

**ANNOTATED AGENDA
BERKELEY CITY COUNCIL MEETING**

**Tuesday, March 18, 2025
6:00 PM**

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

TELECONFERENCE LOCATION - 181 WELLINGTON STREET W, TORONTO, ON
M5V 0A1, CANADA

TELECONFERENCE LOCATION - 2928 LINDEN AVENUE, BERKELEY, CA 94705

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/1609781710>. 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: 160 978 1710**. 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: 6:19 p.m.

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

Absent: Bartlett

Councilmember Bartlett present at 6:30 p.m.

Councilmember Bartlett participated the meeting remotely under the just cause exception in the Brown Act.

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. Adjourned in Memory of Sarah Reynoso, Former City Employee

City Manager Comments: None

Public Comment on Non-Agenda Matters: 6 speakers.

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 4 speakers.

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

Vote: All Ayes.

Consent Calendar

- 1. Contract No. 31900122-1 Amendment: Rolling Orange, Inc. for Website Maintenance and Support**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 31900122-1 with Rolling Orange, Inc. for additional website maintenance and support for an amount not-to-exceed \$120,000 and a total contract value not-to-exceed \$794,300 from March 1, 2019 to June 30, 2027.
Financial Implications: IT Cost Allocation Fund - \$120,000
Contact: Kevin Fong, Information Technology, (510) 981-6500
Action: Adopted Resolution No. 71,688–N.S.
- 2. Contract: Pride Industries for Citywide Custodial Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a three-year contract and any amendments with Pride Industries to provide Citywide Custodial Services at various City facilities and locations, twenty-one (21) in total, from April 1, 2025, to March 31, 2028, for a total not to exceed of \$5,500,000, with an option of two (2) one-year extensions for a maximum term of five (5) years.
Financial Implications: Various Funds - \$5,500,000
Contact: Terrance Davis, Public Works, (510) 981-6300
Action: Adopted Resolution No. 71,689–N.S.
- 3. Contract: SubTerra Construction, Inc. for Adeline St, Shattuck Ave., Oxford St., Fulton St., University Ave., Kala Bagai Way, and Woolsey St.; Sewer Rehabilitation Project**
From: City Manager
Recommendation: Adopt a Resolution: 1. Approving plans and specifications for the Sanitary Sewer Project, located on Adeline St., Shattuck Ave., Oxford St., Fulton St., University Ave., Kala Bagai Way, and Woolsey St.; 2. Accepting the bid of the lowest responsive and responsible bidder, SubTerra Construction, Inc.; 3. Authorizing the City Manager to execute a contract and any amendments, extensions, or other change orders until completion of the project in accordance with the approved plans and specifications, in an amount not to exceed \$8,962,808, which includes a 10% contingency of \$814,800; and 4. Authorizing the City Manager to execute reimbursement contracts with the University of California (\$210,000), Addison Labs Foundation (a 501.c.3 organization, \$120,000), and Core Spaces (\$120,000).
Financial Implications: Sanitary Sewer Fund - \$8,962,808
Contact: Terrance Davis, Public Works, (510) 981-6300
Action: Adopted Resolution No. 71,690–N.S.

Consent Calendar

4. Contract No. 32400141 Amendment: Mercury Associates, Inc. for Fleet Consulting Services

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32400141 with Mercury Associates, Inc. to complete a right sizing study and provide fleet consulting services. This amendment increases the contract amount by \$100,000, for a new total amount not to exceed of \$225,000 for the current contract period of December 1, 2023, through December 30, 2026.

Financial Implications: Various Funds - \$100,000

Contact: Terrance Davis, Public Works, (510) 981-6300

Action: Adopted Resolution No. 71,691–N.S.

5. Contract: APB General Engineering for Urgent Sewer Repair FY2025 Project

From: City Manager

Recommendation: Adopt a Resolution: 1. Approving plans and specifications for the Urgent Sewer Repair FY2025 Project; 2. Accepting the bid of the lowest responsive and responsible bidder, APB General Engineering; and 3. Authorizing the City Manager to execute a contract and any amendments, extensions, or other change orders until completion of the project in accordance with the approved plans and specifications, in an amount not to exceed \$470,910, which includes a 10% contingency of \$42,810.

