



Office of the City Manager

CONSENT CALENDAR
December 10, 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 November 5, 2019 (special), November 12, 2019 (special and regular), and November 19, 2019 (special closed and regular).

CONTACT PERSON

Mark Numainville, City Clerk, 981-6900

Attachments:

1. November 5, 2019 – Special City Council Meeting
2. November 12, 2019 – Special City Council Meeting
3. November 12, 2019 – Regular City Council Meeting
4. November 19, 2019 – Special Closed City Council Meeting
5. November 19 2019 – Regular City Council Meeting

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

Tuesday, November 5, 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: 6:12 p.m.

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

Absent: Kesarwani, Davila

Councilmember Davila present at 6:13 p.m.

Councilmember Kesarwani present at 6:19 p.m.

Worksession

- 1. Solid Waste and Recycling Transfer Station Feasibility Study Presentation**
From: City Manager
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: 5 speakers. Presentation made and discussion held.
- 2. Development of a Vision Zero Action Plan**
From: City Manager
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: 1 speaker. Presentation made and discussion held.

Adjournment

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

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

Councilmember Bartlett absent at 8:50 p.m. – 9:25 p.m.

Adjourned at 9:25 p.m.

I hereby certify that the forgoing is a true and correct record of the special meeting of November 5, 2019 as approved by the Berkeley City Council.

April Richardson, Assistant City Clerk

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #2: Development of a Vision Zero Action Plan

1. Revised material, submitted by Public Works

Supplemental Communications and Reports 3

Item #1: Solid Waste and Recycling Transfer Station Feasibility Study Presentation

2. Presentation, submitted by Public Works
3. Martin Bourque, Executive Director of the Ecology Center

Item #2: Development of a Vision Zero Action Plan

4. Presentation, submitted by Transportation

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

Tuesday, November 12, 2019

4:00 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: 4:11 p.m.

Present: Kesarwani, Bartlett, Wengraf, Robinson, Droste, Arreguin

Absent: Davila, Harrison, Hahn

Councilmember Harrison present at 4:12 p.m.

Councilmember Davila present at 4:14 p.m.

Councilmember Hahn present at 4:15 p.m.

Action Calendar – New Business

1a. Traffic Circle Policy and Program Recommendations

From: Traffic Circle Policy Task Force

Recommendation: Adopt a Resolution to approve the Traffic Circle Policy as outlined in the report and refer to the traffic engineer for codification.

Integrate the Community Common Space Stewardship Program into the “Adopt a Spot Initiative,” which the City Council approved on April 23, 2019 (Item #33), and request that the City Council refer it to the Traffic Circle Task Force, rather than the Parks and Public Works Commissions, for the purpose of development, outlining criteria and environmental benefits, program costs and staffing.

Refer additional traffic calming measures at Ellsworth for the intersections with Dawn Redwoods to the mid-year budget process and request mitigation funds from East Bay Municipal Utility District (EBMUD) due to the impact on these streets from their Wildcat Pipeline Project.

Refer to the City Manager:

1. Create the Community Common Space Stewardship Program as described in the report.
2. Refer the additional staff and material costs of this program to the budget process.

Financial Implications: See report

Contact: Tano Trachtenberg, Commission Secretary, (510) 981-7100

Action Calendar – New Business

1b. Technical Memo on Traffic Circle Planting Policies

From: City Manager

Contact: Phillip Harrington, Public Works, (510) 981-6300

Action: 47 speakers. M/S/C (Arreguin/Davila) to:

1. Adopt Resolution No. 69,164–N.S. approving the Traffic Circle Policy as outlined in the report from the Traffic Circle Policy Task Force, and revised as follows:
 - a. Add a Whereas clause to the resolution emphasizing the importance of pedestrian and bicyclist safety.
 - b. Remove the following language from the Policy, and refer the removed language to the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee for consideration:

“New trees proposed by traffic circle coordinators or volunteers will be approved by the City Forester, with a preference for natives and a focus on maximizing ecosystem services.
The Task Force recommends revisiting trunk size considerations every five years as the implications of climate change and autonomous vehicles become clearer. In the interim, large trunked trees such as redwoods will not be planted.”
 - c. Change references to maximum vegetation height allowances from 30 inches to 24 inches from the top of the traffic circle planter curb throughout. In addition, refer the Traffic Circle Policy as revised to the traffic engineer for codification.
2. Integrate the Community Common Space Stewardship Program into the “Adopt a Spot Initiative,” and refer to the Parks and Waterfront Commission and the Public Works Commission to consider the Traffic Circle Policy Task Force’s recommendations.
3. Request mitigation funds from East Bay Municipal Utility District (EBMUD) due to the impact on streets from the Wildcat Pipeline Project.
4. Refer to the City Manager to:
 - a. Create the Community Common Space Stewardship Program based on the report from the Traffic Circle Policy Task Force.
 - b. Refer the additional staff and material costs of this program to the budget process.
5. Refer to the City Manager to consider options for the maintenance of the Traffic Circles prior to the implementation of an “Adopt a Spot Initiative”, including consideration of a landscape maintenance contract or the organization of volunteer work days.
6. Prior to the planting of a Traffic Circle by the community, a proposal of the planting is to be submitted to the City for acceptance.

Vote: All Ayes.

Adjournment

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

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

Councilmember Kesarwani absent from 6:35 p.m. – 6:36 p.m.

Councilmember Davila absent from 6:35 p.m. – 6:36 p.m.

Adjourned at 6:36 p.m.

I hereby certify that the forgoing is a true and correct record of the special meeting of November 12, 2019 as approved by the Berkeley City Council.

Rose Thomsen, Deputy City Clerk

Communications

Item #1a: Traffic Circle Policy and Program Recommendations

1. Save Our Traffic Circle Trees – 24 pages of signatures
2. Rob Wren
3. Sage Linda Spatz
4. Rose Ann Cochran
5. Linda Burden
6. Pam Speich
7. Larry Hendel
8. Rachel Terp
9. Zizi Searles
10. Melanie Popper
11. Paul Deuter
12. Julian Redwood
13. Kathleen Davis
14. Ann Einstein

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #1a: Traffic Circle Policy and Program Recommendations

15. 8 identical form letters in support of trees
16. Sallie Hannarhyne
17. Sally Nelson
18. Rachel Terp
19. Tamara Birdsall
20. Marcia Edelen

21. Larry Hendel
22. Councilmember Bartlett
23. Neighbors on Cornell Avenue
24. Linda Burden on behalf of the Le Conte Neighborhood Association
25. Karl Reeh
26. Henry Teare
27. Chimey Lee

Supplemental Communications and Reports 3

Item #1a: Traffic Circle Policy and Program Recommendations

28. Presentation, submitted by the Traffic Circle Task Force
29. Melanie Abrams
30. Shirley Dean
31. Chimey Lee
32. Jennifer Griffin
33. Nancy Carleton
34. Holly Scheider

MINUTES
BERKELEY CITY COUNCIL MEETING
Tuesday, November 12, 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: 6:53 p.m.

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

Absent: Davila, Bartlett, Wengraf

Councilmember Wengraf present at 6:55 p.m.

Councilmember Davila present at 6:56 p.m.

Councilmember Bartlett present at 7:08 p.m.

Ceremonial Matters:

1. Honoring Lena Wolff and Miriam Klein Stahl
2. Honoring Ray Yep, Public Works Commissioner

City Manager Comments: None

City Auditor Comments: None

Public Comment on Non-Agenda Matters: 10 speakers.

Consent Calendar

Action: M/S/C (Robinson/Harrison) to add an urgent item to the agenda related to the emergency declaration for the public safety power shut-off.

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

Councilmember Droste absent 7:22 p.m. – 7:26 p.m.

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 6 speakers.

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

Vote: All Ayes.

Resolution Terminating the Proclamation of Emergency by the Director of Emergency Services Due to PG&E Public Safety Power Shutoff

From: City Manager

Recommendation: Adopt a Resolution Terminating the Proclamation of Emergency by the Director of Emergency Services due to the PG&E Public Safety Power Shutoff on October 25, 2019, ratified by Council on October 29, 2019 (Resolution No. 69,151 N.S.).

