



Office of the City Manager

CONSENT CALENDAR  
December 10, 2024

To: Honorable Mayor and Members of the City Council  
From: Paul Buddenhagen, City Manager  
Submitted by: Mark Numainville, City Clerk  
Subject: Confirming the Results of the November 5, 2024, General Municipal Election

RECOMMENDATION

1. Adopt a Resolution:
  - a) Confirming the results of the November 5, 2024, General Municipal Election; and
  - b) Declaring the passage of Measure W – Real Property Transfer Tax Amendments, Measure X – Library Relief Act of 2024, Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments , Measure Z – Sugar Sweetened Beverage Tax Amendments, Measure AA – Article XIII B GANN Appropriations Limit Authority, Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention Measure DD – Prohibition on Concentrated Animal Feeding Operations, Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths.
  - c) Declaring the failure of Measure CC – Establish Direct Rental Payments and Amendments to the Rent Stabilization Ordinance, Measure EE – Ordinance Creating a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks and Pedestrian Paths, Measure GG – Ordinance to Adopt a Special Tax on Natural Gas Consumption in Buildings 15,000 Sq. Ft. or Larger, Measure HH – Ordinance Requiring the Adoption of Minimum Indoor Air Quality Standards in City-Owned and City-Leased Buildings.
2. Adopt seven Ordinances amending the Berkeley Municipal Code to incorporate the passage of Measure W – Real Property Transfer Tax Amendments, Measure X – Library Relief Act of 2024, Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments, Measure Z – Sugar Sweetened Beverage Tax Amendments, Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention, Measure DD – Prohibition on Concentrated Animal Feeding Operations, Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths.
3. Adopt a Resolution codifying the text of Measure AA – Article XIII B GANN Appropriations Limit Authority.

### FISCAL IMPACTS OF RECOMMENDATION

None to confirm election results.

### CURRENT SITUATION AND ITS EFFECTS

The Alameda County Registrar of Voters has submitted to the City Clerk the official Statement of Votes cast for the City of Berkeley General Municipal Election held on November 5, 2024, and the City Clerk has prepared the attached Certification of Election Results.

The attached Resolution confirms the results of the November 5, 2024 Election and declares candidates elected to offices of Mayor, City Council Districts 2, 3, 5, and 6, Rent Stabilization Board Commissioner, and School Board Director, as well as the passage and/or defeat of city ballot measures.

For the certified results, the precinct count for Mayor shows a different number of votes for the candidates than the RCV report shows. This is due to an “advanced vote” that is tabulated when the RCV algorithm is used. An example of an advanced vote scenario would be if a voter left their first-choice column blank, but then voted for a candidate in the second choice column. When the Registrar of Voters runs the RCV algorithm, the vote in the second-choice column is “advanced” to the first-choice column. This is how the system has worked since its inception in 2010 and is the proper outcome in these scenarios.

Voters approved Measures W, X, Y, Z, AA, BB, DD, and FF. Measure W will become effective on January 1, 2027. Measure X will become effective on July 1, 2025. Measure Y will become effective July 1, 2025. Measure Z is already authorized and has been reauthorized until repealed or modified by the voters of the City of Berkeley. Measures BB and DD will take effect on December 20, 2024 (10 days after vote is declared by legislative body). Measure FF will become effective on January 1, 2025. Measure AA will be effective immediately after the Council adopts the resolution confirming the results.

Measures CC, EE, GG, and HH did not achieve the required majority threshold needed for passage.

### BACKGROUND

The City conducted its General Municipal Election on November 5, 2024. In addition to candidates for local offices, twelve measures were placed on the ballot by the Council.

The City Charter and the Municipal Code require that to be elected to the office of Mayor and Councilmember, a candidate must receive a majority of votes for that office under the Ranked-Choice Voting method.

Members of the School Board and Rent Stabilization Board are elected by plurality vote.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are no identifiable environmental effects, climate impacts, or sustainability opportunities associated with the subject of this report.

CONTACT PERSON

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

Attachments:

1: Resolution

Exhibit A: City Clerk Certificate of Election (includes the Ranked Choice Voting Accumulated Results Chart for Mayor and the Registrar of Voters' Certificate of Election and Statement of Results with precinct-by-precinct results)

2: Ordinance – Measure W

3: Ordinance – Measure X

4: Ordinance – Measure Y

5: Ordinance – Measure Z

6: Resolution – Measure AA

7: Ordinance – Measure BB

8: Ordinance – Measure DD

9: Ordinance – Measure FF

## RESOLUTION NO. ##,###-N.S.

## CONFIRMING THE CANVASS OF RETURNS OF THE GENERAL MUNICIPAL ELECTION HELD NOVEMBER 5, 2024, AND DECLARING THE RESULTS

WHEREAS, a General Municipal Election consolidated with the Presidential General Election was held in the City of Berkeley on November 5, 2024; and

WHEREAS, the qualified electors cast ballots at said election for the following officials:

One seat for Mayor, Term ending November 30, 2028  
 One Councilmember seat, District 2, Term ending November 30, 2028  
 One Councilmember seat, District 3, Term ending November 30, 2028  
 One Councilmember seat, District 5, Term ending November 30, 2028  
 One Councilmember seat, District 6, Term ending November 30, 2028  
 Two School Board Director seats, terms ending November 30, 2028  
 Four Rent Stabilization Board Commissioner seats, terms ending November 30, 2028.

WHEREAS, at said election the qualified electors cast ballots upon the following proposed Measures:

**Measure W – Real Property Transfer Tax Amendments****Majority Vote Required**

Shall the measure effective January 1, 2027, setting the existing general tax on transfers of real property at 2.5% of a property's value for properties valued \$1.6M or higher, and increasing the rate from 2.5% to 3% for properties valued \$1.9M or higher and from 3% to 3.5% for properties valued \$3.0M or higher, adjusted annually for increases in value; removing January 1, 2029 expiration date; generating an estimated additional \$2M - \$4M annually, until repealed, be adopted?

**Measure X – Library Relief Act of 2024****Two-thirds Vote Required**

Shall the measure creating a special parcel tax to maintain Berkeley Public Library facilities and services, prioritizing neighborhood libraries, weekend and evening hours, diverse collections, and youth, educational and other programs, at \$0.06 per square foot of improvements for dwelling units, and \$0.09 per square foot for other properties, generating \$5,600,000 annually until repealed, in addition to the current library tax of \$0.28 per square foot for dwelling units and \$0.4233 for other properties, be adopted?

**Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments**

**Two-thirds Vote Required** Shall the measure increasing the rate of the City's special parcel tax for parks, trees and landscaping maintenance from \$0.221 to \$0.2652 per square foot of taxable improvements, adjusted annually for inflation, exempting very low-income property owners as defined by the City Council, estimated to generate an

additional approximately \$3.8 million annually for a total of approximately \$22 million annually, and effective until amended or repealed by voters, be adopted?

### **Measure Z – Sugar-Sweetened Beverage Tax Amendments**

#### **Majority Vote Required**

Shall the measure to remove the current January 1, 2027 expiration date and extend until ended by voters the general tax on the distribution of sugary drinks and sweeteners, paid by distributors at the rate of 1¢ per fluid ounce, previously approved by voters in 2014, with exceptions for small retailers, milk products, and baby formula, raising approximately \$1,150,000 per year for general government use, be adopted?

### **Measure AA – Article XIII B GANN Appropriations Limit Authority**

#### **Majority Vote Required**

Shall the City's appropriation limit under Article XIII B of the California Constitution be increased to allow expenditure of the proceeds of City taxes and income from the investment of those taxes for fiscal years 2025 through 2028?

#### Financial Implications:

This measure would not increase taxes or impose a new tax. It would authorize the City to continue to spend the proceeds of already- approved taxes for FY 2025 through 2028.

### **Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention**

#### **Majority Vote Required**

Shall the measure to use existing revenue to fund housing retention and homelessness prevention; modify certain grounds for eviction; remove rent control and registration exemptions for certain units; allow tenant associations and require owners to confer with them; limit the ways tenants can be charged for utilities; limit the maximum annual rent increase to 5%; eliminate suspension of rent controls during high vacancy; and require notice to new tenants of their rights, be adopted?

### **Measure CC – Establish Direct Rental Payments and Amendments to the Rent Stabilization Ordinance**

#### **Majority Vote Required**

Shall the measure to use existing revenue to create a fund for rent payments to property owners on certain tenants' behalf; to expand exemptions from rent control and registration for certain single-family homes and two-unit properties; to allow property owners and tenants to agree to rent increases in exchange for services or amenities; to modify certain grounds for eviction; to allow tenants' associations; and to remove certain powers from the Rent Board, be adopted?

### **Measure DD – Prohibition on Concentrated Animal Feeding Operations**

#### **Majority Vote Required**

Shall the measure prohibiting the establishment within the City of Berkeley of facilities where livestock are kept for 45 days or more in a 12-month period and which meet size and other regulatory thresholds established by the Environmental Protection Agency;

prohibiting the expansion of existing facilities; requiring existing facilities to cease operations within one year; establishing a penalty of \$10,000 per violation per day; and allowing enforcement by the City Council or by private lawsuit, be adopted?

**Measure EE – Ordinance Creating a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks and Pedestrian Paths**

**Majority Vote Required**

Shall the measure creating a special parcel tax for the purposes of street and sidewalk repair, repaving and reconstruction, pedestrian safety projects, traffic-calming measures on bicycle boulevards, and environmental infrastructure, at a rate of \$0.13 per square foot of improvements, which may be increased annually for inflation, generating approximately \$10.5 million annually for 12 years, provided the City continues to fund street maintenance and repair at levels established in 2022, be adopted?

**Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths**

**Majority Vote Required**

Shall the measure creating a special parcel tax for the purposes of street, sidewalk, and pedestrian path repair, repaving, and reconstruction, safety improvements, and environmental infrastructure, at a rate of \$0.17 per square foot of improvements to dwelling units and \$0.25 per square foot of improvements to other property, which may be increased annually for inflation; and generating approximately \$15 million annually for 14 years, provided other funding for street maintenance is maintained, be adopted?

**Measure GG – Ordinance to Adopt a Special Tax on Natural Gas Consumption in Buildings 15,000 Sq. Ft. or Larger**

**Majority Vote Required**

Shall the measure adopting a tax of \$2.9647/therm of natural gas consumed annually in buildings of 15,000 square feet or larger except government buildings, single-family residences, and residential buildings with at least 50% affordable units, adjusted annually for inflation plus 6%; allocating revenues to building decarbonization programs, and administration; and establishing an oversight committee, generating an estimated \$26.7 million the first year and more thereafter until its expiration in December 31, 2050, be adopted?

**Measure HH – Ordinance Requiring the Adoption of Minimum Indoor Air Quality Standards in City-Owned and City-Leased Buildings**

**Majority Vote Required**

Shall the measure setting new indoor air quality standards for City-owned and -leased buildings; prohibiting compliance with those standards through the use of air filtration or disinfection technologies emitting ozone, volatile organic compounds, oxidation byproducts, excessive sound, or ultraviolet light; requiring repair, closure, evacuation, and/or provision of alternative services to the public due to building closure when standards are not met; and creating a private right to sue over alleged violations, be adopted?

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the following named were candidates for Mayor for term ending November 30, 2028 and received the following first choice votes as set forth after their names, to wit:

**MAYOR**  
**(First Choice Votes)**

Adena Ishii	19,978
Sophie Hahn	19,633
Kate Harrison	11,853
Logan Bowie	528
Naomi D. Pete	501

BE IT FURTHER RESOLVED that the following candidate received a majority of votes in the ranked-choice voting system for the office for which they were a candidate and are hereby declared to be elected for the term ending November 30, 2028:

**MAYOR**  
Adena Ishii

BE IT FURTHER RESOLVED by the Council of the City of Berkeley that the following named were candidates for Councilmember for District 2, for the terms ending November 30, 2028, and received the votes as set forth after their names, to wit:

**CITY COUNCIL DISTRICT 2**  
**(First Choice Votes)**

Terry Taplin	4,787
Jenny Guarino	2,086

BE IT FURTHER RESOLVED by the Council of the City of Berkeley that the following named were candidates for Councilmember for District 3 for the terms ending November 30, 2028, and received the votes as set forth after their names, to wit:

**CITY COUNCIL DISTRICT 3**  
**(First Choice Votes)**

Ben Bartlett	3,359
Deborah Matthews	1,526
John "Chip" Moore	1,459

BE IT FURTHER RESOLVED by the Council of the City of Berkeley that the following named were candidates for Councilmember for District 5 for the terms ending November 30, 2028, and received the votes as set forth after their names, to wit:

**CITY COUNCIL DISTRICT 5**  
**(First Choice Votes)**

Shoshana O’Keefe	5,801
Todd Andrew	1,721
Nilang Gor	1,063

BE IT FURTHER RESOLVED by the Council of the City of Berkeley that the following named were candidates for Councilmember for District 6 for the terms ending November 30, 2028, and received the votes as set forth after their names, to wit:

**CITY COUNCIL DISTRICT 6**  
**(First Choice Votes)**

Brent Blackaby	4,405
Andy Katz	2,927

BE IT FURTHER RESOLVED that the following named were candidates for Rent Stabilization Board Commissioner for four terms ending November 30, 2028, and received the votes, as set forth after their names, to wit:

**RENT STABILIZATION BOARD**  
**COMMISSIONER**  
**(Top Four Elected)**

Xavier Johnson	26,978
Dominique Walker	25,594
Andy Kelley	23,373
Alfred Twu	22,942
Avery Arbaugh	19,825
Carole Marasovic	19,557

BE IT FURTHER RESOLVED that the following named were candidates for School Director for the terms ending November 30, 2028, and received the votes, including youth vote by mail votes, as set forth after their names, to wit:

**SCHOOL DIRECTOR**  
**(Top Two Elected)**

Jen Corn	30,836
Ana Vasudeo	25,743
Laura Babitt	22,061
Norma J F Harrison	3,121
Abdur Sikder	3,043

BE IT FURTHER RESOLVED that the total number of votes cast on ballot measures was as follows:

<b>Measure W – Real Property Transfer Tax Amendments</b>	YES	31,461
<b>Majority Vote Required</b>	NO	20,169
<b>Measure X – Library Relief Act of 2024</b>	YES	41,819
<b>Two-thirds Vote Required</b>	NO	11,423
<b>Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments</b>	YES	39,508
<b>Two-thirds Vote Required</b>	NO	13,028
<b>Measure Z – Sugar-Sweetened Beverage Tax Amendments</b>	YES	42,280
<b>Majority Vote Required</b>	NO	10,649
<b>Measure AA – Article XIII B GANN Appropriations Limit Authority</b>	YES	46,394
<b>Majority Vote Required</b>	NO	5,888
<b>Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention</b>	YES	29,623
<b>Majority Vote Required</b>	NO	23,259
<b>Measure CC – Establish Direct Rental Payments and Amendments to the Rent Stabilization Ordinance</b>	NO	33,563
<b>Majority Vote Required</b>	YES	18,070

<b>Measure DD – Prohibition on Concentrated Animal Feeding Operations</b>	YES	30,761
<b>Majority Vote Required</b>	NO	18,939
<b>Measure EE – Ordinance Creating a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks and Pedestrian Paths</b>	NO	28,439
<b>Majority Vote Required</b>	YES	23,873
<b>Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths</b>	YES	31,942
<b>Majority Vote Required</b>	NO	20,547
<b>Measure GG – Ordinance to Adopt a Special Tax on Natural Gas Consumption in Buildings 15,000 Sq. Ft. or Larger</b>	NO	36,051
<b>Majority Vote Required</b>	YES	16,178
<b>Measure HH – Ordinance Requiring the Adoption of Minimum Indoor Air Quality Standards in City-Owned and City-Leased Buildings</b>	NO	28,903
<b>Majority Vote Required</b>	YES	22,205

BE IT FURTHER RESOLVED that the following candidate received a majority of votes for the office for which they were a candidate and are hereby declared to be elected for the term ending November 30, 2028:

**CITY MAYOR**

Adena Ishii

**CITY COUNCIL**

Councilmember District 2 Terry Taplin  
 Councilmember District 3 Ben Bartlett  
 Councilmember District 5 Shoshana O’Keefe  
 Councilmember District 6 Brent Blackaby

BE IT FURTHER RESOLVED that the following candidates received a plurality of the votes cast for the offices for which they were a candidate and are hereby declared to be elected for terms ending November 30, 2028:

**RENT STABILIZATION BOARD**  
**COMMISSIONER**

Xavier Johnson  
Dominique Walker  
Andy Kelley  
Alfred Twu

**SCHOOL BOARD**  
**DIRECTOR**

Jen Corn  
Ana Vasudeo

BE IT FURTHER RESOLVED that the following measures are declared to have passed or to have been defeated as shown below:

- a) Measure W received a majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- b) Measure X received a two-thirds majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- c) Measure Y received a two-thirds majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- d) Measure Z received a majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- e) Measure AA received a majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- f) Measure BB received a majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- g) Measure CC did not receive a majority of the votes cast at said election for the Measure, and is hereby declared to have failed.
- h) Measure DD received a majority of the votes cast at said election for said Measure, and is hereby declared to have passed.
- i) Measure EE did not receive a majority of the votes cast at said election for the Measure, and is hereby declared to have failed.
- j) Measure FF received a majority of the votes cast at said election for said Measure, and is hereby declared to have passed.

- k) Measure GG did not receive a majority of the votes cast at said election for the Measure, and is hereby declared to have failed.
- l) Measure HH did not receive a majority of the votes cast at said election for the Measure, and is hereby declared to have failed.

BE IT FURTHER RESOLVED that attached hereto is the Certification of the City Clerk (Exhibit A) including the Ranked-Choice Voting Accumulated Results Chart and the Certificate of the Election by the Registrar of Voters and a complete Statement of the Results showing the number of votes cast at each precinct for each candidate and for and against each measure.

Exhibit A: City Clerk Certification of the Election



I further certify the following to be a true and correct statement of the results of all votes cast for Rent Stabilization Board Commissioner and School Board Director in the City of Berkeley at said election:

**RENT STABILIZATION BOARD**  
**COMMISSIONER**  
**(Top Four Elected)**

Xavier Johnson	26,978
Dominique Walker	25,594
Andy Kelley	23,373
Alfred Twu	22,942
Carole Marasovic	19,825
Avery Arbaugh	19,557

**SCHOOL BOARD DIRECTOR**  
**(Top Two Elected)**

Jen Corn	30,836
Ana Vasudeo	25,743
Laura Babitt	22,061
Norma J F Harrison	3,121
Abdur Sikder	3,043

I further certify the following to be a true and correct statement of the results of all votes cast on the following ballot measures voted upon in the City of Berkeley at said election:

**Measure W – Real Property Transfer Tax Amendments**  
**Majority Vote Required**

Shall the measure effective January 1, 2027, setting the existing general tax on transfers of real property at 2.5% of a property's value for properties valued \$1.6M or higher, and increasing the rate from 2.5% to 3% for properties valued \$1.9M or higher and from 3% to 3.5% for properties valued \$3.0M or higher, adjusted annually for increases in value; removing January 1, 2029 expiration date; generating an estimated additional \$2M - \$4M annually, until repealed, be adopted?

YES - 31,461                      NO - 20,169

**Measure X – Library Relief Act of 2024**  
**Two-thirds Vote Required**

Shall the measure creating a special parcel tax to maintain Berkeley Public Library facilities and services, prioritizing neighborhood libraries, weekend and evening hours, diverse collections, and youth, educational and other programs, at \$0.06 per square foot of improvements for dwelling units, and \$0.09 per square foot for other properties, generating \$5,600,000 annually until repealed, in addition to the current library tax of \$0.28 per square foot for dwelling units and \$0.4233 for other properties, be adopted?

YES - 41,819                      NO - 11,423

**Measure Y – Parks, Trees, and Landscaping Maintenance Tax Amendments  
Two-thirds Vote Required**

Shall the measure increasing the rate of the City's special parcel tax for parks, trees and landscaping maintenance from \$0.221 to \$0.2652 per square foot of taxable improvements, adjusted annually for inflation, exempting very low-income property owners as defined by the City Council, estimated to generate an additional approximately \$3.8 million annually for a total of approximately \$22 million annually, and effective until amended or repealed by voters, be adopted?

YES - 39,508

NO - 13,028

**Measure Z – Sugar-Sweetened Beverage Tax Amendments  
Majority Vote Required**

Shall the measure to remove the current January 1, 2027 expiration date and extend until ended by voters the general tax on the distribution of sugary drinks and sweeteners, paid by distributors at the rate of 1¢ per fluid ounce, previously approved by voters in 2014, with exceptions for small retailers, milk products, and baby formula, raising approximately \$1,150,000 per year for general government use, be adopted?

YES - 42,280

NO - 10,649

**Measure AA – Article XIII B GANN Appropriations Limit Authority  
Majority Vote Required**

Shall the City's appropriation limit under Article XIII B of the California Constitution be increased to allow expenditure of the proceeds of City taxes and income from the investment of those taxes for fiscal years 2025 through 2028?