Financial Implications: Sanitary Sewer Fund - \$470,910

Contact: Terrance Davis, Public Works, (510) 981-6300

Action: Adopted Resolution No. 71,692–N.S.

6. Fiscal Year 2026 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: Terrance Davis, Public Works, (510) 981-6300

Action: Adopted Resolution No. 71,693–N.S. (District No. 1982-1), and Resolution No. 71,694–N.S. (District No. 2018).

Consent Calendar

7. **Establishing a Measure FF SAFE STREETS Citizen Oversight Committee**

From: City Manager

Recommendation: Adopt a Resolution: 1. Establishing a SAFE STREETS Citizen Oversight Committee (SSCOC) to review expenditures and progress reports from the City Manager and City Auditor to ensure compliance with the intent of Measure FF, passed by voters on November 5, 2024, evaluating the impacts and outcomes of tax expenditures on stated goals and prepare public reports on the Committee's findings; and 2. Authorizing the City Manager to further implement Section 7.11.040 of City Ordinance 7,952-N.S, to ensure compliance with all requirements.

Financial Implications: See report

Contact: Terrance Davis, Public Works, (510) 981-6300

Action: Adopted Resolution No. 71,695–N.S.

Council Consent Items

8. **California Triathlon Club: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**

From: Councilmember Lunaparra (Author)

Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember, including \$500 from Councilmember Lunaparra's discretionary fund and funds from any other Councilmembers who would like to contribute to the California Triathlon Club (Cal Tri) for the Fall 2025 Bearathlon Triathlon event with funds relinquished to the City's general fund for this purpose.

Financial Implications: Councilmember's Discretionary Fund - \$500

Contact: Cecilia Lunaparra, Councilmember, District 7, (510) 981-7170

Action: Adopted Resolution No. 71,696–N.S. amended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Humbert - \$250; Councilmember Tregub - \$100; Councilmember Taplin - \$500; Councilmember Blackaby - \$250; Councilmember Bartlett - \$250; Councilmember Kesarwani - \$100; Councilmember O'Keefe - \$100; Mayor Ishii - \$500.

Action Calendar – Public Hearings

9. 2024 Local Hazard Mitigation Plan (LHMP)

From: City Manager

Recommendation: Conduct a public hearing and upon conclusion, adopt a Resolution adopting the 2024 Local Hazard Mitigation Plan (LHMP) and amending the General Plan to incorporate the 2024 LHMP.

Financial Implications: See report

Contact: David Sprague, Fire, (510) 981-3473

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

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

Vote: All Ayes.

Action: M/S/C (Taplin/Tregub) to adopt Resolution No. 71,697–N.S. adopting the 2024 Local Hazard Mitigation Plan (LHMP) and amending the General Plan to incorporate the 2024 LHMP.

Vote: All Ayes.

Recess 7:33 p.m. – 7:45 p.m.

Action Calander – New Business

10. Formation of a Sex Trafficking Task Force to Address Current Sex Trafficking in Berkeley *(Reviewed by Health, Life Enrichment, Equity & Community Policy Committee)*

From: Commission on the Status of Women

Recommendation:

To recommend to Council to refer to the City Manager to form a sex trafficking task force. The Task Force's objective shall be two-fold: to develop recommendations of sex trafficking prevention strategies to be implemented including through social media and to provide recommendations for supports for women and girls seeking to exit sex trafficking.

That the Task Force be comprised as follows: 2 members of the Commission on the Status of Women (1 of whom will be a UC Berkeley student); 1-2 members of the Berkeley Police Department formerly or currently working on this issue in Berkeley as determined by the Berkeley Police Department; 2 members of the 2x2 Committee (1 of whom shall be a Councilmember and 1 of whom shall be a School Board member); 1 member of the City of Berkeley Youth Commission who is a Berkeley High School student; 1 person with knowledge and expertise in sex trafficking, prevention and resources, that person unidentified with a Berkeley City-funded agency so as to avoid any potential conflict of interest in the recommendations; 1 woman with a history of having been sex-trafficked (a stipend is recommended for that member of the Task Force); and 1 person with expertise in workplace development and related economic resources.

