

ANNOTATED AGENDA
BERKELEY CITY COUNCIL MEETING
Tuesday, February 10, 2026
6:00 PM

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702
TELECONFERENCE LOCATION - 1027 BANCROFT WAY, APT D, 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: 161 977 9375**. 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: 6:09 p.m.

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

Absent: None

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 Domestic Partnership Pioneers Tom Brougham and Barry Warren
2. Adjourned in Memory of Todd Walker, Community Activist
3. Mayor Ishii Reported on the Activities and Programs at the National Conference of Mayors

City Manager Comments: None

Public Comment on Non-Agenda Matters: 10 speakers.

Public Comment by Employee Unions: None

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 5 speakers.

Action: M/S/C (Taplin/Humbert) to adopt Item 3 on the Consent Calendar.

Vote: Ayes – Taplin, Bartlett, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Kesarwani (recused for conflict of interest – ADU owner), Tregub (recused for conflict of interest – ADU tenant).

Action: M/S/C (Bartlett/Humbert) to adopt the Consent Calendar (except Item 3) in one motion except as indicated.

Vote: All Ayes.

1. Amend Berkeley Municipal Code Chapter 14.68 – Bicycle Registration and Licensing

From: City Manager

Recommendation: Adopt second reading of Ordinance No. 7,997-N.S. repealing Berkeley Municipal Code (BMC) Chapter 14.68, Sections 14.68.020–100 (bicycle licensing and registration), Article II (bicycle establishment permits and dealer reporting), and Article III (general licensing regulations), while retaining definitions (§14.68.010) and operating provisions (§14.68.110–200, including sidewalk restrictions).

First Reading Vote: All Ayes

Financial Implications: Staff time

Contact: Carianna Arredondo, City Manager's Office, (510) 981-7000

Action: Adopted second reading of Ordinance No. 7,997–N.S.

2. Amend Berkeley Municipal Code 14.40.100 – Disability Parking Standards and Accommodations

From: City Manager

Recommendation: Adopt second reading of Ordinance No. 7,998-N.S. amending Berkeley Municipal Code (“BMC”) Section 14.40.100 to align the City’s disability parking provisions with the Americans with Disabilities Act and California Vehicle Code § 295.5; clarify that exempt parking privileges apply when a qualifying disabled individual is either the driver or a passenger; and eliminate duplicative local sticker and identification card requirements by deferring to the California Department of Motor Vehicles (“DMV”) for issuance and administration of disability placards and license plates.

First Reading Vote: All Ayes

Financial Implications: See report

Contact: Carianna Arredondo, City Manager's Office, (510) 981-7000

Action: Adopted second reading of Ordinance No. 7,998–N.S.

3. Amendments to Title 21 (Subdivisions) to Allow Separate Sale of ADUs

From: City Manager

Recommendation: Adopt second reading of Ordinance No. 7,999-N.S. to amend Berkeley Municipal Code Title 21 (Subdivisions Ordinance) and Chapter 23.306 Accessory Dwelling Units to implement Assembly Bill (AB) 1033 by establishing local regulations for the separate sale of ADUs as condominiums.

First Reading Vote: Ayes – Taplin, Bartlett, O’Keefe, Blackaby, Humbert, Ishii; Noes - Lunaparra; Abstain - None; Absent – Kesarwani (recused for conflict of interest – ADU owner), Tregub (recused for conflict of interest – ADU tenant)

Financial Implications: None

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

Action: Adopted second reading of Ordinance No. 7,999–N.S.

Consent Calendar

4. Amendments to Title 23 (Zoning) to permit by-right approval of qualifying housing projects on sites identified in previous Housing Elements, and revisions related to Design Review

From: City Manager

Recommendation: Adopt second reading of Ordinance No. 8,000-N.S. amending Title 23 (Zoning) to permit by-right approval of qualifying housing projects on sites identified in previous Housing Elements, and revisions related to Design Review for such projects and for residential projects in the Multi-Use Residential (MU-R) zoning district.

First Reading Vote: All Ayes

Financial Implications: See report

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

Action: Adopted second reading of Ordinance No. 8,000–N.S.

5. Rescission and replacement of the Police Equipment and Community Safety Ordinance

From: Councilmember Humbert (Author), Councilmember O'Keefe (Co-Sponsor)

Recommendation: Adopt second reading of Ordinance No. 8,001-N.S. to rescind and replace Ordinance 7760-N.S. the Police Equipment and Community Safety Ordinance (enacted May 11, 2021) because the State-level reporting requirements mandated by Chapter 12.8 (Sections 7070 to 7075) of Division 7 of Title 1 of the California Government Code (hereafter referred to as Chapter 12.8) already provide a comprehensive and sufficient framework for police equipment oversight.

