72,247–N.S.
- 6. Contract No. 32400192 Amendment: GovernmentJobs.com (dba NEOGOV) for Online Data Management Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32400192 with GovernmentJobs.com (dba NEOGOV) for online data management services including applicant tracking, onboarding, and learning management to increase the not to exceed amount of \$180,000 by \$190,000 for a total not to exceed amount of \$370,000 with a contract end date of May 15, 2027.
Financial Implications: See report
Contact: Janelle Rodrigues, Human Resources, (510) 981-6800
Action: Adopted Resolution No. 72,248–N.S.
- 7. Support Position on SB 894 (Allen) - California Wildfire Resilience Loan Program**
From: Disaster and Fire Safety Commission
Recommendation: Adopt an official Support position on Senate Bill 894 (Allen), the California Wildfire Resilience Loan Program, and authorize and direct the Mayor or City Manager or designee to send letters of support to Senator Ben Allen, Senator Jesse Arreguín, representing Berkeley in the California State Senate, and Assemblymember Buffy Wicks
Financial Implications: See report.
Contact: Keith May, Commission Secretary, (510) 981-3473
Action: No action taken.

Consent Calendar

8. **Support Position on SB 1076 (Pérez) - Insurance Coverage for Fire-Safe Homes Act**
From: Disaster and Fire Safety Commission
Recommendation: Adopt an official Support position on Senate Bill 1076 (Pérez), the Insurance Coverage for Fire-Safe Homes Act, and authorize and direct the Mayor or City Manager or designee to send letters of support to Senator Sasha Renée Pérez, Senator Jesse Arreguín, representing Berkeley in the California State Senate, and Assemblymember Buffy Wicks.
Financial Implications: See report.
Contact: Keith May, Commission Secretary, (510) 981-3473
Action: Approved recommendation.

9. **Berkeley's Financial Condition (FY 2016-FY 2025): Structural Deficit Poses Risk to Financial Sustainability**
From: Auditor
Recommendation: We recommend City Council request that the City Manager report back by Fall 2026, and annually thereafter, regarding the status of our audit recommendations until reported fully implemented by the Finance Department, Budget Office, and other relevant departments. This audit includes 9 recommendations to formalize the use of more sustainable budget strategies, ensure funds withdrawn from the Section 115 Trust are replenished, improve financial reporting, and develop a capital financing plan that proposes future funding mechanisms beyond existing sources to help address the City's growing unfunded capital needs. City management agreed or partially agreed to our recommendations. Please see our report for their complete response.
Financial Implications: See report
Contact: Jenny Wong, Auditor, (510) 981-6750
Action: Approved recommendation.

Council Consent Items

10. **Luna Dance Creativity: Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds**
From: Councilmember Taplin (Author)
Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember, including \$500 from Councilmember Taplin, to support Luna's May Day Gathering and Bazaar event.
Financial Implications: See report
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
Action: Adopted Resolution No. 72,249–N.S. amended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Bartlett - \$250; Councilmember Lunaparra - \$200; Councilmember Blackaby - \$250; Councilmember Tregub - \$150; Councilmember Humbert - \$200; Councilmember Kesarwani - \$100; Councilmember O'Keefe - \$250; Mayor Ishii - \$250.

Council Consent Items

11. **Resolution Supporting Megafire Prevention Package**
From: Councilmember Blackaby (Author), Mayor Ishii (Co-Sponsor), Councilmember O'Keefe (Co-Sponsor), Councilmember Humbert (Co-Sponsor)
Recommendation: Adopt a Resolution supporting the 2026 Joint Megafire Prevention Package in the California Legislature supported by Megafire Action, FireWERX, California Fire Safe Council, and the Karuk Tribe, among others. Send a copy of the Resolution to the six authors, Senator Jesse Arreguín, Assemblymember Buffy Wicks, and Governor Gavin Newsom.
Financial Implications: None
Contact: Brent Blackaby, Councilmember, District 6, (510) 981-7160
Action: Adopted Resolution No. 72,250–N.S. as revised in Supplemental Communications Packet #2 by Councilmember Blackaby with letters to be sent to designated officials.

