



Office of the City Manager

CONSENT CALENDAR  
July 23, 2019

To: Honorable Mayor and Members of the City Council  
From: Dee Williams-Ridley, City Manager  
Submitted by: Mark Numainville, City Clerk  
Subject: Minutes for Approval

RECOMMENDATION

Approve the minutes for the Council meetings of June 4, 2019 (special closed), June 11, 2019 (special closed, special, and regular), June 18, 2019 (special closed and special), and June 25, 2019 (special closed and regular).

CONTACT PERSON

Mark Numainville, City Clerk, 981-6900

Attachments:

1. June 4, 2019–Special Closed City Council Meeting
2. June 11, 2019–Special Closed City Council Meeting
3. June 11, 2019–Special City Council Meeting
4. June 11, 2019–Regular City Council Meeting
5. June 18, 2019–Special Closed City Council Meeting
6. June 18, 2019–Special City Council Meeting
7. June 25, 2019–Special Closed City Council Meeting
8. June 25, 2019–Regular City Council Meeting

**MINUTES  
BERKELEY CITY COUNCIL SPECIAL MEETING  
TUESDAY, JUNE 4, 2019  
4:00 P.M.**

**Redwood Room – 2180 Milvia Street, 6<sup>th</sup> Floor, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:12 p.m.

**Present:** Kesarwani, Davila, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Bartlett, Harrison

**Public Comment - Limited to items on this agenda only**

**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)(4):**

- a. The City will consider whether to initiate a lawsuit against the Regents of the University of California.

**Action:** No action taken

**OPEN SESSION:**

No action taken.

**Adjournment**

**Action:** M/S/C (Hahn/Droste) to adjourn the meeting.

**Vote:** Ayes - Kesarwani, Davila, Hahn, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent - Bartlett, Harrison, Wengraf

Councilmember Wengraf absent at 4:42 p.m.

Adjourned at 5:28 p.m.

I hereby certify that the forgoing is a true and correct record of the special closed meeting of June 4, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

**MINUTES  
BERKELEY CITY COUNCIL SPECIAL MEETING  
TUESDAY, JUNE 11, 2019  
4:00 P.M.**

**School District Board Room – 1231 Addison Street, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:02 p.m.

**Present:** Kesarwani, Davila, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Bartlett

Councilmember Bartlett present at 4:10 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)(4):**

- a. The City will consider whether to initiate a lawsuit against the Regents of the University of California.

**Action:** No reportable action.

**OPEN SESSION:**

No reportable action.

**Adjournment**

**Action:** M/S/C (Wengraf/Arreguin) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 5:32 p.m.

I hereby certify that the forgoing is a true and correct record of the special closed meeting of June 11, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

**MINUTES  
SPECIAL MEETING OF THE  
BERKELEY CITY COUNCIL**

**Tuesday, June 11, 2019**

**5:00 P.M.**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 5:43 p.m.

**Present:** Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Kesarwani, Davila, Bartlett

Councilmember Bartlett present at 5:46 p.m.

Councilmember Davila present at 5:46 p.m.

Councilmember Kesarwani present at 5:52 p.m.

**Public Comment - Limited to items on this agenda only - 3 speakers.**

## Action Calendar

### 1. 2019 City Council Referral Prioritization Process Using Re-Weighted Range Voting (RRV)

**From: City Manager**

**Recommendation:**

1. Review the completed Re-Weighted Range Voting (RRV) rankings for all outstanding City Council referrals;
2. Approve the removal of referrals that have been marked as rescinded by the sponsoring Councilmember or District;
3. Adopt a Resolution approving the list of prioritized referrals to city staff.

**Financial Implications:** No direct fiscal impacts

Contact: Mark Numainville, City Clerk, 981-6900

**Action:** 3 speakers. M/S/C (Arreguin/Robinson) to approve the removal of referrals that have been marked as rescinded by the sponsoring Councilmember or District as listed in Attachment 3, with the addition of ranked items 13, 19, 50, 51, 64, 65, and 68 to the list for removal.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Robinson) to adopt Resolution No. 68,942–N.S. approving the list of prioritized referrals to city staff.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Harrison, Wengraf, Robinson, Droste, Arreguin; Noes – Hahn.

## Adjournment

**Action:** M/S/C (Robinson/Davila) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 6:49 p.m.

This is to certify that the foregoing is a true and correct record of the special meeting of June 11, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

## Communications

### Item 1: 2019 City Council Referral Prioritization Process Using Re-Weighted Range Voting (RRV)

1. Supplemental material, submitted by Councilmember Hahn

## Supplemental Communications and Reports 1

- None

## **Supplemental Communications and Reports 2**

### **Item 1: 2019 City Council Referral Prioritization Process Using Re-Weighted Range Voting (RRV)**

2. Supplemental material, submitted by Councilmember Harrison

## **Supplemental Communications and Reports 3**

3. Presentation, submitted by the City Clerk's Office
4. Aaron Hamlin, on behalf of The Center for Election Science.
5. Christine Schwartz
6. Unknown



**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, June 11, 2019**  
**6:00 PM**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 6:58 p.m.

**Present:** Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Davila

Councilmember Davila present at 7:00 p.m.

**Ceremonial Matters:**

1. Recognition of Susan Hodge
2. Recognition of Hannah and Friends Bikeathon
3. Presentation: East Bay Municipal Utility District

**City Manager Comments: None**

**City Auditor Comments:**

The City Auditor presented the findings of Fire Prevention Inspections audit to the City Council.

**Public Comment on Non-Agenda Matters:** 10 speakers.

**Consent Calendar**

**Public Comment on Consent Calendar and Information Items Only:** 24 speakers.

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

**Vote:** All Ayes.

## Consent Calendar

**1. Tax Exemption on Federal Research Grants**

**From: Mayor Arreguin**

**Recommendation:** Adopt a second reading of Ordinance No. 7,655-N.S. to add a subsection to Berkeley Municipal Code Section 9.04.165 to create an exemption on the taxing of business gross receipts relating to federal research grants.

**First Reading Vote:** Ayes – Kesarwani, Davila, Harrison, Hahn, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Bartlett, Wengraf.

**Financial Implications:** See report

Contact: Jesse Arreguin, Mayor, 981-7100

**Action:** Adopted second reading of Ordinance No. 7,655-N.S.

**2. Grant from the William and Flora Hewlett Foundation**

**From: City Manager**

**Recommendation:** Adopt a Resolution accepting a \$20,000 grant from the William and Flora Hewlett Foundation for an assessment of arts space affordability challenges, displacement risks and possible strategies to protect affordable spaces for arts organizations, artists and cultural workers in the City of Berkeley.

**Financial Implications:** \$20,000 (grant)

Contact: Jordan Klein, Economic Development, 981-7530

**Action:** Adopted Resolution No. 68,943–N.S.

**3. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on June 11, 2019**

**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, 981-7300

**Action:** Approved recommendation.

**4. FY 2020 Tax Rate: Fund the Maintenance of Parks, City Trees and Landscaping**

**From: City Manager**

**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding all improvements for the maintenance of parks, City trees, and landscaping in the City of Berkeley at \$0.1729 (17.29 cents) per square foot of improvements.

**Financial Implications:** See report

Contact: Henry Oyekanmi, Finance, 981-7300

**Action:** Adopted first reading of Ordinance No. 7,656–N.S. Second reading scheduled for June 25, 2019.

## Consent Calendar

- 5. FY 2020 Tax Rate: Fund the Provision of Emergency Medical Services (Paramedic Tax)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding the provision of emergency medical services to Berkeley residents at \$0.0393 (3.93 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,657–N.S. Second reading scheduled for June 25, 2019.
- 6. FY 2020 Tax Rate: Fund Emergency Services for the Severely Disabled (Measure E)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding the provision of emergency services for the disabled at \$0.01638 (1.638 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,658–N.S. Second reading scheduled for June 25, 2019.
- 7. FY 2020 Tax Rate: Business License Tax on Large Non-Profits**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for Business License Tax on large non-profits at \$0.6420 (64.20 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,659–N.S. Second reading scheduled for June 25, 2019.
- 8. FY 2020 Tax Rate: Fund Disaster Fire Protection (Measure Q)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding the procurement of disaster fire equipment at \$0.0125 (1.25 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,660–N.S. Second reading scheduled for June 25, 2019.

## Consent Calendar

- 9. FY 2020 Tax Rate: Fund the Debt Service on the Street and Watershed Improvements General Obligation Bonds (Measure M, November 2012 Election)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate funding the debt service on the Street and Integrated Watershed Improvements General Obligation Bonds (Measure M, November 2012) at 0.0065%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,661–N.S. Second reading scheduled for June 25, 2019.
- 10. FY 2020 Tax Rate: Fund Fire Protection and Emergency Response and Preparedness (Measure GG)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding Fire Protection and Emergency Response and Preparedness in the City of Berkeley at the rate of \$0.05818 (5.818 cents) per square foot of improvements for dwelling units and setting the rate for all other property at \$0.08804 (8.804 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; David Brannigan, Fire, 981-3473  
**Action:** Adopted first reading of Ordinance No. 7,662–N.S. Second reading scheduled for June 25, 2019.
- 11. FY 2020 Tax Rate: Fund Debt Service on 2015 Refunding General Obligation Bonds (Measures G, S & I)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate funding the debt service on the 2015 consolidation of Measures G, S and I (General Obligation Bonds - Elections of 1992, 1996 and 2002) at 0.0150%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,663–N.S. Second reading scheduled for June 25, 2019.
- 12. FY 2020 Tax Rate: Fund the Debt Service on the Infrastructure and Facilities General Obligation Bonds (Measure T1, November 2016 Election)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate funding the debt service on the Infrastructure and Facilities Improvements General Obligation Bonds (Measure T1, November 2016) at 0.0092%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,664–N.S. Second reading scheduled for June 25, 2019.

## Consent Calendar

- 13. FY 2020 Tax Rate: Fund Debt Service on Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF, November 2008 Election)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding the debt service on the Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF, November 2008 Election) at 0.0075%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,665–N.S. Second reading scheduled for June 25, 2019.
- 14. FY 2020 Tax Rate: Fund the Debt Service on the Affordable Housing General Obligation Bonds (Measure O, November 2018 Election)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate funding the debt service on the Affordable Housing General Obligation Bonds (Measure O, November 2018) at 0.0062%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,666–N.S. Second reading scheduled for June 25, 2019.
- 15. FY 2020 Special Tax Rate: Fund the Provision of Library Services**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2020 tax rate for funding the provision of Library Services in the City of Berkeley at \$0.2272 (22.72 cents) per square foot for dwelling units and \$0.3435 (34.35 cents) per square foot for industrial, commercial, and institutional buildings.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; Elliot Warren, Library, 981-6100  
**Action:** Adopted first reading of Ordinance No. 7,667–N.S. Second reading scheduled for June 25, 2019.
- 16. Temporary Appropriations FY 2020**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing a temporary appropriation in the sum of \$50,000,000 to cover payroll and other expenses from July 1, 2019, until the effective date of the FY 2020 Annual Appropriations Ordinance.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,944–N.S.