Financial Implications:

This measure would not increase taxes or impose a new tax. It would authorize the City to continue to spend the proceeds of already- approved taxes for FY 2025 through 2028.

YES - 46,394

NO - 5,888

**Measure BB – Rent Stabilization Ordinance Amendments and Housing Retention  
Majority Vote Required**

Shall the measure to use existing revenue to fund housing retention and homelessness prevention; modify certain grounds for eviction; remove rent control and registration exemptions for certain units; allow tenant associations and require owners to confer with them; limit the ways tenants can be charged for utilities; limit the maximum annual rent increase to 5%; eliminate suspension of rent controls during high vacancy; and require notice to new tenants of their rights, be adopted?

YES - 29,623

NO - 23,259

**Measure CC – Establish Direct Rental Payments and Amendments to the Rent  
Stabilization Ordinance  
Majority Vote Required**

Shall the measure to use existing revenue to create a fund for rent payments to property owners on certain tenants' behalf; to expand exemptions from rent control and registration for certain single-family homes and two-unit properties; to allow property owners and tenants to agree to rent increases in exchange for services or amenities; to modify certain grounds for eviction; to allow tenants' associations; and to remove certain powers from the Rent Board, be adopted?

NO - 33,563

YES - 18,070

**Measure DD – Prohibition on Concentrated Animal Feeding Operations  
Majority Vote Required**

Shall the measure prohibiting the establishment within the City of Berkeley of facilities where livestock are kept for 45 days or more in a 12-month period and which meet size and other regulatory thresholds established by the Environmental Protection Agency; prohibiting the expansion of existing facilities; requiring existing facilities to cease operations within one year; establishing a penalty of \$10,000 per violation per day; and allowing enforcement by the City Council or by private lawsuit, be adopted?

YES - 30,761

NO - 18,939

**Measure EE – Ordinance Creating a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks and Pedestrian Paths**  
**Majority Vote Required**

Shall the measure creating a special parcel tax for the purposes of street and sidewalk repair, repaving and reconstruction, pedestrian safety projects, traffic-calming measures on bicycle boulevards, and environmental infrastructure, at a rate of \$0.13 per square foot of improvements, which may be increased annually for inflation, generating approximately \$10.5 million annually for 12 years, provided the City continues to fund street maintenance and repair at levels established in 2022, be adopted?

NO - 28,439

YES - 23,873

**Measure FF – Ordinance to Establish a Parcel Tax for the Purpose of Funding Repairs and Improvements to Streets, Sidewalks, and Pedestrian Paths**  
**Majority Vote Required**

Shall the measure creating a special parcel tax for the purposes of street, sidewalk, and pedestrian path repair, repaving, and reconstruction, safety improvements, and environmental infrastructure, at a rate of \$0.17 per square foot of improvements to dwelling units and \$0.25 per square foot of improvements to other property, which may be increased annually for inflation; and generating approximately \$15 million annually for 14 years, provided other funding for street maintenance is maintained, be adopted?

YES - 31,942

NO - 20,547

**Measure GG – Ordinance to Adopt a Special Tax on Natural Gas Consumption in Buildings 15,000 Sq. Ft. or Larger**  
**Majority Vote Required**

Shall the measure adopting a tax of \$2.9647/therm of natural gas consumed annually in buildings of 15,000 square feet or larger except government buildings, single-family residences, and residential buildings with at least 50% affordable units, adjusted annually for inflation plus 6%; allocating revenues to building decarbonization programs, and administration; and establishing an oversight committee, generating an estimated \$26.7 million the first year and more thereafter until its expiration in December 31, 2050, be adopted?

NO - 36,051

YES - 16,178

**Measure HH – Ordinance Requiring the Adoption of Minimum Indoor Air Quality Standards in City-Owned and City-Leased Buildings**  
**Majority Vote Required**

Shall the measure setting new indoor air quality standards for City-owned and -leased buildings; prohibiting compliance with those standards through the use of air filtration or disinfection technologies emitting ozone, volatile organic compounds, oxidation byproducts, excessive sound, or ultraviolet light; requiring repair, closure, evacuation, and/or provision of alternative services to the public due to building closure when standards are not met; and creating a private right to sue over alleged violations, be adopted?

NO - 28,903

YES - 22,205

I further certify that attached hereto is the statement of results showing the number of votes cast at each precinct for each candidate, and for and against each measure.



Dated: December 5, 2024

Mark Numainville, City Clerk  
City of Berkeley

County of Alameda, State of California

# RCV Detailed Report

## General Election

### Alameda County

#### November 05, 2024

#### CERTIFIED FINAL RESULTS

### Mayor - Berkeley (RCV)

#### Official results

Number of positions to elect is 1.

Tabulation status: All Positions Filled  
Tabulation time: 12/3/2024 6:31:44 PM

Tabulation Options	
RCV method	IRV
Previous rounds evaluation method	None
Elimination type	Single
Votes to include in threshold calculation	Continuing ballots per round
Fixed precision decimals	0
Use previous tie break decision	False
Exclude unresolved write-ins	True
Declare winners by threshold	False
Uses precincts	True
Pause after round	False
Perform elimination transfer in last round	True
Skip overvoted rankings	False
Assign skipped rankings to the set of exhausted ballots	False
Use first round suspension	False
Include disabled candidate rankings in overvote	False

Ties are resolved in accordance with election law.

The Ranked-Choice Voting Report for Round 1 combines the accumulated totals of first-choice rankings as well as the second- or third-choice selections transferred to the first-choice ranking selections when the first-choice ranking was skipped by the voter.

Due to the transfer of these second- or third-choice selections in the RCV Report, the totals in the RCV Report may not match the totals in the Statement of Votes Cast.

# Alameda County

## Round 1

Candidate	Votes	Percentage
ADENA ISHII	20,034	38.02%
SOPHIE HAHN	19,695	37.38%
KATE HARRISON	11,893	22.57%
NAOMI D. PETE	514	0.98%
LOGAN BOWIE	555	1.05%
<b>Continuing Ballots Total</b>	<b>52,691</b>	
Blanks	6,287	
Exhausted	0	
Overvotes	290	
Remainder Points	0	
<b>Non Transferable Total</b>	<b>6,577</b>	

**NAOMI D. PETE is eliminated because the candidate had the least amount of votes.**

Elimination transfer for candidate NAOMI D. PETE.

514 ballots have been transferred in the following manner:

Transferred from	Transferred to	Ballots	Fraction	Votes
NAOMI D. PETE	ADENA ISHII	113	1	113
NAOMI D. PETE	SOPHIE HAHN	99	1	99
NAOMI D. PETE	KATE HARRISON	73	1	73
NAOMI D. PETE	LOGAN BOWIE	88	1	88
NAOMI D. PETE	Exhausted	131	1	131
NAOMI D. PETE	Overvotes	10	1	10

## Round 2

Candidate	Votes	Percentage
ADENA ISHII	20,147	38.34%
SOPHIE HAHN	19,794	37.67%
KATE HARRISON	11,966	22.77%
NAOMI D. PETE	0	0.00%
LOGAN BOWIE	643	1.22%
<b>Continuing Ballots Total</b>	<b>52,550</b>	
Blanks	6,287	
Exhausted	131	
Overvotes	300	
Remainder Points	0	
<b>Non Transferable Total</b>	<b>6,718</b>	

**LOGAN BOWIE is eliminated because the candidate had the least amount of votes.**

Elimination transfer for candidate LOGAN BOWIE.

643 ballots have been transferred in the following manner:

Transferred from	Transferred to	Ballots	Fraction	Votes
LOGAN BOWIE	ADENA ISHII	163	1	163
LOGAN BOWIE	SOPHIE HAHN	136	1	136
LOGAN BOWIE	KATE HARRISON	189	1	189
LOGAN BOWIE	Exhausted	146	1	146
LOGAN BOWIE	Overvotes	9	1	9

**Round 3**

Candidate	Votes	Percentage
ADENA ISHII	20,310	38.76%
SOPHIE HAHN	19,930	38.04%
KATE HARRISON	12,155	23.20%
NAOMI D. PETE	0	0.00%
LOGAN BOWIE	0	0.00%
<b>Continuing Ballots Total</b>	<b>52,395</b>	
Blanks	6,287	
Exhausted	277	
Overvotes	309	
Remainder Points	0	
<b>Non Transferable Total</b>	<b>6,873</b>	

**KATE HARRISON is eliminated because the candidate had the least amount of votes.**

Elimination transfer for candidate KATE HARRISON.

12155 ballots have been transferred in the following manner:

Transferred from	Transferred to	Ballots	Fraction	Votes
KATE HARRISON	ADENA ISHII	4846	1	4,846
KATE HARRISON	SOPHIE HAHN	4179	1	4,179
KATE HARRISON	Exhausted	3088	1	3,088
KATE HARRISON	Overvotes	42	1	42

**Round 4**

Candidate	Votes	Percentage
ADENA ISHII	25,156	51.06%
SOPHIE HAHN	24,109	48.94%
KATE HARRISON	0	0.00%
NAOMI D. PETE	0	0.00%
LOGAN BOWIE	0	0.00%
<b>Continuing Ballots Total</b>	<b>49,265</b>	
Blanks	6,287	
Exhausted	3,365	
Overvotes	351	
Remainder Points	0	
<b>Non Transferable Total</b>	<b>10,003</b>	

**ADENA ISHII is elected because all other candidates have been eliminated.**

**SOPHIE HAHN is eliminated because the candidate was not elected in the last round.**

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley** for the office of **Rent Stabilization Board Commissioner**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Corry*  
**TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

**1 Rent Stabilization Board Commissioners - Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	ALFRED TWIU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBAUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
200100	Election Day	3535	255	7.21 %	72	79	71	61	88	83		566
200100	Vote by Mail	3535	2782	78.70 %	797	1171	869	581	1363	808	16	5523
200100	Youth Voting Election Day	3535	0	0.00 %								
200100	Youth Voting Vote by Mail	3535	0	0.00 %								
200100	Total	3535	3037	85.91 %	869	1250	940	642	1451	891	16	6089
200200	Election Day	2442	261	10.69 %	85	75	110	107	82	124	4	457
200200	Vote by Mail	2442	1796	73.55 %	544	761	581	363	869	553	12	3501
200200	Youth Voting Election Day	2442	0	0.00 %								
200200	Youth Voting Vote by Mail	2442	0	0.00 %								
200200	Total	2442	2057	84.23 %	629	836	691	470	951	677	16	3958
201400	Election Day	3773	283	7.50 %	102	89	120	94	94	102		531
201400	Vote by Mail	3773	2753	72.97 %	951	1097	1096	762	1281	980	16	4829
201400	Youth Voting Election Day	3773	0	0.00 %								
201400	Youth Voting Vote by Mail	3773	0	0.00 %								
201400	Total	3773	3036	80.47 %	1053	1186	1216	856	1375	1082	16	5360
202200	Election Day	541	89	16.45 %	32	32	45	33	40	45		129
202200	Vote by Mail	541	337	62.29 %	139	93	183	133	122	164	4	510
202200	Youth Voting Election Day	541	0	0.00 %								
202200	Youth Voting Vote by Mail	541	0	0.00 %								
202200	Total	541	426	78.74 %	171	125	228	166	162	209	4	639
202500	Election Day	1105	394	35.66 %	109	83	159	151	116	158		800
202500	Vote by Mail	1105	291	26.33 %	98	73	139	112	91	134		517
202500	Youth Voting Election Day	1105	0	0.00 %								
202500	Youth Voting Vote by Mail	1105	0	0.00 %								
202500	Total	1105	685	61.99 %	207	156	298	263	207	292		1317
202620	Election Day	948	836	88.19 %	256	230	373	360	268	373		1484
202620	Vote by Mail	948	283	29.85 %	93	75	147	122	83	141		471
202620	Youth Voting Election Day	948	0	0.00 %								
202620	Youth Voting Vote by Mail	948	0	0.00 %								
202620	Total	948	1119	118.04 %	349	305	520	482	351	514		1955
203100	Election Day	2721	140	5.15 %	39	50	46	33	61	46		285
203100	Vote by Mail	2721	2148	78.94 %	651	966	762	444	1122	725	8	3914
203100	Youth Voting Election Day	2721	0	0.00 %								
203100	Youth Voting Vote by Mail	2721	0	0.00 %								
203100	Total	2721	2288	84.09 %	690	1016	808	477	1183	771	8	4199
203500	Election Day	2067	281	13.59 %	89	66	122	111	96	122		518
203500	Vote by Mail	2067	1394	67.44 %	520	524	551	384	590	521	12	2474
203500	Youth Voting Election Day	2067	0	0.00 %								
203500	Youth Voting Vote by Mail	2067	0	0.00 %								
203500	Total	2067	1675	81.04 %	609	590	673	495	686	643	12	2992

**1 Rent Stabilization Board Commissioners - Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	ALFRED TWU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBAUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
203800	Election Day	2329	195	8.37 %	60	54	91	64	73	84		354
203800	Vote by Mail	2329	1724	74.02 %	765	604	853	599	689	805	16	2565
203800	Youth Voting Election Day	2329	0	0.00 %								
203800	Youth Voting Vote by Mail	2329	0	0.00 %								
203800	Total	2329	1919	82.40 %	825	658	944	663	762	889	16	2919
203880	Election Day	37	3	8.11 %	***	***	***	***	***	***	***	***
203880	Vote by Mail	37	25	67.57 %	12	9	11	6	13	13		36
203880	Youth Voting Election Day	37	0	0.00 %								
203880	Youth Voting Vote by Mail	37	0	0.00 %								
203880	Total	37	28	75.68 %	13	10	12	8	13	14		42
203890	Election Day	35	0	0.00 %								
203890	Vote by Mail	35	32	91.43 %	16	8	16	13	12	16		47
203890	Youth Voting Election Day	35	0	0.00 %								
203890	Youth Voting Vote by Mail	35	0	0.00 %								
203890	Total	35	32	91.43 %	16	8	16	13	12	16		47
204210	Election Day	2153	542	25.17 %	168	117	228	225	171	218	4	1037
204210	Vote by Mail	2153	1170	54.34 %	478	390	562	434	447	522	4	1843
204210	Youth Voting Election Day	2153	0	0.00 %								
204210	Youth Voting Vote by Mail	2153	0	0.00 %								
204210	Total	2153	1712	79.52 %	646	507	790	659	618	740	8	2880
204300	Election Day	2625	336	12.80 %	124	84	134	120	94	142		646
204300	Vote by Mail	2625	1726	65.75 %	836	467	892	724	588	869	4	2524
204300	Youth Voting Election Day	2625	0	0.00 %								
204300	Youth Voting Vote by Mail	2625	0	0.00 %								
204300	Total	2625	2062	78.55 %	960	551	1026	844	682	1011	4	3170
204900	Election Day	1074	461	42.92 %	136	103	213	190	155	217	4	826
204900	Vote by Mail	1074	377	35.10 %	153	90	197	154	113	189		612
204900	Youth Voting Election Day	1074	0	0.00 %								
204900	Youth Voting Vote by Mail	1074	0	0.00 %								
204900	Total	1074	838	78.03 %	289	193	410	344	268	406	4	1438
205200	Election Day	4322	181	4.19 %	63	64	74	46	72	70	4	331
205200	Vote by Mail	4322	3484	80.61 %	1192	1257	1289	864	1550	1199	56	6529
205200	Youth Voting Election Day	4322	0	0.00 %								
205200	Youth Voting Vote by Mail	4322	0	0.00 %								
205200	Total	4322	3665	84.80 %	1255	1321	1363	910	1622	1269	60	6860
205700	Election Day	3683	225	6.11 %	66	77	73	56	90	74		464
205700	Vote by Mail	3683	2941	79.85 %	967	1120	1067	687	1324	940	28	5631
205700	Youth Voting Election Day	3683	0	0.00 %								
205700	Youth Voting Vote by Mail	3683	0	0.00 %								
205700	Total	3683	3166	85.96 %	1033	1197	1140	743	1414	1014	28	6095

**1 Rent Stabilization Board Commissioners - Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	ALFRED TWU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBAUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	67	46	83	70	61	76		385
206200	Vote by Mail	2148	1571	73.14 %	608	514	698	542	641	668	20	2593
206200	Youth Voting Election Day	2148	0	0.00 %								
206200	Youth Voting Vote by Mail	2148	0	0.00 %								
206200	Total	2148	1768	82.31 %	675	560	781	612	702	744	20	2978
206900	Election Day	1448	184	12.71 %	69	55	87	76	53	86		310
206900	Vote by Mail	1448	922	63.67 %	422	279	506	372	367	450		1292
206900	Youth Voting Election Day	1448	0	0.00 %								
206900	Youth Voting Vote by Mail	1448	0	0.00 %								
206900	Total	1448	1106	76.38 %	491	334	593	448	420	536		1602
207000	Election Day	1983	135	6.81 %	47	30	42	32	47	52		290
207000	Vote by Mail	1983	1541	77.71 %	633	532	676	490	634	643	12	2544
207000	Youth Voting Election Day	1983	0	0.00 %								
207000	Youth Voting Vote by Mail	1983	0	0.00 %								
207000	Total	1983	1676	84.52 %	680	562	718	522	681	695	12	2834
207200	Election Day	2522	207	8.21 %	90	44	90	81	58	92		373
207200	Vote by Mail	2522	1833	72.68 %	754	614	892	678	733	831	12	2818
207200	Youth Voting Election Day	2522	0	0.00 %								
207200	Youth Voting Vote by Mail	2522	0	0.00 %								
207200	Total	2522	2040	80.89 %	844	658	982	759	791	923	12	3191
207700	Election Day	2802	801	28.59 %	258	182	344	324	214	344		1538
207700	Vote by Mail	2802	1338	47.75 %	561	315	714	572	423	661	12	2094
207700	Youth Voting Election Day	2802	0	0.00 %								
207700	Youth Voting Vote by Mail	2802	0	0.00 %								
207700	Total	2802	2139	76.34 %	819	497	1058	896	637	1005	12	3632
208010	Election Day	3594	275	7.65 %	112	73	135	110	91	138	4	437
208010	Vote by Mail	3594	2587	71.98 %	1181	780	1310	992	928	1247	24	3886
208010	Youth Voting Election Day	3594	0	0.00 %								
208010	Youth Voting Vote by Mail	3594	0	0.00 %								
208010	Total	3594	2862	79.63 %	1293	853	1445	1102	1019	1385	28	4323
208300	Election Day	3642	345	9.47 %	122	100	160	116	99	152		631
208300	Vote by Mail	3642	2355	64.66 %	1092	687	1256	954	841	1213	24	3353
208300	Youth Voting Election Day	3642	0	0.00 %								
208300	Youth Voting Vote by Mail	3642	0	0.00 %								
208300	Total	3642	2700	74.14 %	1214	787	1416	1070	940	1365	24	3984
208510	Election Day	2566	331	12.90 %	135	84	182	144	108	175	4	492
208510	Vote by Mail	2566	1497	58.34 %	750	392	907	669	493	866	12	1899
208510	Youth Voting Election Day	2566	0	0.00 %								
208510	Youth Voting Vote by Mail	2566	0	0.00 %								
208510	Total	2566	1828	71.24 %	885	476	1089	813	601	1041	16	2391

**1 Rent Stabilization Board Commissioners - Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	ALFRED TWU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBAUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %								
208690	Vote by Mail	28	25	89.29 %	16	3	17	13	6	14		31
208690	Youth Voting Election Day	28	0	0.00 %								
208690	Youth Voting Vote by Mail	28	0	0.00 %								
208690	Total	28	25	89.29 %	16	3	17	13	6	14		31
208800	Election Day	1483	167	11.26 %	63	39	88	71	53	93		261
208800	Vote by Mail	1483	821	55.36 %	369	207	477	334	285	463		1149
208800	Youth Voting Election Day	1483	0	0.00 %								
208800	Youth Voting Vote by Mail	1483	0	0.00 %								
208800	Total	1483	988	66.62 %	432	246	565	405	338	556		1410
208820	Election Day	434	37	8.53 %	13	12	22	13	13	19		56
208820	Vote by Mail	434	268	61.75 %	120	85	145	86	93	144	4	395
208820	Youth Voting Election Day	434	0	0.00 %								
208820	Youth Voting Vote by Mail	434	0	0.00 %								
208820	Total	434	305	70.28 %	133	97	167	99	106	163	4	451
208900	Election Day	1414	116	8.20 %	33	36	45	28	36	53		233
208900	Vote by Mail	1414	898	63.51 %	395	282	502	356	307	488	8	1254
208900	Youth Voting Election Day	1414	0	0.00 %								
208900	Youth Voting Vote by Mail	1414	0	0.00 %								
208900	Total	1414	1014	71.71 %	428	318	547	384	343	541	8	1487
209010	Election Day	4160	290	6.97 %	103	91	142	102	103	146		473
209010	Vote by Mail	4160	2965	71.27 %	1226	958	1524	1045	1141	1466	36	4464
209010	Youth Voting Election Day	4160	0	0.00 %								
209010	Youth Voting Vote by Mail	4160	0	0.00 %								
209010	Total	4160	3255	78.25 %	1329	1049	1666	1147	1244	1612	36	4937
209310	Election Day	5541	362	6.53 %	157	101	175	130	121	156		608
209310	Vote by Mail	5541	4240	76.52 %	1788	1480	2031	1463	1712	1892	32	6562
209310	Youth Voting Election Day	5541	0	0.00 %								
209310	Youth Voting Vote by Mail	5541	0	0.00 %								
209310	Total	5541	4602	83.05 %	1945	1581	2206	1593	1833	2048	32	7170
209700	Election Day	2688	223	8.30 %	86	72	107	80	81	104		362
209700	Vote by Mail	2688	1778	66.15 %	708	523	865	604	670	803	12	2927
209700	Youth Voting Election Day	2688	0	0.00 %								
209700	Youth Voting Vote by Mail	2688	0	0.00 %								
209700	Total	2688	2001	74.44 %	794	595	972	684	751	907	12	3289
209900	Election Day	4450	535	12.02 %	199	153	243	188	186	242		929
209900	Vote by Mail	4450	2781	62.49 %	1151	879	1438	1055	1018	1379	24	4180
209900	Youth Voting Election Day	4450	0	0.00 %								
209900	Youth Voting Vote by Mail	4450	0	0.00 %								
209900	Total	4450	3316	74.52 %	1350	1032	1681	1243	1204	1621	24	5109