This item would bring Berkeley's local reporting requirements into alignment with those of Chapter 12.8 and allow for one consolidated report, beginning with the 2025 report. The item would also maintain additional targeted reporting requirements for equipment deployment and ongoing use of force reporting under Policy 300.

First Reading Vote: Ayes – Bartlett, Tregub, O'Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – Kesarwani, Taplin.

Financial Implications: See report

Contact: Mark Humbert, Councilmember, District 8, (510) 981-7180

Action: Adopted second reading of Ordinance No. 8,001–N.S.

6. Establish Job Class Specification and Salary Range – Risk Manager

From: City Attorney

Recommendation: Adopt a resolution to establish the job class specification and pay scale of Risk Manager with an hourly pay scale of \$69.93 to \$85.00 distributed across five steps.

Financial Implications: See report

Contact: Farimah Brown, City Attorney, (510) 981-6950

Action: Adopted Resolution No. 72,121–N.S.

Consent Calendar

7. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on February 10, 2026

From: City Manager

Recommendation: Approve the request for proposals or invitation for bids (attached to staff report) 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: See report

Contact: Henry Oyekanmi, Finance, (510) 981-7300

Action: Approved recommendation.

8. Contract: Scotts PPE Recon, Inc. for Firefighter Personal Protective Equipment and Maintenance

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with Scotts PPE Recon, Inc. (Contractor) to provide cleaning, maintenance and repair of Firefighter Personal Protective Equipment (PPE) and maintenance, repair and replacement of PPE extractors for the City for a base period from February 11, 2026 to February 10, 2028, in an amount not to exceed \$150,000 with an option to extend for three additional years in one-year increments, for a total contract amount not to exceed \$405,000.

Financial Implications: See report

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

Action: Adopted Resolution No. 72,122–N.S.

9. Application for Prohousing Incentive Program Funds

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager or designee to apply for and accept funds from the State of California's Prohousing Incentive Program, in an amount not to exceed \$1,250,000.

Financial Implications: See report.

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

Action: Adopted Resolution No. 72,123–N.S.

Consent Calendar

10. Extending Reservations for Housing Trust Fund Projects

From: City Manager

Recommendation: Adopt a Resolution: 1. Extending the duration of the previously approved funding reservations and reserve Housing Trust Fund funds and other currently available affordable housing funds, including local Measure O Bond funds, Measure U1 funds, Affordable Housing Mitigation Fees (AHMF), and State funds for the following projects: -Ashby Lofts (2909-2919 Ninth Street) at \$850,000; - Supportive Housing in People's Park (2556 Haste) at \$14,359,593; -Ephesian Legacy Court (1708 Harmon) at \$14,531,301; and -North Berkeley BART Project at \$21,500,000. 2 Authorizing the City Manager or designee to execute all original or amended documents or agreements to effectuate these actions.

Financial Implications: See report

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

Action: Adopted Resolution No. 72,124–N.S.

11. Donation: Memorial Bench at Codornices Park in Memory of Samuel Reitan Boyden

From: City Manager

Recommendation: Adopt a Resolution accepting a cash donation in the amount of \$3,400 for a memorial bench to be placed at Codornices Park in memory of Samuel Reitan Boyden.

Financial Implications: \$3,400 - Donation

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

Action: Adopted Resolution No. 72,125–N.S.

12. Donation: Memorial Bench at Strawberry Creek Park in Memory of Luke Kreinberg

From: City Manager

Recommendation: Adopt a Resolution accepting a cash donation in the amount of \$3,400 for a memorial bench to be placed at Strawberry Creek Park in memory of Luke Kreinberg.

Financial Implications: \$3,400 - Donation

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

Action: Adopted Resolution No. 72,126–N.S.

13. Contract No. 32600085 Amendment: Cordoba Corporation for On-site Traffic Engineering Support Services

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32600085 with Cordoba Corporation for on-site traffic engineering services to augment staffing in the Transportation Division's Traffic Engineering unit in an amount not to exceed \$350,000 through June 30, 2026.

Financial Implications: See report

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

Action: Adopted Resolution No. 72,127–N.S.

Action Calendar – Public Hearings

14. Zoning Adjustments Board Appeal: 2109 Virginia, Use Permit #ZP2024-0066
From: City Manager

Recommendation: Conduct a public hearing, and upon conclusion adopt a Resolution denying the appeal and affirming the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP2024-0066 to demolish a two-story, 4,604-square-foot non-residential building and surface parking lot, and construct an eight-story (89 feet and 4 inches), 112,969 square-foot mixed-use residential building containing 110 dwelling units (including 9 Very Low-Income and 9 Moderate Income Density Bonus qualifying units), 690 square feet of ground-floor commercial space, 109 off-street vehicle parking spaces and 64 bicycle parking spaces, on a 22,513 square foot lot.