Policy Committee Recommendation: No final action taken. Item is automatically returning to Council agenda pursuant to the time limit for items referred to policy committees.

Financial Implications: See report

Contact: Okeya Vance-Dozier, Commission Secretary, (510) 981-7100

Action: Moved to Consent Calendar. Referred the item back to the Commission on the Status of Women to develop a subcommittee to identify recommendations for sex trafficking prevention strategies and supports for women and girls seeking to exit sex trafficking.

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

11. Revised External Fixed Surveillance Camera Locations and Vendor Transition
From: City Manager

Recommendation: We recommend Council approve a Resolution authorizing the City Manager to begin the Surveillance Technology Ordinance (STO) process with a proposal to transition the External Fixed Video Surveillance Camera program from Edgeworth Integration, LLC to Flock Safety. This proposal also reallocates camera placements away from corridors already served by the ALPR system and positions them in areas with high pedestrian traffic. The change addresses installation challenges such as PGE power limitations and Caltrans right-of-way delays and strengthens the City's ability to respond to and investigate crime. We recommend that the resolution authorize the City Manager to execute all necessary actions to implement this transition in compliance with applicable ordinances and policies. We

Action Calander – New Business

also recommend that Council provide authorization as required by the STO to the City Manager to seek available grant funding for surveillance cameras.

The proposed camera placements result from a detailed review of key factors. We identified locations where monitoring would capture individuals entering or exiting areas of heavy pedestrian traffic. Analysis of crime trends and retail theft data revealed zones that would benefit most from surveillance. Local feedback from business districts and community meetings also indicated specific areas of concern. These considerations have led us to propose camera sites adjacent to key intersections: - Center / MLK; - College / Ashby; - Milvia / Alston; - 9th / Gilman; - Center / Shattuck; - Solano / Colusa; - University / Shattuck; - 4th / Hearst; - Cedar / Shattuck; - Adeline / Fairview; - Durant / Telegraph; - Shattuck / Ashby; - 4th / Virginia; - 62rd / King; - University / MLK; - College / Alcatraz.

In the case that additional funding becomes available and/or Council wishes to authorize more locations, we propose additional camera sites adjacent to these intersections: Ashby / Domingo, Ashby / San Pablo, Ashby / 6th and University / San Pablo.

This revision responds to two main issues. First, camera placements along Ashby and San Pablo will encounter delays due to Caltrans right-of-way challenges and Edgeworth cameras have electricity requirements that cannot be accommodated within our flat-rate contracts for traffic signals with PGE, and installing a dedicated meter would be prohibitively expensive. These challenges render the installation of Edgeworth cameras unfeasible. Second, the widespread deployment of ALPRs now covers vehicle movements, which makes the previously approved locations redundant. The new approach concentrates on high-foot-traffic areas that promise improved evidence collection during incidents.

Financial Implications: See report

Contact: Jennifer Louis, Police, (510) 981-5900

Action: M/S/Failed (Lunaparra/Tregub) to:

1. Adopt a Resolution with the addition from the City Manager to cite Berkeley Municipal Code Chapter 2.99 in the first resolved clause, removal of the intersection of Telegraph Avenue & Durant Avenue from the list of proposed camera sites, and addition of the following resolved clause:

BE IT FURTHER RESOLVED THAT Flock Safety will be directed to not share information, data, or other assets from the External Fixed Video Surveillance Camera program with any personnel or agencies outside of the City of Berkeley, including in response to an administrative subpoena or other request from another government agency, unless compliance is required by court order, or other appropriate directive. Violation of this provision shall be considered grounds for termination of the contract. Flock Safety will inform the City of Berkeley immediately upon receiving any legal or other orders from other jurisdictions.

2. Refer to the City Manager to consider as part of the contracting process the language proposed by Councilmember Barlett related to liquidated damages, and data ownership, storage, and access.

Action Calander – New Business

Vote: Ayes – Bartlett, Tregub; Noes – Kesarwani, Taplin; O’Keefe, Blackaby, Humbert, Ishii; Abstain – Lunaparra.