## Consent Calendar

- 17. Contract: Bay Area Community Resources for the Placement of AmeriCorps Members**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute an expenditure contract and any amendments or extensions thereto with Bay Area Community Resources in an amount not to exceed \$56,000 for the period July 1, 2019 through June 30, 2020 for the placement of AmeriCorps members.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,945–N.S.
- 18. Contract: Berkeley Unified School District for Workplace Skills Training for YouthWorks Employment Program**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a sole-source expenditure contract and any needed amendments or extensions with the Berkeley Unified School District (BUSD) to provide workplace skills training to prepare YouthWorks participants for summer employment in an amount not to exceed \$26,694 for the period June 12, 2019 through August 31, 2022.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,946–N.S.
- 19. Request for Proposals to Sell Single Family Home at 1654 Fifth Street to Operate as Homeless Housing**  
**From: City Manager**  
**Recommendation:** Direct the City Manager to issue a Request for Proposals to select a qualified organization to purchase the single family home at 1654 Fifth Street to operate as housing for the homeless.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Approved recommendation.
- 20. Contract No. 9149B Amendment: Advantel Networks assignment to ConvergeOne and for Voice Over IP (VoIP) Telephone System Support and Maintenance**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 9149B with ConvergeOne (formerly Advantel Networks) for Voice Over IP (VoIP) telephone system licensing and maintenance, increasing the contract by \$121,538 for a total not to exceed amount of \$1,509,038, from November 15, 2012 to June 30, 2020.  
**Financial Implications:** See report  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,947–N.S.

## Consent Calendar

- 21. Contract: NEXGEN Asset Management for Computerized Maintenance Management System & Enterprise Asset Management (CMMS/EAM) System  
From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with NEXGEN Asset Management for software hosting, implementation, maintenance and related services for a Computerized Maintenance Management System and Enterprise Asset Management (CMMS/EAM) system, for an amount not to exceed \$1,017,509 for the period commencing on July 12, 2019 through June 30, 2024.  
**Financial Implications:** Various Funds - \$1,017,509  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,948–N.S.
- 22. Contract No. 10350 Amendment: Technology, Engineering, and Construction, Inc. for Tank Maintenance and Certification Services  
From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10350 with Technology, Engineering and Construction, Inc. for the provision of tank maintenance and certification services, extending the term to June 30, 2021 and increasing the contract by \$100,000 for a total contract amount not to exceed \$150,000.  
**Financial Implications:** Various Funds - \$100,000  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,949–N.S.
- 23. Contract: Gallagher & Burk, Inc. for Measure T1 Street Improvements Project  
From: City Manager**  
**Recommendation:** Adopt a Resolution approving plans and specifications for the Measure T1 Street Improvements, Adeline Street, Hearst Avenue and Milvia Project, Specification No. 19-11278-C; accepting the bid of Gallagher & Burk, Inc. as the lowest responsive and responsible bidder; and 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 \$4,065,906.  
**Financial Implications:** Various Funds - \$4,065,906  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,950–N.S.

## Consent Calendar

- 24. Contract: GHD for Preparation of a Sanitary Sewer Master Plan**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract, and any amendments and extensions with GHD in an amount not to exceed \$940,000 to provide consultant services for the preparation of a Sanitary Sewer Master Plan for the period July 1, 2019 through June 30, 2022.  
**Financial Implications:** Sewer Capital Program Fund - \$940,000  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,951–N.S.
- 25. Contract: Zonar Systems, Inc. for Global Positioning System Telematics Program**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with Zonar Systems, Inc. for software hosting, installation of hardware, implementation, maintenance and related services for a global positioning system, for an amount not to exceed \$278,698 for the period commencing on July 12, 2019 through June 30, 2024.  
**Financial Implications:** See report  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,952–N.S.
- 26. Purchase Orders: National Auto Fleet Group for Ten Toyota Prius Prime Plus (PHEV) Sedans**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution satisfying requirements of City Charter Article XI Section 67.2 allowing the City to participate in Sourcewell contract bid procedures, and authorizing the City Manager to execute a purchase order for ten (10) new 2020 Toyota Prius Prime Plus Sedans with National Auto Fleet Group in an amount not to exceed \$296,475.  
**Financial Implications:** Various Funds - \$296,475  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,953–N.S.
- 27. Amending the Commissioners' Manual Regarding Submission of Revised or Supplemental Agenda Material**  
**From: Open Government Commission**  
**Recommendation:** Adopt a resolution revising the Commissioners' Manual to require commissioners and board members be subject to the same procedures as the general public.  
**Financial Implications:** None  
Contact: Emma Soichet, Commission Secretary, 981-6950  
**Action:** Approved recommendation.



## Consent Calendar

28. **Resolution: No U.S. intervention in Venezuela** *(Continued from May 14, 2019. Item contains revised material)*  
**From: Peace and Justice Commission**  
**Recommendation:** Adopt a resolution that affirms the sovereign right of the Venezuelan people to negotiate their political differences free from foreign intervention, and urges that the U.S. government withdraw its illegal, unilateral financial sanctions and refrain from military, economic, or diplomatic intervention in the internal affairs of the sovereign state of Venezuela.  
**Financial Implications:** None  
Contact: Bre Slimick, Commission Secretary, 981-7000  
**Action:** Adopted Resolution No. 68,954–N.S.  
Vote: Ayes – Davila, Bartlett, Harrison, Wengraf, Robinson, Arreguin; Noes – None; Abstain – Kesarwani, Hahn, Droste.
29. **Fire Prevention Inspections: Insufficient Resources Strain Code Compliance**  
**From: Auditor**  
**Recommendation:** We recommend City Council request that the City Manager report back by December 3, 2019, and every six months thereafter, regarding the status of our audit recommendations until reported fully implemented by the Fire Department. They have agreed to our findings and recommendations. Please see report for management’s response.  
**Financial Implications:** See report  
Contact: Jenny Wong, Auditor, 981-6750  
**Action:** Approved recommendation.

## Council Consent items

30. **Support AB 1487 – Housing Alliance for the Bay Area**  
**From: Mayor Arreguin, and Councilmembers Harrison, Robinson, and Bartlett**  
**Recommendation:** Adopt a Resolution in support of AB 1487 (introduced by David Chiu) and to seek amendments from the author. Send a copy of the Resolution to Governor Gavin Newsom, State Senator Nancy Skinner, and Assemblymembers Buffy Wicks and David Chiu.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Adopted Resolution No. 68,955–N.S.

## Council Consent Items

- 31. Measure O Affordable Housing Bonds and a Request for Proposals from the City's Housing Trust Fund** *(Reviewed by the Land Use, Housing & Economic Development Committee)*  
**From: Mayor Arreguin, and Councilmembers Harrison, Hahn, and Droste**  
**Recommendation:** Adopt a Resolution: 1. Directing the City Manager to prepare any documents required to use Measure O bond funds and Housing Trust Funds to fulfill existing funding reservations for the Berkeley Way and 1601 Oxford affordable housing projects; and 2. Directing the City Manager to release a Request for Proposals (RFP) under the City's Housing Trust Fund (HTF) guidelines for affordable housing development with a priority given to projects meeting certain readiness criteria, to be funded by the balance of the first issuance of Measure O funds (estimated at \$30M) and the Housing Trust Fund that remain after fully funding the projects identified above; and 3. Directing the Measure O Bond Oversight Committee: a. To act in any role specified for the Housing Advisory Commission in the HTF Guidelines for the purpose of this RFP for both Measure O and existing HTF funds, b. To be responsible for providing both general priority recommendations and project-specific funding recommendations for Measure O bonds to the City Council; and c. To add the Housing Advisory Commission's Chair to the committee as an ex-officio, non-voting member; and 4. Approving certain waivers of the HTF Guidelines to ensure timely funding awards in this funding round and allow for consideration of a Berkeley Unified School District-sponsored educator housing development serving households at up to 120% of Area Median Income.  
**Financial Implications:** See report  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Adopted Resolution No. 68,956–N.S. amended to revise recommendation 3.b to read "To be responsible for providing both general priority recommendations and project-specific funding recommendations for Measure O bonds to the City Council to be based on clearly stated objective criteria to be developed by the Oversight Committee, such as consideration of project readiness, geographic diversity, population served, and other appropriate factors to be determined by the Committee."
- 32. Prioritizing Transit Improvements at MacArthur Maze**  
**From: Mayor Arreguin**  
**Recommendation:** Adopt a Resolution requesting transit priority improvements to mitigate congestion associated with the MacArthur Maze Vertical Clearance Project.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Councilmember Droste added as a co-sponsor. Adopted Resolution No. 68,957–N.S.

## Council Consent Items

- 33. Oppose AB 56 – Centralizing Energy Procurement**  
**From: Mayor Arreguin and Councilmember Harrison**  
**Recommendation:** Adopt a Resolution opposing AB 56 (authored by Assemblymember Eduardo Garcia). Send a copy of the Resolution to Governor Gavin Newsom, State Senator Nancy Skinner, and Assemblymembers Buffy Wicks and Eduardo Garcia.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Councilmember Davila added as a co-sponsor. Adopted Resolution No. 68,958–N.S.  
**Vote:** Ayes – Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Kesarwani.
- 34. Repealing and Reenacting BMC Chapter 13.104, Wage Theft Prevention**  
**From: Mayor Arreguin and Councilmember Harrison**  
**Recommendation:**  
1. Adopt an Ordinance repealing and reenacting BMC Chapter 13.104, Wage Theft Prevention to improve enforcement of the ordinance by requiring a signed acknowledgement of ordinance requirements and signed attestation at completion of the project; and  
2. Direct the City Manager to include standard conditions of approval for zoning permits requiring compliance with the Wage Theft Prevention Ordinance, BMC Chapter 13.104.  
**Financial Implications:** Staff time  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Councilmember Droste and Councilmember Kesarwani added as co-sponsors. 1. Adopted first reading of Ordinance No. 7,668–N.S. Second reading scheduled for June 25, 2019. 2. Approved recommendation.
- 35. Opposition to Revision of Title X Family Planning Regulations Proposed by United States Department of Health and Human Services**  
**From: Councilmembers Davila and Harrison**  
**Recommendation:** Adopt a resolution in opposition of the revision of Title X Family Planning Regulations proposed by the U.S. Department of Health and Human Services. The City Clerk is to mail a copy of the resolution to Alex M Azar II, U.S. Secretary of Health and Human Services and to the President of the United States.  
**Financial Implications:** None  
Contact: Cheryl Davila, Councilmember, District 2, 981-7120  
**Action:** Councilmember Wengraf added as a co-sponsor. Adopted Resolution No. 68,959–N.S.