1 Rent Stabilization Board Commissioners - Berkeley											
	Registered Voters	Voters Cast	Turnout (%)	ALFRED TWU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBALUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
Total - Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
Total - Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
Total - Youth Voting Election Day	74293	0	0.00 %								
Total - Youth Voting Vote by Mail	74293	0	0.00 %								
Contest Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

**1 Rent Stabilization Board Commissioners - Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	ALFRED TWU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBAUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
California	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
California	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
California	Youth Voting Election Day	74293	0	0.00 %								
California	Youth Voting Vote by Mail	74293	0	0.00 %								
California	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
12th Congressional District	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
12th Congressional District	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %								
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %								
12th Congressional District	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
7th State Senatorial District	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
7th State Senatorial District	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %								
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %								
7th State Senatorial District	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
14th Assembly District	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
14th Assembly District	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %								
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %								
14th Assembly District	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
Board of Equalization, 2nd District	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
Board of Equalization, 2nd District	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %								
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %								
Board of Equalization, 2nd District	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
Alameda County	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
Alameda County	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
Alameda County	Youth Voting Election Day	74293	0	0.00 %								
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %								
Alameda County	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779

1 Rent Stabilization Board Commissioners - Berkeley												
		Registered Voters	Voters Cast	Turnout (%)	ALFRED TWU	CAROLE MARASOVIC	XAVIER JOHNSON	AVERY ARBAUGH	ANDY KELLEY	DOMINIQUE WALKER	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
5th Supervisorial District	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %								
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %								
5th Supervisorial District	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
City of Berkeley	Election Day	74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
City of Berkeley	Vote by Mail	74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %								
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %								
City of Berkeley	Total	74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779
Total - Election Day		74293	8687	11.69 %	2956	2322	3805	3218	2824	3787	24	15812
Total - Vote by Mail		74293	50683	68.22 %	19986	17235	23173	16607	20549	21807	408	82967
Total - Youth Voting Election Day		74293	0	0.00 %								
Total - Youth Voting Vote by Mail		74293	0	0.00 %								
Contest Total		74293	59370	79.91 %	22942	19557	26978	19825	23373	25594	432	98779

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley** for the office of **School Director**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Leptina Curji*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 School Directors - Berkeley											
		Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	VASUDEO ANA	ABDUR SIKDER	Over Votes	Under Votes
200100	Election Day	3565	255	7.15 %	31	92	76	75	33	2	201
200100	Vote by Mail	3565	2782	78.04 %	60	1348	1195	1132	154	4	1671
200100	Youth Voting Election Day	3565	1	0.03 %	***	***	***	***	***	***	***
200100	Youth Voting Vote by Mail	3565	24	0.67 %	2	20	11	10	2		3
200100	Total	3565	3062	85.89 %	93	1460	1283	1217	189	6	1876
200200	Election Day	2468	261	10.58 %	37	107	55	102	34		187
200200	Vote by Mail	2468	1796	72.77 %	52	838	815	661	92	2	1132
200200	Youth Voting Election Day	2468	1	0.04 %	***	***	***	***	***	***	***
200200	Youth Voting Vote by Mail	2468	11	0.45 %	1	8	4	6			3
200200	Total	2468	2069	83.83 %	90	954	874	770	126	2	1322
201400	Election Day	3805	283	7.44 %	24	112	94	88	25		223
201400	Vote by Mail	3805	2753	72.35 %	89	1329	1168	1086	142	4	1688
201400	Youth Voting Election Day	3805	0	0.00 %							
201400	Youth Voting Vote by Mail	3805	19	0.50 %	2	12	14	3	1		6
201400	Total	3805	3055	80.29 %	115	1453	1276	1177	168	4	1917
202200	Election Day	543	89	16.39 %	8	36	24	33	5		72
202200	Vote by Mail	543	337	62.06 %	22	158	118	136	20	2	218
202200	Youth Voting Election Day	543	0	0.00 %							
202200	Youth Voting Vote by Mail	543	1	0.18 %	***	***	***	***	***	***	***
202200	Total	543	427	78.64 %	30	195	142	170	25	2	290
202500	Election Day	1105	394	35.66 %	64	122	57	143	25		377
202500	Vote by Mail	1105	291	26.33 %	24	109	81	114	19		235
202500	Youth Voting Election Day	1105	0	0.00 %							
202500	Youth Voting Vote by Mail	1105	0	0.00 %							
202500	Total	1105	685	61.99 %	88	231	138	257	44		612
202620	Election Day	950	836	88.00 %	149	324	100	377	65	2	655
202620	Vote by Mail	950	283	29.79 %	21	98	85	121	15	2	224
202620	Youth Voting Election Day	950	0	0.00 %							
202620	Youth Voting Vote by Mail	950	0	0.00 %							
202620	Total	950	1119	117.79 %	170	422	185	498	80	4	879
203100	Election Day	2738	140	5.11 %	6	56	45	51	10		112
203100	Vote by Mail	2738	2148	78.45 %	46	1240	987	856	78	4	1085
203100	Youth Voting Election Day	2738	0	0.00 %							
203100	Youth Voting Vote by Mail	2738	8	0.29 %	***	***	***	***	***	***	***
203100	Total	2738	2296	83.86 %	53	1301	1037	912	88	4	1197
203500	Election Day	2076	281	13.54 %	26	102	63	105	18		248
203500	Vote by Mail	2076	1394	67.15 %	49	736	599	546	57	6	795
203500	Youth Voting Election Day	2076	0	0.00 %							
203500	Youth Voting Vote by Mail	2076	6	0.29 %	***	***	***	***	***	***	***
203500	Total	2076	1681	80.97 %	75	842	665	655	75	6	1044

1 School Directors - Berkeley

		Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	VASUDEO ANA	ABDUR SIKDER	Over Votes	Under Votes
203800	Election Day	2345	195	8.32 %	19	77	53	71	19		151
203800	Vote by Mail	2345	1724	73.52 %	38	1018	652	810	62	2	866
203800	Youth Voting Election Day	2345	1	0.04 %	***	***	***	***	***	***	***
203800	Youth Voting Vote by Mail	2345	9	0.38 %	***	***	***	***	***	***	***
203800	Total	2345	1929	82.26 %	58	1104	709	886	81	2	1018
203880	Election Day	39	3	7.69 %	***	***	***	***	***	***	***
203880	Vote by Mail	39	25	64.10 %	1	20	9	11	1		8
203880	Youth Voting Election Day	39	0	0.00 %							
203880	Youth Voting Vote by Mail	39	1	2.56 %	***	***	***	***	***	***	***
203880	Total	39	29	74.36 %	1	24	10	13	1		9
203890	Election Day	36	0	0.00 %							
203890	Vote by Mail	36	32	88.89 %	2	22	12	16	2		10
203890	Youth Voting Election Day	36	0	0.00 %							
203890	Youth Voting Vote by Mail	36	1	2.78 %	***	***	***	***	***	***	***
203890	Total	36	33	91.67 %	2	23	12	17	2		10
204210	Election Day	2157	542	25.13 %	73	192	84	196	48		491
204210	Vote by Mail	2157	1170	54.24 %	64	579	370	514	58	2	753
204210	Youth Voting Election Day	2157	0	0.00 %							
204210	Youth Voting Vote by Mail	2157	2	0.09 %	***	***	***	***	***	***	***
204210	Total	2157	1714	79.46 %	137	773	455	711	106	2	1244
204300	Election Day	2632	336	12.77 %	34	135	73	118	22		290
204300	Vote by Mail	2632	1726	65.58 %	72	1008	585	824	67	6	890
204300	Youth Voting Election Day	2632	0	0.00 %							
204300	Youth Voting Vote by Mail	2632	5	0.19 %	***	***	***	***	***	***	***
204300	Total	2632	2067	78.53 %	106	1145	661	944	89	6	1183
204900	Election Day	1074	461	42.92 %	67	161	66	197	46		385
204900	Vote by Mail	1074	377	35.10 %	30	138	108	131	34		313
204900	Youth Voting Election Day	1074	0	0.00 %							
204900	Youth Voting Vote by Mail	1074	0	0.00 %							
204900	Total	1074	838	78.03 %	97	299	174	328	80		698
205200	Election Day	4352	181	4.16 %	17	88	72	55	16		114
205200	Vote by Mail	4352	3484	80.06 %	100	2027	1443	1478	141	10	1769
205200	Youth Voting Election Day	4352	1	0.02 %	***	***	***	***	***	***	***
205200	Youth Voting Vote by Mail	4352	25	0.57 %		20	11	13	1		5
205200	Total	4352	3691	84.81 %	117	2136	1527	1546	158	10	1888
205700	Election Day	3721	225	6.05 %	10	113	85	89	9		144
205700	Vote by Mail	3721	2941	79.04 %	71	1743	1176	1336	104	2	1450
205700	Youth Voting Election Day	3721	0	0.00 %							
205700	Youth Voting Vote by Mail	3721	26	0.70 %		18	14	11	1		8
205700	Total	3721	3192	85.78 %	81	1874	1275	1436	114	2	1602

1 School Directors - Berkeley

		Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	VASUDEO ANA	ABDUR SIKDER	Over Votes	Under Votes
206200	Election Day	2159	197	9.12 %	12	78	54	76	15	2	157
206200	Vote by Mail	2159	1571	72.77 %	59	847	612	673	64	10	877
206200	Youth Voting Election Day	2159	0	0.00 %							
206200	Youth Voting Vote by Mail	2159	6	0.28 %	***	***	***	***	***	***	***
206200	Total	2159	1774	82.17 %	71	930	667	752	79	12	1037
206900	Election Day	1452	184	12.67 %	27	64	41	71	32		133
206900	Vote by Mail	1452	922	63.50 %	42	459	325	434	46	4	534
206900	Youth Voting Election Day	1452	0	0.00 %							
206900	Youth Voting Vote by Mail	1452	3	0.21 %	***	***	***	***	***	***	***
206900	Total	1452	1109	76.38 %	69	526	366	508	78	4	667
207000	Election Day	2012	135	6.71 %	10	62	46	46	4		102
207000	Vote by Mail	2012	1541	76.59 %	51	947	572	735	42	12	723
207000	Youth Voting Election Day	2012	0	0.00 %							
207000	Youth Voting Vote by Mail	2012	26	1.29 %		20	11	13	2		6
207000	Total	2012	1702	84.59 %	61	1029	629	794	48	12	831
207200	Election Day	2540	207	8.15 %	20	87	58	74	17		158
207200	Vote by Mail	2540	1833	72.17 %	60	1070	608	885	69	2	972
207200	Youth Voting Election Day	2540	1	0.04 %	***	***	***	***	***	***	***
207200	Youth Voting Vote by Mail	2540	10	0.39 %	***	***	***	***	***	***	***
207200	Total	2540	2051	80.75 %	80	1166	674	962	86	2	1132
207700	Election Day	2808	801	28.53 %	104	261	123	301	82		731
207700	Vote by Mail	2808	1338	47.65 %	107	541	422	505	110	8	983
207700	Youth Voting Election Day	2808	0	0.00 %							
207700	Youth Voting Vote by Mail	2808	2	0.07 %	***	***	***	***	***	***	***
207700	Total	2808	2141	76.25 %	211	803	546	807	192	8	1715
208010	Election Day	3617	275	7.60 %	26	120	94	100	20		190
208010	Vote by Mail	3617	2587	71.52 %	87	1487	895	1234	95	4	1372
208010	Youth Voting Election Day	3617	0	0.00 %							
208010	Youth Voting Vote by Mail	3617	13	0.36 %		8	8	6			4
208010	Total	3617	2875	79.49 %	113	1615	997	1340	115	4	1566
208300	Election Day	3677	345	9.38 %	33	138	108	119	31	2	259
208300	Vote by Mail	3677	2355	64.05 %	125	1265	880	1163	101	6	1170
208300	Youth Voting Election Day	3677	2	0.05 %	***	***	***	***	***	***	***
208300	Youth Voting Vote by Mail	3677	19	0.52 %		11	12	10	1		4
208300	Total	3677	2721	74.00 %	158	1415	1002	1292	133	8	1434
208510	Election Day	2577	331	12.84 %	35	125	109	114	36		243
208510	Vote by Mail	2577	1497	58.09 %	100	776	567	755	62	6	728
208510	Youth Voting Election Day	2577	1	0.04 %	***	***	***	***	***	***	***
208510	Youth Voting Vote by Mail	2577	7	0.27 %	***	***	***	***	***	***	***
208510	Total	2577	1836	71.25 %	135	906	679	876	98	6	972

**1 School Directors - Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	VASUDEO ANA	ABDUR SIKDER	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %							
208690	Vote by Mail	28	25	89.29 %		17	9	21			3
208690	Youth Voting Election Day	28	0	0.00 %							
208690	Youth Voting Vote by Mail	28	0	0.00 %							
208690	Total	28	25	89.29 %		17	9	21			3
208800	Election Day	1493	167	11.19 %	28	64	52	59	15		116
208800	Vote by Mail	1493	821	54.99 %	47	378	337	371	53		456
208800	Youth Voting Election Day	1493	1	0.07 %	***	***	***	***	***	***	***
208800	Youth Voting Vote by Mail	1493	5	0.33 %	***	***	***	***	***	***	***
208800	Total	1493	994	66.58 %	75	447	390	434	69		573
208820	Election Day	437	37	8.47 %	4	14	17	15	6		18
208820	Vote by Mail	437	268	61.33 %	21	125	105	119	6		160
208820	Youth Voting Election Day	437	0	0.00 %							
208820	Youth Voting Vote by Mail	437	2	0.46 %	***	***	***	***	***	***	***
208820	Total	437	307	70.25 %	25	140	123	135	12		179
208900	Election Day	1422	116	8.16 %	12	40	44	48	4		84
208900	Vote by Mail	1422	898	63.15 %	52	456	346	423	38	2	479
208900	Youth Voting Election Day	1422	1	0.07 %	***	***	***	***	***	***	***
208900	Youth Voting Vote by Mail	1422	3	0.21 %	***	***	***	***	***	***	***
208900	Total	1422	1018	71.59 %	64	500	391	473	42	2	564
209010	Election Day	4201	290	6.90 %	27	118	107	111	32		185
209010	Vote by Mail	4201	2965	70.58 %	130	1737	1216	1335	121	10	1381
209010	Youth Voting Election Day	4201	0	0.00 %							
209010	Youth Voting Vote by Mail	4201	24	0.57 %	1	17	11	13			6
209010	Total	4201	3279	78.05 %	158	1872	1334	1459	153	10	1572
209310	Election Day	5586	362	6.48 %	24	158	109	146	43	2	242
209310	Vote by Mail	5586	4240	75.90 %	197	2400	1702	1877	175	14	2115
209310	Youth Voting Election Day	5586	0	0.00 %							
209310	Youth Voting Vote by Mail	5586	34	0.61 %		26	19	15			8
209310	Total	5586	4636	82.99 %	221	2584	1830	2038	218	16	2365
209700	Election Day	2720	223	8.20 %	33	97	70	91	18		137
209700	Vote by Mail	2720	1778	65.37 %	100	857	692	811	97	6	993
209700	Youth Voting Election Day	2720	1	0.04 %	***	***	***	***	***	***	***
209700	Youth Voting Vote by Mail	2720	16	0.59 %		10	8	6	1		7
209700	Total	2720	2018	74.19 %	133	964	771	908	116	6	1138
209900	Election Day	4475	535	11.96 %	62	207	170	212	50	2	367
209900	Vote by Mail	4475	2781	62.15 %	172	1468	1055	1188	128	8	1543
209900	Youth Voting Election Day	4475	0	0.00 %							
209900	Youth Voting Vote by Mail	4475	12	0.27 %		11	5	7			1
209900	Total	4475	3328	74.37 %	234	1686	1230	1407	178	10	1911

**1 School Directors - Berkeley**

	Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	ANA VASUDEO	ABDUR SIKDER	Over Votes	Under Votes
Total - Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
Total - Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
Total - Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
Total - Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
Contest Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 School Directors - Berkeley											
		Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	ANA VASUDEO	ABDUR SIKDER	Over Votes	Under Votes
California	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
California	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
California	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
California	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
California	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
12th Congressional District	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
12th Congressional District	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
12th Congressional District	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
12th Congressional District	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
12th Congressional District	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
7th State Senatorial District	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
7th State Senatorial District	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
7th State Senatorial District	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
7th State Senatorial District	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
7th State Senatorial District	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
14th Assembly District	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
14th Assembly District	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
14th Assembly District	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
14th Assembly District	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
14th Assembly District	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
Board of Equalization, 2nd District	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
Board of Equalization, 2nd District	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
Board of Equalization, 2nd District	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
Board of Equalization, 2nd District	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
Alameda County	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
Alameda County	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
Alameda County	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
Alameda County	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
Alameda County	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448

1 School Directors - Berkeley											
		Registered Voters	Voters Cast	Turnout (%)	NORMA J F HARRISON	JEN CORN	LAURA BABITT	ANA VASUDEO	ABDUR SIKDER	Over Votes	Under Votes
5th Supervisorial District	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
5th Supervisorial District	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
5th Supervisorial District	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
5th Supervisorial District	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
5th Supervisorial District	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
City of Berkeley	Election Day	74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
City of Berkeley	Vote by Mail	74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
City of Berkeley	Youth Voting Election Day	74810	11	0.01 %		7	7	3			5
City of Berkeley	Youth Voting Vote by Mail	74810	320	0.43 %	8	235	158	155	10		74
City of Berkeley	Total	74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448
Total - Election Day		74810	8687	11.61 %	1022	3353	2150	3284	780	12	6773
Total - Vote by Mail		74810	50683	67.75 %	2091	27241	19746	22301	2253	138	27596
Total - Youth Voting Election Day		74810	11	0.01 %		7	7	3			5
Total - Youth Voting Vote by Mail		74810	320	0.43 %	8	235	158	155	10		74
Contest Total		74810	59701	79.80 %	3121	30836	22061	25743	3043	150	34448

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley** for the office of **Mayor**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Cervini*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

**1 Mayor - Berkeley (RCV)**

		Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	KATE HARRISON	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes
200100	Election Day	3535	256	7.24 %	59	74	47	9	4	1	62
200100	Vote by Mail	3535	2775	78.50 %	645	1432	435	13	10	8	232
200100	Youth Voting Election Day	3535	0	0.00 %							
200100	Youth Voting Vote by Mail	3535	0	0.00 %							
200100	Total	3535	3031	85.74 %	704	1506	482	22	14	9	294
200200	Election Day	2442	262	10.73 %	72	73	55	3	5		54
200200	Vote by Mail	2442	1796	73.55 %	447	906	261	9	7	5	161
200200	Youth Voting Election Day	2442	0	0.00 %							
200200	Youth Voting Vote by Mail	2442	0	0.00 %							
200200	Total	2442	2058	84.28 %	519	979	316	12	12	5	215
201400	Election Day	3773	283	7.50 %	76	89	49	2	7		60
201400	Vote by Mail	3773	2742	72.67 %	726	1199	536	17	15	8	241
201400	Youth Voting Election Day	3773	0	0.00 %							
201400	Youth Voting Vote by Mail	3773	0	0.00 %							
201400	Total	3773	3025	80.17 %	802	1288	585	19	22	8	301
202200	Election Day	541	89	16.45 %	25	21	16	2	4		21
202200	Vote by Mail	541	333	61.55 %	110	107	58	4	6		48
202200	Youth Voting Election Day	541	0	0.00 %							
202200	Youth Voting Vote by Mail	541	0	0.00 %							
202200	Total	541	422	78.00 %	135	128	74	6	10		69
202500	Election Day	1105	395	35.75 %	115	83	63	2	11	1	120
202500	Vote by Mail	1105	287	25.97 %	96	80	43	2	7		59
202500	Youth Voting Election Day	1105	0	0.00 %							
202500	Youth Voting Vote by Mail	1105	0	0.00 %							
202500	Total	1105	682	61.72 %	211	163	106	4	18	1	179
202620	Election Day	948	837	88.29 %	218	215	169	5	24	1	205
202620	Vote by Mail	948	284	29.96 %	85	78	49	2	4	3	63
202620	Youth Voting Election Day	948	0	0.00 %							
202620	Youth Voting Vote by Mail	948	0	0.00 %							
202620	Total	948	1121	118.25 %	303	293	218	7	28	4	268
203100	Election Day	2721	140	5.15 %	53	41	15	3	1		27
203100	Vote by Mail	2721	2143	78.76 %	821	790	342	11	2	2	175
203100	Youth Voting Election Day	2721	0	0.00 %							
203100	Youth Voting Vote by Mail	2721	0	0.00 %							
203100	Total	2721	2283	83.90 %	874	831	357	14	3	2	202
203500	Election Day	2067	281	13.59 %	72	51	69	3	11	1	74
203500	Vote by Mail	2067	1398	67.63 %	464	477	267	4	11	3	172
203500	Youth Voting Election Day	2067	0	0.00 %							
203500	Youth Voting Vote by Mail	2067	0	0.00 %							
203500	Total	2067	1679	81.23 %	536	528	336	7	22	4	246