Financial Implications: See report

Contact: Farimah Brown, City Attorney, (510) 981-6998

Action: Adopted Resolution No. 69,165–N.S.

1. Revision to the 2020 City Council Meeting Schedule

From: City Manager

Recommendation: Adopt a Resolution revising the City Council regular meeting schedule for 2020, with starting times of 6:00 p.m. and rescinding Resolution No. 69,029-N.S.

Financial Implications: None

Contact: Mark Numainville, City Clerk, (510) 981-6900

Action: Adopted Resolution No. 69,166–N.S.

2. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on November 12, 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 - \$40,093,600

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

Action: Approved recommendation.

Consent Calendar

- 3. Contract No. 31900203 Amendment: Resource Development Associates for Crisis, Assessment and Triage Line Evaluation**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to execute an amendment to Contract No. 31900203 with Resource Development Associates (RDA) to provide additional evaluation consulting services for the Crisis, Assessment and Triage (CAT) line, in an amount not to exceed \$15,000 for a total contract amount not to exceed \$63,000 through June 30, 2021. The amended contract will include a revised scope of services, paid for with the additional funding requested here.
Financial Implications: See report
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Adopted Resolution No. 69,167–N.S.
- 4. Contract: Berkeley Unified School District for Mental Health MHSA-Funded Programs**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with Berkeley Unified School District (BUSD) to provide Mental Health Services Act (MHSA) funded programs in local schools through June 30, 2020 in an amount not to exceed \$392,778.
Financial Implications: Various Funds - \$392,778
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Adopted Resolution No. 69,168–N.S.
- 5. Authorize the City Manager to Submit Senate Bill 2 Planning Grants Program Application**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to submit the application for Senate Bill 2 Planning Grants Program (PGP) in the amount of \$310,000 and sign documents or amendments when the grant is awarded.
Financial Implications: See report
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
Action: Adopted Resolution No. 69,169–N.S.

Consent Calendar

6. Adoption of Berkeley Building Codes, including Local Amendments to California Building Standards Code

From: City Manager

Recommendation:

1. Adopt first reading of an Ordinance repealing and reenacting the Berkeley Building, Residential, Electrical, Mechanical, Plumbing, Energy and Green Building Standards Codes in BMC Chapters 19.28, 19.29, 19.30, 19.32, 19.34, 19.36 and 19.37, and adopting related procedural and stricter provisions, and schedule a Public Hearing for the second reading on December 3, 2019, pursuant to state law; and
2. Adopt a Resolution setting forth findings of local conditions that justify more stringent regulations than those provided by the 2019 California Building Standards Code, approving cost effectiveness studies relevant to local amendments to the 2019 California Energy Code, and rescinding Resolution No. 67,736-N.S.

Financial Implications: See report

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

Action: 1. Adopted first reading of Ordinance No. 7,678–N.S. as revised in the Supplemental 1 Communications packet. Second reading scheduled for December 3, 2019. 2. Adopted Resolution No. 69,170–N.S.

7. Companion Report: Recommendations for a Fossil Fuel Free Berkeley
(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee. Item contains revised material.)

From: City Manager

Recommendation: Refer to the City Manager to continue to implement existing policies and programs that are consistent with the recommendations in the Berkeley Energy Commission's Fossil Fuel Free Berkeley Report, such as the Building Energy Saving Ordinance and development of new building codes that promote building electrification, and also to complete new evaluations and analyses of current and potential future greenhouse gas reduction programs and policies in order to inform next steps for accelerating progress to a Fossil Fuel Free Berkeley.

Financial Implications: See report

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

Action: Moved to Action Calendar to consider with Item 31. See action for Item 31.

Consent Calendar

- 8. Contracts: On-Call Environmental Consulting Services: GSI Environmental, Inc., Wood Environment & Infrastructure Solutions, Inc., and Northgate Environmental Management, Inc.**
From: City Manager
Recommendation: Adopt three Resolutions authorizing the City Manager to execute contracts and any amendments with the following firms for on-call citywide environmental consulting services, each for a period of November 1, 2019 through November 30, 2022:
1. GSI Environmental, Inc. for an amount not to exceed \$150,000.
 2. Wood Environment & Infrastructure Solutions, Inc. \$300,000.
 3. Northgate Environmental Management, Inc. for an amount not to exceed \$150,000.
- Financial Implications:** See report
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted Resolution No. 69,171–N.S. (GSI); Resolution No. 69,172–N.S. (Wood); Resolution No. 69,173–N.S. (Northgate).
- 9. Final Map of Tract 8369: 2747 San Pablo Avenue**
From: City Manager
Recommendation: Adopt a Resolution approving the final map of Tract Map 8369, a forty-two unit condominium project consisting of thirty-nine residential units, two live/work units, and one commercial unit, located at 2747 San Pablo Avenue.
Financial Implications: None
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted Resolution No. 69,174–N.S.
- 10. Stop Sign Warrant Policy**
From: Transportation Commission
Recommendation: Adopt the attached Berkeley Stop Sign Warrant to supplement state law for determining when stop signs may be warranted to protect pedestrians, wheelchair users and/or bicyclists in the City of Berkeley.
Financial Implications: See report.
Contact: Farid Javandel, Commission Secretary, (510) 981-6300
Action: Approved recommendation.
- 11. Support of SB 378 – Reducing Deenergization Events**
From: Mayor Arreguin and Councilmembers Wengraf, Harrison, and Hahn
Recommendation: Adopt a Resolution in support of SB 378 (Wiener), which would place commonsense regulations on deenergization events such as PG&E’s Public Safety Power Shutoffs. Send a copy of the Resolution to Governor Gavin Newsom, State Senators Scott Wiener and Nancy Skinner, and Assemblymember Buffy Wicks.
Financial Implications: See report
Contact: Jesse Arreguin, Mayor, (510) 981-7100
Action: Adopted Resolution No. 69,175–N.S.

Council Consent Items

- 12. Budget Referral: BART Station Environmental Planning**
From: Mayor Arreguin
Recommendation: Refer to the budget process \$250,000 for BART station planning. This budget allocation will allow the initiation of environmental review required as part of developing and adopting zoning for the Ashby and North Berkeley BART Stations that is in conformance with Assembly Bill 2923.
Financial Implications: \$250,000
Contact: Jesse Arreguin, Mayor, (510) 981-7100
Action: Councilmembers Robinson, Kesarwani, and Bartlett added as co-sponsors. Approved recommendation.
- 13. Modifying Appointments to City Council Standing Policy Committees**
From: Mayor Arreguin
Recommendation: Adopt a Resolution modifying appointments to City Council Standing Policy Committees.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, (510) 981-7100
Action: Moved to Action Calendar. 2 speakers. M/S/C (Arreguin/Harrison) to adopt Resolution No. 69,176–N.S. modifying appointments to City Council Standing Policy Committees.
Vote: Ayes – Kesarwani, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila, Harrison.
- 14. Support Impeachment Actions to Immediately Remove the 45th President of the United States**
From: Councilmembers Davila and Harrison
Recommendation: Adopt a Resolution supporting impeachment efforts to immediately remove the 45th President of the United States, and send a letter including this resolution to California State Assemblymember Buffy Wicks, California State Senator Nancy Skinner, US House of Representatives Speaker Nancy Pelosi, as well as, Congress Representatives Barbara Lee, Alexandria Ocasio-Cortez, Rashida Tlaib and Ayanna Pressley.
Financial Implications: None
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
Action: Adopted Resolution No. 69,177–N.S.