## Council Consent Items

- 36. Budget Referral: Funding for Berkeley Drop-In Center**  
**From: Councilmembers Bartlett and Davila**  
**Recommendation:** Refer \$190,015 annually to the FY 2020 - FY 2021 Budget process to support the Berkeley Drop-In Center, a program of the Alameda County Network of Mental Health Clients.  
**Financial Implications:** \$190,015  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Approved recommendation.
- 37. Budget Referral: Funding for Youth Spirit Artworks**  
**From: Councilmembers Bartlett and Davila**  
**Recommendation:** Refer \$198,000 annually to the Budget process to support Youth Spirit Artworks for the BUSD Homeless Student Program: \$55,000 to serve high school aged youth who are in school; the YSA Vocational Arts Program: \$65,000 to serve 130 Berkeley youth with job training services, and for the new YSA Tiny House Village Program: \$78,000 to case manage youth who are in transitional housing services.  
**Financial Implications:** See report  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Approved recommendation.
- 38. FY 2020-21 Budget Referral: Funding for Intercity Services**  
**From: Councilmembers Bartlett and Davila**  
**Recommendation:** That the City Council refer \$203,286 annually to the budget process to support the Intercity Services.  
ICS' Workforce Services Proposal requested was for \$203,286; however, the Commission and the City Manager made a Joint Recommendation for \$101,351.  
**Financial Implications:** See report  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Approved recommendation.
- 39. Berkeley Opportunity Zone Displacement Mitigation Zoning Overlay**  
**From: Councilmember Bartlett, Mayor Arreguin, and Councilmember Harrison**  
**Recommendation:** Direct the City Manager and refer to the Planning Commission to create one or several zoning overlays, and/or recommend any mechanism, which protects Berkeley residents living in one or all of Berkeley's Federal Opportunity Zones from gentrification and displacement. Overlays and/or recommendations may also confer community benefits, including but not limited to: affordable housing, supportive social services, green features, open space, transportation demand management features, job training, and/or employment opportunities.  
**Financial Implications:** To be determined  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Councilmember Hahn added as a co-sponsor. Approved recommendation amended to read, "Refer to the City Manager..."

## Council Consent Items

40. **Proclamation to Honor June as LGBTQ Pride Month and authorize City Manager to Fly the Rainbow Flag every year on the month of June**  
**From: Councilmembers Bartlett, Droste, and Mayor Arreguin**  
**Recommendation:** Adopt a proclamation to honor June as LGBTQ Pride Month in the City of Berkeley and authorize City Manager to fly the rainbow every year on the month of June.  
**Financial Implications:** None  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Councilmember Davila added as a co-sponsor. Adopted proclamation.
41. **Strike Debt Bay Area's Medical Debt Relief Effort in Cooperation with RIP Medical Debt: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmembers Harrison and Bartlett**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$150 from Councilmember Kate Harrison, to Strike Debt Bay Area's Medical Debt Relief Effort (<https://secure.qgiv.com/event/strikedebtbyarea/>), in cooperation with and hosted by RIP Medical Debt, a 501(c)(3) tax-deductible non-profit corporation. Funds would be relinquished to the City's general fund for this purpose from the discretionary Council Office Budgets of Councilmember Harrison and any other Councilmembers who would like to contribute.  
**Financial Implications:** Councilmember's Discretionary Funds - \$150  
Contact: Kate Harrison, Councilmember, District 4, 981-7140  
**Action:** Adopted Resolution No. 68,960–N.S. amended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Wengraf - \$150; Councilmember Harrison - \$250; Councilmember Hahn - \$100; Councilmember Davila - \$100; Councilmember Robinson - \$100.
42. **Adopt a Resolution Opposing Anti-Abortion Bills Passed in 2019**  
**From: Councilmembers Hahn, Harrison and Wengraf**  
**Recommendation:** Adopt a Resolution Opposing anti-abortion bills passed in 2019 in Alabama, Mississippi, Ohio, Georgia, Missouri, Kentucky, Arkansas, Iowa, and Utah, and reaffirming the City of Berkeley's commitment to the fundamental right for women to choose whether, when, and how often to bear children.  
**Financial Implications:** None  
Contact: Sophie Hahn, Councilmember, District 5, 981-7150  
**Action:** Councilmember Davila added as a co-sponsor. Adopted Resolution No. 68,961–N.S.
43. **Berkeley Art Center Artist Award Luncheon: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmember Hahn**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember, including \$250 from Councilmember Hahn, to Berkeley Art Center, for the Annual Artist Award Luncheon on Sunday, June 23, 2019 with funds relinquished to the City's general fund for this purpose from the discretionary Council office budget of Councilmember Hahn and any other Councilmembers who would like to contribute.  
**Financial Implications:** Councilmember's Discretionary Funds - \$250

## Action Calendar

### Action Calendar – Public Hearing

#### 44. FY 2020 Street Lighting Assessments

**From: City Manager**

**Recommendation:** Conduct a public hearing and upon conclusion adopt two Resolutions confirming the assessments for Berkeley Street Lighting Assessment District No. 1982-1 and Street Lighting Assessment District 2018, approving the Engineer's Reports, and authorizing the levying and collection of assessments in Fiscal Year 2020.

**Financial Implications:** See report

Contact: Phillip Harrington, Public Works, 981-6300

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

M/S/C (Robinson/Davila) to close the public hearing.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.

Councilmember Harrison absent 8:50 p.m. – 8:56 p.m.

**Action:** M/S/C (Arreguin/Wengraf) to adopt Resolution No. 68,963–N.S. (District No. 1982-1), and Resolution No. 68,964–N.S. (District No. 2018).

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.

Recess 8:56 p.m. – 9:03 p.m.

#### 45a. Recommendations Related to Code Enforcement Actions and Leonard Powell Fact Finding

**From: Housing Advisory Commission**

**Recommendation:** Establish policies that will provide housing stability for homeowners and tenants. The City Council should set in place clear, objective, and equitable standards for conducting code enforcement actions and ensure that due process rights of affected homeowners and/or tenants are preserved. Commission a formal fact-finding process to ascertain what occurred in the matter of Mr. Leonard Powell. It should also refer this matter to the City Auditor. The fact finding should, among other things, focus on any actions taken by the Receiver in the case of Mr. Powell and any communications that the City has had with the Receiver. The HAC recognizes that additional steps may be necessary in regard to this matter, and may forward additional recommendations to the City Council at a later date.

**Financial Implications:** Staff time

Contact: Mike Uberti, Acting Commission Secretary, HHCS (510) 981-5114

## Action Calendar

### 45b. Recommendation to Bring Justice to Mr. Leonard Powell and to Change Certain Policies to Ensure Housing Stability for Homeowners and Tenants From: Peace and Justice Commission

**Recommendation:** The Peace and Justice (PJC) recommends that the Berkeley City Council take the following actions:

The Peace and Justice Commission (PJC) recommends that the City Council send a letter to the Superior Court Judge overseeing Mr. Leonard Powell's receivership case thanking him for the fairness and justice of his decision to deny the Bay Area Receivership Group's ongoing requests to sell Mr. Powell's home, and allowing Mr. Powell and his friends and family time to make the necessary financial arrangements.

PJC also recommends to the Berkeley City Council that it set in place the following policies that would provide housing stability for homeowners. In particular, when legal action is being attempted by the City as a result of code enforcement violations, the following practices should be put into place:

1. Punitive actions such as eviction, substantial fines, or placing an individual into legal guardianship, or receivership that are likely to result in the permanent displacement of a homeowner or their low-income tenants presently occupying or renting their home is the very last resort that city staff should take. It should only be conducted if all other attempts to resolve the situation have been unsuccessful; and should only be a response to severe code enforcement violations that cause immediate danger to life safety or have been determined by a quasi-judicial body (e.g., Zoning Adjustments Board, City Council) to endanger the health and safety of the immediate neighbors.
2. The Mayor, and Councilmember representing the district of the address in question, and Housing Advisory Commission are notified of their constituent's name (if allowed by applicable privacy laws), address, the nature of the alleged code violations, and a report detailing the status of the matter and any past, ongoing, and anticipated future attempts to resolve the matter; and
3. The City shall explore the use of anti-displacement funds to assist low-income homeowners and/or tenants residing on the premises with legal matters of forced relocation, expenses, and/or other needs as applicable and appropriate.
4. Establish a policy that code enforcement should aim to improve the safety and security of the property for its current residents and their neighbors.
5. "Reimburse" Mr. Powell, Friends of Adeline and NAACP by placing an amount not to exceed \$68,000 raised privately to pay for Receivers legal and administrative fees. These parties may collectively determine how to best use these funds.

**Financial Implications:** See report

Contact: Bre Slimick, Commission Secretary, 981-7000

## Action Calendar

### 45c. Companion Report: Commission Recommendations Regarding Code Enforcement and Mr. Leonard Powell

**From: City Manager**

**Recommendation:** The City Manager appreciates the concerns identified by the Peace & Justice Commission and Housing Advisory Commission regarding the effects of code enforcement actions on low-income homeowners, including Mr. Powell. The City Manager believes that current City policies, practices and records demonstrate the proper mechanisms are in place to ensure the outcomes each commission wishes and that additional recommendations are not needed. City staff have worked extensively with Mr. Powell and the receiver to facilitate Mr. Powell's ability to maintain ownership and reside in his property.

**Financial Implications:** See report

Contact: Paul Buddenhagen, City Manager's Office, 981-7000; Kelly Wallace, Housing and Community Services, 981-5400

**Action:** 21 speakers. M/S/C (Bartlett/Harrison) to:

- 1) Refer Items 45a and 45b to the Health, Life Enrichment, Equity and Community Committee.
- 2) Create a policy that receivership should only be used when the property is a danger to the public, and as a last resort, and only upon approval of the Council.
- 3) Request an analysis of receivers and conservators by the City.
- 4) Send representatives from the City to the fairness hearing for Mr. Powell to raise concerns.

