

ANNOTATED AGENDA SPECIAL MEETING OF THE BERKELEY CITY COUNCIL

**Tuesday, December 10, 2024
5:30 PM**

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702

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 attendance and virtual participation. Live captioned broadcasts of Council meetings are available on B-TV (Channel 33) and via internet video stream at http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244. All Council meetings are recorded.

*To access the meeting remotely use this URL: <https://cityofberkeley-info.zoomgov.com/j/1601063395>. 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: 160 106 3395**. 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 \$250 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$250 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: 5:39 p.m.

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

Absent: None

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 1 speaker.

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

Vote: All Ayes.

1. **Confirming the Results of the November 5, 2024, General Municipal Election**
From: City Manager
Recommendation:
 1. Adopt a Resolution:
 - a) Confirming the results of the November 5, 2024, General Municipal Election; and
 - b) Declaring the passage of Measure W – Real Property Transfer Tax Amendments, Measure X – Library Relief Act of 2024, Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments , Measure Z – Sugar Sweetened Beverage Tax Amendments, Measure AA – Article XIII B GANN Appropriations Limit Authority, Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention Measure DD – Prohibition on Concentrated Animal Feeding Operations, Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths.
 - c) Declaring the failure of Measure CC – Establish Direct Rental Payments and Amendments to the Rent Stabilization Ordinance, Measure EE – Ordinance Creating a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks and Pedestrian Paths, Measure GG – Ordinance to Adopt a Special Tax on Natural Gas Consumption in Buildings 15,000 Sq. Ft. or Larger, Measure HH – Ordinance Requiring the Adoption of Minimum Indoor Air Quality Standards in City-Owned and City-Leased Buildings.
 2. Adopt seven Ordinances amending the Berkeley Municipal Code to incorporate the passage of Measure W – Real Property Transfer Tax Amendments, Measure X – Library Relief Act of 2024, Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments, Measure Z – Sugar Sweetened Beverage Tax Amendments, Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention, Measure DD – Prohibition on Concentrated Animal Feeding Operations, Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths.
 3. Adopt a Resolution codifying the text of Measure AA – Article XIII B GANN Appropriations Limit Authority.

Financial Implications: See report
Contact: Mark Numainville, City Clerk, (510) 981-6900

Consent Calendar

Action: Adopted:

1. Resolution No. 71,609–N.S. (Confirm Results).
2. Adopted Ordinance No. 7,946-N.S. (Measure W – Real Property Transfer Tax Amendments), Ordinance No. 7,947-N.S. (Measure X – Library Relief Act of 2024), Ordinance No. 7,948-N.S. (Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments), Ordinance No. 7,949-N.S. (Measure Z – Sugar Sweetened Beverage Tax Amendments), Ordinance No. 7,950-N.S. (Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention), Ordinance No. 7,951-N.S. (Measure DD – Prohibition on Concentrated Animal Feeding Operations), and Ordinance No. 7,952-N.S. (Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths).
3. Resolution No. 71,610–N.S. (Measure AA – Article XIII B GANN Appropriations Limit Authority).

Adjournment

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

Vote: All Ayes.

Adjourned at 5:43 p.m.

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

- None

Supplemental Communications and Reports 3

- None