Council Consent Items

- 15. Additional funding to Enhance Services at the Berkeley Drop-In Center**
From: Councilmember Bartlett
Recommendation: That the Council refers to the November Budget Annual Appropriations Ordinance to fund \$210,000 to enhance services at the Berkeley Drop-In Center, specifically for the installation of a public shower, installation of washer and dryer, renovation of the existing publicly accessible restroom, and additional payee service capacity. This request will provide one-time funding for the renovation of permits and installation of the washer, dryer, and shower.
Financial Implications: See report
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130
Action: Councilmember Davila added as a co-sponsor. Approved recommendation.
- 16. Additional funding for Berkeley Community Gardening Collaborative/Moving South Berkeley Forward**
From: Councilmember Bartlett, Mayor Arreguin, and Councilmember Harrison
Recommendation: That the Council refers to the November Budget Annual Appropriations Ordinance to fund \$10,582.06 to Berkeley Community Gardening Collaborative for a coordinator for the year-long Moving South Berkeley Forward project.
Financial Implications: \$10,582.06
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130
Action: Councilmember Davila added as a co-sponsor. Approved recommendation.
- 17. Budget Referral: Evaluation and Implementation of Pedestrian and Bicycle Safety Along Oxford Street**
From: Councilmember Harrison
Recommendation: Refer \$75,000 to the FY20 2019 AAO Process for the purpose of assessing, identifying, and implementing improvements to pedestrian and bicycle safety across Oxford Street, particularly between University Avenue and Bancroft Street.
Financial Implications: Excess Equity - \$75,000
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
Action: Moved to Action Calendar. 0 speakers. M/S/C (Arreguin/Hahn) to refer \$75,000 to the FY20 2019 AAO Process for the purpose of assessing, identifying, and implementing improvements to pedestrian and bicycle safety across Oxford Street, particularly between University Avenue and Bancroft Street.
Vote: Ayes – Kesarwani, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila; Absent – Bartlett.

Councilmember Bartlett absent 7:58 p.m. – 8:23 p.m.

Council Consent Items

18. Request for Information: Police Dispatch

From: Councilmember Harrison

Recommendation: Refer to the City Manager a request for information clarifying:

1. when non-emergency phone calls to the police are directed to the Berkeley Police Department and when to the California Highway Patrol or other outside agencies, and 2. what staffing or technological changes would be needed to direct more calls to Berkeley dispatch.

Financial Implications: Staff time

Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

Action: Approved recommendation.

19. Budget Referral: Expansion of Homeless Navigation Facilities and Programs

From: Councilmember Hahn and Mayor Arreguin

Recommendation: Pursuant to Measure P Panel of Expert Investment Area Priorities #1 and #2:

-Authorize the establishment of a third sleeping unit at the Berkeley Pathways STAIR Center to increase capacity, and direct staff to explore options to operate and provide services to the expanded population.

-Refer to the budget process to allocate funds to establish a third sleeping unit and additional facilities as needed to increase capacity at the STAIR Center, and to fund operational and programmatic needs.

Financial Implications: See report

Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150

Action: Moved to Action Calendar. 2 speakers. M/S/C (Hahn/Kesarwani) to add Councilmember Kesarwani as a co-sponsor, and approve the recommendation revised to read as follows:

Pursuant to Measure P Panel of Expert Investment Area Priorities #1 and #2:

-Refer to the budget process to allocate funds to establish a third sleeping unit and additional facilities as needed to increase capacity at the STAIR Center, approximately \$100,000, and to fund operational and programmatic needs, approximately \$600,000 for 15 additional beds and \$750,000 for 23 additional beds, inclusive of rehousing flexible funds.

-If the City Council allocates sufficient funding, refer to the City Manager the establishment of a third sleeping unit at the Berkeley Pathways STAIR Center to increase capacity, and options to operate and provide services to the expanded population.

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

Councilmember Kesarwani absent 8:34 p.m. – 8:36 p.m.

Council Consent Items

20. Wildfire Mitigation Mid-Year Budget Referral

From: Councilmembers Wengraf, Hahn, and Bartlett

Recommendation: Refer to the Mid-Year Budget Process an amount of \$550,000 for wildfire mitigation measures, including the removal of fire fuel on City properties and the extension by six additional months of the Fire Captain position to provide wildfire safety planning, Safe Passages implementation, and oversight of mitigation programs and public education.

Financial Implications: \$550,000

Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160

Action: Councilmember Droste added as a co-sponsor. Approved recommendation.

Action Calendar – Public Hearings

21. Amend BMC Chapter 14.52 Adding the North Shattuck Metered Parking Area to the goBerkeley Program *(Continued from October 29, 2019)*

From: City Manager

Recommendation: Conduct a public hearing, and upon conclusion adopt first reading of an Ordinance amending Berkeley Municipal Code (BMC) Chapter 14.52 to add the North Shattuck metered parking area to the goBerkeley parking program.

Financial Implications: See report

Contact: Phillip Harrington, Public Works, (510) 981-6300

Public Testimony: The Mayor opened the public hearing. 2 speakers. M/S/C (Wengraf/Hahn) to close the public hearing.

Vote: Ayes – Kesarwani, Davila Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes - None; Abstain – None; Absent – Harrison (recused – lives within 500 feet of the proposed area).

Action: M/S/C (Hahn/Wengraf) to adopt first reading of Ordinance No. 7,679-N.S. amending Berkeley Municipal Code (BMC) Chapter 14.52 to add the North Shattuck metered parking area to the goBerkeley parking program, and accept the revised material in the Supplemental 1 Communications Packet. Second reading scheduled for December 3, 2019.

Vote: Ayes – Kesarwani, Davila Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes - None; Abstain – None; Absent – Harrison (recused – lives within 500 feet of the proposed area).

Councilmember Harrison absent 8:38 p.m. – 8:40 p.m.

Action Calendar – Public Hearings

22. Adoption of the 2019 California Fire Code with Local Amendments

From: City Manager

Recommendation:

1. Adopt the first reading of an Ordinance repealing the Berkeley Fire Code (Berkeley Municipal Chapter 19.48) and reenacting BMC Chapter 19.48;
2. Adopt a Resolution setting forth findings of local conditions that require more stringent building standards than those provided by the 2019 California Fire Code (“CFC”) and rescinding Resolution number 67,743–N.S.;
3. In compliance with state law on adopting such codes by reference, hold a public hearing following the first reading and before the second reading, and schedule the public hearing for December 3, 2019.
4. Conduct a public hearing, and upon conclusion, adopt a Resolution establishing annual permit fees, inspection and billing rates for inspection of property sites by the Berkeley Fire Department, and rescinding Resolution number 67,990–N.S. and all Resolutions amendatory thereof.

Financial Implications: See report

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

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

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

Vote: All Ayes.

Action: M/S/C (Wengraf/Robinson) to:

1. Adopt first reading of Ordinance No. 7,680–N.S. repealing the Berkeley Fire Code (Berkeley Municipal Chapter 19.48) and reenacting BMC Chapter 19.48. Second reading scheduled for December 3, 2019.
2. Adopt Resolution No. 69,178–N.S. setting forth findings of local conditions that require more stringent building standards than those provided by the 2019 California Fire Code (“CFC”) and rescinding Resolution number 67,743–N.S.
3. In compliance with state law on adopting such codes by reference, hold a public hearing following the first reading and before the second reading, and schedule the public hearing for December 3, 2019.
4. Adopt Resolution No. 69,179–N.S. establishing annual permit fees, inspection and billing rates for inspection of property sites by the Berkeley Fire Department, and rescinding Resolution number 67,990–N.S. and all Resolutions amendatory thereof.

Vote: All Ayes.

Action Calendar – Public Hearings

23. Public Hearing and Approval of California Municipal Finance Authority Bond Financing for 1601 Oxford Street

From: City Manager

Recommendation:

1. Conduct the public hearing under the requirements of the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) and the Internal Revenue Code of 1986, as amended; and
2. Adopt a Resolution approving the issuance of the Bonds by the California Municipal Finance Authority (CMFA) for the benefit of Satellite Affordable Housing Associates or an affiliate thereof, a California limited partnership (the “Borrower”), to provide for the financing of the Project, such adoption is solely for the purposes of satisfying the requirements of TEFRA, the Internal Revenue Code and the California Government Code Section 6500 (and following).