**Vote:** All Ayes.

## Action Calendar – Public Hearings

### 46. Zoning Ordinance Amendments that apply Inclusionary Housing Regulations to Contiguous Lots under Common Control or Ownership (*Continued from April 30, 2019*)

**From: City Manager**

**Recommendation:** Conduct a public hearing and, upon conclusion, adopt the first reading of Zoning Ordinance amendments that modify Inclusionary Housing Requirements (BMC Section 23C.12.020: Applicability of Regulations) to apply to new residential development projects on contiguous lots under common ownership or control.

**Financial Implications:** See report

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Action:** Item removed from the agenda by the City Manager.



## Action Calendar

**47. Budget Referral: Remediation of Lawn Bowling, North Green and Santa Fe Right-of-Way, FY2020-2021** *(Continued from May 14, 2019)*

**From: Councilmember Davila**

**Recommendation:** Refer to the FY20 (2020/2021) RRV Budget Process for consideration of at least \$150,000 and up to remediate the Lawn Bowlers, North Green and Santa Fe Right-of-Way in advance of Request for Proposal (RFP) for these areas that potentially could provide much needed affordable alternative housing.

Refer to the Homeless Services Panel of Experts to consider Measure P funds for remediation purposes for these properties.

**Financial Implications:** See report

Contact: Cheryl Davila, Councilmember, District 2, 981-7120

**Action:** M/S/C (Arreguin/Harrison) to hold over Item 47 to June 25, 2019.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Davila, Wengraf, Droste.

Councilmember Wengraf absent at 11:28 p.m.

Councilmember Droste absent at 11:28 p.m.

## Action Calendar

**48. City Council Comments on the FY 2020 & FY 2021 Proposed Biennial Budget  
From: City Manager**

**Recommendation:** Provide comments on the FY 2020 & FY 2021 Proposed Biennial Budget.

**Financial Implications:** See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and extend the meeting to 11:15 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes - Davila.

**Action:** M/S/C (Arreguin/Hahn) to accept supplemental material from Mayor Arreguin on Item 48.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and extend the meeting to 11:30 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Robinson, Droste, Arreguin; Noes – Davila, Wengraf.

**Action:** M/S/C (Arreguin/Bartlett) to suspend the rules and extend the meeting to 11:45 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – Wengraf, Droste; Abstain – None; Absent – Davila.

Councilmember Davila absent at 11:27 p.m.

**Action:** Discussion held.

**49. City Council Recommendations on the FY 2020 and FY 2021 Proposed Biennial Budget (Continued from May 28, 2019)**

**From: City Manager**

**Recommendation:** Provide recommendations on the FY 2020 and FY 2021 Proposed Biennial Budget.

**Financial Implications:** See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** See Item 48.

## Information Reports

## Information Reports

- 50. Referral Response: Tenant Opportunity to Purchase Act (TOPA) Ordinance**  
**From: City Manager**  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Referred to the Agenda and Rules Committee for scheduling.
- 51. Animal Care Commission 2019 Work Plan**  
**From: Animal Care Commission**  
Contact: Amelia Funghi, Commission Secretary, 981-6600  
**Action:** Received and filed.
- 52. FY 2019-20 Commission on the Status of Women Work Plan**  
**From: Commission on the Status of Women**  
Contact: Shallon Allen, Commission Secretary, 981-7000  
**Action:** Received and filed.

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

## Adjournment

**Action:** M/S/C (Bartlett/Hahn) to adjourn the meeting.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Davila, Wengraf, Droste.

Adjourned at 11:37 p.m.

This is to certify that the foregoing is a true and correct record of the regular meeting of June 11, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

## Communications

**Item 10: FY 2020 Tax Rate: Fund Fire Protection and Emergency Response and Preparedness (Measure GG)**

1. Disaster and Fire Safety Commission

**Item 28: Resolution: No U.S. intervention in Venezuela**

2. russbumper (3)

**Item 39: Berkeley Opportunity Zone Displacement Mitigation Zoning Overlay**

3. Margy Wilkinson, on behalf of Friends of Adeline

**Item 50: Referral Response: Tenant Opportunity to Purchase Act (TOPA) Ordinance**

4. Seema Rupani, on behalf of East Bay Community Law Center

**Unsafe Intersection – University at Acton**

5. Diana Maria Rossi

**Traffic Circle at Fulton and Stuart**

6. Pam Speich

**Partnership with Dura Municipality Palestine**

7. Ahmed A.H. Swaitti

**Gotta Give Them Hope Event**

8. John Bauters

**Uncollected Garbage at 2110 Haste**

9. Martin Alperen

**Ban Waste Initiative**

10. Sundaresh Begur

**Safety Net Hospital**

11. Fred Dodsworth

**Mama Washington Event**

12. Adriana Betti

**BART Development**

13. David Lerman

14. Marilyn Margulius

15. Judy Massarano

16. Meryl Siegal

17. Barbara Fisher

18. Berkeley Citizens Action Steering Committee

**Living Trust Definition**

19. Joann Sullivan

20. Julie Holcomb

**Food Waste in Berkeley**

21. Sophie Ciurlik Rittenbaum

**East Bay Community Energy – Renewable Energy**

22. Alan Gould

23. Jane Kelly

**Citywide Siren System**

24. Pam Speich

**Berkeley Copwatch**

25. russbumper

**Full-Time City Council**

26. Topher Brennan

**Neighborhood Toxins**

27. Janice Greenberg

**Support of SB 276 – Vaccination Exemptions**

28. Ty Alper, on behalf of Berkeley Unified School District Board of Education

**People’s Park**

29. Carol Denney

30. Michael Fullerton

31. russbumper

**Panoramic Hill Rehabilitation**

32. Heather Rudkin

**Treatment at Sutter’s Alta Bates**

33. Christine Cosgrove

**Rosa Parks Elementary School Mock Trial**

34. Ty Alper

**Philadelphia Beverage Tax**

35. Holly Scheider

**5G Technology**

36. Phoebe Anne Sorgen

**West Campus Pool**

37. Nancy Kalter-Dills

**Homelessness**

38. Jacquelyn McCormick

39. Donald Goldmacher

40. Matthew Williams

41. Pam Speich

42. russbumper

**RVs at Berkeely Marina**

43. Berkeley Citizens Action Steering Committee

**Residential Preferential Parking (RPP) Program**

44. Lynda Koolish

45. Aurora Arding

46. Vici Casana

**Climate Disruption and Affordable Housing**

47. Charlene M. Woodcock

**Repaving of Roadways**

48. David Lerman

**Amazon Boycott**

49. Raja Sutherland

**Zero Carbon Retreat**

50. Amanda Hutchins

**A Healthy City for All**

51. Suzanne H. Crowhurst Lennard

**Restraint Devices**

52. russbumper

**Parking Enforcement Vehicles**

53. Majorie Alvord

54. Teresa J. Paris

55. Colleen

56. Debi Clifford

57. Cynthia Papermaster

58. Shauna Haines

59. Sallie Hanna-Rhyne

60. Gael Alcock

61. Kelly Hammargren

62. Keith Johnson

63. Charlene M. Woodcock

64. Ravi Mikkelsen

65. Sarah Nelson

66. Wendy Bloom

67. Jane Scantlebury

68. Sydney Gillett

69. David Finley

70. Tom Kelly

71. Richard Walker

72. Mary Behm-Steinberg

73. Margo Schueler

74. Eleven form letters, submitted by Alicia Puzak, Wendy Alfsen, Sheila Goldmacher, Micky Duxbury, Julia Cato, Rachel Katz, Lori Hines, Ruth Morgan, Ned Himmel, Cecile Leneman, Donald Goldmacher

75. Three form letters, submitted by Kathy Labriola, Eric Svahn, Rick Lewis

76. Ten form letters, submitted by Leonard Pitt, Sandy Emerson, Vanessa Warheit, Linda Franklin, Jack Kurzweil, Fred Dodsworth, Helen Osborne, Janice Cecil, Margaret Norman, Liz Ozol

**Supplemental Communications and Reports 1**

**Item 17: Contract: Bay Area Community Resources for the Placement of AmeriCorps Members**

77. Revised material, submitted by Health, Housing, and Community Services Department

**Item 48: City Council Comments on the FY 2020 & FY 2021 Proposed Biennial Budget**

78. Christine Mullarkey

79. Allison F. Walton

80. Jonathan Frisch

81. Colin Arnold

## Supplemental Communications and Reports 2

### **Presentation: East Bay Municipal Utility District**

82. Presentation, submitted the EBMUD

### **Item 28: Resolution: No U.S. intervention in Venezuela**

83. Tom Luce

84. Russbumper

### **Item 37: Budget Referral: Funding for Youth Spirit Artworks**

85. Kathy Barnhart

86. Kat Stenstedt

87. Susan Strong

88. Lynne D'Angelo

89. Robert Gannon

90. Liz Wiener

91. Russbumper

92. Elizabeth Moses Strain, on behalf of Strawberry Creek Monthly Meeting (Quaker)

### **Item 46: Zoning Ordinance Amendments that apply inclusionary Housing Regulations to Contiguous Lots under Common Control or Ownership**

93. Supplemental materials, submitted by Councilmember Harrison

94. Memorandum, submitted by the City Attorney's Office

### **Item 48: City Council Comments on the FY 2020 & FY 2021 Proposed Biennial Budget**

95. Six form letters, submitted by Joshua Cofsky, Kristina McNaught, Amy Eisenberg, Teresa Clarke, Christine & Francine Schwartz, Patricia Sullivan.