1 Mayor - Berkeley (RCV)

		Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	KATE HARRISON	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	71	46	35	1	6		37
203800	Vote by Mail	2329	1719	73.81 %	633	538	382	10	19	6	131
203800	Youth Voting Election Day	2329	0	0.00 %							
203800	Youth Voting Vote by Mail	2329	0	0.00 %							
203800	Total	2329	1915	82.22 %	704	584	417	11	25	6	168
203880	Election Day	37	3	8.11 %	***	***	***	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	6	12	4				2
203880	Youth Voting Election Day	37	0	0.00 %							
203880	Youth Voting Vote by Mail	37	0	0.00 %							
203880	Total	37	27	72.97 %	7	13	4				3
203890	Election Day	35	0	0.00 %							
203890	Vote by Mail	35	32	91.43 %	14	10	7				1
203890	Youth Voting Election Day	35	0	0.00 %							
203890	Youth Voting Vote by Mail	35	0	0.00 %							
203890	Total	35	32	91.43 %	14	10	7				1
204210	Election Day	2153	541	25.13 %	149	109	99	6	17	3	158
204210	Vote by Mail	2153	1167	54.20 %	383	308	294	14	8	1	159
204210	Youth Voting Election Day	2153	0	0.00 %							
204210	Youth Voting Vote by Mail	2153	0	0.00 %							
204210	Total	2153	1708	79.33 %	532	417	393	20	25	4	317
204300	Election Day	2625	336	12.80 %	104	63	77	8	2	3	79
204300	Vote by Mail	2625	1720	65.52 %	646	436	461	6	4	4	163
204300	Youth Voting Election Day	2625	0	0.00 %							
204300	Youth Voting Vote by Mail	2625	0	0.00 %							
204300	Total	2625	2056	78.32 %	750	499	538	14	6	7	242
204900	Election Day	1074	461	42.92 %	152	83	92	5	11	2	116
204900	Vote by Mail	1074	378	35.20 %	125	96	78	2	4	1	72
204900	Youth Voting Election Day	1074	0	0.00 %							
204900	Youth Voting Vote by Mail	1074	0	0.00 %							
204900	Total	1074	839	78.12 %	277	179	170	7	15	3	188
205200	Election Day	4322	181	4.19 %	58	64	30	3	2	1	23
205200	Vote by Mail	4322	3486	80.66 %	941	1712	540	10	11	5	267
205200	Youth Voting Election Day	4322	0	0.00 %							
205200	Youth Voting Vote by Mail	4322	0	0.00 %							
205200	Total	4322	3667	84.84 %	999	1776	570	13	13	6	290
205700	Election Day	3683	225	6.11 %	78	79	31	4	3		30
205700	Vote by Mail	3683	2932	79.61 %	908	1301	479	11	15	8	210
205700	Youth Voting Election Day	3683	0	0.00 %							
205700	Youth Voting Vote by Mail	3683	0	0.00 %							
205700	Total	3683	3157	85.72 %	986	1380	510	15	18	8	240

1 Mayor - Berkeley (RCV)											
		Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	KATE HARRISON	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	59	55	39	4	2		38
206200	Vote by Mail	2148	1565	72.86 %	527	541	324	6	2	7	158
206200	Youth Voting Election Day	2148	0	0.00 %							
206200	Youth Voting Vote by Mail	2148	0	0.00 %							
206200	Total	2148	1762	82.03 %	586	596	363	10	4	7	196
206900	Election Day	1448	185	12.78 %	66	33	38	5	4	1	38
206900	Vote by Mail	1448	918	63.40 %	306	275	238	7	1	3	88
206900	Youth Voting Election Day	1448	0	0.00 %							
206900	Youth Voting Vote by Mail	1448	0	0.00 %							
206900	Total	1448	1103	76.17 %	372	308	276	12	5	4	126
207000	Election Day	1983	135	6.81 %	36	44	24	3	1		27
207000	Vote by Mail	1983	1537	77.51 %	637	508	267	4	6	4	111
207000	Youth Voting Election Day	1983	0	0.00 %							
207000	Youth Voting Vote by Mail	1983	0	0.00 %							
207000	Total	1983	1672	84.32 %	673	552	291	7	7	4	138
207200	Election Day	2522	207	8.21 %	78	48	45	3	3	1	29
207200	Vote by Mail	2522	1830	72.56 %	641	583	432	13	17	8	136
207200	Youth Voting Election Day	2522	0	0.00 %							
207200	Youth Voting Vote by Mail	2522	0	0.00 %							
207200	Total	2522	2037	80.77 %	719	631	477	16	20	9	165
207700	Election Day	2802	804	28.69 %	216	173	165	16	24	2	208
207700	Vote by Mail	2802	1334	47.61 %	448	306	342	18	20	11	189
207700	Youth Voting Election Day	2802	0	0.00 %							
207700	Youth Voting Vote by Mail	2802	0	0.00 %							
207700	Total	2802	2138	76.30 %	664	479	507	34	44	13	397
208010	Election Day	3594	275	7.65 %	89	65	59	5	6	2	49
208010	Vote by Mail	3594	2587	71.98 %	954	695	657	27	11	6	237
208010	Youth Voting Election Day	3594	0	0.00 %							
208010	Youth Voting Vote by Mail	3594	0	0.00 %							
208010	Total	3594	2862	79.63 %	1043	760	716	32	17	8	286
208300	Election Day	3642	344	9.45 %	125	81	53	5	10	4	66
208300	Vote by Mail	3642	2353	64.61 %	941	631	507	19	22	16	217
208300	Youth Voting Election Day	3642	0	0.00 %							
208300	Youth Voting Vote by Mail	3642	0	0.00 %							
208300	Total	3642	2697	74.05 %	1066	712	560	24	32	20	283
208510	Election Day	2566	331	12.90 %	147	57	53	13	2	4	55
208510	Vote by Mail	2566	1494	58.22 %	604	370	359	11	9	13	128
208510	Youth Voting Election Day	2566	0	0.00 %							
208510	Youth Voting Vote by Mail	2566	0	0.00 %							
208510	Total	2566	1825	71.12 %	751	427	412	24	11	17	183

**1 Mayor - Berkeley (RCV)**

		Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	KATE HARRISON	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %							
208690	Vote by Mail	28	25	89.29 %	7	7	8				3
208690	Youth Voting Election Day	28	0	0.00 %							
208690	Youth Voting Vote by Mail	28	0	0.00 %							
208690	Total	28	25	89.29 %	7	7	8				3
208800	Election Day	1483	167	11.26 %	71	27	31	1	4		33
208800	Vote by Mail	1483	818	55.16 %	286	224	192	9	8	4	95
208800	Youth Voting Election Day	1483	0	0.00 %							
208800	Youth Voting Vote by Mail	1483	0	0.00 %							
208800	Total	1483	985	66.42 %	357	251	223	10	12	4	128
208820	Election Day	434	37	8.53 %	10	13	7	1	2	1	3
208820	Vote by Mail	434	266	61.29 %	100	73	56	2		3	32
208820	Youth Voting Election Day	434	0	0.00 %							
208820	Youth Voting Vote by Mail	434	0	0.00 %							
208820	Total	434	303	69.82 %	110	86	63	3	2	4	35
208900	Election Day	1414	115	8.13 %	32	35	20	3	1		24
208900	Vote by Mail	1414	895	63.30 %	320	244	201	19	12	10	89
208900	Youth Voting Election Day	1414	0	0.00 %							
208900	Youth Voting Vote by Mail	1414	0	0.00 %							
208900	Total	1414	1010	71.43 %	352	279	221	22	13	10	113
209010	Election Day	4160	291	7.00 %	108	70	60	4	8	2	39
209010	Vote by Mail	4160	2961	71.18 %	1160	871	600	33	23	16	258
209010	Youth Voting Election Day	4160	0	0.00 %							
209010	Youth Voting Vote by Mail	4160	0	0.00 %							
209010	Total	4160	3252	78.17 %	1268	941	660	37	31	18	297
209310	Election Day	5541	362	6.53 %	141	91	70	2	2	1	55
209310	Vote by Mail	5541	4232	76.38 %	1628	1403	839	26	26	17	293
209310	Youth Voting Election Day	5541	0	0.00 %							
209310	Youth Voting Vote by Mail	5541	0	0.00 %							
209310	Total	5541	4594	82.91 %	1769	1494	909	28	28	18	348
209700	Election Day	2688	223	8.30 %	69	73	33	6	7		35
209700	Vote by Mail	2688	1773	65.96 %	660	497	387	22	23	6	178
209700	Youth Voting Election Day	2688	0	0.00 %							
209700	Youth Voting Vote by Mail	2688	0	0.00 %							
209700	Total	2688	1996	74.26 %	729	570	420	28	30	6	213
209900	Election Day	4450	533	11.98 %	188	128	99	10	16	5	87
209900	Vote by Mail	4450	2772	62.29 %	971	838	565	33	25	18	322
209900	Youth Voting Election Day	4450	0	0.00 %							
209900	Youth Voting Vote by Mail	4450	0	0.00 %							
209900	Total	4450	3305	74.27 %	1159	966	664	43	41	23	409

1 Mayor - Berkeley (RCV)											
	Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	KATE HARRISON	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes	
Total - Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853	
Total - Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690	
Total - Youth Voting Election Day	74293	0	0.00 %								
Total - Youth Voting Vote by Mail	74293	0	0.00 %								
Contest Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Mayor - Berkeley (RCV)											
		Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	HARRISON KATE	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes
California	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
California	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
California	Youth Voting Election Day	74293	0	0.00 %							
California	Youth Voting Vote by Mail	74293	0	0.00 %							
California	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
12th Congressional District	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
12th Congressional District	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %							
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %							
12th Congressional District	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
7th State Senatorial District	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
7th State Senatorial District	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %							
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %							
7th State Senatorial District	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
14th Assembly District	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
14th Assembly District	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %							
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %							
14th Assembly District	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
Board of Equalization, 2nd District	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
Board of Equalization, 2nd District	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %							
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %							
Board of Equalization, 2nd District	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
Alameda County	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
Alameda County	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
Alameda County	Youth Voting Election Day	74293	0	0.00 %							
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %							
Alameda County	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543

1 Mayor - Berkeley (RCV)											
		Registered Voters	Voters Cast	Turnout (%)	ADENA ISHII	SOPHIE HAHN	KATE HARRISON	NAOMI D. PETE	LOGAN BOWIE	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
5th Supervisorial District	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %							
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %							
5th Supervisorial District	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
City of Berkeley	Election Day	74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
City of Berkeley	Vote by Mail	74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %							
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %							
City of Berkeley	Total	74293	59268	79.78 %	19978	19633	11853	501	528	232	6543
Total - Election Day		74293	8692	11.70 %	2738	2085	1643	137	200	36	1853
Total - Vote by Mail		74293	50576	68.08 %	17240	17548	10210	364	328	196	4690
Total - Youth Voting Election Day		74293	0	0.00 %							
Total - Youth Voting Vote by Mail		74293	0	0.00 %							
Contest Total		74293	59268	79.78 %	19978	19633	11853	501	528	232	6543

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley, Council District 2**, at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley, Council District 2**, for the office of **City Council Member, District 2**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Cerqui*  
JDK **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Member, City Council, District 2 - Berkeley (RCV)								
		Registered Voters	Voters Cast	Turnout (%)	TERRY TAPLIN	JENNY GUARINO	Over Votes	Under Votes
208820	Election Day	434	37	8.53 %	25	9		3
208820	Vote by Mail	434	266	61.29 %	173	62		31
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	303	69.82 %	198	71		34
208900	Election Day	1414	115	8.13 %	53	31		31
208900	Vote by Mail	1414	895	63.30 %	533	255	4	103
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1010	71.43 %	586	286	4	134
209010	Election Day	4160	291	7.00 %	161	80	2	48
209010	Vote by Mail	4160	2961	71.18 %	1915	749	9	288
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3252	78.17 %	2076	829	11	336
209900	Election Day	4450	533	11.98 %	263	162		108
209900	Vote by Mail	4450	2772	62.29 %	1664	738	6	364
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3305	74.27 %	1927	900	6	472
Total - Election Day		10458	976	9.33 %	502	282	2	190
Total - Vote by Mail		10458	6894	65.92 %	4285	1804	19	786
Total - Youth Voting Election Day		10458	0	0.00 %				
Total - Youth Voting Vote by Mail		10458	0	0.00 %				
Contest Total		10458	7870	75.25 %	4787	2086	21	976

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Member, City Council, District 2 - Berkeley (RCV)								
		Registered Voters	Voters Cast	Turnout (%)	TERRY TAPLIN	JENNY GUARINO	Over Votes	Under Votes
California	Election Day	10458	976	9.33 %	502	282	2	190
California	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
California	Youth Voting Election Day	10458	0	0.00 %				
California	Youth Voting Vote by Mail	10458	0	0.00 %				
California	Total	10458	7870	75.25 %	4787	2086	21	976
12th Congressional District	Election Day	10458	976	9.33 %	502	282	2	190
12th Congressional District	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
12th Congressional District	Youth Voting Election Day	10458	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	10458	0	0.00 %				
12th Congressional District	Total	10458	7870	75.25 %	4787	2086	21	976
7th State Senatorial District	Election Day	10458	976	9.33 %	502	282	2	190
7th State Senatorial District	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
7th State Senatorial District	Youth Voting Election Day	10458	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	10458	0	0.00 %				
7th State Senatorial District	Total	10458	7870	75.25 %	4787	2086	21	976
14th Assembly District	Election Day	10458	976	9.33 %	502	282	2	190
14th Assembly District	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
14th Assembly District	Youth Voting Election Day	10458	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	10458	0	0.00 %				
14th Assembly District	Total	10458	7870	75.25 %	4787	2086	21	976
Board of Equalization, 2nd District	Election Day	10458	976	9.33 %	502	282	2	190
Board of Equalization, 2nd District	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
Board of Equalization, 2nd District	Youth Voting Election Day	10458	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	10458	0	0.00 %				
Board of Equalization, 2nd District	Total	10458	7870	75.25 %	4787	2086	21	976
Alameda County	Election Day	10458	976	9.33 %	502	282	2	190
Alameda County	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
Alameda County	Youth Voting Election Day	10458	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	10458	0	0.00 %				
Alameda County	Total	10458	7870	75.25 %	4787	2086	21	976

1 Member, City Council, District 2 - Berkeley (RCV)								
		Registered Voters	Voters Cast	Turnout (%)	TERRY TAPLIN	JENNY GUARINO	Over Votes	Under Votes
5th Supervisorial District	Election Day	10458	976	9.33 %	502	282	2	190
5th Supervisorial District	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
5th Supervisorial District	Youth Voting Election Day	10458	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	10458	0	0.00 %				
5th Supervisorial District	Total	10458	7870	75.25 %	4787	2086	21	976
City of Berkeley	Election Day	10458	976	9.33 %	502	282	2	190
City of Berkeley	Vote by Mail	10458	6894	65.92 %	4285	1804	19	786
City of Berkeley	Youth Voting Election Day	10458	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	10458	0	0.00 %				
City of Berkeley	Total	10458	7870	75.25 %	4787	2086	21	976
Total - Election Day		10458	976	9.33 %	502	282	2	190
Total - Vote by Mail		10458	6894	65.92 %	4285	1804	19	786
Total - Youth Voting Election Day		10458	0	0.00 %				
Total - Youth Voting Vote by Mail		10458	0	0.00 %				
Contest Total		10458	7870	75.25 %	4787	2086	21	976

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley, Council District 3**, at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley, Council District 3**, for the office of **City Council Member, District 3**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Cornejo*  
JOK **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Member, City Council, District 3 - Berkeley (RCV)									
		Registered Voters	Voters Cast	Turnout (%)	DEBORAH MATTHEWS	JOHN "CHIP" MOORE	BEN BARTLETT	Over Votes	Under Votes
204300	Election Day	2625	336	12.80 %	58	67	112	1	98
204300	Vote by Mail	2625	1720	65.52 %	300	348	807	2	263
204300	Youth Voting Election Day	2625	0	0.00 %					
204300	Youth Voting Vote by Mail	2625	0	0.00 %					
204300	Total	2625	2056	78.32 %	358	415	919	3	361
208300	Election Day	3642	344	9.45 %	63	70	128	2	81
208300	Vote by Mail	3642	2353	64.61 %	542	359	1112	13	327
208300	Youth Voting Election Day	3642	0	0.00 %					
208300	Youth Voting Vote by Mail	3642	0	0.00 %					
208300	Total	3642	2697	74.05 %	605	429	1240	15	408
208510	Election Day	2566	331	12.90 %	64	67	129	4	67
208510	Vote by Mail	2566	1494	58.22 %	319	341	649	6	179
208510	Youth Voting Election Day	2566	0	0.00 %					
208510	Youth Voting Vote by Mail	2566	0	0.00 %					
208510	Total	2566	1825	71.12 %	383	408	778	10	246
208800	Election Day	1483	167	11.26 %	32	31	64	1	39
208800	Vote by Mail	1483	818	55.16 %	148	176	358	5	131
208800	Youth Voting Election Day	1483	0	0.00 %					
208800	Youth Voting Vote by Mail	1483	0	0.00 %					
208800	Total	1483	985	66.42 %	180	207	422	6	170
Total - Election Day		10316	1178	11.42 %	217	235	433	8	285
Total - Vote by Mail		10316	6385	61.89 %	1309	1224	2926	26	900
Total - Youth Voting Election Day		10316	0	0.00 %					
Total - Youth Voting Vote by Mail		10316	0	0.00 %					
Contest Total		10316	7563	73.31 %	1526	1459	3359	34	1185

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Member, City Council, District 3 - Berkeley (RCV)									
		Registered Voters	Voters Cast	Turnout (%)	DEBORAH MATTHEWS	JOHN "CHIP" MOORE	BEN BARTLETT	Over Votes	Under Votes
California	Election Day	10316	1178	11.42 %	217	235	433	8	285
California	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
California	Youth Voting Election Day	10316	0	0.00 %					
California	Youth Voting Vote by Mail	10316	0	0.00 %					
California	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
12th Congressional District	Election Day	10316	1178	11.42 %	217	235	433	8	285
12th Congressional District	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
12th Congressional District	Youth Voting Election Day	10316	0	0.00 %					
12th Congressional District	Youth Voting Vote by Mail	10316	0	0.00 %					
12th Congressional District	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
7th State Senatorial District	Election Day	10316	1178	11.42 %	217	235	433	8	285
7th State Senatorial District	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
7th State Senatorial District	Youth Voting Election Day	10316	0	0.00 %					
7th State Senatorial District	Youth Voting Vote by Mail	10316	0	0.00 %					
7th State Senatorial District	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
14th Assembly District	Election Day	10316	1178	11.42 %	217	235	433	8	285
14th Assembly District	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
14th Assembly District	Youth Voting Election Day	10316	0	0.00 %					
14th Assembly District	Youth Voting Vote by Mail	10316	0	0.00 %					
14th Assembly District	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
Board of Equalization, 2nd District	Election Day	10316	1178	11.42 %	217	235	433	8	285
Board of Equalization, 2nd District	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
Board of Equalization, 2nd District	Youth Voting Election Day	10316	0	0.00 %					
Board of Equalization, 2nd District	Youth Voting Vote by Mail	10316	0	0.00 %					
Board of Equalization, 2nd District	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
Alameda County	Election Day	10316	1178	11.42 %	217	235	433	8	285
Alameda County	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
Alameda County	Youth Voting Election Day	10316	0	0.00 %					
Alameda County	Youth Voting Vote by Mail	10316	0	0.00 %					
Alameda County	Total	10316	7563	73.31 %	1526	1459	3359	34	1185