Financial Implications: See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

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

M/S/C (Bartlett/Hahn) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Harrison/Hahn) to adopt Resolution No. 69,180–N.S. approving the issuance of the Bonds by the California Municipal Finance Authority (CMFA) for the benefit of Satellite Affordable Housing Associates or an affiliate thereof, a California limited partnership (the “Borrower”), to provide for the financing of the Project, such adoption is solely for the purposes of satisfying the requirements of TEFRA, the Internal Revenue Code and the California Government Code Section 6500 (and following).

Vote: All Ayes.

24. ZAB Appeal: 2701 Shattuck Avenue, Use Permit #ZP2016-0244

From: City Manager

Recommendation: Conduct a public hearing and, upon conclusion, adopt a Resolution approving “Plan B”, as presented to the Council on November 12, 2019 for Use Permit #ZP2016-0244 to construct a 5-story, 60-foot tall, mixed-use building with 57 dwelling units (including five Very Low Income units and three live/work units), and 14 parking spaces, and dismissing the appeal.

Financial Implications: None

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

Action: Appeal withdrawn by appellants. No action taken on Item 24.

Action Calendar – Old Business

- 25. Companion Report: Utilization of City-Owned Property at 1281 University Avenue to House up to 8 - 10 RV Dwellers** *(Continued from September 24, 2019)*
From: City Manager
Recommendation: Refer to the City Manager to conduct a feasibility analysis of 1281 University Avenue as an interim site to host Recreational Vehicle (RV) dwellers.
Financial Implications: See report
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: 1 speaker. M/S/C (Arreguin/Kesarwani) to take no action on Item 25.
Vote: All Ayes.
- 26. City Council Rules of Procedure and Order Revisions** *(Reviewed by the Agenda & Rules Committee. Continued from October 29, 2019.)*
From: City Manager
Recommendation: Adopt a Resolution revising the City Council Rules of Procedure and Order to integrate the previously adopted regulations for policy committees and make associated changes to other sections; update outdated references and practices; conform to the Open Government Ordinance; make other technical corrections; and rescinding any preceding amendatory resolutions.
Financial Implications: None
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Item 26 and the corresponding revised material in the Supplemental 1 Communications Packet continued to November 19, 2019.
- 27. Referral Response: Lava Mae Mobile Shower and Hygiene Services** *(Continued from October 29, 2019)*
From: City Manager
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Moved to the Consent Calendar. Report deemed accepted.
- 28. Repealing and Reenacting BMC Chapter 13.104, Wage Theft Prevention** *(Continued from October 29, 2019)*
From: Mayor Arreguin and Councilmembers Harrison, Droste, and Hahn
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, (510) 981-7100
Action: Item referred to the Agenda and Rules Committee for scheduling.

Action Calendar – Old Business

29. Referral: Measures to Address Traffic Enforcement and Bicycle Safety

(Continued from October 29, 2019. Item contains revised material.)

From: Councilmember Robinson

Recommendation:

1. Refer to the Transportation Commission to consider a Resolution deprioritizing enforcement against the Idaho Stop convention for persons operating a bicycle, in an empty intersection after the operator has yielded to any other road users with the right of way, by prohibiting the use of any City funds or resources in assisting in the enforcement or issuance of citations for bicyclist violations of California Vehicle Code Section 22450(a).
2. Refer to the City Manager to establish the opportunity for bicyclists to participate in a ticket diversion program that would provide safety education as an alternative to monetary fines related to other infractions, and to ensure integration of Vision Zero principles in implementation of state Office of Traffic Safety grants. Staff should consider either the creation of a City of Berkeley-operated ticket diversion program or cooperation with ticket diversion programs operated by neighboring jurisdictions.
3. Refer to the City Manager to develop a plan to calm and divert motor vehicle traffic on bicycle boulevards to provide people who bicycle and walk a safe, comfortable and convenient mobility experience by adding or reconfiguring stop signage and other traffic calming measures, per the recommendations of the 2017 Bicycle Plan.

Financial Implications: See report

Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170

Action: 8 speakers. M/S/C (Hahn/Robinson) to:

1. Refer to the Transportation Commission to consider a Resolution deprioritizing enforcement against the Idaho Stop convention for persons operating a bicycle, in an empty intersection after the operator has yielded to any other road users with the right of way, by limiting the use of any City funds or resources in assisting in the enforcement or issuance of citations for bicyclist violations of California Vehicle Code Section 22450(a), and to develop a process for evaluating the before and after effects on safety.
2. Refer to the City Manager to establish the opportunity for bicyclists to participate in a ticket diversion program that would provide safety education as an alternative to monetary fines related to other infractions, and to ensure integration of Vision Zero principles in implementation of state Office of Traffic Safety grants. Staff should consider either the creation of a City of Berkeley-operated ticket diversion program or cooperation with ticket diversion programs operated by neighboring jurisdictions.
3. Refer to the City Manager to develop a plan to calm and divert motor vehicle traffic on bicycle boulevards to provide people who bicycle and walk a safe, comfortable and convenient mobility experience by adding or reconfiguring stop signage and other traffic calming measures, per the recommendations of the 2017 Bicycle Plan.

Vote: All Ayes.

Recess 9:42 p.m. – 10:01 p.m.

Action Calendar – New Business

30. Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, GPS Trackers, and Body Worn Cameras

From: City Manager

Recommendation: Adopt a Resolution accepting the Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, GPS Trackers, and Body Worn Cameras submitted pursuant to Chapter 2.99 of the Berkeley Municipal Code.

Financial Implications: None

Contact: Andrew Greenwood, Police, (510) 981-5900; Dave White, City Manager's Office, (510) 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, Arreguin; Noes – Davila, Droste.

Action: M/S/C (Arreguin/Hahn) to suspend the rules and extend the meeting to 11:25 p.m.

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

Action: 4 speakers. Item 30 referred to the Agenda & Rules Committee as Unfinished Business for scheduling.

Action Calendar – New Business

31. **Recommendations for a Fossil Fuel Free Berkeley** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*

From: Energy Commission

Recommendation: The Berkeley Energy Commission recommends the City Council refer to the City Manager to implement the recommendations listed below as well as additional measures outlined in the attached report to aggressively reduce greenhouse gas (GHG) emissions in the city and the region.

Financial Implications: Unknown

Contact: Billi Romain, Commission Secretary, (510) 981-7400

Action: 3 speakers. M/S/C (Robinson/Harrison) to:

1. Receive the report from the Energy Commission in Item 31 and thank the Commission for its work.
2. Adopt the recommendation from the City Manager in Item 7 to refer to the City Manager to continue to implement existing policies and programs that are consistent with the recommendations in the Berkeley Energy Commission's Fossil Fuel Free Berkeley Report, such as the Building Energy Saving Ordinance and development of new building codes that promote building electrification, and also to complete new evaluations and analyses of current and potential future greenhouse gas reduction programs and policies in order to inform next steps for accelerating progress to a Fossil Fuel Free Berkeley, and to add the report from the Energy Commission in Item 31 as an appendix to the report from the City Manager in Item 7.

Vote: All Ayes.

32. **Bird Safe Berkeley Requirements**

From: Community Environmental Advisory Commission

Recommendation: Refer to the Planning Commission and the City Attorney the attached ordinance amending Berkeley Municipal Code Title 23C, adding a new Chapter 23C.27 establishing bird safety requirements for new construction and significant renovations and a new Chapter 23C.28 establishing a dark skies ordinance, for review and approval.

Financial Implications: See report

Contact: Viviana Garcia, Commission Secretary, (510) 981-7460

Action: Moved to the Consent Calendar. Approved the recommendation revised to read as follows: "Refer to the Planning Commission and the City Manager to consider the attached ordinance amending Berkeley Municipal Code Title 23C, adding a new Chapter 23C.27 establishing bird safety requirements for new construction and significant renovations and a new Chapter 23C.28 establishing a dark skies ordinance, for review and approval."