96. Julian Redwood

97. Ben Gerhardstein

## Supplemental Communications and Reports 3

### **Presentation: East Bay Municipal Utility District**

98. EBMUD

### **Item 8: FY 2020 Tax Rate: Fund Disaster Fire Protection (Measure Q)**

99. Presentation, on behalf of the Berkeley City Auditor

### **Item 14: FY 2020 Tax Rate: Fund the Debt Service on the Affordable Housing General Obligation Bonds (Measure O, November 2018 Election)**

100. Nicole Brown, on behalf of Resources for Community Development

### **Item 27: Amending the Commissioners' Manual Regarding Submission of Revised or Supplemental Agenda Material**

101. Barbara Gilbert

### **Item 28: Resolution: No U.S. intervention in Venezuela**

102. Diana Bohn

103. Mary Elieisar

**Item 36: Budget Referral: Funding for Berkeley Drop-In Center**

- 104. Noah Brast-McKie
- 105. Carol Denney

**Item 37: Budget Referral: Funding for Youth Spirit Artworks**

- 106. Moni Law
- 107. Mike Lee
- 108. 114 postcards in “support of”

**Item 39: Berkeley Opportunity Zone Displacement Mitigation Zoning Overlay**

- 109. Barbara Gilbert

**Action Calendar**

**Item 45a: Recommendations Related to Code Enforcement Actions and Leonard Powell Fact Finding**

- 110. Todd Darling
- 111. Larisa Cummings
- 112. Moni Law
- 113. Carolyn Park
- 114. Olivia deBree
- 115. Virginia Hollins-Davidson
- 116. Margy Wilkinson
- 117. Philip Maldari
- 118. Stephenie Blackmon
- 119. Laurel Hermes
- 120. J. Amelia Ellis
- 121. Erika Larson

**Item 46: Zoning Ordinance Amendments that apply inclusionary Housing Regulations to Contiguous Lots under Common Control or Ownership**

- 122. Timothy Burroughs, Director of Planning

**Item 49: City Council Recommendations on the FY 2020 and FY 2021 Proposed Biennial Budget**

- 123. Mayor Arreguin

**Emissions Impossible**

- 124. Grain.org



**MINUTES  
BERKELEY CITY COUNCIL SPECIAL MEETING  
TUESDAY, JUNE 18, 2019  
4:30 P.M.**

**School District Board Room – 1231 Addison Street, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:35 p.m.

**Present:** Kesarwani, Davila, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Bartlett

Councilmember Bartlett present at 4:49 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 LABOR NEGOTIATORS; GOVERNMENT CODE SECTION 54957.6:**

**Negotiators:** Dee Williams-Ridley, City Manager, David White, Deputy City Manager, LaTanya Bellow, Director of Human Resources, Andrew Greenwood, Chief of Police

**Employee Organizations:** Berkeley Police Association

**Action:** No action taken.

**OPEN SESSION:**

No action taken.

**Adjournment**

**Action:** M/S/C (Droste/Davila) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 6:12 p.m.

I hereby certify that the forgoing is a true and correct record of the special closed meeting of June 18, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

**MINUTES  
SPECIAL MEETING OF THE  
BERKELEY CITY COUNCIL**

**Tuesday, June 18, 2019**

**6:00 P.M.**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 6:27 p.m.

**Present:** Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Kesarwani

Councilmember Kesarwani present at 6:29 p.m.

**Action Calendar**

**1. City of Berkeley Green Infrastructure Plan**

**From: City Manager**

Contact: Phillip Harrington, Public Works, 981-6300

**Action:** 2 speakers. Presentation made and discussion held.

**2a. Mandatory and Recommended Green Stormwater Infrastructure in New and Existing Redevelopments or Projects (Reviewed by the Facilities, Infrastructure, Transportation, Environment and Sustainability Committee)**

**From: Councilmembers Harrison, Davila, and Robinson**

**Recommendation:** Refer to the City Manager to develop an ordinance on green stormwater infrastructure according to recommendations from the Facilities, Infrastructure, Transportation, and Environmental Sustainability Committee.

**Financial Implications:** Staff time

Contact: Kate Harrison, Councilmember, District 4, 981-7140

## Action Calendar

- 2b. Referral Response: Mandatory and Recommended Green Stormwater Infrastructure in New and Existing Redevelopments or Properties** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment and Sustainability Committee. Item contains supplemental material.)*

**From: Community Environmental Advisory Commission**

**Recommendation:** Since the drought-storm-flooding cycle is predicted to get worse, refer to the City Manager to develop and implement measures to help reduce runoff from private property when rain exceeds two inches in a 24-hour period. The City Manager and staff should consider the following: Comply beyond the State and Alameda County current requirements; Encourage the treating and detaining of runoff up to approximately the 85th percentile of water deposited in a 24-hour period; Establish site design measures that include minimizing impervious surfaces; Require homeowners to include flooding offsets in preparing properties for sale; Offer option(s) for property owners to fund in-lieu centralized off-site storm-water retention facilities that would hold an equivalent volume of runoff; Require abatements for newly paved areas over a specific size; Make exceptions for properties that offer significantly below-market rent or sale prices; Authorize a fee for all new construction or for title transfer to cover the cost of required compliance inspections; Incorporate these measures for private property with similar measures for Public Works, while coordinating with EBMUD, BUSD, UCB and LBNL.

**Financial Implications:** See report

Contact: Viviana Garcia, Commission Secretary, 981-7460

- 2c. Companion Report to Referral Response: Mandatory and Recommended Green Stormwater Infrastructure in New and Existing Redevelopments or Properties** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment and Sustainability Committee)*

**From: City Manager**

**Recommendation:** Express appreciation for the intent of the Community Environmental Advisory Commission (CEAC) recommendation to develop and implement measures to help reduce runoff from private property when rain exceeds two inches in a 24-hour period, and allow staff to continue existing efforts to implement Municipal Regional Stormwater Permit regulations in coordination with the 14 other local governments and agencies that participate in the Alameda Countywide Clean Water Program.

**Financial Implications:** None

Contact: Timothy Burroughs, Planning and Development, 981-7400; Phillip Harrington, Public Works, 981-6300

**Action:** 0 speakers. M/S/C (Harrison/Robinson) to adopt Item 2a amended to include consideration of a waiver for non-profit housing projects and analysis of the fee burden in the context of all fees.

**Vote:** All Ayes.

## Action Calendar

3. **Strategic Plan Proposed Fiscal Year 2020-2021 Projects and Programs, and Planning Commission Work Plan**  
**From: City Manager**  
Contact: Melissa McDonough, City Manager's Office, 981-7000  
**Action:** 2 speakers. Presentation made and discussion held.

## Adjournment

**Action:** M/S/C (Droste/Bartlett) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 9:37 p.m.

This is to certify that the foregoing is a true and correct record of the special meeting of June 18, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

## Communications

- None

## Supplemental Communications and Reports 1

- None

## Supplemental Communications and Reports 2

**Item #3: Strategic Plan Proposed Fiscal Year 2020-2021 Projects and Programs, and Planning Commission Work Plan**

1. Revised material, submitted by the City Manager

## Supplemental Communications and Reports 3

**Item #1: City of Berkeley Green Infrastructure Plan**

2. Presentation, submitted by Public Works

**Item #3: Strategic Plan Proposed Fiscal Year 2020-2021 Projects and Programs, and Planning Commission Work Plan**

3. Presentation, submitted by the City Manager

**MINUTES  
BERKELEY CITY COUNCIL SPECIAL MEETING  
TUESDAY, JUNE 25, 2019  
4:30 P.M.**

**School District Board Room – 1231 Addison Street, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:33 p.m.

**Present:** Kesarwani, Davila, Harrison, Hahn, Wengraf, Robinson, Arreguin

**Absent:** Bartlett, Droste

Councilmember Bartlett present at 4:46 p.m.

Councilmember Droste present at 5:37 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 – PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9(a) and 54956.9(d)(1)**

a. *Berkeleyside v. City of Berkeley*, Alameda Superior Court Case No. RG19004749

**Action:** M/S/C (Arreguin/Hahn) to authorized the settlement of the matter of *Berkeleyside et al. v. City of Berkeley*, Alameda Superior Court Case No. RG 19004749, for \$19,287.50.

**Vote:** Ayes – Kesarwani, Davila, Harrison, Hahn, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Bartlett, Wengraf.

**2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8**

Property address: 200 Marina Blvd., Berkeley, CA 94710  
Agency Negotiators: Dee Williams-Ridley, City Manager; Paul Buddenhagen, Deputy City Manager; Scott Ferris, Director, Parks Recreation and Waterfront; Christina Erickson, Deputy Director, Parks, Recreation, and Waterfront  
Negotiating parties: City of Berkeley and 200 Marina Boulevard, Berkeley, LLC  
Property owner: City of Berkeley  
Under negotiation: Price and terms

**Action:** No reportable action.

**OPEN SESSION:**

The City Council met in closed session and authorized the settlement of the matter of Berkeleyside et al. v. City of Berkeley, Alameda Superior Court Case No. RG 19004749, for \$19,287.50.

**Adjournment**

**Action:** M/S/C (Bartlett/Hahn) to adjourn the meeting.

**Vote:** Ayes – Kesarwani, Davila, Harrison, Hahn, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Bartlett, Wengraf.

I hereby certify that the forgoing is a true and correct record of the special closed meeting of June 25, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, June 25, 2019**  
**6:00 PM**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 6:12 p.m.

**Present:** Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Kesarwani

Councilmember Kesarwani present at 6:21 p.m.

**Report from Closed Session:**

The City Council met in closed session and authorized the settlement of the matter of Berkeleyside et al. v. City of Berkeley, Alameda Superior Court Case No. RG 19004749, for \$19,287.50.

**Ceremonial Matters:**

1. Recognition of Elder Abuse Awareness Month
2. Recognition of Alpha Kappa Alpha 90<sup>th</sup> Anniversary
3. Adjourned the meeting in memory of Francisco Silva, Local Construction Foreman
4. Adjourned the meeting in memory of Peter Selz, Founding Director of the Berkeley Art Museum
5. Adam Duhan, Local Physician

**City Manager Comments:**

1. Community Picnic at Grove Park, June 27
2. Movie in the Park, Cordonices Park, June 28

**City Auditor Comments:**

The City Auditor noted Item 44 regarding the Code Enforcement Audit and clarified the purpose of the audit to highlight operational needs. Two recommendations have been completed and one remaining recommendation is the inclusion of operational costs and tradeoffs in Council reports.



**Public Comment on Non-Agenda Matters:** 10 speakers.

## **Consent Calendar**

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

**Vote:** All Ayes.

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

## **Consent Calendar**

- 1. FY 2020 Tax Rate: Fund the Maintenance of Parks, City Trees and Landscaping**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,656-N.S. setting the FY 2020 tax rate for funding all improvements for the maintenance of parks, City trees, and landscaping in the City of Berkeley at \$0.1729 (17.29 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,656-N.S.
- 2. FY 2020 Tax Rate: Fund the Provision of Emergency Medical Services (Paramedic Tax)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,657-N.S. setting the FY 2020 tax rate for funding the provision of emergency medical services to Berkeley residents at \$0.0393 (3.93 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,657-N.S.
- 3. FY 2020 Tax Rate: Fund Emergency Services for the Severely Disabled (Measure E)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,658-N.S. setting the FY 2020 tax rate for funding the provision of emergency services for the disabled at \$0.01638 (1.638 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,658-N.S.