1 Member, City Council, District 3 - Berkeley (RCV)									
		Registered Voters	Voters Cast	Turnout (%)	DEBORAH MATTHEWS	JOHN "CHIP" MOORE	BEN BARTLETT	Over Votes	Under Votes
5th Supervisorial District	Election Day	10316	1178	11.42 %	217	235	433	8	285
5th Supervisorial District	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
5th Supervisorial District	Youth Voting Election Day	10316	0	0.00 %					
5th Supervisorial District	Youth Voting Vote by Mail	10316	0	0.00 %					
5th Supervisorial District	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
City of Berkeley	Election Day	10316	1178	11.42 %	217	235	433	8	285
City of Berkeley	Vote by Mail	10316	6385	61.89 %	1309	1224	2926	26	900
City of Berkeley	Youth Voting Election Day	10316	0	0.00 %					
City of Berkeley	Youth Voting Vote by Mail	10316	0	0.00 %					
City of Berkeley	Total	10316	7563	73.31 %	1526	1459	3359	34	1185
Total - Election Day		10316	1178	11.42 %	217	235	433	8	285
Total - Vote by Mail		10316	6385	61.89 %	1309	1224	2926	26	900
Total - Youth Voting Election Day		10316	0	0.00 %					
Total - Youth Voting Vote by Mail		10316	0	0.00 %					
Contest Total		10316	7563	73.31 %	1526	1459	3359	34	1185

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley, Council District 5**, at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley, Council District 5**, for the office of **City Council Member, District 5**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Corzani*  
**TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Member, City Council, District 5 - Berkeley (RCV)									
		Registered Voters	Voters Cast	Turnout (%)	NILANG GOR	TODD ANDREW	SHOSHANA O'KEEFE	Over Votes	Under Votes
205200	Election Day	4322	181	4.19 %	28	32	78		43
205200	Vote by Mail	4322	3486	80.66 %	343	581	2015	7	540
205200	Youth Voting Election Day	4322	0	0.00 %					
205200	Youth Voting Vote by Mail	4322	0	0.00 %					
205200	Total	4322	3667	84.84 %	371	613	2093	7	583
205700	Election Day	3683	225	6.11 %	28	41	106		50
205700	Vote by Mail	3683	2932	79.61 %	247	480	1791	6	408
205700	Youth Voting Election Day	3683	0	0.00 %					
205700	Youth Voting Vote by Mail	3683	0	0.00 %					
205700	Total	3683	3157	85.72 %	275	521	1897	6	458
206200	Election Day	2148	197	9.17 %	42	23	71		61
206200	Vote by Mail	2148	1565	72.86 %	208	267	806	7	277
206200	Youth Voting Election Day	2148	0	0.00 %					
206200	Youth Voting Vote by Mail	2148	0	0.00 %					
206200	Total	2148	1762	82.03 %	250	290	877	7	338
207000	Election Day	1983	135	6.81 %	17	20	59		39
207000	Vote by Mail	1983	1537	77.51 %	150	277	875	1	234
207000	Youth Voting Election Day	1983	0	0.00 %					
207000	Youth Voting Vote by Mail	1983	0	0.00 %					
207000	Total	1983	1672	84.32 %	167	297	934	1	273
Total - Election Day		12136	738	6.08 %	115	116	314		193
Total - Vote by Mail		12136	9520	78.44 %	948	1605	5487	21	1459
Total - Youth Voting Election Day		12136	0	0.00 %					
Total - Youth Voting Vote by Mail		12136	0	0.00 %					
Contest Total		12136	10258	84.53 %	1063	1721	5801	21	1652

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Member, City Council, District 5 - Berkeley (RCV)									
		Registered Voters	Voters Cast	Turnout (%)	NILANG GOR	TODD ANDREW	SHOSHANA OKEEFE	Over Votes	Under Votes
California	Election Day	12136	738	6.08 %	115	116	314		193
California	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
California	Youth Voting Election Day	12136	0	0.00 %					
California	Youth Voting Vote by Mail	12136	0	0.00 %					
California	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
12th Congressional District	Election Day	12136	738	6.08 %	115	116	314		193
12th Congressional District	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
12th Congressional District	Youth Voting Election Day	12136	0	0.00 %					
12th Congressional District	Youth Voting Vote by Mail	12136	0	0.00 %					
12th Congressional District	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
7th State Senatorial District	Election Day	12136	738	6.08 %	115	116	314		193
7th State Senatorial District	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
7th State Senatorial District	Youth Voting Election Day	12136	0	0.00 %					
7th State Senatorial District	Youth Voting Vote by Mail	12136	0	0.00 %					
7th State Senatorial District	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
14th Assembly District	Election Day	12136	738	6.08 %	115	116	314		193
14th Assembly District	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
14th Assembly District	Youth Voting Election Day	12136	0	0.00 %					
14th Assembly District	Youth Voting Vote by Mail	12136	0	0.00 %					
14th Assembly District	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
Board of Equalization, 2nd District	Election Day	12136	738	6.08 %	115	116	314		193
Board of Equalization, 2nd District	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
Board of Equalization, 2nd District	Youth Voting Election Day	12136	0	0.00 %					
Board of Equalization, 2nd District	Youth Voting Vote by Mail	12136	0	0.00 %					
Board of Equalization, 2nd District	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
Alameda County	Election Day	12136	738	6.08 %	115	116	314		193
Alameda County	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
Alameda County	Youth Voting Election Day	12136	0	0.00 %					
Alameda County	Youth Voting Vote by Mail	12136	0	0.00 %					
Alameda County	Total	12136	10258	84.53 %	1063	1721	5801	21	1652

**1 Member, City Council, District 5 - Berkeley (RCV)**

		Registered Voters	Voters Cast	Turnout (%)	NILANJ GOR	TODD ANDREW	SHOSHANA O'KEEFE	Over Votes	Under Votes
5th Supervisorial District	Election Day	12136	738	6.08 %	115	116	314		193
5th Supervisorial District	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
5th Supervisorial District	Youth Voting Election Day	12136	0	0.00 %					
5th Supervisorial District	Youth Voting Vote by Mail	12136	0	0.00 %					
5th Supervisorial District	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
City of Berkeley	Election Day	12136	738	6.08 %	115	116	314		193
City of Berkeley	Vote by Mail	12136	9520	78.44 %	948	1605	5487	21	1459
City of Berkeley	Youth Voting Election Day	12136	0	0.00 %					
City of Berkeley	Youth Voting Vote by Mail	12136	0	0.00 %					
City of Berkeley	Total	12136	10258	84.53 %	1063	1721	5801	21	1652
Total - Election Day		12136	738	6.08 %	115	116	314		193
Total - Vote by Mail		12136	9520	78.44 %	948	1605	5487	21	1459
Total - Youth Voting Election Day		12136	0	0.00 %					
Total - Youth Voting Vote by Mail		12136	0	0.00 %					
Contest Total		12136	10258	84.53 %	1063	1721	5801	21	1652

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley, Council District 6**, at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for each candidate in the **City of Berkeley, Council District 6**, for the office of **City Council Member, District 6**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Tim Dupuis*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Member, City Council, District 6 - Berkeley (RCV)								
		Registered Voters	Voters Cast	Turnout (%)	BRENT BLACKABY	ANDY KATZ	Over Votes	Under Votes
200100	Election Day	3535	256	7.24 %	125	66		65
200100	Vote by Mail	3535	2775	78.50 %	1588	882	7	298
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3031	85.74 %	1713	948	7	363
200200	Election Day	2442	262	10.73 %	93	95		74
200200	Vote by Mail	2442	1796	73.55 %	1034	553	1	208
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2058	84.28 %	1127	648	1	282
201400	Election Day	3773	283	7.50 %	104	104		75
201400	Vote by Mail	3773	2742	72.67 %	1330	1037	5	370
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3025	80.17 %	1434	1141	5	445
202200	Election Day	541	89	16.45 %	29	32		28
202200	Vote by Mail	541	333	61.55 %	102	158		73
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	422	78.00 %	131	190		101
Total - Election Day		10291	890	8.65 %	351	297		242
Total - Vote by Mail		10291	7646	74.30 %	4054	2630	13	949
Total - Youth Voting Election Day		10291	0	0.00 %				
Total - Youth Voting Vote by Mail		10291	0	0.00 %				
Contest Total		10291	8536	82.95 %	4405	2927	13	1191

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Member, City Council, District 6 - Berkeley (RCV)								
		Registered Voters	Voters Cast	Turnout (%)	BRENT BLACKABY	ANDY KATZ	Over Votes	Under Votes
California	Election Day	10291	890	8.65 %	351	297		242
California	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
California	Youth Voting Election Day	10291	0	0.00 %				
California	Youth Voting Vote by Mail	10291	0	0.00 %				
California	Total	10291	8536	82.95 %	4405	2927	13	1191
12th Congressional District	Election Day	10291	890	8.65 %	351	297		242
12th Congressional District	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
12th Congressional District	Youth Voting Election Day	10291	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	10291	0	0.00 %				
12th Congressional District	Total	10291	8536	82.95 %	4405	2927	13	1191
7th State Senatorial District	Election Day	10291	890	8.65 %	351	297		242
7th State Senatorial District	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
7th State Senatorial District	Youth Voting Election Day	10291	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	10291	0	0.00 %				
7th State Senatorial District	Total	10291	8536	82.95 %	4405	2927	13	1191
14th Assembly District	Election Day	10291	890	8.65 %	351	297		242
14th Assembly District	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
14th Assembly District	Youth Voting Election Day	10291	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	10291	0	0.00 %				
14th Assembly District	Total	10291	8536	82.95 %	4405	2927	13	1191
Board of Equalization, 2nd District	Election Day	10291	890	8.65 %	351	297		242
Board of Equalization, 2nd District	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
Board of Equalization, 2nd District	Youth Voting Election Day	10291	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	10291	0	0.00 %				
Board of Equalization, 2nd District	Total	10291	8536	82.95 %	4405	2927	13	1191
Alameda County	Election Day	10291	890	8.65 %	351	297		242
Alameda County	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
Alameda County	Youth Voting Election Day	10291	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	10291	0	0.00 %				
Alameda County	Total	10291	8536	82.95 %	4405	2927	13	1191

1 Member, City Council, District 6 - Berkeley (RCV)								
		Registered Voters	Voters Cast	Turnout (%)	BRENT BLACKBAY	ANDY KATZ	Over Votes	Under Votes
5th Supervisorial District	Election Day	10291	890	8.65 %	351	297		242
5th Supervisorial District	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
5th Supervisorial District	Youth Voting Election Day	10291	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	10291	0	0.00 %				
5th Supervisorial District	Total	10291	8536	82.95 %	4405	2927	13	1191
City of Berkeley	Election Day	10291	890	8.65 %	351	297		242
City of Berkeley	Vote by Mail	10291	7646	74.30 %	4054	2630	13	949
City of Berkeley	Youth Voting Election Day	10291	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	10291	0	0.00 %				
City of Berkeley	Total	10291	8536	82.95 %	4405	2927	13	1191
Total - Election Day		10291	890	8.65 %	351	297		242
Total - Vote by Mail		10291	7646	74.30 %	4054	2630	13	949
Total - Youth Voting Election Day		10291	0	0.00 %				
Total - Youth Voting Vote by Mail		10291	0	0.00 %				
Contest Total		10291	8536	82.95 %	4405	2927	13	1191

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure W**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Cerija*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

**1 Measure W - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	256	7.24 %	82	122		52
200100	Vote by Mail	3535	2787	78.84 %	1134	1350		303
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3043	86.08 %	1216	1472		355
200200	Election Day	2442	262	10.73 %	110	101		51
200200	Vote by Mail	2442	1805	73.91 %	761	840		204
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2067	84.64 %	871	941		255
201400	Election Day	3773	283	7.50 %	153	87		43
201400	Vote by Mail	3773	2759	73.12 %	1398	1059		302
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1551	1146		345
202200	Election Day	541	89	16.45 %	45	27		17
202200	Vote by Mail	541	338	62.48 %	196	95		47
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	427	78.93 %	241	122		64
202500	Election Day	1105	395	35.75 %	176	113		106
202500	Vote by Mail	1105	289	26.15 %	149	70		70
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	684	61.90 %	325	183		176
202620	Election Day	948	837	88.29 %	388	254		195
202620	Vote by Mail	948	286	30.17 %	155	58		73
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1123	118.46 %	543	312		268
203100	Election Day	2721	140	5.15 %	54	61		25
203100	Vote by Mail	2721	2154	79.16 %	955	957	1	241
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2294	84.31 %	1009	1018	1	266
203500	Election Day	2067	281	13.59 %	130	69		82
203500	Vote by Mail	2067	1402	67.83 %	691	491	2	218
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1683	81.42 %	821	560	2	300

1 Measure W - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	83	62		51
203800	Vote by Mail	2329	1725	74.07 %	1011	507		207
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1921	82.48 %	1094	569		258
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	20	1		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	21	3		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	22	7		3
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	22	7		3
204210	Election Day	2153	542	25.17 %	257	152		133
204210	Vote by Mail	2153	1171	54.39 %	639	359		173
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1713	79.56 %	896	511		306
204300	Election Day	2625	336	12.80 %	173	71		92
204300	Vote by Mail	2625	1734	66.06 %	1077	451		206
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2070	78.86 %	1250	522		298
204900	Election Day	1074	461	42.92 %	222	120		119
204900	Vote by Mail	1074	382	35.57 %	222	81		79
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	444	201		198
205200	Election Day	4322	181	4.19 %	65	87		29
205200	Vote by Mail	4322	3501	81.00 %	1545	1586		370
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3682	85.19 %	1610	1673		399
205700	Election Day	3683	226	6.14 %	84	97		45
205700	Vote by Mail	3683	2946	79.99 %	1359	1285	2	300
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3172	86.13 %	1443	1382	2	345

**1 Measure W - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	97	57		43
206200	Vote by Mail	2148	1568	73.00 %	904	451		213
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1765	82.17 %	1001	508		256
206900	Election Day	1448	185	12.78 %	97	58		30
206900	Vote by Mail	1448	924	63.81 %	563	228		133
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1109	76.59 %	660	286		163
207000	Election Day	1983	135	6.81 %	56	44		35
207000	Vote by Mail	1983	1549	78.11 %	831	540		178
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1684	84.92 %	887	584		213
207200	Election Day	2522	207	8.21 %	118	54		35
207200	Vote by Mail	2522	1831	72.60 %	1116	481	2	232
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2038	80.81 %	1234	535	2	267
207700	Election Day	2802	804	28.69 %	378	242		184
207700	Vote by Mail	2802	1343	47.93 %	785	307		251
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2147	76.62 %	1163	549		435
208010	Election Day	3594	275	7.65 %	137	95		43
208010	Vote by Mail	3594	2599	72.31 %	1564	717	1	317
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2874	79.97 %	1701	812	1	360
208300	Election Day	3642	345	9.47 %	171	113		61
208300	Vote by Mail	3642	2359	64.77 %	1421	688		250
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2704	74.24 %	1592	801		311
208510	Election Day	2566	331	12.90 %	171	97		63
208510	Vote by Mail	2566	1507	58.73 %	936	398	2	171
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1838	71.63 %	1107	495	2	234

1 Measure W - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	19	3		3
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	19	3		3
208800	Election Day	1483	167	11.26 %	83	51		33
208800	Vote by Mail	1483	826	55.70 %	504	232	1	89
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	993	66.96 %	587	283	1	122
208820	Election Day	434	37	8.53 %	18	17		2
208820	Vote by Mail	434	269	61.98 %	131	107	1	30
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	149	124	1	32
208900	Election Day	1414	115	8.13 %	58	37		20
208900	Vote by Mail	1414	897	63.44 %	509	296		92
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	567	333		112
209010	Election Day	4160	291	7.00 %	123	114		54
209010	Vote by Mail	4160	2969	71.37 %	1747	896		326
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3260	78.37 %	1870	1010		380
209310	Election Day	5541	362	6.53 %	187	106		69
209310	Vote by Mail	5541	4248	76.66 %	2417	1412	2	417
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4610	83.20 %	2604	1518	2	486
209700	Election Day	2688	224	8.33 %	114	81		29
209700	Vote by Mail	2688	1786	66.44 %	970	620		196
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2010	74.78 %	1084	701		225
209900	Election Day	4450	534	12.00 %	263	187		84
209900	Vote by Mail	4450	2789	62.67 %	1616	818		355
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3323	74.67 %	1879	1005		439

**1 Measure W - City of Berkeley**

	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
Total - Election Day	74293	8697	11.71 %	4094	2778		1825
Total - Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
Total - Youth Voting Election Day	74293	0	0.00 %				
Total - Youth Voting Vote by Mail	74293	0	0.00 %				
Contest Total	74293	59521	80.12 %	31461	20169	14	7877

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure W - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8697	11.71 %	4094	2778		1825
California	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59521	80.12 %	31461	20169	14	7877
12th Congressional District	Election Day	74293	8697	11.71 %	4094	2778		1825
12th Congressional District	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59521	80.12 %	31461	20169	14	7877
7th State Senatorial District	Election Day	74293	8697	11.71 %	4094	2778		1825
7th State Senatorial District	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59521	80.12 %	31461	20169	14	7877
14th Assembly District	Election Day	74293	8697	11.71 %	4094	2778		1825
14th Assembly District	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59521	80.12 %	31461	20169	14	7877
Board of Equalization, 2nd District	Election Day	74293	8697	11.71 %	4094	2778		1825
Board of Equalization, 2nd District	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59521	80.12 %	31461	20169	14	7877
Alameda County	Election Day	74293	8697	11.71 %	4094	2778		1825
Alameda County	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59521	80.12 %	31461	20169	14	7877

1 Measure W - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8697	11.71 %	4094	2778		1825
5th Supervisorial District	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59521	80.12 %	31461	20169	14	7877
City of Berkeley	Election Day	74293	8697	11.71 %	4094	2778		1825
City of Berkeley	Vote by Mail	74293	50824	68.41 %	27367	17391	14	6052
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59521	80.12 %	31461	20169	14	7877
Total - Election Day		74293	8697	11.71 %	4094	2778		1825
Total - Vote by Mail		74293	50824	68.41 %	27367	17391	14	6052
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59521	80.12 %	31461	20169	14	7877

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure X**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Cerija*  
**TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure X - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	256	7.24 %	121	86		49
200100	Vote by Mail	3535	2787	78.84 %	1775	777	2	233
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3043	86.08 %	1896	863	2	282
200200	Election Day	2442	262	10.73 %	164	59		39
200200	Vote by Mail	2442	1805	73.91 %	1182	464	1	158
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2067	84.64 %	1346	523	1	197
201400	Election Day	3773	283	7.50 %	185	59		39
201400	Vote by Mail	3773	2759	73.12 %	1892	629		238
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	2077	688		277
202200	Election Day	541	89	16.45 %	53	19		17
202200	Vote by Mail	541	338	62.48 %	244	57		37
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	427	78.93 %	297	76		54
202500	Election Day	1105	395	35.75 %	238	64		93
202500	Vote by Mail	1105	289	26.15 %	186	42		61
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	684	61.90 %	424	106		154
202620	Election Day	948	837	88.29 %	506	148		183
202620	Vote by Mail	948	286	30.17 %	187	35		64
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1123	118.46 %	693	183		247
203100	Election Day	2721	140	5.15 %	84	36		20
203100	Vote by Mail	2721	2154	79.16 %	1479	472		203
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2294	84.31 %	1563	508		223
203500	Election Day	2067	281	13.59 %	164	44		73
203500	Vote by Mail	2067	1402	67.83 %	972	256		174
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1683	81.42 %	1136	300		247

1 Measure X - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	125	42		29
203800	Vote by Mail	2329	1725	74.07 %	1299	261	2	163
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1921	82.48 %	1424	303	2	192
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	18	3		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	21	3		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	26	5		1
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	26	5		1
204210	Election Day	2153	542	25.17 %	341	82		119
204210	Vote by Mail	2153	1171	54.39 %	833	197		141
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1713	79.56 %	1174	279		260
204300	Election Day	2625	336	12.80 %	234	41		61
204300	Vote by Mail	2625	1734	66.06 %	1324	261		149
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2070	78.86 %	1558	302		210
204900	Election Day	1074	461	42.92 %	292	66		103
204900	Vote by Mail	1074	382	35.57 %	263	55		64
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	555	121		167
205200	Election Day	4322	181	4.19 %	109	46		26
205200	Vote by Mail	4322	3501	81.00 %	2403	818		280
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3682	85.19 %	2512	864		306
205700	Election Day	3683	226	6.14 %	146	49		31
205700	Vote by Mail	3683	2946	79.99 %	2055	669	1	221
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3172	86.13 %	2201	718	1	252