Council Action Items

33. **Budget Referral: Transportation to Support Mobility-Impaired Individuals Experiencing Homelessness who are Engaged in Rehousing and other Services**

From: Councilmember Hahn and Mayor Arreguin

Recommendation: Refer to the budget process to allocate funds to provide transportation for mobility-impaired individuals experiencing homelessness who are engaged with rehousing and other services through the STAIR Center, The Hub, or other City of Berkeley-funded homeless services.

Refer to staff to determine needs and establish the best method for providing such transit services. Options include, but are not limited to, helping one or more service providers to purchase or lease wheelchair-accessible vehicle(s), or to repair or retrofit currently owned vehicle(s), providing additional vouchers for existing Paratransit services, providing additional taxi scripts (as recommended by the Homeless Commission), or contracting with a suitable transportation service. Consistent with the Americans with Disabilities Act (ADA), vehicles purchased, leased, or otherwise procured for these purposes should include the option of/access to a boarding device (e.g. lift or ramp) so that a passenger who uses a wheelchair or mobility device can reach a securement location onboard.

Financial Implications: See report

Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150

Action: Moved to the Consent Calendar. Councilmember Harrison added as a co-sponsor. Approved recommendation as revised in the Supplemental Communications Packet 2 and further amended to read as follows:

“Refer to the budget process to allocate funds to provide transportation for mobility-impaired individuals experiencing homelessness who are engaged with rehousing and other services through the STAIR Center, The Hub, or other City of Berkeley-funded homeless services.

Refer to staff to determine needs and establish the best method for providing transit services to mobility-impaired individuals, and to also consider potential transit needs of other individuals engaged with rehousing and homeless services. For the mobility-impaired, options include, but are not limited to, helping one or more service providers to purchase or lease wheelchair-accessible vehicle(s), or to repair or retrofit currently owned vehicle(s), providing additional vouchers for existing Paratransit services, providing additional taxi scripts (as recommended by the Homeless Commission), or contracting with a suitable transportation service. Also consider making mobility services and transportation available during enforcement activities, both for people and belongings.

Consistent with the Americans with Disabilities Act (ADA), vehicles purchased, leased, or otherwise procured for the mobility-impaired should include the option of/access to a boarding device (e.g. lift or ramp) so that a passenger who uses a wheelchair or mobility device can reach a securement location onboard.”

Information Reports

34. Age-Friendly Berkeley Update

From: City Manager

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

Action: Received and filed.

35. Denial of Request to Waive Fees, 2992 Adeline Street

From: City Manager

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

Action: Received and filed.

Public Comment – Items Not Listed on the Agenda - 0 speakers.

Adjournment

Adjourned at 11:25 p.m.

I hereby certify that the forgoing is a true and correct record of the regular meeting of November 12, 2019 as approved by the Berkeley City Council.

Rose Thomsen, Deputy City Clerk

Communications

Item 20: Wildfire Mitigation Mid-Year Budget Referral

1. Laurie McWhorter, on behalf of Councilmember Wengraf

Item 24: ZAB Appeal: 2701 Shattuck Avenue, Use Permit #ZP2016-0244

2. Ben Libbey
3. Diego Aguilar-Canabal

Item 25: Companion Report: Utilization of City-Owned Property at 1281 University Avenue to House up to 8 - 10 RV Dwellers

4. Berkeley Warehouse (3)
5. Ben Zlotkin, on behalf of Edition One Group
6. Peter Nervo
7. Rose Hill, on behalf of Studio 4
8. Farr Hariri, on behalf of Belfiore Cheese Company

Homelessness/Encampments

9. Parisa Jorjani (3)

Homeless Project

- 10. Alfred Twu
- 11. Irene Rosenthal
- 12. Tom Luce
- 13. Gabriela Kramer

PG&E – Public Safety Power Shutoff

- 14. Nina Beety

Utility Undergrounding

- 15. Lloyd Morgan, on behalf of Environmental Health Trust

5G

- 16. Arthur Stopes III (2)

Upper Hearst Project Lawsuit

- 17. Somya Jain, on behalf of Local Government Relations Director for Cal
- 18. Ruben Lizardo, Director of Local Government Relations Director for Cal

Cannabis

- 19. Susan Soares

Measure O Template

- 20. Phyllis Orrick

Berkeley Transfer Center

- 21. Robert Abiad

Triangle Park on Telegraph

- 22. Therese Fitzpatrick

Pedestrian Safety

- 23. David Lerman

Traffic Circle Trees

- 24. Ernest Machen

Herbert Bradford Cleaveland

- 25. Miriam Berg
- 26. Tracy Taylor

Opportunity Zones

- 27. Margy Wilkinson

Tenant Eviction Notice

- 28. Selma Rockett (2)

Standards for Building Shadows

29. Topher Brennan

PRC Charter

30. Peace and Justice Commission

31. 6 identically worded letters

32. 9 mail@changemail.org

Support Artist – 1740 San Pablo Live/Work Space

33. Susan Duhan Felix

Mental Health Treatment Pilot Plan

34. Eric Friedman

35. Margy Wilkinson (2)

City Council Not Reading Emails

36. Margy Wilkinson

Affordable Housing Framework

37. Jessica Woodard

Removal of Big People from the Bridge

38. Jordan Klein, on behalf of the City of Berkeley

Supplemental Communications and Reports 1

Item #6: Adoption of Berkeley Building Codes, including Local Amendments to California Building Standards Code

39. Supplemental material, submitted by Planning and Development

Item #21: Amend BMC Chapter 14.52 Adding the North Shattuck Metered Parking Area to the goBerkeley Program

40. Revised material, submitted by Public Works

Item #24: ZAB Appeal: 2701 Shattuck Avenue, Use Permit #ZP2016-0244

41. Supplemental material, submitted by Planning and Development

42. Betsy Thagard

Item #25: Companion Report: Utilization of City-Owned Property at 1281 University Avenue to House up to 8-10 RV Dwellers

43. Linda Franklin

Item #26: City Council Rules of Procedure and Order Revisions

44. Revised material, submitted by the City Clerk

Item #30: Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, GPS Trackers, and Body Worn Cameras

45. George Perezvelez, Chairperson, Police Review Commission

Supplemental Communications and Reports 2

Item #6: Adoption of Berkeley Building Codes, including Local Amendments to California Building Standards Code

46. Miya Kitahara on behalf of StopWaste

Item #24: ZAB Appeal: 2701 Shattuck Avenue, Use Permit #ZP2016-0244

47. Ali Sidisalah

48. Noemi Levine

49. Lee Bishop

50. Mohamed Touzari

51. Theo Posselt

52. Hayley Currier

53. Bhima Sheridan

54. Milo Trauss

55. Louise Rosenkrantz

56. Elizabeth Ditmars

57. Alexander Benn

58. Joshua D'Amato

59. Thomas Graly

60. Pablo Chong Herrera

61. Samantha Warren

62. Todd Darling

Item #29: Referral: Measures to Address Traffic Enforcement and Bicycle Safety

63. Alejandro Chavez

64. Liza Lutzker and Ben Gerhardstein, on behalf of Walk Bike Berkeley

65. Paul Rauber

66. Charles Siegel

67. Tom Lent

Item #30: Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, GPS Trackers, and Body Worn Cameras

68. Revised material, submitted by Councilmember Harrison

69. Supplemental material, submitted by the City Manager

Item #32: Bird Safe Berkeley Requirements

70. Sally Hughes

71. Zofia Burr

72. Hannelore Lewis

73. Robin Pulich

74. Eleni Sotos

75. Corinne Greenberg

76. Martin Nicolaus

77. Pam Shandrick

78. Ian Duncan
79. Golden Gate Audubon Society
80. Michael Scott
81. Dorothy Gregor
82. Jennifer Michels
83. Laura Cholodenko
84. Nancy Parker
85. Robert Lewis
86. Andi Cassidy
87. Deanna Ewers
88. Pauline Fong
89. Laura Klein
90. Daniella Salzman
91. Emily Ladner
92. Marilyn Siegel
93. Ed Vine
94. David Jaber
95. Judith Dickman
96. Mary Law
97. Jennifer Steele
98. Kevin Steen
99. Marina Imfeld
100. Lisa and Ken Wahl
101. Tony Corman
102. Crystal Brunzell
103. Steve Scholl
104. Kate Rakelly
105. Katie Slive
106. Ryan Kladar
107. Kathleen Shiring
108. Jesse Greenspan
109. Steve Robey
110. Erin Diehm
111. Anna Cobbett
112. Michele Bernal
113. Sarah Swanson-Hysell
114. Jeremy Nichols
115. Phil Price
116. Gail Kurtz
117. Kenneth Weidner
118. Isaac Turiel
119. Jane Graly
120. June Kodani
121. Diane Perea
122. Melanie Lawrence
123. Juli Dickey