Action Calendar – Public Hearings

12. Submission of the Program Year 2026 Annual Action Plan Containing Allocations of Federal Funds

From: City Manager

Recommendation: Conduct a public hearing on the Program Year (PY) 2026 Annual Action Plan (AAP) and upon conclusion, adopt a Resolution that authorizes the City Manager or his designee to:

1. Execute any resultant agreements and amendments for agencies receiving funding under the Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), or Home Investment Partnerships Program (HOME) Program in accordance with the proposal approved hereunder. If the federal government does not allocate sufficient funds to cover the allocations attached to this resolution in this year or subsequent years, the City may either terminate the resultant agreements with agencies without any liability occurring to the City. A record copy of said contracts and any amendments are on file in the Office of the City Clerk; and
2. Adjust reporting due dates for Community Agency grantees for all Program Reports and Statement of Expenses for FY 2027 and FY 2028 contracts. Authorize new dates for Program Reports to be due on October 15, January 15, April 15, and July 15 and Statement of Expenses due on October 15, January 15, April 15, July 31; and
3. Allocate 20% of the PY 2026 (FY 2027) CDBG funds to Planning and Administration, up to 17.83% for public services, and the remaining to be distributed to Housing Services and Community Facility Improvements as outlined in Exhibit A with the Public Facility Improvements being a flexible line item should the HUD allocation differ than the amount currently allocated; and
4. Allocate the allowable 7.5% of the PY 2026 (FY 2027) ESG to Administration, \$6,676 to the Homeless Management Information System (HMIS), and the remaining amount to Rapid Re-housing, and shelter activities (not to exceed 60% of PY 2026 ESG entitlement); and
5. Allocate the allowable 10% of PY 2026 (FY 2027) HOME funds for program administration, up to the allowable 5% for Community Housing Development Organization (CHDO) operating support, and allocate the remainder to the Housing Trust Fund; and
6. Finalize the PY 2026 Annual Action Plan, including responses to public comments received until May 1, 2026, adding required U.S. Department of Housing and Urban Development (HUD) application forms and certifications, and including other HUD required information, submit it to HUD, and execute all documents necessary to receive the City's entitlement grants under the CDBG, ESG, and HOME Programs.

Financial Implications: See report.

Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5100

Public Testimony: The Mayor opened the public hearing. 2 speakers.

M/S/C (Humbert/Tregub) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Tregub/Blackaby) to adopt Resolution No. 72,251–N.S.

Vote: All Ayes.

Action Calendar – Public Hearings

13. California Municipal Finance Authority Bond Financing for Ephesian Legacy Court Apartments Project

From: City Manager

Recommendation: Conduct the public hearing on April 28, 2026, under the requirements of Tax and Equity Fiscal Responsibility Act (“TEFRA”) and the Internal Revenue Code of 1986, as amended (the “Code”), and upon conclusion:

Adopt a Resolution approving the issuance of the Bonds by the California Municipal Finance Authority (“CMFA”) for the benefit of Ephesian Legacy Court Limited Partnership, a California limited partnership (the “Borrower”), to provide for the financing of Ephesian Legacy Court (the “Project”). The adoption is intended to solely satisfy the requirements of TEFRA, the Code and the California Government Code Section 6500 (and following).

Financial Implications: See report.

Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5100

Public Testimony: The Mayor opened the public hearing. 0 speakers.

M/S/C (Humbert/Tregub) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Humbert/Kesarwani) to adopt Resolution No. 72,252–N.S.

Vote: All Ayes.