## Consent Calendar

- 4. FY 2020 Tax Rate: Business License Tax on Large Non-Profits**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,659-N.S. setting the FY 2020 tax rate for Business License Tax on large non-profits at \$0.6420 (64.20 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,659-N.S.
- 5. FY 2020 Tax Rate: Fund Disaster Fire Protection (Measure Q)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,660-N.S. setting the FY 2020 tax rate for funding the procurement of disaster fire equipment at \$0.0125 (1.25 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,660-N.S.
- 6. FY 2020 Tax Rate: Fund the Debt Service on the Street and Watershed Improvements General Obligation Bonds (Measure M, November 2012 Election)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,661-N.S. setting the FY 2020 tax rate funding the debt service on the Street and Integrated Watershed Improvements General Obligation Bonds (Measure M, November 2012) at 0.0065%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,661-N.S.
- 7. FY 2020 Tax Rate: Fund Fire Protection and Emergency Response and Preparedness (Measure GG)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,662-N.S. setting the FY 2020 tax rate for funding Fire Protection and Emergency Response and Preparedness in the City of Berkeley at the rate of \$0.05818 (5.818 cents) per square foot of improvements for dwelling units and setting the rate for all other property at \$0.08804 (8.804 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; David Brannigan, Fire, 981-3473  
**Action:** Adopted second reading of Ordinance No. 7,662-N.S.

## Consent Calendar

- 8. FY 2020 Tax Rate: Fund Debt Service on 2015 Refunding General Obligation Bonds (Measures G, S & I)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,663-N.S. setting the FY 2020 tax rate funding the debt service on the 2015 consolidation of Measures G, S and I (General Obligation Bonds - Elections of 1992, 1996 and 2002) at 0.0150%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,663-N.S.
- 9. FY 2020 Tax Rate: Fund the Debt Service on the Infrastructure and Facilities General Obligation Bonds (Measure T1, November 2016 Election)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,664-N.S. setting the FY 2020 tax rate funding the debt service on the Infrastructure and Facilities Improvements General Obligation Bonds (Measure T1, November 2016) at 0.0092%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,664-N.S.
- 10. FY 2020 Tax Rate: Fund Debt Service on Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF, November 2008 Election)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,665-N.S. setting the FY 2020 tax rate for funding the debt service on the Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF, November 2008 Election) at 0.0075%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,665-N.S.
- 11. FY 2020 Tax Rate: Fund the Debt Service on the Affordable Housing General Obligation Bonds (Measure O, November 2018 Election)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,666-N.S. setting the FY 2020 tax rate funding the debt service on the Affordable Housing General Obligation Bonds (Measure O, November 2018) at 0.0062%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,666-N.S.

## Consent Calendar

- 12. FY 2020 Special Tax Rate: Fund the Provision of Library Services**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,667-N.S. setting the FY 2020 tax rate for funding the provision of Library Services in the City of Berkeley at \$0.2272 (22.72 cents) per square foot for dwelling units and \$0.3435 (34.35 cents) per square foot for industrial, commercial, and institutional buildings.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; Elliot Warren, Library, 981-6100  
**Action:** Adopted second reading of Ordinance No. 7,667-N.S.
- 13. Repealing and Reenacting BMC Chapter 13.104, Wage Theft Prevention**  
**From: Mayor Arreguin and Councilmember Harrison**  
**Recommendation:** Adopt second reading of Ordinance No. 7,668-N.S. repealing and reenacting BMC Chapter 13.104, Wage Theft Prevention to improve enforcement of the ordinance by requiring a signed acknowledgement of ordinance requirements and signed attestation at completion of the project.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** Staff time  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Item 13 held over to July 23, 2019.
- 14. Contract: Downtown Berkeley YMCA for Fitness Center Memberships for City Employees**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with the Downtown Berkeley YMCA in the amount of \$224,064 for fitness center memberships for City employees and Legislative Assistants for the period of July 1, 2019 through June 30, 2020.  
**Financial Implications:** Various Funds - \$224,064  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000  
**Action:** Adopted Resolution No. 68,965–N.S.
- 15. Minutes for Approval**  
**From: City Manager**  
**Recommendation:** Approve the minutes for the Council meetings of May 7, 2019 (two special closed and special), May 9, 2019 (special), May 11, 2019 (special), May 14, 2019 (special closed and regular), May 17, 2019 (special closed), and May 28, 2019 (special closed and regular).  
**Financial Implications:** None  
Contact: Mark Numainville, City Clerk, 981-6900  
**Action:** Approved minutes as submitted.

## Consent Calendar

- 16. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on June 25, 2019**  
**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:** Various Funds - \$1,601,761  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Approved recommendation.
- 17. Appropriations Limit for FY 2020**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution establishing the appropriations limit at \$275,031,790 for FY 2020 pursuant to Article XIII B of the Constitution of the State of California based on the calculations for the appropriations limit.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,966–N.S.
- 18. Franchise Tax Board / City Business Tax Reciprocal Agreement**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving the Franchise Tax Board / City Business Tax Reciprocal Agreement for the City's participation in the local government business license information sharing program and authorizing the City Manager to sign the agreement.  
**Financial Implications:** Staff time  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,967–N.S.
- 19. Revision to the Investment Policy and Designation of Investment Authority FY 2020**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting the changes to the Investment Policy and to confirm the delegation of investment authority to make investments to the Director of Finance for FY 2020.  
**Financial Implications:** None  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,968–N.S.

## Consent Calendar

- 20. Contract No. 10904 Amendment: Bay Area Community Services (BACS) for Pathways STAIR Center Year Two Operations**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute an amendment to Contract No. 10904 with Bay Area Community Services (BACS) for Pathways STAIR Center operations, extending the program through June 30, 2020 and adding \$2,091,305 for Year Two (FY 2020).  
**Financial Implications:** Various Funds - \$2,091,305  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,969–N.S.
- 21. Revenue Contract: Community Services Block Grant Discretionary Funding for June 1, 2019 – May 31, 2020**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to accept the Community Services Block Grant (CSBG) Contract Number 19F-4404 for the amount of \$30,000 to provide services for low-income people for the period June 1, 2019 – May 31, 2020.  
**Financial Implications:** Community Action Program Fund - \$30,000 (grant)  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,970–N.S.
- 22. Contract: Dorothy Day House to Operate Shelter at Veteran’s Building**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with Dorothy Day House in an amount not to exceed \$832,000 to operate the year-round shelter at the Veteran’s Building in FY20 and FY21.  
**Financial Implications:** Homeless Emergency Aid Program Fund - \$832,000  
Contact: Kelly Wallace, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,971–N.S.

## Consent Calendar

### 23. Revenue Contracts: FY 2020 Aging Services Programs

#### From: City Manager

**Recommendation:** Adopt five Resolutions authorizing the City Manager or her designee to execute any resultant revenue agreements and amendments with Alameda County to provide congregate and home-delivered meals, family caregiver support, senior center activities and information and assistance services to seniors for the following programs for Fiscal Year 2020:

1. Congregate Meals in the amount of \$46,380;
2. Home Delivered Meals in the amount of \$47,525;
3. Family Caregiver Support Program in the amount of \$47,157;
4. Senior Center Activities in the amount of \$29,272; and
5. Information and Assistance Services in the amount of \$63,501.

**Financial Implications:** See report

Contact: Kelly Wallace, Housing and Community Services, 981-5400

**Action:** Adopted Resolution No. 68,972–N.S. (Congregate Meals); Resolution No. 68,973–N.S. (Home Delivered); Resolution No. 68,974–N.S. (Family Caregiver); Resolution No. 68,975–N.S. (Senior Center); and Resolution No. 68,976–N.S. (Information and Assistance).

### 24. Contract No. 31900042 Amendment: CivicPlus, Inc. for Training and Integration Services

#### From: City Manager

**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract amendment to contract No. 31900042 with CivicPlus, Inc. for an additional amount of \$15,000 for professional services, and a total not-to-exceed contract value of \$58,000 for the term of November 30, 2018 through June 30, 2021.

**Financial Implications:** General Fund - \$15,000

Contact: Savita Chaudhary, Information Technology, 981-6500

**Action:** Adopted Resolution No. 68,977–N.S.

### 25. Contract No. 10036C Amendment: TruePoint Solutions, LLC for Accela Professional Services

#### From: City Manager

**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 10036C with TruePoint Solutions, LLC for professional services, increasing the amount by \$276,000, for a total not-to-exceed amount of \$617,200, and extending the current term by 2 years for the term beginning June 1, 2015 to June 30, 2021.

**Financial Implications:** Permit Service Center Fund - \$276,000

Contact: Savita Chaudhary, Information Technology, 981-6500

**Action:** Adopted Resolution No. 68,978–N.S.

## Consent Calendar

- 26. Contract: NextRequest for Public Records Act Response Software System**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with NextRequest for software hosting, implementation, maintenance and related services for a Public Records Act Response Software System, for an amount not to exceed \$65,000 for the period commencing on July 1, 2019 through June 30, 2021.  
**Financial Implications:** IT Cost Allocation Fund - \$65,000  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,979–N.S.
- 27. Contract: Governmentjobs.com, Inc. DBA NEOGOV for Performance and Learning Management System (P/LMS)**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with GovernmentJobs.com dba NEOGOV for software hosting, licenses, implementation, maintenance and related services for a Performance Management, and Learning Management System (P/LMS) for an amount not to exceed \$225,000 for the period commencing on July 8, 2019 through June 30, 2024.  
**Financial Implications:** FUND\$ Replacement Fund - \$225,000  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,980–N.S.
- 28. Contract No. 8865J Amendment: Accela, Inc. for Software Maintenance and Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 8865J with Accela, Inc., for software maintenance and professional services, increasing the amount by \$418,359 for a total not to exceed \$2,059,191 from December 12, 2011 to June 30, 2021.  
**Financial Implications:** Various Funds - \$418,359  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,981–N.S.
- 29. Contract No. 9536 Amendment: Royston, Hanamoto, Alley & Abey (RHAA) for On-Call Landscape Architecture**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 9536 with Royston, Hanamoto, Alley & Abey (RHAA) for additional on-call landscape architecture by increasing the contract amount by \$35,000 for a total not-to-exceed amount of \$210,000, and extending the term through June 30, 2021.  
**Financial Implications:** Various Funds - \$35,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700  
**Action:** Adopted Resolution No. 68,982–N.S.



