

**ANNOTATED AGENDA
SPECIAL MEETING OF THE
BERKELEY CITY COUNCIL**

**Tuesday, April 15, 2025
4:00 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/1617330038>. 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: 161 733 0038**. 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: 4:06 p.m.

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

Absent: Kesarwani, Taplin, Bartlett, Tregub

Councilmember Kesarwani present at 4:09 p.m.

Councilmember Taplin present at 4:09 p.m.

Councilmember Tregub present at 4:10 p.m.

Councilmember Bartlett present at 4:10 p.m.

Action Calendar – New Business

1. **Adoption of CALFIRE Map and Additional Areas Designated as the City of Berkeley Fire Hazard Severity Zones** *(Reviewed by the Public Safety Committee)*

From: City Manager

Recommendation:

1. Adopt first reading of an Ordinance to designate Fire Hazard Severity Zones (FHSZ) within the Local Responsibility Area as recommended by the California Department of Forestry and Fire Protection (CALFIRE) pursuant to Government Code Section 51178, and

2. Designate areas not identified as Very High and High Fire Hazard Severity Zones by the State Fire Marshal, as Very High, and High Fire Hazard Severity Zones following a finding supported by substantial evidence in the record that the requirements of Government Code Section 51182 are necessary for effective fire protection within the area.

Policy Committee Recommendation: To send the item to City Council with a positive recommendation.

Financial Implications: See report

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

Action Calendar – New Business

2. **Modification and Adoption of Berkeley Fire Code Local Amendments** *(Reviewed by the Public Safety Committee)*

From: City Manager

Recommendation:

1. Adopt the first reading of an Ordinance which proposes to amend certain portions of Section 19.48.020 of the Berkeley Municipal Code (“Amendments to the California Fire Code”);
2. Adopt a Resolution setting forth findings as to local conditions applicable to the revised portions of Section 19.48.020 that require more stringent standards than those provided by the 2022 California Fire Code (“CFC”) and amending Resolution No. 70,611–N.S.;
3. In compliance with state law on adopting such codes by reference, hold a public hearing following the first reading, and before the second reading, and schedule the second reading and public hearing for May 6, 2025.

Policy Committee Recommendation: To send the item to City Council with a positive recommendation.

Financial Implications: Staff time

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

Action: M/S/C (Blackaby/Humbert) to accept revised material from the City Manager on Item 1 and Item 2.

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

Action: 48 speakers. M/S/C (Blackaby/Humbert) to:

1. Adopt first reading of Ordinance No. 7,958–N.S. as written in the revised materials submitted at the meeting to designate Fire Hazard Severity Zones (FHSZ) within the Local Responsibility Area as recommended by the California Department of Forestry and Fire Protection (CALFIRE) pursuant to Government Code Section 51178. Second reading scheduled for May 6, 2025.

2. Designate areas not identified as Very High and High Fire Hazard Severity Zones by the State Fire Marshal, as Very High, and High Fire Hazard Severity Zones following a finding supported by substantial evidence in the record that the requirements of Government Code Section 51182 are necessary for effective fire protection within the area.

3. Adopt first reading of Ordinance No. 7,959–N.S. as written in the revised materials submitted at the meeting to amend certain portions of Section 19.48.020 of the Berkeley Municipal Code (“Amendments to the California Fire Code”). Second reading scheduled for May 6, 2025.

4. Adopt Resolution No. 71,710–N.S. setting forth findings as to local conditions applicable to the revised portions of Section 19.48.020 that require more stringent standards than those provided by the 2022 California Fire Code (“CFC”) and amending Resolution No. 70,611–N.S.

5. Schedule the second reading and public hearing for May 6, 2025.

Vote: All Ayes.

Adjournment

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

Vote: All Ayes.

Adjourned at 6:44 p.m.