Financial Implications: None

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

Public Testimony: The Mayor opened the public hearing. 28 speakers. M/S/C (Taplin/Tregub) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Taplin/Lunaparra) to adopt Resolution No. 72,128–N.S. denying the appeal and affirming the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP2024-0066.

Vote: All Ayes.

Information Reports

15. Fiscal Year 2027 Operational Changes to Berkeley Rides for Seniors and the Disabled

From: City Manager

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

Action: Received and filed.

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

Adjournment

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

Vote: All Ayes.

Adjourned at 9:19 p.m.

Communications

Item #14: Zoning Adjustments Board Appeal: 2109 Virginia, Use Permit #ZP2024-0066

1. Aaryaman Singhal
2. James M. Lloyd on behalf of The California Housing Defense Fund

COSCOW Letter

3. Okeya Vance-Dozier on behalf of the Commission on the Status of Women

Hopkins Street

4. Ross Knight
5. Karen Parolek and Ben Gerhardstein
6. Patrick Golier
7. Darell Owens
8. Michai Freeman on behalf of Friends of Adeline

Encampment Concerns

9. Christine Wenrich (2)
10. Boona Cheema
11. Moni Law (3)

Safety Improvements

12. Shirley Kirsten
13. Areli Balderrama

Acton Courtyard Tenants Union

14. Yasmin Jenkins (5)

Housing Affordability Concerns

15. Jane White (2)

IKE Kiosks Concerns

16. David Lerman

Proclamation Requests

17. Frank Price
18. Dolores Martinez (2)

Flock Safety

19. Margot Smith

Harrison Street Concerns

- 20. Suzanne Pettigrew
- 21. Marianne Riddle
- 22. David Epstein
- 23. Boona Cheema
- 24. Jennifer Ito
- 25. Susan Greef and Maureen Prochaska
- 26. David Shiretzki
- 27. Jonathan White
- 28. Steven Donaldson
- 29. Ashley Denney
- 30. Kasey Harboe Guentert

Latino Korean War Memorial

- 31. Martin Bourque (2)
- 32. David White (2)

Heinz and Ninth Street

- 33. David Lerman

Housing Complaint

- 34. David Glasser (4)
- 35. Rebecca Rodriguez (4)

Email Concern

- 36. Lily Liao

Disabled Parking Spaces

- 37. Jane Tierney

Parking for RVs

- 38. Diana Bohn

Berkeley Trash Collection Concerns

- 39. George Woodward
- 40. Leslie Sakai
- 41. David Lerman

Progressive Childcare Policy

- 42. Octavio Raygoza

Measure W

- 43. Diana Bohn

Street Patching

- 44. Rischa S. Cole

Tiny Homes

45. Madeleine Roberts Rich (2)

Instant Runoff Algorithm

46. Ghawar Camij Toschian

Tear Gas Concerns

47. Maria Yates (2)

48. Nicole Powell

49. Nora Shourd

50. Bobby Jean

26th Annual Celebrity Flag Football

51. Jeffrey Church

Persian New Year

52. Shallon L. Allen

53. Jacob Cohen

BAUASI

54. Blair Beekman

Response Follow-Up

55. Stephen Alpert (2)

Rental Concerns

56. Hector91 Phuentes (4)

57. John Dunlap

Newsletters

58. Downtown Berkeley Association

URLs

59. Russbumper (2)

60. Jane White (2)

Forwards

61. Russbumper (3)

Pledge Inquiry

62. Diana Bohn

E-Scooters and Bikes

63. Robert Borghese (3)

64. Carson Lepre (2)

Notice of Intent

65. Jon Ruel Holder II

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #14: Zoning Adjustments Board Appeal: 2109 Virginia, Use Permit #ZP2024-0066

66. Mark Loper on behalf of the Applicant for the 2109 Virginia Street Project

Supplemental Communications and Reports 3

Item #4: Amendments to Title 23 (Zoning) to permit by-right approval of qualifying housing projects on sites identified in previous Housing Elements, and revisions related to Design Review

- 67. Geoff Lomax
- 68. Marguerite & Guthrie Dolin
- 69. Roger Hallsten
- 70. John Parman

Item #5: Rescission and replacement of the Police Equipment and Community Safety Ordinance

- 71. Marilyn Simons

Item #14: Zoning Adjustments Board Appeal: 2109 Virginia, Use Permit #ZP2024-0066

- 72. Presentation submitted by the Planning and Development Department
- 73. Michael Apte (2)
- 74. James Lloyd on behalf of the California Housing Defense Fund
- 75. Steve Ratcliff
- 76. Neighbors and residents of North Shattuck Avenue (2)
- 77. James Hendry