Action: 30 speakers. M/S/Carried (Humbert/Blackaby) to adopt Resolution No. 71,698–N.S. with the addition from the City Manager to cite Berkeley Municipal Code Chapter 2.99 in the first resolved clause, and addition of the following resolved clause:

BE IT FURTHER RESOLVED THAT Flock Safety will be directed to not share information, data, or other assets from the External Fixed Video Surveillance Camera program with any personnel or agencies outside of the City of Berkeley, including in response to an administrative subpoena or other request from another government agency, unless compliance is required by court order, or other appropriate directive. Violation of this provision shall be considered grounds for termination of the contract. Flock Safety will inform the City of Berkeley immediately upon receiving any legal or other orders from other jurisdictions.

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

Public Comment – Items Not Listed on the Agenda - 2 speakers.

Adjournment

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

Vote: All Ayes.

Adjourned at 10:05 p.m.

Communications

Bicycle Plan

1. Marc Hedlund, with Libby Lee-Egan
2. Marla Wilson

Construction on Webster

3. Joshua Sopher

Downtown Safety Concern

4. John Craner
5. Simone Arpaio (2)
6. Javier F. Suazo
7. Eduardo D (2)

Berkeley Marina

8. Gordon Meyer

Police Accountability Newsletter

9. Hansel Alejandro Aguilar

Hopkins/McGee

10. Shirley Kirsten (3)

Battery Recycling

11. Martin Bourque (2)

12. David Lerman (2)

Community Vigil

13. Berkeley Network for Palestine (2)

14. Summer Brenner

TBS Today

15. Elsa Tranter

Berkeley Waterfront Park User Concern

16. Kirsten Mahoney

Encampments

17. Steven Donaldson

18. Joann Driscoll

UC Berkeley

19. John Craner

Housing Concern

20. Bingo Fantasy Football (3)

Public Comment Concerns

21. Jack Kurzweil

22. Summer Brenner

Aquatics Program Concerns

23. Florence Reinisch

Tree Cutting

24. Edward Brent (2)

2138 Kittredge St.

25. Sharon Gong

Proclamation Request

26. Walton Li

Use of Taxpayer Money

27. Martha Stackawicz

Street Lighting

28. David Lerman

Affordable Housing

29. Moni T. Law

Insight Housing

30. Del and Kathy Totten

Civic Center Park

31. Jill Korte

32. John Rice

33. Jason McGatlin

34. Holly Scheider

35. Peggy Scott

36. Michael O’Heaney

37. Maria Schell Hassid

38. Cara Delacroix

39. Enrique Marisol

01Peace and Justice Commission Resolution

40. Rev. Niels Teunis and Rev. Angela Jernigan

41. Angela Isaacs

42. Dan Weinberg

Blind Intersection @ Hopkins CT and Hopkins Ave

43. Wahid Amiri

Chess Club

44. Jesse Sheehan (2)

URL’s

45. Russbumper

Middle East Conflict

46. Russbumper

Supplemental Communications and Reports 1

Item #11: Revised External Fixed Surveillance Camera Locations and Vendor Transition

47. Victoria Cole on behalf of SafeBears (2)

Supplemental Communications and Reports 2

Item #11: Revised External Fixed Surveillance Camera Locations and Vendor Transition

48. Sherry Perez
49. Markus Feyh
50. Enrique Marisol
51. Lisa Teague
52. Sheridan Eggers
53. Sarah Freedman
54. Mark Rhoades
55. Beth Roessner
56. David Shiver
57. Suzan Steinberg
58. 38 Similarly worded form letters

Supplemental Communications and Reports 3

Item #11: Revised External Fixed Surveillance Camera Locations and Vendor Transition

59. Tom Parrish
60. Gary E.
61. Sylvia
62. Truce Hansen
63. Nigel
64. Laksh Lakireddy
65. Fern Wildtruth
66. Jovi Vidal
67. Tobey Wiebe
68. Anthony Iacono
69. Janice Schroeder
70. Lily Simonson
71. Saanvi Arora
72. Frankie Cunningham
73. Caitlin Chan
74. Sulakshana
75. Tracy Rosenberg on behalf of Oakland Privacy
76. Simone Arpaio
77. Alberto Malvestio
78. Gregory Kalkanis
79. Amy Murray
80. Marc Steyer

81.30 Similarly worded form letters to support
82.60 Similarly worded form letter to oppose