**1 Measure X - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	130	34		33
206200	Vote by Mail	2148	1568	73.00 %	1164	243		161
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1765	82.17 %	1294	277		194
206900	Election Day	1448	185	12.78 %	118	39		28
206900	Vote by Mail	1448	924	63.81 %	694	122		108
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1109	76.59 %	812	161		136
207000	Election Day	1983	135	6.81 %	87	19		29
207000	Vote by Mail	1983	1549	78.11 %	1156	282		111
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1684	84.92 %	1243	301		140
207200	Election Day	2522	207	8.21 %	155	28		24
207200	Vote by Mail	2522	1831	72.60 %	1356	292		183
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2038	80.81 %	1511	320		207
207700	Election Day	2802	804	28.69 %	495	141		168
207700	Vote by Mail	2802	1343	47.93 %	945	191		207
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2147	76.62 %	1440	332		375
208010	Election Day	3594	275	7.65 %	191	51		33
208010	Vote by Mail	3594	2599	72.31 %	1933	411		255
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2874	79.97 %	2124	462		288
208300	Election Day	3642	345	9.47 %	232	66		47
208300	Vote by Mail	3642	2359	64.77 %	1790	361		208
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2704	74.24 %	2022	427		255
208510	Election Day	2566	331	12.90 %	233	54		44
208510	Vote by Mail	2566	1507	58.73 %	1124	241		142
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1838	71.63 %	1357	295		186

**1 Measure X - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	20	2		3
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	20	2		3
208800	Election Day	1483	167	11.26 %	104	31		32
208800	Vote by Mail	1483	826	55.70 %	599	154	1	72
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	993	66.96 %	703	185	1	104
208820	Election Day	434	37	8.53 %	29	6		2
208820	Vote by Mail	434	269	61.98 %	183	57		29
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	212	63		31
208900	Election Day	1414	115	8.13 %	71	28		16
208900	Vote by Mail	1414	897	63.44 %	658	162		77
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	729	190		93
209010	Election Day	4160	291	7.00 %	187	62		42
209010	Vote by Mail	4160	2969	71.37 %	2157	564		248
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3260	78.37 %	2344	626		290
209310	Election Day	5541	362	6.53 %	233	74		55
209310	Vote by Mail	5541	4248	76.66 %	3165	783		300
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4610	83.20 %	3398	857		355
209700	Election Day	2688	224	8.33 %	155	44		25
209700	Vote by Mail	2688	1786	66.44 %	1203	418	1	164
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2010	74.78 %	1358	462	1	189
209900	Election Day	4450	534	12.00 %	353	118		63
209900	Vote by Mail	4450	2789	62.67 %	1996	503		290
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3323	74.67 %	2349	621		353

1 Measure X - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
Total - Election Day		74293	8697	11.71 %	5538	1636		1523
Total - Vote by Mail		74293	50824	68.41 %	36281	9787	8	4748
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59521	80.12 %	41819	11423	8	6271

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure X - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8697	11.71 %	5538	1636		1523
California	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59521	80.12 %	41819	11423	8	6271
12th Congressional District	Election Day	74293	8697	11.71 %	5538	1636		1523
12th Congressional District	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59521	80.12 %	41819	11423	8	6271
7th State Senatorial District	Election Day	74293	8697	11.71 %	5538	1636		1523
7th State Senatorial District	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59521	80.12 %	41819	11423	8	6271
14th Assembly District	Election Day	74293	8697	11.71 %	5538	1636		1523
14th Assembly District	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59521	80.12 %	41819	11423	8	6271
Board of Equalization, 2nd District	Election Day	74293	8697	11.71 %	5538	1636		1523
Board of Equalization, 2nd District	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59521	80.12 %	41819	11423	8	6271
Alameda County	Election Day	74293	8697	11.71 %	5538	1636		1523
Alameda County	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59521	80.12 %	41819	11423	8	6271

1 Measure X - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8697	11.71 %	5538	1636		1523
5th Supervisorial District	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59521	80.12 %	41819	11423	8	6271
City of Berkeley	Election Day	74293	8697	11.71 %	5538	1636		1523
City of Berkeley	Vote by Mail	74293	50824	68.41 %	36281	9787	8	4748
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59521	80.12 %	41819	11423	8	6271
Total - Election Day		74293	8697	11.71 %	5538	1636		1523
Total - Vote by Mail		74293	50824	68.41 %	36281	9787	8	4748
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59521	80.12 %	41819	11423	8	6271

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure Y**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Conyia*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure Y - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	256	7.24 %	121	86		49
200100	Vote by Mail	3535	2787	78.84 %	1707	824		256
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3043	86.08 %	1828	910		305
200200	Election Day	2442	262	10.73 %	152	65		45
200200	Vote by Mail	2442	1805	73.91 %	1134	500	1	170
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2067	84.64 %	1286	565	1	215
201400	Election Day	3773	283	7.50 %	167	71		45
201400	Vote by Mail	3773	2759	73.12 %	1821	673		265
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1988	744		310
202200	Election Day	541	89	16.45 %	49	23		17
202200	Vote by Mail	541	338	62.48 %	240	58		40
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	427	78.93 %	289	81		57
202500	Election Day	1105	395	35.75 %	197	93		105
202500	Vote by Mail	1105	289	26.15 %	173	49		67
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	684	61.90 %	370	142		172
202620	Election Day	948	837	88.29 %	442	201		194
202620	Vote by Mail	948	286	30.17 %	165	53		68
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1123	118.46 %	607	254		262
203100	Election Day	2721	140	5.15 %	80	35		25
203100	Vote by Mail	2721	2154	79.16 %	1447	486		221
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2294	84.31 %	1527	521		246
203500	Election Day	2067	281	13.59 %	153	50		78
203500	Vote by Mail	2067	1402	67.83 %	926	294		182
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1683	81.42 %	1079	344		260

1 Measure Y - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	119	44		33
203800	Vote by Mail	2329	1725	74.07 %	1260	290		175
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1921	82.48 %	1379	334		208
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	16	4		4
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	18	5		4
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	27	3		2
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	27	3		2
204210	Election Day	2153	542	25.17 %	313	102		127
204210	Vote by Mail	2153	1171	54.39 %	789	225		157
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1713	79.56 %	1102	327		284
204300	Election Day	2625	336	12.80 %	197	65		74
204300	Vote by Mail	2625	1734	66.06 %	1266	284		184
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2070	78.86 %	1463	349		258
204900	Election Day	1074	461	42.92 %	262	86		113
204900	Vote by Mail	1074	382	35.57 %	245	64		73
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	507	150		186
205200	Election Day	4322	181	4.19 %	103	55		23
205200	Vote by Mail	4322	3501	81.00 %	2306	870	1	324
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3682	85.19 %	2409	925	1	347
205700	Election Day	3683	226	6.14 %	144	47		35
205700	Vote by Mail	3683	2946	79.99 %	2002	709		235
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3172	86.13 %	2146	756		270

1 Measure Y - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	116	46		35
206200	Vote by Mail	2148	1568	73.00 %	1108	275		185
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1765	82.17 %	1224	321		220
206900	Election Day	1448	185	12.78 %	110	44		31
206900	Vote by Mail	1448	924	63.81 %	671	135		118
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1109	76.59 %	781	179		149
207000	Election Day	1983	135	6.81 %	74	28		33
207000	Vote by Mail	1983	1549	78.11 %	1117	307		125
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1684	84.92 %	1191	335		158
207200	Election Day	2522	207	8.21 %	135	42		30
207200	Vote by Mail	2522	1831	72.60 %	1326	307		198
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2038	80.81 %	1461	349		228
207700	Election Day	2802	804	28.69 %	428	183		193
207700	Vote by Mail	2802	1343	47.93 %	850	251		242
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2147	76.62 %	1278	434		435
208010	Election Day	3594	275	7.65 %	176	61		38
208010	Vote by Mail	3594	2599	72.31 %	1829	484		286
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2874	79.97 %	2005	545		324
208300	Election Day	3642	345	9.47 %	213	82		50
208300	Vote by Mail	3642	2359	64.77 %	1673	457	1	228
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2704	74.24 %	1886	539	1	278
208510	Election Day	2566	331	12.90 %	213	60		58
208510	Vote by Mail	2566	1507	58.73 %	1057	296		154
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1838	71.63 %	1270	356		212

**1 Measure Y - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	20	2		3
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	20	2		3
208800	Election Day	1483	167	11.26 %	87	46		34
208800	Vote by Mail	1483	826	55.70 %	562	171	1	92
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	993	66.96 %	649	217	1	126
208820	Election Day	434	37	8.53 %	23	12		2
208820	Vote by Mail	434	269	61.98 %	169	75		25
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	192	87		27
208900	Election Day	1414	115	8.13 %	68	26		21
208900	Vote by Mail	1414	897	63.44 %	596	222		79
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	664	248		100
209010	Election Day	4160	291	7.00 %	160	83		48
209010	Vote by Mail	4160	2969	71.37 %	2018	676		275
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3260	78.37 %	2178	759		323
209310	Election Day	5541	362	6.53 %	221	82		59
209310	Vote by Mail	5541	4248	76.66 %	3023	874		351
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4610	83.20 %	3244	956		410
209700	Election Day	2688	224	8.33 %	127	67		30
209700	Vote by Mail	2688	1786	66.44 %	1137	474		175
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2010	74.78 %	1264	541		205
209900	Election Day	4450	534	12.00 %	303	153		78
209900	Vote by Mail	4450	2789	62.67 %	1873	597		319
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3323	74.67 %	2176	750		397

1 Measure Y - City of Berkeley								
	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes	
Total - Election Day	74293	8697	11.71 %	4955	2039		1703	
Total - Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278	
Total - Youth Voting Election Day	74293	0	0.00 %					
Total - Youth Voting Vote by Mail	74293	0	0.00 %					
Contest Total	74293	59521	80.12 %	39508	13028	4	6981	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure Y - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8697	11.71 %	4955	2039		1703
California	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59521	80.12 %	39508	13028	4	6981
12th Congressional District	Election Day	74293	8697	11.71 %	4955	2039		1703
12th Congressional District	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59521	80.12 %	39508	13028	4	6981
7th State Senatorial District	Election Day	74293	8697	11.71 %	4955	2039		1703
7th State Senatorial District	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59521	80.12 %	39508	13028	4	6981
14th Assembly District	Election Day	74293	8697	11.71 %	4955	2039		1703
14th Assembly District	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59521	80.12 %	39508	13028	4	6981
Board of Equalization, 2nd District	Election Day	74293	8697	11.71 %	4955	2039		1703
Board of Equalization, 2nd District	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59521	80.12 %	39508	13028	4	6981
Alameda County	Election Day	74293	8697	11.71 %	4955	2039		1703
Alameda County	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59521	80.12 %	39508	13028	4	6981

1 Measure Y - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8697	11.71 %	4955	2039		1703
5th Supervisorial District	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59521	80.12 %	39508	13028	4	6981
City of Berkeley	Election Day	74293	8697	11.71 %	4955	2039		1703
City of Berkeley	Vote by Mail	74293	50824	68.41 %	34553	10989	4	5278
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59521	80.12 %	39508	13028	4	6981
Total - Election Day		74293	8697	11.71 %	4955	2039		1703
Total - Vote by Mail		74293	50824	68.41 %	34553	10989	4	5278
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59521	80.12 %	39508	13028	4	6981

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure Z**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Corujo*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

**1 Measure Z - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	256	7.24 %	130	78		48
200100	Vote by Mail	3535	2787	78.84 %	2050	497		240
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3043	86.08 %	2180	575		288
200200	Election Day	2442	262	10.73 %	150	71		41
200200	Vote by Mail	2442	1805	73.91 %	1295	342		168
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2067	84.64 %	1445	413		209
201400	Election Day	3773	283	7.50 %	183	60		40
201400	Vote by Mail	3773	2759	73.12 %	2045	462		252
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	2228	522		292
202200	Election Day	541	89	16.45 %	48	25		16
202200	Vote by Mail	541	338	62.48 %	235	60		43
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	427	78.93 %	283	85		59
202500	Election Day	1105	395	35.75 %	195	96		104
202500	Vote by Mail	1105	289	26.15 %	166	58		65
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	684	61.90 %	361	154		169
202620	Election Day	948	837	88.29 %	415	227	1	194
202620	Vote by Mail	948	286	30.17 %	149	71		66
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1123	118.46 %	564	298	1	260
203100	Election Day	2721	140	5.15 %	92	29		19
203100	Vote by Mail	2721	2154	79.16 %	1634	308		212
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2294	84.31 %	1726	337		231
203500	Election Day	2067	281	13.59 %	149	54		78
203500	Vote by Mail	2067	1402	67.83 %	997	216		189
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1683	81.42 %	1146	270		267

1 Measure Z - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	125	44		27
203800	Vote by Mail	2329	1725	74.07 %	1346	223		156
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1921	82.48 %	1471	267		183
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	19	2		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	22	2		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	29	1		2
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	29	1		2
204210	Election Day	2153	542	25.17 %	288	133		121
204210	Vote by Mail	2153	1171	54.39 %	817	203		151
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1713	79.56 %	1105	336		272
204300	Election Day	2625	336	12.80 %	197	60		79
204300	Vote by Mail	2625	1734	66.06 %	1316	245		173
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2070	78.86 %	1513	305		252
204900	Election Day	1074	461	42.92 %	219	121		121
204900	Vote by Mail	1074	382	35.57 %	215	92		75
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	434	213		196
205200	Election Day	4322	181	4.19 %	113	37		31
205200	Vote by Mail	4322	3501	81.00 %	2618	586		297
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3682	85.19 %	2731	623		328
205700	Election Day	3683	226	6.14 %	142	50		34
205700	Vote by Mail	3683	2946	79.99 %	2281	438		227
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3172	86.13 %	2423	488		261

**1 Measure Z - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	123	40		34
206200	Vote by Mail	2148	1568	73.00 %	1181	218		169
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1765	82.17 %	1304	258		203
206900	Election Day	1448	185	12.78 %	104	51		30
206900	Vote by Mail	1448	924	63.81 %	662	154		108
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1109	76.59 %	766	205		138
207000	Election Day	1983	135	6.81 %	77	31		27
207000	Vote by Mail	1983	1549	78.11 %	1173	254		122
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1684	84.92 %	1250	285		149
207200	Election Day	2522	207	8.21 %	129	52		26
207200	Vote by Mail	2522	1831	72.60 %	1365	287		179
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2038	80.81 %	1494	339		205
207700	Election Day	2802	804	28.69 %	408	222	1	173
207700	Vote by Mail	2802	1343	47.93 %	858	274		211
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2147	76.62 %	1266	496	1	384
208010	Election Day	3594	275	7.65 %	172	69		34
208010	Vote by Mail	3594	2599	72.31 %	1948	379	1	271
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2874	79.97 %	2120	448	1	305
208300	Election Day	3642	345	9.47 %	199	100		46
208300	Vote by Mail	3642	2359	64.77 %	1721	433		205
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2704	74.24 %	1920	533		251
208510	Election Day	2566	331	12.90 %	202	75		54
208510	Vote by Mail	2566	1507	58.73 %	1102	251		154
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1838	71.63 %	1304	326		208

1 Measure Z - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	19	4		2
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	19	4		2
208800	Election Day	1483	167	11.26 %	99	39		29
208800	Vote by Mail	1483	826	55.70 %	583	157	1	85
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	993	66.96 %	682	196	1	114
208820	Election Day	434	37	8.53 %	25	9		3
208820	Vote by Mail	434	269	61.98 %	181	62		26
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	206	71		29
208900	Election Day	1414	115	8.13 %	70	23		22
208900	Vote by Mail	1414	897	63.44 %	669	149		79
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	739	172		101
209010	Election Day	4160	291	7.00 %	171	73		47
209010	Vote by Mail	4160	2969	71.37 %	2210	508		251
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3260	78.37 %	2381	581		298
209310	Election Day	5541	362	6.53 %	223	79		60
209310	Vote by Mail	5541	4248	76.66 %	3208	722	2	316
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4610	83.20 %	3431	801	2	376
209700	Election Day	2688	224	8.33 %	143	56		25
209700	Vote by Mail	2688	1786	66.44 %	1252	364		170
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2010	74.78 %	1395	420		195
209900	Election Day	4450	534	12.00 %	319	141		74
209900	Vote by Mail	4450	2789	62.67 %	2023	484		282
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3323	74.67 %	2342	625		356

1 Measure Z - City of Berkeley								
	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes	
Total - Election Day	74293	8697	11.71 %	4913	2145	2	1637	
Total - Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949	
Total - Youth Voting Election Day	74293	0	0.00 %					
Total - Youth Voting Vote by Mail	74293	0	0.00 %					
Contest Total	74293	59521	80.12 %	42280	10649	6	6586	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure Z - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8697	11.71 %	4913	2145	2	1637
California	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59521	80.12 %	42280	10649	6	6586
12th Congressional District	Election Day	74293	8697	11.71 %	4913	2145	2	1637
12th Congressional District	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59521	80.12 %	42280	10649	6	6586
7th State Senatorial District	Election Day	74293	8697	11.71 %	4913	2145	2	1637
7th State Senatorial District	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59521	80.12 %	42280	10649	6	6586
14th Assembly District	Election Day	74293	8697	11.71 %	4913	2145	2	1637
14th Assembly District	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59521	80.12 %	42280	10649	6	6586
Board of Equalization, 2nd District	Election Day	74293	8697	11.71 %	4913	2145	2	1637
Board of Equalization, 2nd District	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59521	80.12 %	42280	10649	6	6586
Alameda County	Election Day	74293	8697	11.71 %	4913	2145	2	1637
Alameda County	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59521	80.12 %	42280	10649	6	6586

1 Measure Z - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8697	11.71 %	4913	2145	2	1637
5th Supervisorial District	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59521	80.12 %	42280	10649	6	6586
City of Berkeley	Election Day	74293	8697	11.71 %	4913	2145	2	1637
City of Berkeley	Vote by Mail	74293	50824	68.41 %	37367	8504	4	4949
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59521	80.12 %	42280	10649	6	6586
Total - Election Day		74293	8697	11.71 %	4913	2145	2	1637
Total - Vote by Mail		74293	50824	68.41 %	37367	8504	4	4949
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59521	80.12 %	42280	10649	6	6586

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure AA**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Cervini*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure AA - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	141	63		54
200100	Vote by Mail	3535	2784	78.76 %	2229	284		271
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	2370	347		325
200200	Election Day	2442	262	10.73 %	156	44		62
200200	Vote by Mail	2442	1797	73.59 %	1429	191		177
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	1585	235		239
201400	Election Day	3773	283	7.50 %	209	28		46
201400	Vote by Mail	3773	2759	73.12 %	2205	265	1	288
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	2414	293	1	334
202200	Election Day	541	89	16.45 %	55	14		20
202200	Vote by Mail	541	339	62.66 %	261	32		46
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	316	46		66
202500	Election Day	1105	395	35.75 %	229	54		112
202500	Vote by Mail	1105	288	26.06 %	206	25		57
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	435	79		169
202620	Election Day	948	837	88.29 %	512	137		188
202620	Vote by Mail	948	285	30.06 %	187	28		70
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	699	165		258
203100	Election Day	2721	140	5.15 %	93	16		31
203100	Vote by Mail	2721	2155	79.20 %	1747	190		218
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	1840	206		249
203500	Election Day	2067	281	13.59 %	166	38		77
203500	Vote by Mail	2067	1396	67.54 %	1129	109		158
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	1295	147		235

**1 Measure AA - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	138	19		39
203800	Vote by Mail	2329	1720	73.85 %	1440	107		173
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	1578	126		212
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	20	1		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	23	1		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	26	1		5
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	26	1		5
204210	Election Day	2153	542	25.17 %	327	64		151
204210	Vote by Mail	2153	1170	54.34 %	895	104		171
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	1222	168		322
204300	Election Day	2625	336	12.80 %	214	42		80
204300	Vote by Mail	2625	1730	65.90 %	1449	92		189
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	1663	134		269
204900	Election Day	1074	461	42.92 %	291	64		106
204900	Vote by Mail	1074	382	35.57 %	267	47		68
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	558	111		174
205200	Election Day	4322	181	4.19 %	116	30		35
205200	Vote by Mail	4322	3494	80.84 %	2834	316	1	343
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	2950	346	1	378
205700	Election Day	3683	225	6.11 %	158	26		41
205700	Vote by Mail	3683	2940	79.83 %	2449	229		262
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	2607	255		303

**1 Measure AA - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	142	13		42
206200	Vote by Mail	2148	1565	72.86 %	1284	96		185
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	1426	109		227
206900	Election Day	1448	185	12.78 %	132	22		31
206900	Vote by Mail	1448	923	63.74 %	756	74		93
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	888	96		124
207000	Election Day	1983	135	6.81 %	94	14		27
207000	Vote by Mail	1983	1545	77.91 %	1293	108		144
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	1387	122		171
207200	Election Day	2522	207	8.21 %	137	30		40
207200	Vote by Mail	2522	1830	72.56 %	1512	128		190
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	1649	158		230
207700	Election Day	2802	803	28.66 %	491	125		187
207700	Vote by Mail	2802	1343	47.93 %	962	160	1	220
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	1453	285	1	407
208010	Election Day	3594	275	7.65 %	198	37		40
208010	Vote by Mail	3594	2595	72.20 %	2100	203	1	291
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	2298	240	1	331
208300	Election Day	3642	345	9.47 %	217	64		64
208300	Vote by Mail	3642	2358	64.74 %	1936	207		215
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	2153	271		279
208510	Election Day	2566	331	12.90 %	218	42		71
208510	Vote by Mail	2566	1503	58.57 %	1235	143		125
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	1453	185		196