- 124. Morton Paley
- 125. Mari Vlastos
- 126. Alana Shindler and Bernard Rosen
- 127. Fredrick Seil
- 128. Mari Litsky
- 129. Sally de Becker
- 130. Jessica Danelon
- 131. Amy Parsons
- 132. Rachel Eiseman Tanner

Item 33: Budget Referral: Transportation to Support Mobility-Impaired Individuals Experiencing Homelessness who are Engaged in Rehousing and other Services

- 133. Supplemental material, submitted by Councilmember Hahn

Supplemental Communications and Reports 3

Urgency Item: Resolution Terminating the Proclamation of Emergency by the Director of Emergency Services Due to PG&E Public Safety Power Shutoff

- 134. Agenda material, submitted by the City Manager

Item 21: Amend BMC Chapter 14.52 Adding the North Shattuck Metered Parking Area to the goBerkeley Program

- 135. Presentation, submitted by Public Works

Item #24: ZAB Appeal: 2701 Shattuck Avenue, Use Permit #ZP2016-0244

- 136. Presentation, submitted by Planning
- 137. Cal Berkeley Democrats
- 138. Shirley Dean
- 139. Timothy Etter
- 140. Davina Srioudom
- 141. Varsha Sarveshar, on behalf of Associated Students of Cal
- 142. Meher Mann

Item #29: Referral: Measures to Address Traffic Enforcement and Bicycle Safety

- 143. Melanie Curry

Item #32: Bird Safe Berkeley Requirements

- 144. Kimberly Ryan

Miscellaneous Communications

Funding for Homeless Youth, Ages 16 to 25

- 145. Sally Hindman

**MINUTES
BERKELEY CITY COUNCIL
SPECIAL MEETING MINUTES**

TUESDAY, NOVEMBER 19, 2019

5:00 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: 5:03 p.m.

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

Absent: Kesarwani, Davila

Councilmember Davila present at 5:05 p.m.

Councilmember Kesarwani present at 5:07 p.m.

Public Comment - Limited to items on this agenda only – 2 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. *1444 Fifth Street LLC v. City of Berkeley*, Alameda County Superior Court Case No. 19032434

Action: No reportable action taken.

OPEN SESSION:

No reportable action taken.

Adjournment

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

Vote: All Ayes.

Adjourned at 6:31 p.m.

I hereby certify that the foregoing is a true and correct record of the City Council Closed Session meeting held on November 19, 2019.

Mark Numainville
City Clerk

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

- None

Supplemental Communications and Reports 3

Item #1: Conference With Legal Counsel – Pending Litigation Pursuant To Government Code Secitons 54956.9(a) and 54956.9(d)(1)

1. Greenfire Law, PC

MINUTES
BERKELEY CITY COUNCIL MEETING
Tuesday, November 19, 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: 6:40 p.m.

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

Absent: Bartlett

Councilmember Bartlett present at 6:43 p.m.

Ceremonial Matters:

1. Recognition of Dru Howard, Berkeley Commissioner and Local Activist
2. Adjourned in Memory of Gene Bernardi, Local Activist
3. Adjourned in Memory of Barnard Tyson, Former Kaiser CEO
4. Adjourned in Memory of Carole Brill, Local Activist

City Manager Comments:

1. Update in Police Recruitment
2. PG&E announced no power shutoffs for Alameda County this week
3. Safe Passages Program for evacuations and emergency vehicle access has started

Public Comment on Non-Agenda Matters: 10 speakers.

Consent Calendar

Public Comment on Consent Calendar and Information Items Only: 2 speakers.

Consent Calendar

Action: M/S/C (Arreguin/Hahn) to accept an urgency item from Councilmember Harrison regarding the Trash Crisis in Berkeley and add it to the Action Calendar.

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

Action: M/S/Failed (Davila/Bartlett) to accept an urgency item from Councilmember Davila regarding a budget allocation for Youth Spirit Artworks and add it to the Consent Calendar.

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

Action: M/S/C (Arreguin/Davila) to accept an urgency item from Councilmember Davila regarding a budget allocation for Strawberry Creek Lodge, amended to be a budget referral and add it to the Consent Calendar.

Vote: All Ayes.

Action: M/S/C (Arreguin/Hahn) to reconsider the vote to accept an urgency item from Councilmember Harrison regarding the Trash Crisis in Berkeley and add it to the Action Calendar.

Vote: All Ayes.

Action: M/S/C (Arreguin/Hahn) to accept an urgency item from Councilmember Harrison regarding the Trash Crisis in Berkeley and add it to the Action Calendar.

Vote: Ayes – All Ayes.

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

Vote: All Ayes.

Urgency Item: Budget Referral: Funding for Strawberry Creek Lodge Food Program for Fiscal Year 2020

From: Councilmember Davila

Recommendation: Adopt a resolution amending the Fiscal Year 2020 budget to include at least \$100,000 to fund the Strawberry Creek Lodge Food Program.

Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120

Action: Approved revised recommendation to refer the allocation to the budget process.

1. Minutes for Approval

From: City Manager

Recommendation: Approve the minutes for the Council meetings of October 15, 2019 (special closed and regular), October 21, 2019 (special), October 22, 2019 (special closed and special), and October 29, 2019 (special closed and regular).

Financial Implications: None

Contact: Mark Numainville, City Clerk, (510) 981-6900

Action: Approved minutes as submitted.

Consent Calendar

2. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on November 19, 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 - \$800,000

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

Action: Approved recommendation.

3. Revenue Grant Agreements: Funding Support from the State of California to Conduct the State Childhood Lead Poisoning Prevention Services

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager or her designee to submit a grant agreement to the State of California, to accept the grant, and execute any resultant revenue agreements and amendments to conduct public health promotion, protection, and prevention services for the Childhood Lead Poisoning Prevention Program (CLPPP) Agreement, which includes services to detect, manage and prevent childhood lead poisoning and promote healthy environments and behaviors in the projected amount of \$94,821 per fiscal year FY2021 through FY2023 for a total of \$284,463.

Financial Implications: See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

Action: Adopted Resolution No. 69,181–N.S.

4. Authorizing City Manager To Provide a 2.5 Hour Minimum Overtime Pay For Emergency Call Back Employees In The Information Technology Department

From: City Manager

Recommendation: Adopt a Resolution Authorizing Information Technology Employees with Service Employees International Union, Local 1021 Community Services And Part Time Recreation Leaders Association ("SEIU" or "SEIU Local 1021 CSU & PTRLA) to receive 2.5 hours of overtime compensation for emergency call back involving remote work. The City has already negotiated a 2.5 hour rate with SEIU Local 1021 CSU & PTRLA in a new MOU indicated as 13.5.1.

Financial Implications: See report

Contact: LaTanya Bellow, Human Resources, (510) 981-6800

Action: Adopted Resolution No. 69,182–N.S.