## Consent Calendar

- 30. Contract No. 10632 Amendment: GHD, Inc. for the WETA MOU Planning Phase for potential ferry service and public recreation pier at the Berkeley Marina**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10632 with GHD, Inc. by increasing the amount by \$360,000 for a new contract amount not to exceed \$690,744 for the Planning Phase (technical feasibility study and public engagement process) for the viability of a potential WETA ferry service and public recreation pier at the Berkeley Marina.  
**Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700  
**Action:** Adopted Resolution No. 68,983–N.S.
- 31. 2019 Bay Area SunShares Residential Solar and Zero-Emission Vehicle Program**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a letter of commitment with the Business Council on Climate Change (BC3) to affirm the City of Berkeley’s participation in the 2019 Bay Area SunShares residential solar and zero-emission vehicle program.  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Adopted Resolution No. 68,984–N.S.
- 32. Contract: Rincon Consultants, Inc. for Development of a Berkeley Pathway to Clean Energy Buildings Report**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments, extensions, or change orders with Rincon Consultants, Inc. (Rincon) to develop a Berkeley Pathway to Clean Energy Buildings Report for an amount not to exceed \$80,000 for the period July 1, 2019 through June 30, 2020.  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Adopted Resolution No. 68,985–N.S.
- 33. On-Call Planning Services Contracts**  
**From: City Manager**  
**Recommendation:** Adopt 23 Resolutions authorizing the City Manager to approve contracts and any amendments with the following firms for planning and environmental review services for a total contract period of three years:  
1. Architecture + History, LLC in an amount not to exceed \$1,000,000; and  
2. Baseline Environmental Consulting in an amount not to exceed \$1,000,000; and  
3. Cotton, Shires and Associates, Inc. in an amount not to exceed \$1,000,000; and  
4. Firstcarbon Solutions in an amount not to exceed \$1,000,000; and  
5. Garcia and Associates in an amount not to exceed \$500,000; and  
6. Ground Development Consulting, LLC in an amount not to exceed \$500,000; and

## Consent Calendar

7. Hatch Associates Consultants, Inc. in an amount not to exceed \$1,000,000; and
8. HortScience | Bartlett Consulting in an amount not to exceed \$500,000; and
9. ICF Jones & Stokes, Inc. in an amount not to exceed \$1,000,000; and
10. Kimley-Horn and Associates, Inc. in an amount not to exceed \$500,000; and
11. Kittelson & Associates in an amount not to exceed \$500,000; and
12. LSA Associates, Inc. in an amount not to exceed \$1,000,000; and
13. Metropolitan Planning Group in an amount not to exceed \$1,000,000; and
14. Michael Baker International in an amount not to exceed \$1,000,000; and
15. Nichols Consulting Engineers, Chtd. in an amount not to exceed \$1,000,000; and
16. Pacific Legacy Inc. in an amount not to exceed \$500,000; and
17. Paleo West Archaeology in an amount not to exceed \$500,000; and
18. Placeworks in an amount not to exceed \$1,000,000; and
19. Raimi + Associates in an amount not to exceed \$1,000,000; and
20. Rincon Consultants, Inc. in an amount not to exceed \$1,000,000; and
21. Stacy Farr - Historic Resource Consulting in an amount not to exceed \$500,000; and
22. Stantec Consulting Services, Inc. in an amount not to exceed \$1,000,000; and
23. Urban Planning Partners Inc. in an amount not to exceed \$1,000,000

**Financial Implications:** See report

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Action:** Adopted Resolution No. 68,986–N.S. (Architecture + History); Resolution No. 68,987–N.S. (Baseline Environmental); Resolution No. 68,988–N.S. (Cotton, Shires & Assoc); Resolution No. 68,989–N.S. (Firstcarbon Solutions); Resolution No. 68,990–N.S. (Garcia & Assoc); Resolution No. 68,991–N.S. (Ground Development); Resolution No. 68,992–N.S. (Hatch Assoc); Resolution No. 68,993–N.S. (HortScience | Bartlett); Resolution No. 68,994–N.S. (ICF Jones); Resolution No. 68,995–N.S. (Kimley-Horn & Assoc); Resolution No. 68,996–N.S. (Kittelson & Assoc); Resolution No. 68,997–N.S. (LSA Assoc); Resolution No. 68,998–N.S. (Metropolitan Planning); Resolution No. 68,999–N.S. (Michael Baker); Resolution No. 69,000–N.S. (Nichols Consulting); Resolution No. 69,001–N.S. (Pacific Legacy); Resolution No. 69,002–N.S. (Paleo West); Resolution No. 69,003–N.S. (Placeworks); Resolution No. 69,004–N.S. (Raimi + Assoc); Resolution No. 69,005–N.S. (Rincon Consultants); Resolution No. 69,006–N.S. (Stacy Farr); Resolution No. 69,007–N.S. (Stantec Consulting); and Resolution No. 69,008–N.S. (Urban Planning).

## Consent Calendar

- 34. Contract: Tanko Lighting for Street Light Luminaire Retrofit Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project with Tanko Lighting, Inc. for the City Street Light Luminaire Retrofit Project in an amount not to exceed \$140,875 for the period from July 1, 2019 through December 31, 2020.  
**Financial Implications:** Street Light Assessment District Fund - \$140,875  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 69,009–N.S. Additional request to prioritize replacement at high injury collision network streets and the bicycle boulevards.
- 35. Educator and Educational Staff Housing**  
**From: Housing Advisory Commission**  
**Recommendation:** Amend the Housing Trust Fund Guidelines and other relevant City of Berkeley housing policies to foster workforce housing for educators and educational staff by expanding income eligibility to include up to 120% AMI; and Provide \$150,000 to the Berkeley Unified School District to undertake predevelopment planning for housing to be built in Berkeley that will be available to educators and educational staff working for BUSD; and Work with the District to identify possible financing opportunities for capital development; and Recommend the Berkeley Unified School District balances building as many units as possible with being as family-friendly as possible.  
**Financial Implications:** See report  
Contact: Mike Uberti, Commission Secretary, 981-7400  
**Action:** Approved the following recommendations: Work with the District to identify possible financing opportunities for capital development; and Recommend the Berkeley Unified School District balances building as many units as possible with being as family-friendly as possible.

## Council Consent Items

**36. An Action Plan for Greening the City of Berkeley Fleet of Vehicles**

**From: Councilmembers Wengraf, Harrison, Robinson and Mayor Arreguin**

**Recommendation:** Request the City Manager and Department of Public Works collaborate to create an Action Plan (“plan”), by June 2020, to aggressively accelerate the implementation of the electrification of the City’s municipal fleet and phase out fossil fuel use in municipal vehicles by 2030 with consideration of an earlier transition for light-duty passenger vehicles. The Plan should include an evaluation of the City’s current fleet and an analysis of opportunities for transitioning to a fleet of fossil fuel free vehicles, as soon as the technology can safely meet operational needs. An update on our progress should be reported to City Council as an information item every six months.

In the interim, the City Manager is asked to explain criteria used to purchase fossil fuel vehicles in all future staff items related to vehicle purchases with Council.

**Financial Implications:** See report

Contact: Susan Wengraf, Councilmember, District 6, 981-7160

**Action:** Approved recommendation.

**37. Zoning Ordinance Modification for Elmwood Commercial District**

**From: Councilmember Droste, Mayor Arreguin, and Councilmembers Harrison, and Wengraf**

**Recommendation:** Refer to the Planning Commission to amend Chapter 23E.44, C-E Elmwood Commercial District Provisions to allow for amusement device arcades with a Tier 2 Administrative Use Permit (for spaces >3,000 Sq. Ft.) and a Zoning Certificate (for spaces < 3,000 Sq. Ft.). Proposed ordinance language for changes to Table 23E.44.030 are attached to the report.

**Financial Implications:** See report

Contact: Lori Droste, Councilmember, District 8, 981-7180

**Action:** Approved recommendation.

## Action Calendar – Old Business

**38. Budget Referral: Remediation of Lawn Bowling, North Green and Santa Fe Right-of-Way, FY2020-2021** *(Continued from June 11, 2019)*

**From:** Councilmember Davila

**Recommendation:** Refer to the FY20 (2020/2021) RRV Budget Process for consideration of at least \$150,000 and up to remediate the Lawn Bowlers, North Green and Santa Fe Right-of-Way in advance of Request for Proposal (RFP) for these areas that potentially could provide much needed affordable alternative housing.

Refer to the Homeless Services Panel of Experts to consider Measure P funds for remediation purposes for these properties.

**Financial Implications:** See report

Contact: Cheryl Davila, Councilmember, District 2, 981-7120

**Action:** Moved to Consent Calendar. Approved revised recommendation as written below.

*Refer to the November 2019 AAO consideration of at least \$150,000 and up to remediate the Lawn Bowlers, North Green and Santa Fe Right-of-Way in advance of Request for Proposal (RFP) for these areas that potentially could provide much needed affordable alternative housing.*

*Refer to the Homeless Services Panel of Experts to consider Measure P funds for remediation purposes for these properties.*

## Action Calendar – New Business

**39. FY 2020 and FY 2021 Biennial Budget Adoption**

**From:** City Manager

**Recommendation:** Adopt a Resolution: a) Adopting the FY 2020 & FY 2021 Biennial Budget as contained in the City Manager's FY 2020 & FY 2021 Proposed Biennial Budget that includes the Proposed Capital Budget, presented to Council on May 7, 2019, and as amended by subsequent Council action. b) Authorizing the City Manager to provide applicable advances to selected community agencies receiving City funds in FY 2020, as reflected in Attachment 2 to the report, and as amended by subsequent Council action.

**Financial Implications:** See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** 68 speakers. M/S/C (Arreguin/Harrison) to adopt Resolution No. 69,010–N.S. as revised in Supplemental Communications Packet #2 by the Mayor and the City Manager's Office with an amendment to revise the \$50,000 allocation for the traffic circle at 62<sup>nd</sup> and King to be for construction; to adjust the arts funding to \$500,000 for FY 2020 and FY 2021; to defer the Human Resources allocation to November 2019; to adjust the Paramedic Tax in FY 2021 by \$110,000; Refer the items in Attachment 4 of the Mayor's item to November 2019.

**Vote:** All Ayes.

## Action Calendar – Old Business

### 40. FY 2020 Annual Appropriations Ordinance

**From: City Manager**

**Recommendation:** Adopt first reading of an Ordinance adopting the FY 2020 Annual Appropriations Ordinance (AAO) in the amount of \$520,227,935 (gross appropriations) and \$454,517,219 (net appropriations).

**Financial Implications:** See Report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** 0 speakers. M/S/C (Arreguin/Davila) to adopt the first reading of Ordinance No. 7,669-N.S. with the following revised dollar amounts – Gross Appropriations \$525,856,809; Net Appropriations \$460,146,093; General Fund Appropriations \$196,913,849. Second reading scheduled for July 9, 2019.