**1 Measure AA - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	21	1		3
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	21	1		3
208800	Election Day	1483	167	11.26 %	99	31		37
208800	Vote by Mail	1483	822	55.43 %	640	91	1	90
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	739	122	1	127
208820	Election Day	434	37	8.53 %	25	10		2
208820	Vote by Mail	434	269	61.98 %	205	25		39
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	230	35		41
208900	Election Day	1414	115	8.13 %	79	13		23
208900	Vote by Mail	1414	897	63.44 %	703	105		89
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	782	118		112
209010	Election Day	4160	291	7.00 %	195	48		48
209010	Vote by Mail	4160	2968	71.35 %	2374	298		296
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	2569	346		344
209310	Election Day	5541	362	6.53 %	241	53		68
209310	Vote by Mail	5541	4240	76.52 %	3503	372		365
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	3744	425		433
209700	Election Day	2688	224	8.33 %	152	42		30
209700	Vote by Mail	2688	1780	66.22 %	1357	240		183
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	1509	282		213
209900	Election Day	4450	533	11.98 %	335	110		88
209900	Vote by Mail	4450	2782	62.52 %	2177	323		282
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	2512	433		370

1 Measure AA - City of Berkeley								
	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes	
Total - Election Day	74293	8696	11.71 %	5563	1293		1840	
Total - Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309	
Total - Youth Voting Election Day	74293	0	0.00 %					
Total - Youth Voting Vote by Mail	74293	0	0.00 %					
Contest Total	74293	59436	80.00 %	46394	5888	5	7149	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure AA - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	5563	1293		1840
California	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	46394	5888	5	7149
12th Congressional District	Election Day	74293	8696	11.71 %	5563	1293		1840
12th Congressional District	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	46394	5888	5	7149
7th State Senatorial District	Election Day	74293	8696	11.71 %	5563	1293		1840
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	46394	5888	5	7149
14th Assembly District	Election Day	74293	8696	11.71 %	5563	1293		1840
14th Assembly District	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	46394	5888	5	7149
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	5563	1293		1840
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	46394	5888	5	7149
Alameda County	Election Day	74293	8696	11.71 %	5563	1293		1840
Alameda County	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	46394	5888	5	7149

1 Measure AA - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	5563	1293		1840
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	46394	5888	5	7149
City of Berkeley	Election Day	74293	8696	11.71 %	5563	1293		1840
City of Berkeley	Vote by Mail	74293	50740	68.30 %	40831	4595	5	5309
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	46394	5888	5	7149
Total - Election Day		74293	8696	11.71 %	5563	1293		1840
Total - Vote by Mail		74293	50740	68.30 %	40831	4595	5	5309
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	46394	5888	5	7149

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure BB**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Corrye*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure BB - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	108	102		48
200100	Vote by Mail	3535	2784	78.76 %	873	1615	1	295
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	981	1717	1	343
200200	Election Day	2442	262	10.73 %	137	74		51
200200	Vote by Mail	2442	1797	73.59 %	614	995	1	187
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	751	1069	1	238
201400	Election Day	3773	283	7.50 %	150	95		38
201400	Vote by Mail	3773	2759	73.12 %	1149	1321	1	288
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1299	1416	1	326
202200	Election Day	541	89	16.45 %	51	19		19
202200	Vote by Mail	541	339	62.66 %	210	91		38
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	261	110		57
202500	Election Day	1105	395	35.75 %	244	57		94
202500	Vote by Mail	1105	288	26.06 %	185	52		51
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	429	109		145
202620	Election Day	948	837	88.29 %	572	108		157
202620	Vote by Mail	948	285	30.06 %	192	35	1	57
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	764	143	1	214
203100	Election Day	2721	140	5.15 %	48	67		25
203100	Vote by Mail	2721	2155	79.20 %	754	1192	1	208
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	802	1259	1	233
203500	Election Day	2067	281	13.59 %	163	60		58
203500	Vote by Mail	2067	1396	67.54 %	608	617		171
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	771	677		229

1 Measure BB - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	111	53		32
203800	Vote by Mail	2329	1720	73.85 %	897	664		159
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	1008	717		191
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	15	5		4
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	16	7		4
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	16	12		4
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	16	12		4
204210	Election Day	2153	542	25.17 %	329	102		111
204210	Vote by Mail	2153	1170	54.34 %	639	391	1	139
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	968	493	1	250
204300	Election Day	2625	336	12.80 %	203	74		59
204300	Vote by Mail	2625	1730	65.90 %	993	548		189
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	1196	622		248
204900	Election Day	1074	461	42.92 %	321	61		79
204900	Vote by Mail	1074	382	35.57 %	264	69		49
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	585	130		128
205200	Election Day	4322	181	4.19 %	78	75		28
205200	Vote by Mail	4322	3494	80.84 %	1392	1747		355
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	1470	1822		383
205700	Election Day	3683	225	6.11 %	87	102		36
205700	Vote by Mail	3683	2940	79.83 %	1146	1527	1	266
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	1233	1629	1	302

**1 Measure BB - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	121	46		30
206200	Vote by Mail	2148	1565	72.86 %	795	614		156
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	916	660		186
206900	Election Day	1448	185	12.78 %	109	48		28
206900	Vote by Mail	1448	923	63.74 %	567	270	2	84
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	676	318	2	112
207000	Election Day	1983	135	6.81 %	63	45		27
207000	Vote by Mail	1983	1545	77.91 %	710	670	2	163
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	773	715	2	190
207200	Election Day	2522	207	8.21 %	131	49		27
207200	Vote by Mail	2522	1830	72.56 %	966	683	1	180
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	1097	732	1	207
207700	Election Day	2802	803	28.66 %	520	134		149
207700	Vote by Mail	2802	1343	47.93 %	866	312	1	164
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	1386	446	1	313
208010	Election Day	3594	275	7.65 %	162	81		32
208010	Vote by Mail	3594	2595	72.20 %	1337	1000		258
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	1499	1081		290
208300	Election Day	3642	345	9.47 %	186	115		44
208300	Vote by Mail	3642	2358	64.74 %	1315	837	2	204
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	1501	952	2	248
208510	Election Day	2566	331	12.90 %	193	85		53
208510	Vote by Mail	2566	1503	58.57 %	938	446		119
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	1131	531		172

1 Measure BB - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	15	6		4
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	15	6		4
208800	Election Day	1483	167	11.26 %	93	46		28
208800	Vote by Mail	1483	822	55.43 %	498	242	1	81
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	591	288	1	109
208820	Election Day	434	37	8.53 %	24	11		2
208820	Vote by Mail	434	269	61.98 %	128	115		26
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	152	126		28
208900	Election Day	1414	115	8.13 %	72	21		22
208900	Vote by Mail	1414	897	63.44 %	524	298		75
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	596	319		97
209010	Election Day	4160	291	7.00 %	149	105		37
209010	Vote by Mail	4160	2968	71.35 %	1531	1156	1	280
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	1680	1261	1	317
209310	Election Day	5541	362	6.53 %	182	124		56
209310	Vote by Mail	5541	4240	76.52 %	2031	1828		381
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	2213	1952		437
209700	Election Day	2688	224	8.33 %	121	77		26
209700	Vote by Mail	2688	1780	66.22 %	903	713	1	163
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	1024	790	1	189
209900	Election Day	4450	533	11.98 %	283	174		76
209900	Vote by Mail	4450	2782	62.52 %	1540	976	1	265
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	1823	1150	1	341

1 Measure BB - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
Total - Election Day		74293	8696	11.71 %	5012	2212		1472
Total - Vote by Mail		74293	50740	68.30 %	24611	21047	19	5063
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	29623	23259	19	6535

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure BB - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	5012	2212		1472
California	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	29623	23259	19	6535
12th Congressional District	Election Day	74293	8696	11.71 %	5012	2212		1472
12th Congressional District	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	29623	23259	19	6535
7th State Senatorial District	Election Day	74293	8696	11.71 %	5012	2212		1472
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	29623	23259	19	6535
14th Assembly District	Election Day	74293	8696	11.71 %	5012	2212		1472
14th Assembly District	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	29623	23259	19	6535
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	5012	2212		1472
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	29623	23259	19	6535
Alameda County	Election Day	74293	8696	11.71 %	5012	2212		1472
Alameda County	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	29623	23259	19	6535

1 Measure BB - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	5012	2212		1472
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	29623	23259	19	6535
City of Berkeley	Election Day	74293	8696	11.71 %	5012	2212		1472
City of Berkeley	Vote by Mail	74293	50740	68.30 %	24611	21047	19	5063
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	29623	23259	19	6535
Total - Election Day		74293	8696	11.71 %	5012	2212		1472
Total - Vote by Mail		74293	50740	68.30 %	24611	21047	19	5063
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	29623	23259	19	6535

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure CC**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Conjee*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure CC - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	101	100		57
200100	Vote by Mail	3535	2784	78.76 %	1153	1292		339
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	1254	1392		396
200200	Election Day	2442	262	10.73 %	111	87		64
200200	Vote by Mail	2442	1797	73.59 %	700	878	1	218
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	811	965	1	282
201400	Election Day	3773	283	7.50 %	85	155		43
201400	Vote by Mail	3773	2759	73.12 %	994	1418	1	346
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1079	1573	1	389
202200	Election Day	541	89	16.45 %	31	42		16
202200	Vote by Mail	541	339	62.66 %	84	209		46
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	115	251		62
202500	Election Day	1105	395	35.75 %	139	140		116
202500	Vote by Mail	1105	288	26.06 %	77	154		57
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	216	294		173
202620	Election Day	948	837	88.29 %	345	309		183
202620	Vote by Mail	948	285	30.06 %	76	142		67
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	421	451		250
203100	Election Day	2721	140	5.15 %	50	64		26
203100	Vote by Mail	2721	2155	79.20 %	749	1137		269
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	799	1201		295
203500	Election Day	2067	281	13.59 %	91	115		75
203500	Vote by Mail	2067	1396	67.54 %	459	726		211
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	550	841		286

1 Measure CC - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	75	86		35
203800	Vote by Mail	2329	1720	73.85 %	472	1050	1	197
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	547	1136	1	232
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	4	16		4
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	6	17		4
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	12	16		4
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	12	16		4
204210	Election Day	2153	542	25.17 %	186	206		150
204210	Vote by Mail	2153	1170	54.34 %	329	661	1	179
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	515	867	1	329
204300	Election Day	2625	336	12.80 %	101	155		80
204300	Vote by Mail	2625	1730	65.90 %	429	1087	2	212
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	530	1242	2	292
204900	Election Day	1074	461	42.92 %	182	182		97
204900	Vote by Mail	1074	382	35.57 %	96	220		66
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	278	402		163
205200	Election Day	4322	181	4.19 %	58	83		40
205200	Vote by Mail	4322	3494	80.84 %	1157	1919	1	417
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	1215	2002	1	457
205700	Election Day	3683	225	6.11 %	61	118		46
205700	Vote by Mail	3683	2940	79.83 %	948	1675		317
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	1009	1793		363

**1 Measure CC - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	61	95		41
206200	Vote by Mail	2148	1565	72.86 %	472	917		176
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	533	1012		217
206900	Election Day	1448	185	12.78 %	69	87		29
206900	Vote by Mail	1448	923	63.74 %	205	618	1	99
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	274	705	1	128
207000	Election Day	1983	135	6.81 %	31	68		36
207000	Vote by Mail	1983	1545	77.91 %	455	910	1	179
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	486	978	1	215
207200	Election Day	2522	207	8.21 %	58	107		42
207200	Vote by Mail	2522	1830	72.56 %	476	1147	3	204
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	534	1254	3	246
207700	Election Day	2802	803	28.66 %	306	325		172
207700	Vote by Mail	2802	1343	47.93 %	351	782		210
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	657	1107		382
208010	Election Day	3594	275	7.65 %	82	155		38
208010	Vote by Mail	3594	2595	72.20 %	663	1618	1	313
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	745	1773	1	351
208300	Election Day	3642	345	9.47 %	119	177		49
208300	Vote by Mail	3642	2358	64.74 %	580	1532	4	242
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	699	1709	4	291
208510	Election Day	2566	331	12.90 %	96	171		64
208510	Vote by Mail	2566	1503	58.57 %	356	1023	1	123
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	452	1194	1	187

1 Measure CC - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	7	16		2
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	7	16		2
208800	Election Day	1483	167	11.26 %	55	78		34
208800	Vote by Mail	1483	822	55.43 %	198	523	2	99
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	253	601	2	133
208820	Election Day	434	37	8.53 %	14	21		2
208820	Vote by Mail	434	269	61.98 %	89	144		36
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	103	165		38
208900	Election Day	1414	115	8.13 %	43	53		19
208900	Vote by Mail	1414	897	63.44 %	209	603	1	84
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	252	656	1	103
209010	Election Day	4160	291	7.00 %	91	156		44
209010	Vote by Mail	4160	2968	71.35 %	736	1890	2	340
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	827	2046	2	384
209310	Election Day	5541	362	6.53 %	115	180		67
209310	Vote by Mail	5541	4240	76.52 %	1256	2544	3	437
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	1371	2724	3	504
209700	Election Day	2688	224	8.33 %	81	111		32
209700	Vote by Mail	2688	1780	66.22 %	504	1082		194
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	585	1193		226
209900	Election Day	4450	533	11.98 %	180	267		86
209900	Vote by Mail	4450	2782	62.52 %	755	1720	1	306
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	935	1987	1	392

**1 Measure CC - City of Berkeley**

	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
Total - Election Day	74293	8696	11.71 %	3019	3894		1783
Total - Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
Total - Youth Voting Election Day	74293	0	0.00 %				
Total - Youth Voting Vote by Mail	74293	0	0.00 %				
Contest Total	74293	59436	80.00 %	18070	33563	27	7776

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure CC - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	3019	3894		1783
California	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	18070	33563	27	7776
12th Congressional District	Election Day	74293	8696	11.71 %	3019	3894		1783
12th Congressional District	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	18070	33563	27	7776
7th State Senatorial District	Election Day	74293	8696	11.71 %	3019	3894		1783
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	18070	33563	27	7776
14th Assembly District	Election Day	74293	8696	11.71 %	3019	3894		1783
14th Assembly District	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	18070	33563	27	7776
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	3019	3894		1783
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	18070	33563	27	7776
Alameda County	Election Day	74293	8696	11.71 %	3019	3894		1783
Alameda County	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	18070	33563	27	7776

1 Measure CC - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	3019	3894		1783
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	18070	33563	27	7776
City of Berkeley	Election Day	74293	8696	11.71 %	3019	3894		1783
City of Berkeley	Vote by Mail	74293	50740	68.30 %	15051	29669	27	5993
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	18070	33563	27	7776
Total - Election Day		74293	8696	11.71 %	3019	3894		1783
Total - Vote by Mail		74293	50740	68.30 %	15051	29669	27	5993
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	18070	33563	27	7776

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure DD**.

I hereby set my hand and my official seal this **5<sup>th</sup> day of December 2024**.



*Cynthia Conroy*  
for **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure DD - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	104	95		59
200100	Vote by Mail	3535	2784	78.76 %	1377	1011		396
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	1481	1106		455
200200	Election Day	2442	262	10.73 %	127	73		62
200200	Vote by Mail	2442	1797	73.59 %	949	589		259
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	1076	662		321
201400	Election Day	3773	283	7.50 %	138	88		57
201400	Vote by Mail	3773	2759	73.12 %	1410	940	1	408
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1548	1028	1	465
202200	Election Day	541	89	16.45 %	50	18		21
202200	Vote by Mail	541	339	62.66 %	187	99		53
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	237	117		74
202500	Election Day	1105	395	35.75 %	202	81		112
202500	Vote by Mail	1105	288	26.06 %	163	60		65
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	365	141		177
202620	Election Day	948	837	88.29 %	425	206		206
202620	Vote by Mail	948	285	30.06 %	155	59		71
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	580	265		277
203100	Election Day	2721	140	5.15 %	54	53		33
203100	Vote by Mail	2721	2155	79.20 %	1017	782	1	355
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	1071	835	1	388
203500	Election Day	2067	281	13.59 %	129	70		82
203500	Vote by Mail	2067	1396	67.54 %	677	463		256
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	806	533		338

1 Measure DD - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	88	61		47
203800	Vote by Mail	2329	1720	73.85 %	943	512		265
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	1031	573		312
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	18	3		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	20	4		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	20	8		4
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	20	8		4
204210	Election Day	2153	542	25.17 %	260	118		164
204210	Vote by Mail	2153	1170	54.34 %	655	302	1	212
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	915	420	1	376
204300	Election Day	2625	336	12.80 %	168	81		87
204300	Vote by Mail	2625	1730	65.90 %	961	488		281
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	1129	569		368
204900	Election Day	1074	461	42.92 %	235	113		113
204900	Vote by Mail	1074	382	35.57 %	214	81		87
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	449	194		200
205200	Election Day	4322	181	4.19 %	69	66		46
205200	Vote by Mail	4322	3494	80.84 %	1739	1235		520
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	1808	1301		566
205700	Election Day	3683	225	6.11 %	87	87		51
205700	Vote by Mail	3683	2940	79.83 %	1406	1095	1	438
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	1493	1182	1	489

**1 Measure DD - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	92	62		43
206200	Vote by Mail	2148	1565	72.86 %	823	497		245
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	915	559		288
206900	Election Day	1448	185	12.78 %	89	55		41
206900	Vote by Mail	1448	923	63.74 %	521	261		141
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	610	316		182
207000	Election Day	1983	135	6.81 %	54	51		30
207000	Vote by Mail	1983	1545	77.91 %	732	576	1	236
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	786	627	1	266
207200	Election Day	2522	207	8.21 %	94	66		47
207200	Vote by Mail	2522	1830	72.56 %	900	647	1	282
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	994	713	1	329
207700	Election Day	2802	803	28.66 %	403	190		210
207700	Vote by Mail	2802	1343	47.93 %	737	339		267
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	1140	529		477
208010	Election Day	3594	275	7.65 %	126	95		54
208010	Vote by Mail	3594	2595	72.20 %	1379	823		393
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	1505	918		447
208300	Election Day	3642	345	9.47 %	156	122		67
208300	Vote by Mail	3642	2358	64.74 %	1314	733		311
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	1470	855		378
208510	Election Day	2566	331	12.90 %	153	98		80
208510	Vote by Mail	2566	1503	58.57 %	871	449		183
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	1024	547		263

1 Measure DD - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	18	3		4
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	18	3		4
208800	Election Day	1483	167	11.26 %	77	47		43
208800	Vote by Mail	1483	822	55.43 %	472	219	1	130
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	549	266	1	173
208820	Election Day	434	37	8.53 %	20	12		5
208820	Vote by Mail	434	269	61.98 %	145	78		46
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	165	90		51
208900	Election Day	1414	115	8.13 %	46	41		28
208900	Vote by Mail	1414	897	63.44 %	506	273		118
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	552	314		146
209010	Election Day	4160	291	7.00 %	144	96		51
209010	Vote by Mail	4160	2968	71.35 %	1596	947		425
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	1740	1043		476
209310	Election Day	5541	362	6.53 %	163	120		79
209310	Vote by Mail	5541	4240	76.52 %	2273	1402	1	564
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	2436	1522	1	643
209700	Election Day	2688	224	8.33 %	97	87		40
209700	Vote by Mail	2688	1780	66.22 %	960	568		252
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	1057	655		292
209900	Election Day	4450	533	11.98 %	246	185		102
209900	Vote by Mail	4450	2782	62.52 %	1525	859	1	397
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	1771	1044	1	499

1 Measure DD - City of Berkeley								
	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes	
Total - Election Day	74293	8696	11.71 %	4098	2538		2060	
Total - Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667	
Total - Youth Voting Election Day	74293	0	0.00 %					
Total - Youth Voting Vote by Mail	74293	0	0.00 %					
Contest Total	74293	59436	80.00 %	30761	18939	9	9727	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure DD - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	4098	2538		2060
California	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	30761	18939	9	9727
12th Congressional District	Election Day	74293	8696	11.71 %	4098	2538		2060
12th Congressional District	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	30761	18939	9	9727
7th State Senatorial District	Election Day	74293	8696	11.71 %	4098	2538		2060
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	30761	18939	9	9727
14th Assembly District	Election Day	74293	8696	11.71 %	4098	2538		2060
14th Assembly District	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	30761	18939	9	9727
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	4098	2538		2060
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	30761	18939	9	9727
Alameda County	Election Day	74293	8696	11.71 %	4098	2538		2060
Alameda County	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	30761	18939	9	9727

1 Measure DD - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	4098	2538		2060
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	30761	18939	9	9727
City of Berkeley	Election Day	74293	8696	11.71 %	4098	2538		2060
City of Berkeley	Vote by Mail	74293	50740	68.30 %	26663	16401	9	7667
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	30761	18939	9	9727
Total - Election Day		74293	8696	11.71 %	4098	2538		2060
Total - Vote by Mail		74293	50740	68.30 %	26663	16401	9	7667
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	30761	18939	9	9727

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure EE**.