Action Calendar – Public Hearings

14. Amendments to Berkeley Municipal Code Title 23 (Zoning) for Consistency with State Law and Technical Edits (SLTE 2026)

From: City Manager

Recommendation: Conduct a public hearing, and upon conclusion adopt the first reading of an Ordinance amending Berkeley Municipal Code (BMC) Title 23. The proposed changes apply to the sections of the BMC listed below:

- Section 23.202.020 (Residential Districts – Allowed Land Uses)
- Section 23.202.050 (Residential Districts – R-1 Residential Multi-Unit 1 District)
- Section 23.202.080 (Residential Districts – R-2 Residential Multi-Unit 2 District)
- Section 23.202.090 (Residential Districts – R-2A Residential Multi-Unit 2A District)
- Section 23.206.030 (Manufacturing Districts – Additional Permit Requirements)
- Section 23.206.060 (Manufacturing Districts – M Manufacturing District)
- Section 23.206.070 (Manufacturing Districts – MM Mixed Manufacturing District)
- Section 23.206.080 (Manufacturing Districts – MU-LI Mixed Use-Light Industrial District)
- Section 23.206.090 (Manufacturing Districts – MU-R Mixed Use Residential District)
- Section 23.304.100 (General Development Standards – Site Features in Residential)
- Section 23.306.030 (Accessory Dwelling Units – Development Standards)
- Section 23.306.040 (Accessory Dwelling Units – Permit Procedures)
- Section 23.322.040 (Parking and Loading – General Requirements)
- Section 23.322.050 (Parking and Loading – Parking Reductions)
- Section 23.322.100 (Parking and Loading – On-site Loading Spaces)
- Section 23.326.070 (Demolition of Non-Residential Buildings)
- Section 23.330.030 (Density Bonus—Application Requirements)
- Section 23.330.080 (Density Bonus – Regulatory Agreements)
- Section 23.410.020 (Appeals and Certifications – Appeal Subjects and Jurisdiction)
- Section 23.502.020 (Glossary – Defined Terms)

Financial Implications: See report

Contact: Jordan Klein, Planning and Development, (510) 981-7400

Public Testimony: The Mayor opened the public hearing. 1 speaker.

M/S/C (Tregub/Humbert) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Tregub/Humbert) to adopt the first reading of Ordinance No. 8,007–N.S. Second reading scheduled for May 12, 2026.

Vote: All Ayes.

Action Calendar – Public Hearings

15. 1646 and 1650 Fifth Street Re-Zoning and Associated General Plan Amendments

From: City Manager

Recommendation: Conduct a public hearing and upon conclusion:

1. Adopt a Resolution to:

a. Amend the General Plan Land Use Map to change the existing Manufacturing (M) and Mixed Use (MU) land use designation to solely Mixed Use and

b. Amend the West Berkeley Plan to include conforming land use district map amendments; and

2. Adopt an Ordinance amending the Zoning Map to rezone portions of 1646 and 1650 Fifth Street from Mixed Use-Light Industrial (MU-LI) to Mixed Use-Residential (MU-R).

Financial Implications: See report

Contact: Jordan Klein, Planning and Development, (510) 981-7400

Public Testimony: The Mayor opened the public hearing. 1 speaker.

M/S/C (Humbert/Ishii) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Humbert/Kesarwani) to:

1. Adopt Resolution No. 72,253–N.S.

2. Adopt the first reading of Ordinance No. 8,008–N.S. Second reading scheduled for May 12, 2026.

Vote: All Ayes.

Information Reports

16. UCSF Benioff Homelessness and Housing Initiative’s Interim Evaluation of the Berkeley Encampment Resolution/RV Buyback Program

From: City Manager

Contact: Peter Radu, City Manager's Office, (510) 981-7000

Action: Received and filed.

Public Comment – Items Not Listed on the Agenda - 1 speaker.

Adjournment

Action: M/S/C (Humbert/Lunaparra) to adjourn the meeting.

Vote: All Ayes.

Adjourned at 7:41 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting of the City Council held on April 28, 2026.

Mark Numainville, City Clerk

Communications

Hopkins St.