**Vote:** All Ayes.

Recess 9:37 p.m. – 9:51 p.m.

### 41. Borrowing of Funds and the Sale and Issuance of FY 2019-20 Tax and Revenue Anticipation Notes

**From: City Manager**

**Recommendation:** Adopt a Resolution approving the borrowing of \$35,000,000 and the sale and issuance of Fiscal Year 2019-20 Tax and Revenue Anticipation Notes.

**Financial Implications:** See report

Contact: Henry Oyekanmi, Finance, 981-7300

**Action:** 0 speakers. M/S/C (Droste/Wengraf) to adopt Resolution No. 69,011–N.S.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.

Councilmember Harrison absent 7:21 p.m. – 7:32 p.m.

## Council Action Items

### 42. Waiver of Fees for Trash Corral Pilot Program

**From: Councilmembers Robinson and Harrison**

**Recommendation:** Adopt a resolution waiving the Minor Encroachment Permit application and permit fees and the Miscellaneous Permit to Construct fees required by both the Telegraph Business Improvement District and the Downtown Berkeley Association for the installation of their pilot trash corrals.

**Financial Implications:** See report

Contact: Rigel Robinson, Councilmember, District 7, 981-7170

**Action:** Moved to Consent Calendar. Councilmember Hahn added as a co-sponsor. Adopted Resolution No. 69,012–N.S. Referred to the City Manager to explore alternate funding sources including the Zero Waste Fund.

## Information Reports

- 43. Voluntary Time Off Program for FY 2020**  
**From: City Manager**  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000  
**Action:** Received and filed.
- 44. Audit Status Report Response: Code Enforcement Resources Significantly Constrained and Improvements Needed in Case Management and Oversight from January 1, 2019 – April 16, 2019**  
**From: City Manager**  
Contact: Paul Buddenhagen, City Manager's Office, 981-7000  
**Action:** Received and filed.
- 45. FY 2020 Civic Arts Grant Awards**  
**From: City Manager**  
Contact: Jordan Klein, Economic Development, 981-7530  
**Action:** Received and filed.
- 46. FY 2019 Second Quarter Investment Report: Ended December 31, 2018**  
**From: City Manager**  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Received and filed.
- 47. Referral Response: Community Microbond Initiative**  
**From: City Manager**  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Moved to Action Calendar. 6 speakers. Discussion held.
- 48. LPO NOD: 2140 Shattuck Avenue, #LMSAP2018-0004**  
**From: City Manager**  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Received and filed.
- 49. goBerkeley Parking Management Program: Parking Rate and Time Limit Adjustments for Northside Area for August 1, 2019**  
**From: City Manager**  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Received and filed.
- 50. 2019 Commission on Disability Work Plan**  
**From: Commission on Disability**  
Contact: Dominika Bednarska, Commission Secretary, 981-6300  
**Action:** Received and filed.

## Information Reports

- 51. 2019 Public Outreach Efforts of Commission on Disability**  
**From: Commission on Disability**  
Contact: Dominika Bednarska, Commission Secretary, 981-6300  
**Action:** Received and filed.
- 52. Mental Health Commission 2018 Annual Report**  
**From: Mental Health Commission**  
Contact: Karen Klatt, Commission Secretary, 981-5400  
**Action:** Item held over the July 9, 2019 Action Calendar.

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

## Adjournment

**Action:** M/S/C (Davila/Bartlett) to adjourn the meeting.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Wengraf, Droste.

Councilmember Droste absent 9:51 p.m. – 10:28 p.m.

Councilmember Wengraf absent 10:27 p.m. – 10:28 p.m.

Adjourned at 10:28 p.m.

This is to certify that the foregoing is a true and correct record of the regular meeting of June 25, 2019 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

## Communications

### Berkeley Marina Docks

1. Erwan Illian

### 5G

2. Annamarta Dostourian
3. Kate Bernier (3)
4. Meaveen O'Connor
5. Ryan Van Valer
6. Phoebe Sorgen (2)
7. Vivian Warkentin



8. Alan Kiviat
9. Elisabeth Jewel

**North Berkeley BART**

10. Ariane Michas
11. Priscilla Villanueva
12. Yvonne Nyborg
13. Mia Bruch
14. Sue von Baeyer
15. Lothar
16. Maura Ghizzoni
17. John and Susan Prausnitz
18. Alison Ascher Webber
19. David Johnson
20. Linda Friedman
21. Margot Murtaugh
22. Dana Gildemeister
23. Belle Adler
24. Walter Wood

**Electric Vehicles**

25. Betsy Thagard
26. Vanessa Warheit (2)

**RV**

27. Felice Botts
28. Nigel Guest

**Homelessness and Encampments**

29. Steven Donaldson
30. russbumper
31. Mike Lee

**Recycle**

32. Harvey Sherback (4)

**Street Intersections**

33. Brian Witt
34. Amanda Rebel
35. Ben Gerhardstein
36. Amy Eisenberg
37. Janice Greenberg

**Vets**

38. russbumper (3)

**Police**

- 39. Fred Dodsworth
- 40. Tammmy Rieser
- 41. russbumper

**Cannabis**

- 42. Elizabeth Greene, Cannabis Commission Secretary (2)

**East Bay Rental Housing Association**

- 43. Shani Brown

**Transfer Station Rate**

- 44. David Lerman

**7<sup>th</sup> Annual Rosa Parks Fifth Grade Mock Trial**

- 45. Ty Alper

**Performance for Mama Washington**

- 46. Adriana Betti

**2701 Shattuck – ZAB**

- 47. Lee Ling

**Committee Meetings Transparency**

- 48. Pam Speich

**Missing Middle**

- 49. Lee Bishop

**Orbiting Weapon**

- 50. Jesse Hampton

**Proposed Senior Facility**

- 51. Fran Haselsteiner

**Virginia Beach Incident**

- 52. Steven Schuyler

**William Barclay Caldeira**

- 53. russbumper

**Tenant's Access to Apartment Blocked**

- 54. Curtis Bray (2)

**Decriminalize Nature**

- 55. Jessica Behrman

**Street Lights**

56. Eric Friedman

**Supplemental Communications and Reports 1**

**Item #39: FY 2020 and FY 2021 Biennial Budget Adoption**

57. Donna Mickleson (3)

58. Karen Teitel

59. Helga Recke

60. Kamala Asher

61. August Fern

62. Gael

63. David Hubbard

64. Francine Foltz

65. Stacey Singleton

66. Rebecca Burke

67. Linda Worthman

68. Zee Zeleski

69. Arnold Kessler

70. Rodney Merrill

**Item #45: FY 2020 Civic Arts Grant Awards**

71. Bruce Coughran

72. Susan Duhan Felix

73. Naome Dragstedt

74. Archana Horsting

75. Joanne De Phillips

76. Judith Workman

77. Janice Murota (2)

78. Carol Lashof

79. Lisa Bullwinkel

80. George-Ann Bowers

81. David Flack

82. Margaret Riesen

83. Jamie Greenblatt

84. Nadia Liu

85. Liz Ozol

86. Cherie Hill

87. John Caner, on behalf of the Downtown Berkeley Association

88. Sharon Dolan, on behalf of Freight & Salvage

89. Loretta Janca

90. Margaret Norman

91. Pat Mullan

92. Zoe Klein

93. Weston Scott

94. Erika Oba

95. Marian Wolodarski Lunderg, on behalf of Berkeley Finnish Hall

- 96. Anne Mester
- 97. Katy Wafle
- 98. Jeffrey Price
- 99. Vanessa Anderson
- 100. Linda Schieber
- 101. Will Sousae
- 102. Tammy Berlin
- 103. Patricia Milton
- 104. Sherry Smith
- 105. Jan Zvaifler
- 106. Jessie Barber

## **Supplemental Communications and Reports 2**

### **Item #39: FY 2020 and FY 2021 Biennial Budget Adoption**

- 107. Supplemental materials, submitted by Mayor Arreguin
- 108. Supplemental materials, submitted by Councilmember Droste
- 109. Revised materials, submitted by the City Manager's Office
- 110. Howard Goldberg
- 111. Michele Manning
- 112. Gayle Roberts
- 113. Cindi Goldberg
- 114. Sally Nelson
- 115. Kyle Miller
- 116. Lael Gerhart
- 117. Gazelle Babae
- 118. Kendra Levine
- 119. Sumner Brenner
- 120. Nehama Rogozen
- 121. Theresa Gensler
- 122. Shirley Dean

### **Item #45: FY 2020 Civic Arts Grant Awards**

- 123. Sacred and Profane
- 124. Daniel Nevers
- 125. Anne Aronov
- 126. Giulio Perrone
- 127. Dan Scharlin
- 128. Lisa Bullwinkel
- 129. Gregory Scharpen
- 130. Ben Gross
- 131. Jan Murota
- 132. Laura Moriarty

### **Item #47: Referral Response: Community Microbond Initiative**

- 133. 42 Identical form letters, in support of
- 134. Dee Duncan
- 135. Alfred Twu

- 136. Luke Kim
- 137. Jeremy Meyer
- 138. Ally Medina
- 139. Colin Stewart
- 140. Alex Lee, on behalf of Liquidigy, Inc.
- 141. Kathleen Crandall

### **Supplemental Communications and Reports 3**

#### **Item #39: FY 2020 and FY 2021 Biennial Budget Adoption**

- 142. Jane Ellis
- 143. Ben Gerhardstein, on behalf of Walk Bike Berkeley
- 144. Margie Cochran, on behalf of The Center for Independent Living
- 145. Chimey Lee
- 146. Barbara Rydlander
- 147. Sarah Garrett
- 148. Katharine Bierce
- 149. Stephen Barton
- 150. Sian Geraghty
- 151. Joel Moalem
- 152. Moni Law
- 153. Karla Herndon
- 154. Kelley Cox
- 155. Tony Thurmond, on behalf of the California Department of Education
- 156. Joel Hart

#### **Item #45: FY 2020 Civic Arts Grant Awards**

- 157. Hadley Dynak
- 158. Dennis Markham
- 159. Margaret O'Connor
- 160. Henry Parsons
- 161. Gene Dominique
- 162. Shawn Hibmacronan
- 163. Jessica Cadkin
- 164. Gary Parsons

#### **Item #47: Referral Response: Community Microbond Initiative**

- 165. Christian Kameir, on behalf of Sustany Capital
- 166. Gozde Gorce
- 167. Suruchi Gupta
- 168. Christian Ferri
- 169. Unknown

#### **Cool Climate Network**

- 170. Unknown