Consent Calendar

- 5. Donations from Friends of Berkeley Tuolumne Camp and Berkeley Echo Lake Camp Association for Echo Lake Camp Scholarships and Programs**
From: City Manager
Recommendation: Adopt a Resolution accepting a cash donation of \$7,050 from the Friends of Berkeley Tuolumne Camp (FOBTC), and a cash donation of \$4,725 from the Berkeley Echo Lake Camp Association (BELCA), for support of Echo Lake Camp scholarships and programs.
Financial Implications: Camp Fund Donation - \$11,775
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
Action: Adopted Resolution No. 69,183–N.S.
- 6. Priority Development Area Nomination – North Berkeley BART Station**
From: City Manager
Recommendation: Adopt a Resolution supporting the nominating of the North Berkeley BART station as a Priority Development Area.
Financial Implications: See report
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
Action: Adopted Resolution No. 69,184–N.S.
Vote: Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila.
- 7. Contract: Redgwick Construction Company for Ninth Street Bicycle Boulevard Pathway Extension Phase II**
From: City Manager
Recommendation: Adopt a Resolution: 1. Approving plans and specifications for the Ninth Street Bicycle Boulevard Pathway Extension Phase II, (“Ninth Street Pathway – Phase II”, or “Project”), Specification No. 19-11331-C; and 2. Rejecting the bid protest of Mark Lee and Yong Kay Inc., doing business as Bay Construction Company, the third-lowest bidder; and 3. Accepting the bid of J. A. Gonsalves & Son Construction, Inc., the second-lowest responsive and responsible bidder; and 4. Accepting the bid of Redgwick Construction Company, the lowest responsive and responsible bidder; and 5. Authorizing the City Manager to execute a contract with Redgwick Construction Company and any amendments, extensions, and/or change orders until completion of the Project in accordance with the approved plans and specifications, in an amount not to exceed \$1,481,417, which includes a contingency of ten percent.
Financial Implications: See report
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted Resolution No. 69,185–N.S.

Consent Calendar

8. Contract No. 10340 Amendment: HF&H Consultants, LLC for the Study of the City Providing Commercial Collection Services and Development and Update of Rate Model

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10340 with HF&H Consultants, LLC to increase the current contract by \$50,000 for a total not to exceed amount of \$200,000 and to extend the contract term to June 30, 2021 for the Study of the City Providing Commercial Collection Services and Development and Update of Rate Model.

Financial Implications: See report

Contact: Phillip Harrington, Public Works, (510) 981-6300

Action: Adopted Resolution No. 69,186–N.S.

9. Purchase Order: National Auto Fleet Group for Seven (7) 25 Cubic Yard Capacity Heavy Duty Rear Loading Collection Trucks

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, authorizing the City Manager to execute a purchase order for seven (7) 2019 Crane Carrier 25 Cubic Yard Capacity Heavy Duty Rear Loader Collection Trucks with National Auto Fleet Group in an amount not to exceed \$2,348,733, and authorizing the disposal of three (3) Autocar and four (4) Volvo collection trucks by public auction.

Financial Implications: See report

Contact: Phillip Harrington, Public Works, (510) 981-6300

Action: Adopted Resolution No. 69,187–N.S.

10. Purchase Order: Braun Northwest, Inc. for Five (5) 2020 North Star 155-1 Ambulances

From: City Manager

Recommendation: Adopt a Resolution satisfying requirements of City Charter Article XI Section 67.2 allowing the City to participate in HGACBuy contract bid procedures, and authorizing the City Manager to execute a purchase order for five (5) 2020 North Star 155-1, Type 1 Ambulances with Braun Northwest, Inc. in an amount not to exceed \$1,110,000, and authorizing the disposal of three (3) Freightliner and two (2) International ambulances by public auction.

Financial Implications: See report

Contact: Phillip Harrington, Public Works, (510) 981-6300

Action: Adopted Resolution No. 69,188–N.S.

Council Consent Items

- 11. Extension of Declaration of Homeless Shelter Crisis**
From: Mayor Arreguin and Councilmembers Davila, Robinson, and Harrison
Recommendation: Adopt a Resolution extending Resolution No. 68,206 – N.S., Declaring a Homeless Shelter Crisis until January 19, 2022.
Financial Implications: Staff time
Contact: Jesse Arreguin, Mayor, (510) 981-7100
Action: Adopted Resolution No. 69,189–N.S.
- 12. Letter to Richmond City Council, California Environmental Protection Agency (CalEPA), California Department of Toxics (DTSC) concerning recent action of cleaning up AstraZeneca Site near Berkeley**
From: Councilmembers Davila and Hahn
Recommendation: Send a Letter to the Richmond City Council, California Environmental Protection Agency (CalEPA) and the California Department of Toxics (DTSC), including California State Assemblymember Buffy Wicks and State Senator Nancy Skinner, concerning recent Council action of cleaning up the nearby AstraZeneca Site and reconsideration of such action.
Financial Implications: None
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
Action: No action taken.
Vote: Ayes – Davila, Hahn, Robinson; Noes – None; Abstain – Kesarwani, Bartlett, Harrison, Wengraf, Droste, Arreguin.
- 13. Budget Referral: BigBelly Trash Receptacles in Ohlone Park**
From: Councilmembers Harrison and Bartlett
Recommendation: Refer \$15,000 to the November 2019 Annual Appropriations Ordinance Budget Process to purchase two BigBelly trash receptacles for Ohlone Park.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
Action: Moved to Action Calendar. 0 speakers. M/S/C (Arreguin/Robinson) to approve the recommendation.
Vote: Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – None; Abstain – Davila; Absent – Droste.

Council Consent Items

- 14. Referral to City Manager to Return to Council with an Amnesty Program for Undocumented Secondary Units** *(Reviewed by the Land Use, Housing & Economic Development)*
From: Councilmembers Wengraf, Harrison, Hahn, and Mayor Arreguin
Recommendation: Referral to City Manager to Return to Council with an Amnesty Program for Undocumented Secondary Units using the guiding framework presented in the Background.
Financial Implications: See report
Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160
- Action:** M/S/C (Arreguin/Wengraf) to continue Items 14, A, 16, 17 to December 3, 2019 with direction that Item 14 be the first Action Item.
Vote: Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Droste.
- Action:** M/S/C (Arreguin/Hahn) to reconsider the vote to continue Items 14, A, 16, 17 to December 3, 2019 with direction that Item 14 be the first Action Item.
Vote: Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – Davila; Abstain – None; Absent – Droste.
- Action:** M/S/C (Arreguin/Wengraf) to continue Items A, 16, 17 to December 3, 2019.
Vote: Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Droste.
- Action:** Moved to Action Calendar. 1 speaker. M/S/C (Arreguin/Kesarwani) to approve the recommendation.
Vote: Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Davila, Droste.
- Councilmember Davila absent 10:53 p.m. – 10:55 p.m.

Action Calendar – Continued Business

- A. City Council Rules of Procedure and Order Revisions** *(Reviewed by the Agenda & Rules Committee. Continued from November 12, 2019. Item contains revised material.)*
From: City Manager
Recommendation: Adopt a Resolution revising the City Council Rules of Procedure and Order to integrate the previously adopted regulations for policy committees and make associated changes to other sections; update outdated references and practices; conform to the Open Government Ordinance; make other technical corrections; and rescinding any preceding amendatory resolutions.
Financial Implications: None
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Item A continued to December 3, 2019.

Action Calendar – New Business

Urgency Item: Addressing the Trash Crisis in Berkeley

From: Councilmember Harrison

Recommendation: Direct the City Manager to arrange regular weekly trash pickup near Caltrans property at University Avenue and Highway 80. Consider installing cameras to capture images of illegal dumping in the same area for the purpose of ticketing offenders.

Action: 1 speaker. M/S/C (Arreguin/Harrison) to approve the recommendation amended to include that the City Manager seek reimbursement from Caltrans.

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

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

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

Councilmember Wengraf absent 11:00 p.m. – 11:45 p.m.

Action Calendar – New Business

15. FY 2019 Year-End Results and FY 2020 First Quarter Budget Update

From: City Manager

Recommendation: Discuss and determine funding allocations for FY 2020 based on the FY 2019 General Fund Excess Equity and Excess Property Transfer Tax for the following: 1) the General Fund Reserves 2) the Mayor's June 25, 2019, Supplemental Budget Recommendations approved by the Council and 3) the Council's Budget Referrals approved during FY 2020 to be considered in November 2019.

Financial Implications: See report

Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000

Recess 9:07 p.m. – 9:27 p.m.