1. Justin Kao
2. Kori Kody
3. Brooke DuBose
4. Joel Myerson
5. Rudy VanderLans (3)
6. Cort Cooper
7. Katherine Calvert
8. Carol Hirth
9. Kristen Anderson
10. Catherine Ryan
11. Susan Schwartz on behalf of Friends of Five Creeks
12. Jan Woo
13. Paul Litsky
14. Meryl Siegal
15. Joseph Sutton (2)
16. Billy McDonald and Roberta Brooks
17. Philippa Kelly
18. Chris Edmunds
19. Charles Steidtmann
20. Janet Stromberg
21. Myriam and Richard Misrach
22. Lisa Bruce
23. Rachel Gold (2)
24. Cherie and Ron Hearne
25. Peggy Radel
26. Ellen Greenblatt
27. Katherine de Runtz (2)
28. Sondra Jensen
29. Sean Keller
30. Joe DiStefano
31. Brian Edquist
32. Ross Bernet
33. Thea Davison
34. Joanna Dillon
35. Jennifer Rose
36. Thomas J. Ayres

GO Bond Measures

37. Keri Hall
38. Greg Chang
39. Aimee Phan
40. EJ Holowicki
41. Nick Lewis

Proposed Local Tax Increase

42. Barbara Gilbert

Missing Person Case Concern

43. Hanifea Click (5)

44. Racarra Miller

45. Michele Yvonne Lazaneo

Public Safety Technology

46. Taj Herzer-Baptiste

Fireworks Concern

47. Mark Delepine

Flock Concerns

48. Colin Elbasani

49. Sarah Rosenkrantz

50. Larry Hendel

51. Larisa Cummings

52. Lanny DeVuono

53. Sierra Goetz

Economic Data

54. Margot Smith

Cement Factory

55. Cecelia Mautner

2128 Oxford St.

56. Steven Schuyler (4)

57. Margot Smith

Trash Dumping Concern

58. Craig Nagasawa

Upzoning

59. Kori Kody

60. Ron Kemper

61. Gloria Frym

62. Gael Alcock

63. Michael Weber

64. Summer Brenner

Lead Contamination Concern

65. Jane Terjung, Bill Naylor, and Concerned Neighbors

Union Pacific Railway

- 66. David McGuire
- 67. Susan Schwartz on behalf of Friends of Five Creeks (2)

Tenant Communications

- 68. Hector91 Phuentes (2)

Development Agreement

- 69. Jennifer Cogley

City Events

- 70. Rainbow Rubin

2425 Durant

- 71. DeSeana Williams

Betta Fish Concern

- 72. Ariel Heinicke

Electric Chargers

- 73. Doreet and Jeff Stein

Vehicles on Sidewalks

- 74. Jessaw Greenman

Newsletters

- 75. Berkeley Art Center
- 76. Berkeley Historical Society & Museum

Forwards

- 77. Russbumper (2)

E-Scooters

- 78. Robert Borghese (9)
- 79. Carson Lepre (6)
- 80. Aaron Dickinson (2)
- 81. Antonio Vargas
- 82. Hazel Santander
- 83. Shared Mobility Program (2)
- 84. Lime Virtual Ride Expert (3)
- 85. Jenny

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item 11: Resolution Supporting Megafire Prevention Package

86. Revised agenda material submitted by Councilmember Blackaby

Supplemental Communications and Reports 3

Item 9: Berkeley's Financial Condition (FY 2016-FY 2025): Structural Deficit Poses Risk to Financial Sustainability

87. Presentation submitted by the City Auditor

88. Ray Yep, Margo Schueler, Larry Henry

Item 12: Submission of the Program Year 2026 Annual Action Plan Containing Allocations of Federal Funds

89. Presentation submitted by the Health, Housing, and Community Services Department

Item 14: Amendments to Berkeley Municipal Code Title 23 (Zoning) for Consistency with State Law and Technical Edits (SLTE 2026)

90. Presentation submitted by the Planning and Development Department

91. Brianna Morales, on behalf of the Housing Action Coalition

Item 12: Submission of the Program Year 2026 Annual Action Plan Containing Allocations of Federal Funds

92. Presentation submitted by the Planning and Development Department