Communications

Item #1: Adoption of CALFIRE Map and Additional Areas Designated as the City of Berkeley Fire Hazard Severity Zones *(Reviewed by the Public Safety Committee)*

1. Scott Murray
2. Jason Warriner
3. Robert Godes
4. Roger and Zoe Hill
5. Dr Bruce Feingold

Item #2: Modification and Adoption of Berkeley Fire Code Local Amendments *(Reviewed by the Public Safety Committee)*

6. Robert and Frederica Breuer
7. Ann Hoyer
8. Lisa Titus
9. Patricia and Michael Henry
10. Greg Murphy
11. Miriam Nathanson
12. Kuniko Weltin-Wu and Hung-His Wu
13. Joan MacQuarrie
14. Krista Denton
15. David Cumpton and David Folzenlogen
16. Linda Friedman
17. Joan Lester
18. Ruth Langridge
19. John Hitchen
20. Elizabeth Shedd
21. Miki Tal
22. Margaret Cullen
23. Pamela Montanaro
24. Shivaom

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #1: Adoption of CALFIRE Map and Additional Areas Designated as the City of Berkeley Fire Hazard Severity Zones *(Reviewed by the Public Safety Committee)*

**Item #2: Modification and Adoption of Berkeley Fire Code Local Amendments
(Reviewed by the Public Safety Committee)**

25. Sheila Krystal
26. Mary-Louise Hansen
27. Jane Terjung
28. Nancy and Daniel Manheim
29. Nancy Yapple
30. Scott Murray
31. Connie Field
32. Katherine Hansen
33. Jane Hausauer
34. Lota and Mac Rygiel
35. Heidi Hartman
36. Janice Thomas
37. Nicole Fouladi
38. Candace Hyde-Wang
39. Randall and Kathleen Gee
40. Ruth Ehrenkrantz
41. Thelma Tajirian
42. Sowmya Swaminathan
43. Leah and John Rosenthal
44. Norman Vance
45. Roger and Zoe Hill
46. Margaret Cullen
47. Ethan Karp and Sue Lynn Thomas
48. Alistair Sinclair and Nataliya Libina
49. Alfred Twu
50. Anil Aswani
51. Karen Eisenstadt
52. Cindy Rosenthal
53. Mike Travis and Linda Skory

Supplemental Communications and Reports 3

Item #1: Adoption of CALFIRE Map and Additional Areas Designated as the City of Berkeley Fire Hazard Severity Zones (Reviewed by the Public Safety Committee)

54. Revised agenda material submitted by David Sprague

Item #2: Modification and Adoption of Berkeley Fire Code Local Amendments (Reviewed by the Public Safety Committee)

55. Revised agenda material submitted by David Sprague
56. Presentation submitted by the Fire Department
57. Lynne Clenfield and Ellen Pasternack
58. Ian Meyers
59. Krishen Laetsch
60. Johanna Nichols
61. Laura Graham
62. Eric Weaver
63. Phillip Price
64. Jane Terjung (3)

65. Maria Sakovich
66. Vanessa Drake Moraga
67. Joan H Hollinger
68. CV Deering
69. Jeffrey Heller
70. Carol H. Reitan
71. Richard Laden (2)
72. Isabelle Gaston
73. Rebecca Mills
74. Samson
75. William Callow
76. Nancy Gillette
77. Michel Thouati
78. Mary Pat Farrell
79. Shawna Hartman Brotsky
80. Chuck and Martha Cornwall
81. Bob and Irene Byrne
82. Bob Flasher
83. Kathleen Weidner Zoehfeld
84. Katherine Ritter
85. Monika Weis
86. Susan Bailey
87. Jenny Wenk
88. Tim Frederick
89. Joan Diamond
90. Wendy Pulling
91. Dan Lieberman
92. Travis Longcore and John Harte
93. Lisa Brunet
94. David Johnson
95. Schuyler Bailey
96. Nancy Riddle
97. Peter S. Bailey
98. Elizabeth Sharf
99. Brent Blackaby
100. Stephanie Henkle
101. Kester Watters
102. Mary Lee Noonan
103. Yakov Wiegmann
104. Sara Sanderson
105. Sonya Baehr and Tom Jones
106. Sybil Hatch
107. Manuela Albuquerque
108. Michael Walden and Judith Schelly
109. Nenelle Bunnin
110. Jonathan Eden
111. Carly Loveman
112. Barbara Gilbert
113. Phebe Fletcher