Action: 50 speakers. M/S/C (Arreguin/Kesarwani) to approve \$150,000 from excess property transfer tax revenues for Capoeira Arts in the form of a forgivable loan with the amendment to request that the organization provide financial documentation to the Office of Economic Development for review.

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

Councilmember Droste absent 9:54 p.m. – 11:45 p.m.

Action: M/S/C (Arreguin/Wengraf) to continue Item 15 to December 3, 2019.

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

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

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

16. Amendment: FY 2020 Annual Appropriations Ordinance

From: City Manager

Recommendation: Adopt first reading of an Ordinance amending the FY 2020 Annual Appropriations Ordinance No. 7,669–N.S. for fiscal year 2020 based upon recommended re-appropriation of committed FY 2019 funding and other adjustments authorized since July 1, 2019, in the amount of \$136,730,924 (gross) and \$130,267,144 (net).

Financial Implications: See report

Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000

Action: Item 16 continued to December 3, 2019.

Action Calendar – New Business

17. goBerkeley Residential Shared Parking Pilot Project Update

From: City Manager

Recommendation: Receive a presentation providing an update on the Residential Shared Parking Pilot project, and offer any comments to staff on the implementation of the project.

Financial Implications: None

Contact: Phillip Harrington, Public Works, (510) 981-6300

Action: Item 17 continued to December 3, 2019.

18a. Recommendations for Allocation of FY19/20 Measure P Funds

From: Homeless Services Panel of Experts

Recommendation: Approve recommendations for the allocation of FY19/20 General Funds at least commensurate with resources accrued to date from the passage of Measure P. Refer to the City Manager to produce data regarding the percentage of those transported with County Emergency Mental Health Transport who are homeless, and other sources that could be used to cover this cost.

Financial Implications: See report

Contact: Peter Radu, Commission Secretary, (510) 981-5400

Action Calendar – New Business

18b. Companion Report: Recommendations for Allocation of FY19/20 Measure P Funds

From: City Manager

Recommendation: The City Manager recommends that Council:

1. Approve the Homeless Services Panel of Experts' recommendation for the allocation of FY20 General Funds (Measure P) in the following investment areas: a. Immediate Street conditions & Hygiene; b. Flexible Housing Subsidies; and c. Infrastructure. For any allocation of "Flexible Housing Subsidies" to families, limit eligibility to those who are imminently at-risk of homelessness, and allow the City Manager to sole-source contracts for the implementation of these subsidies.
2. Refer discussion of the recommendations pertaining to the following areas to the Council Budget & Finance Policy Committee: a. Permanent Housing, b. Shelter & Temporary Accommodations, and c. Supportive Services. The City Manager recommends that the Policy Committee consider the following pertaining to these funding areas: - Allow the "permanent subsidies" allocation to fund tenancy sustaining services, and dedicate 10% of total funding to homeless families. - Allow the "Shelter and temporary accommodations" allocation to fund the creation of new programs (including for new RV parking programs) or maintenance of existing shelter programs funded by HEAP, when that funding is exhausted. - Authorize the City Manager to award any funding for shelter expansion and tenancy sustaining services to agencies that have already responded to the FY20-23 Community Agency Request for Proposals (RFP). - Authorize the City Manager to release one or more RFPs for an RV parking program that would require a non-profit operator and for any supportive services including street medicine, substance abuse treatment or mental health outreach.

Financial Implications: See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

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

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

Action: 17 speakers. M/S/C (Arreguin/Davila) to continue Item 18a and 18b to December 3, 2019.

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

Information Reports

19. City Council Short Term Referral Process – Monthly Update

From: City Manager

Contact: Mark Numainville, City Clerk, (510) 981-6900

Action: Received and filed.

Information Reports

20. **goBerkeley Program Update – Fall 2019**
From: City Manager
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Received and filed.
21. **Short Term Rental Revenue Allocations for Civic Arts and the Affordable Housing Trust Fund**
From: Civic Arts Commission
Contact: Jennifer Lovvorn, Commission Secretary, (510) 981-7530
Action: Received and filed.
22. **Alignment of Processes with Modernized Contract Registration Workflow**
From: Auditor
Contact: Jenny Wong, Auditor, (510) 981-6750
Action: Received and filed.

Public Comment – Items Not Listed on the Agenda - 0 speakers.

Adjournment

Adjourned at 11:45 p.m.

I hereby certify that the forgoing is a true and correct record of the regular meeting of November 19, 2019 as approved by the Berkeley City Council.

Mark Numainville, City Clerk

Communications

Telegraph Avenue Restrooms

1. Brittany Cliffe
2. Hyungil Shim
3. Maya Rankupalli

Money for Streets

4. Barbara Gilbert

Electric Bikes in the Hills and the Bike Plan

5. Tom Lent

Ordinance Prohibiting Gas in New Construction

6. Mary Oram

Helping the Homeless

7. Avram Gur Arye

8. Connie Tyler

9. Sheila Jordan

10. Linda Franklin

11. Nicky Gonzalez Yuen

Opportunity Zones

12. Margy Wilkinson

Proposed Retail (Chain Stores) Regulations

13. Councilmember Hahn

Construction at 1499 University

14. Jesse Goldberg

15. Timothy Burroughs, on behalf of the Planning Department

5G and Cell Towers

16. Phoebe Anne Sorgen (2)

17. Stephanie Thomas

18. Vivian Warkentin

2650 Telegraph and ZAB

19. Cecile Leneman (2)

20. Ashley James (3)

Memorial for Herbert “Brad” Cleaveland

21. Miriam Berg

PRC Charter

22. Merle Lustig

23. Christina Crowley

YSA – Tiny House Project

24. Tom Luce

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25. Eric Friedman

Criminal Records Information on Rental Application Forms

26. Merle Lustig

27. Ash Lynnette

Supplemental Communications and Reports 1

Item #6: Priority Development Area Nomination – North Berkeley BART Station

28. Walter Wood

Item #12: Letter to Richmond City Council, California Environmental Protection Agency (CalEPA), California Department of Toxics (DTSC) concerning recent action of cleaning up AstraZeneca Site near Berkeley

29. Laura Mangels

Item #14: Referral to City Manager to Return to Council with an Amnesty Program for Undocumented Secondary Units

30. Marian Wolfe

31. Nancy Schimmel

Item #15: FY2019 Year-End Results and FY2020 First Quarter Budget Update

32. Rahel Smith

33. Ben Burch

34. Joanna Foley

35. Erica Etelson

36. Evan Ettinghoff

37. Seth Bain

38. Timur Khan

39. Megan Moran

40. Andrew Guenthner

41. Sally Hindman

42. Raymond Picket

43. Alex Au

44. Didi Miller

45. Susan Quinlan

Item #18a: Companion Report: Recommendations for Allocation of FY19/20 Measure P Funds

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

Supplemental Communications and Reports 2

Item #A: City Council Rules of Procedure and Order Revisions

47. Supplemental material, submitted by Councilmember Hahn

Item #15: FY2019 Year-End Results and FY2020 First Quarter Budget Update

48. James Brennerman

49. Robert Kane

50. Mary Hill

51. Godhears7

52. Laura Stupin

53. Barbara Daniell

54. Jane Eisenstark

Supplemental Communications and Reports 3

Urgency Item: Addressing the Trash Crisis in Berkeley

55. Urgent agenda material, submitted by Councilmember Harrison and Mayor Arreguin

Urgency Item: Funding for Strawberry Creek Lodge Food Program of Fiscal Year 2020

56. Urgent agenda material, submitted by Councilmember Davila

Item #15: FY2019 Year-End Results and FY2020 First Quarter Budget Update

57. Cat Zavis

58. Lydia Henry

59. Lynn Sullivan

60. Tom Luce

61. Marge Turngren

62. Tom McAninley

63. Roberta Shaw

64. Darin Lounds

Item #18b: Recommendations for Allocation of FY19/20 Measure P Funds

65. Sheila Jordan

66. Carol Denney

67. Krista Lucchesi

68. Friends of Adeline