I hereby set my hand and my official seal this **5<sup>th</sup> day of December 2024**.



*Cynthia Conyzi*  
jpr **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure EE - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	98	111		49
200100	Vote by Mail	3535	2784	78.76 %	1008	1520		256
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	1106	1631		305
200200	Election Day	2442	262	10.73 %	136	73		53
200200	Vote by Mail	2442	1797	73.59 %	636	991	1	169
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	772	1064	1	222
201400	Election Day	3773	283	7.50 %	129	114		40
201400	Vote by Mail	3773	2759	73.12 %	1071	1415	3	270
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1200	1529	3	310
202200	Election Day	541	89	16.45 %	48	23		18
202200	Vote by Mail	541	339	62.66 %	170	123		46
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	218	146		64
202500	Election Day	1105	395	35.75 %	193	91		111
202500	Vote by Mail	1105	288	26.06 %	131	97		60
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	324	188		171
202620	Election Day	948	837	88.29 %	441	212		184
202620	Vote by Mail	948	285	30.06 %	142	74		69
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	583	286		253
203100	Election Day	2721	140	5.15 %	50	63		27
203100	Vote by Mail	2721	2155	79.20 %	747	1206	1	201
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	797	1269	1	228
203500	Election Day	2067	281	13.59 %	124	80		77
203500	Vote by Mail	2067	1396	67.54 %	482	729	2	183
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	606	809	2	260

1 Measure EE - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	83	75		38
203800	Vote by Mail	2329	1720	73.85 %	680	878	2	160
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	763	953	2	198
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	3	18		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	5	19		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	17	13		2
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	17	13		2
204210	Election Day	2153	542	25.17 %	277	117		148
204210	Vote by Mail	2153	1170	54.34 %	530	477		163
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	807	594		311
204300	Election Day	2625	336	12.80 %	155	106		75
204300	Vote by Mail	2625	1730	65.90 %	738	797		195
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	893	903		270
204900	Election Day	1074	461	42.92 %	250	108		103
204900	Vote by Mail	1074	382	35.57 %	179	127		76
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	429	235		179
205200	Election Day	4322	181	4.19 %	70	81		30
205200	Vote by Mail	4322	3494	80.84 %	1265	1905	2	322
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	1335	1986	2	352
205700	Election Day	3683	225	6.11 %	83	108		34
205700	Vote by Mail	3683	2940	79.83 %	1182	1493	4	261
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	1265	1601	4	295

1 Measure EE - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	90	71		36
206200	Vote by Mail	2148	1565	72.86 %	623	751	3	188
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	713	822	3	224
206900	Election Day	1448	185	12.78 %	84	68		33
206900	Vote by Mail	1448	923	63.74 %	409	398		116
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	493	466		149
207000	Election Day	1983	135	6.81 %	55	56		24
207000	Vote by Mail	1983	1545	77.91 %	649	761	1	134
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	704	817	1	158
207200	Election Day	2522	207	8.21 %	104	71		32
207200	Vote by Mail	2522	1830	72.56 %	707	909	1	213
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	811	980	1	245
207700	Election Day	2802	803	28.66 %	413	194		196
207700	Vote by Mail	2802	1343	47.93 %	635	496	1	211
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	1048	690	1	407
208010	Election Day	3594	275	7.65 %	119	114		42
208010	Vote by Mail	3594	2595	72.20 %	1034	1267	1	293
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	1153	1381	1	335
208300	Election Day	3642	345	9.47 %	143	155		47
208300	Vote by Mail	3642	2358	64.74 %	869	1240		249
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	1012	1395		296
208510	Election Day	2566	331	12.90 %	145	122		64
208510	Vote by Mail	2566	1503	58.57 %	615	745	2	141
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	760	867	2	205

1 Measure EE - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	10	11		4
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	10	11		4
208800	Election Day	1483	167	11.26 %	70	59		38
208800	Vote by Mail	1483	822	55.43 %	302	406	2	112
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	372	465	2	150
208820	Election Day	434	37	8.53 %	20	14		3
208820	Vote by Mail	434	269	61.98 %	87	149		33
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	107	163		36
208900	Election Day	1414	115	8.13 %	46	51		18
208900	Vote by Mail	1414	897	63.44 %	346	456		95
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	392	507		113
209010	Election Day	4160	291	7.00 %	117	120		54
209010	Vote by Mail	4160	2968	71.35 %	1011	1695		262
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	1128	1815		316
209310	Election Day	5541	362	6.53 %	146	161		55
209310	Vote by Mail	5541	4240	76.52 %	1784	2100	2	354
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	1930	2261	2	409
209700	Election Day	2688	224	8.33 %	95	98		31
209700	Vote by Mail	2688	1780	66.22 %	699	892	1	188
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	794	990	1	219
209900	Election Day	4450	533	11.98 %	228	223		82
209900	Vote by Mail	4450	2782	62.52 %	1098	1360		324
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	1326	1583		406

**1 Measure EE - City of Berkeley**

	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
Total - Election Day	74293	8696	11.71 %	4014	2940		1742
Total - Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
Total - Youth Voting Election Day	74293	0	0.00 %				
Total - Youth Voting Vote by Mail	74293	0	0.00 %				
Contest Total	74293	59436	80.00 %	23873	28439	29	7095

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure EE - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	4014	2940		1742
California	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	23873	28439	29	7095
12th Congressional District	Election Day	74293	8696	11.71 %	4014	2940		1742
12th Congressional District	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	23873	28439	29	7095
7th State Senatorial District	Election Day	74293	8696	11.71 %	4014	2940		1742
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	23873	28439	29	7095
14th Assembly District	Election Day	74293	8696	11.71 %	4014	2940		1742
14th Assembly District	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	23873	28439	29	7095
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	4014	2940		1742
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	23873	28439	29	7095
Alameda County	Election Day	74293	8696	11.71 %	4014	2940		1742
Alameda County	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	23873	28439	29	7095

1 Measure EE - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	4014	2940		1742
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	23873	28439	29	7095
City of Berkeley	Election Day	74293	8696	11.71 %	4014	2940		1742
City of Berkeley	Vote by Mail	74293	50740	68.30 %	19859	25499	29	5353
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	23873	28439	29	7095
Total - Election Day		74293	8696	11.71 %	4014	2940		1742
Total - Vote by Mail		74293	50740	68.30 %	19859	25499	29	5353
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	23873	28439	29	7095

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure FF**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Tim Dupuis*  
**TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure FF - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	100	107		51
200100	Vote by Mail	3535	2784	78.76 %	1320	1217		247
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	1420	1324		298
200200	Election Day	2442	262	10.73 %	127	81		54
200200	Vote by Mail	2442	1797	73.59 %	870	766		161
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	997	847		215
201400	Election Day	3773	283	7.50 %	148	92		43
201400	Vote by Mail	3773	2759	73.12 %	1452	1040		267
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	1600	1132		310
202200	Election Day	541	89	16.45 %	47	24		18
202200	Vote by Mail	541	339	62.66 %	188	106		45
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	235	130		63
202500	Election Day	1105	395	35.75 %	174	107		114
202500	Vote by Mail	1105	288	26.06 %	153	73		62
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	327	180		176
202620	Election Day	948	837	88.29 %	436	215		186
202620	Vote by Mail	948	285	30.06 %	133	82		70
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	569	297		256
203100	Election Day	2721	140	5.15 %	71	46		23
203100	Vote by Mail	2721	2155	79.20 %	1154	796		205
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	1225	842		228
203500	Election Day	2067	281	13.59 %	133	72		76
203500	Vote by Mail	2067	1396	67.54 %	818	408		170
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	951	480		246

1 Measure FF - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	104	50		42
203800	Vote by Mail	2329	1720	73.85 %	1033	539		148
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	1137	589		190
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	16	5		3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	18	6		3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	14	14		4
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	14	14		4
204210	Election Day	2153	542	25.17 %	266	130		146
204210	Vote by Mail	2153	1170	54.34 %	616	385	1	168
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	882	515	1	314
204300	Election Day	2625	336	12.80 %	167	87		82
204300	Vote by Mail	2625	1730	65.90 %	994	550		186
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	1161	637		268
204900	Election Day	1074	461	42.92 %	259	100		102
204900	Vote by Mail	1074	382	35.57 %	189	114		79
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	448	214		181
205200	Election Day	4322	181	4.19 %	88	59		34
205200	Vote by Mail	4322	3494	80.84 %	1815	1385		294
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	1903	1444		328
205700	Election Day	3683	225	6.11 %	109	81		35
205700	Vote by Mail	3683	2940	79.83 %	1448	1243		249
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	1557	1324		284

1 Measure FF - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	105	58		34
206200	Vote by Mail	2148	1565	72.86 %	879	499		187
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	984	557		221
206900	Election Day	1448	185	12.78 %	97	53		35
206900	Vote by Mail	1448	923	63.74 %	544	274		105
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	641	327		140
207000	Election Day	1983	135	6.81 %	55	53		27
207000	Vote by Mail	1983	1545	77.91 %	806	613		126
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	861	666		153
207200	Election Day	2522	207	8.21 %	116	53		38
207200	Vote by Mail	2522	1830	72.56 %	1019	609		202
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	1135	662		240
207700	Election Day	2802	803	28.66 %	400	204		199
207700	Vote by Mail	2802	1343	47.93 %	746	382		215
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	1146	586		414
208010	Election Day	3594	275	7.65 %	149	82		44
208010	Vote by Mail	3594	2595	72.20 %	1402	905		288
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	1551	987		332
208300	Election Day	3642	345	9.47 %	177	124		44
208300	Vote by Mail	3642	2358	64.74 %	1412	712		234
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	1589	836		278
208510	Election Day	2566	331	12.90 %	167	93		71
208510	Vote by Mail	2566	1503	58.57 %	901	468		134
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	1068	561		205

1 Measure FF - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	13	10		2
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	13	10		2
208800	Election Day	1483	167	11.26 %	79	52		36
208800	Vote by Mail	1483	822	55.43 %	463	254	1	104
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	542	306	1	140
208820	Election Day	434	37	8.53 %	22	12		3
208820	Vote by Mail	434	269	61.98 %	152	83		34
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	174	95		37
208900	Election Day	1414	115	8.13 %	59	36		20
208900	Vote by Mail	1414	897	63.44 %	537	264		96
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	596	300		116
209010	Election Day	4160	291	7.00 %	142	95		54
209010	Vote by Mail	4160	2968	71.35 %	1726	991	1	250
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	1868	1086	1	304
209310	Election Day	5541	362	6.53 %	182	115		65
209310	Vote by Mail	5541	4240	76.52 %	2259	1639	2	340
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	2441	1754	2	405
209700	Election Day	2688	224	8.33 %	106	86		32
209700	Vote by Mail	2688	1780	66.22 %	944	669		167
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	1050	755		199
209900	Election Day	4450	533	11.98 %	268	182		83
209900	Vote by Mail	4450	2782	62.52 %	1571	902		309
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	1839	1084		392

1 Measure FF - City of Berkeley								
	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes	
Total - Election Day	74293	8696	11.71 %	4355	2550		1791	
Total - Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151	
Total - Youth Voting Election Day	74293	0	0.00 %					
Total - Youth Voting Vote by Mail	74293	0	0.00 %					
Contest Total	74293	59436	80.00 %	31942	20547	5	6942	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure FF - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	4355	2550		1791
California	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	31942	20547	5	6942
12th Congressional District	Election Day	74293	8696	11.71 %	4355	2550		1791
12th Congressional District	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	31942	20547	5	6942
7th State Senatorial District	Election Day	74293	8696	11.71 %	4355	2550		1791
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	31942	20547	5	6942
14th Assembly District	Election Day	74293	8696	11.71 %	4355	2550		1791
14th Assembly District	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	31942	20547	5	6942
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	4355	2550		1791
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	31942	20547	5	6942
Alameda County	Election Day	74293	8696	11.71 %	4355	2550		1791
Alameda County	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	31942	20547	5	6942

1 Measure FF - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	4355	2550		1791
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	31942	20547	5	6942
City of Berkeley	Election Day	74293	8696	11.71 %	4355	2550		1791
City of Berkeley	Vote by Mail	74293	50740	68.30 %	27587	17997	5	5151
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	31942	20547	5	6942
Total - Election Day		74293	8696	11.71 %	4355	2550		1791
Total - Vote by Mail		74293	50740	68.30 %	27587	17997	5	5151
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	31942	20547	5	6942

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure GG**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Tim Dupuis*  
yol **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

**1 Measure GG - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	54	154		50
200100	Vote by Mail	3535	2784	78.76 %	490	2037		257
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	544	2191		307
200200	Election Day	2442	262	10.73 %	96	113		53
200200	Vote by Mail	2442	1797	73.59 %	378	1247		172
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	474	1360		225
201400	Election Day	3773	283	7.50 %	105	135		43
201400	Vote by Mail	3773	2759	73.12 %	640	1851	1	267
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	745	1986	1	310
202200	Election Day	541	89	16.45 %	36	34		19
202200	Vote by Mail	541	339	62.66 %	129	171		39
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	165	205		58
202500	Election Day	1105	395	35.75 %	165	113		117
202500	Vote by Mail	1105	288	26.06 %	128	101		59
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	293	214		176
202620	Election Day	948	837	88.29 %	391	246		200
202620	Vote by Mail	948	285	30.06 %	128	90		67
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	519	336		267
203100	Election Day	2721	140	5.15 %	37	78		25
203100	Vote by Mail	2721	2155	79.20 %	405	1524		226
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	442	1602		251
203500	Election Day	2067	281	13.59 %	96	104	1	80
203500	Vote by Mail	2067	1396	67.54 %	344	868		184
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	440	972	1	264

1 Measure GG - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	68	90		38
203800	Vote by Mail	2329	1720	73.85 %	481	1088	1	150
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	549	1178	1	188
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	1	19	1	3
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	2	21	1	3
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	9	18		5
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	9	18		5
204210	Election Day	2153	542	25.17 %	218	174		150
204210	Vote by Mail	2153	1170	54.34 %	351	658		161
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	569	832		311
204300	Election Day	2625	336	12.80 %	117	140		79
204300	Vote by Mail	2625	1730	65.90 %	502	1040	1	187
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	619	1180	1	266
204900	Election Day	1074	461	42.92 %	220	133		108
204900	Vote by Mail	1074	382	35.57 %	148	153		81
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	368	286		189
205200	Election Day	4322	181	4.19 %	49	99		33
205200	Vote by Mail	4322	3494	80.84 %	733	2438	2	321
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	782	2537	2	354
205700	Election Day	3683	225	6.11 %	45	143		37
205700	Vote by Mail	3683	2940	79.83 %	601	2083	1	255
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	646	2226	1	292

1 Measure GG - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	75	89		33
206200	Vote by Mail	2148	1565	72.86 %	402	973	1	189
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	477	1062	1	222
206900	Election Day	1448	185	12.78 %	70	81		34
206900	Vote by Mail	1448	923	63.74 %	272	537		114
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	342	618		148
207000	Election Day	1983	135	6.81 %	29	75		31
207000	Vote by Mail	1983	1545	77.91 %	350	1050	1	144
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	379	1125	1	175
207200	Election Day	2522	207	8.21 %	77	97		33
207200	Vote by Mail	2522	1830	72.56 %	461	1165	1	203
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	538	1262	1	236
207700	Election Day	2802	803	28.66 %	341	265		197
207700	Vote by Mail	2802	1343	47.93 %	478	664		201
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	819	929		398
208010	Election Day	3594	275	7.65 %	94	138		43
208010	Vote by Mail	3594	2595	72.20 %	667	1628		300
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	761	1766		343
208300	Election Day	3642	345	9.47 %	105	187		53
208300	Vote by Mail	3642	2358	64.74 %	700	1426	1	231
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	805	1613	1	284
208510	Election Day	2566	331	12.90 %	111	154		66
208510	Vote by Mail	2566	1503	58.57 %	522	837		144
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	633	991		210

**1 Measure GG - City of Berkeley**

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	8	11		6
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	8	11		6
208800	Election Day	1483	167	11.26 %	58	70		39
208800	Vote by Mail	1483	822	55.43 %	284	429	1	108
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	342	499	1	147
208820	Election Day	434	37	8.53 %	11	24		2
208820	Vote by Mail	434	269	61.98 %	76	164		29
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	87	188		31
208900	Election Day	1414	115	8.13 %	36	57		22
208900	Vote by Mail	1414	897	63.44 %	301	492		104
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	337	549		126
209010	Election Day	4160	291	7.00 %	78	157		56
209010	Vote by Mail	4160	2968	71.35 %	802	1875	4	287
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	880	2032	4	343
209310	Election Day	5541	362	6.53 %	110	186		66
209310	Vote by Mail	5541	4240	76.52 %	991	2875		374
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	1101	3061		440
209700	Election Day	2688	224	8.33 %	63	130		31
209700	Vote by Mail	2688	1780	66.22 %	477	1119		184
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	540	1249		215
209900	Election Day	4450	533	11.98 %	182	263		88
209900	Vote by Mail	4450	2782	62.52 %	781	1689	2	310
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	963	1952	2	398

1 Measure GG - City of Berkeley								
	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes	
Total - Election Day	74293	8696	11.71 %	3138	3731	1	1826	
Total - Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362	
Total - Youth Voting Election Day	74293	0	0.00 %					
Total - Youth Voting Vote by Mail	74293	0	0.00 %					
Contest Total	74293	59436	80.00 %	16178	36051	19	7188	

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure GG - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	3138	3731	1	1826
California	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	16178	36051	19	7188
12th Congressional District	Election Day	74293	8696	11.71 %	3138	3731	1	1826
12th Congressional District	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	16178	36051	19	7188
7th State Senatorial District	Election Day	74293	8696	11.71 %	3138	3731	1	1826
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	16178	36051	19	7188
14th Assembly District	Election Day	74293	8696	11.71 %	3138	3731	1	1826
14th Assembly District	Vote by-Mail	74293	50740	68.30 %	13040	32320	18	5362
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	16178	36051	19	7188
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	3138	3731	1	1826
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	16178	36051	19	7188
Alameda County	Election Day	74293	8696	11.71 %	3138	3731	1	1826
Alameda County	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	16178	36051	19	7188

1 Measure GG - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	3138	3731	1	1826
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	16178	36051	19	7188
City of Berkeley	Election Day	74293	8696	11.71 %	3138	3731	1	1826
City of Berkeley	Vote by Mail	74293	50740	68.30 %	13040	32320	18	5362
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	16178	36051	19	7188
Total - Election Day		74293	8696	11.71 %	3138	3731	1	1826
Total - Vote by Mail		74293	50740	68.30 %	13040	32320	18	5362
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	16178	36051	19	7188

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

STATE OF CALIFORNIA }  
COUNTY OF ALAMEDA } ss.

I, **TIM DUPUIS**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the **City of Berkeley** at the General Election held on Tuesday, **November 5, 2024**, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure HH**.

I hereby set my hand and my official seal this **5<sup>th</sup>** day of **December 2024**.



*Cynthia Conroy*  
706 **TIM DUPUIS**  
Registrar of Voters  
Alameda County  
State of California

1 Measure HH - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
200100	Election Day	3535	258	7.30 %	99	108		51
200100	Vote by Mail	3535	2784	78.76 %	663	1809		312
200100	Youth Voting Election Day	3535	0	0.00 %				
200100	Youth Voting Vote by Mail	3535	0	0.00 %				
200100	Total	3535	3042	86.05 %	762	1917		363
200200	Election Day	2442	262	10.73 %	144	66		52
200200	Vote by Mail	2442	1797	73.59 %	483	1108		206
200200	Youth Voting Election Day	2442	0	0.00 %				
200200	Youth Voting Vote by Mail	2442	0	0.00 %				
200200	Total	2442	2059	84.32 %	627	1174		258
201400	Election Day	3773	283	7.50 %	122	116		45
201400	Vote by Mail	3773	2759	73.12 %	791	1617	1	350
201400	Youth Voting Election Day	3773	0	0.00 %				
201400	Youth Voting Vote by Mail	3773	0	0.00 %				
201400	Total	3773	3042	80.63 %	913	1733	1	395
202200	Election Day	541	89	16.45 %	46	23		20
202200	Vote by Mail	541	339	62.66 %	156	129		54
202200	Youth Voting Election Day	541	0	0.00 %				
202200	Youth Voting Vote by Mail	541	0	0.00 %				
202200	Total	541	428	79.11 %	202	152		74
202500	Election Day	1105	395	35.75 %	231	48		116
202500	Vote by Mail	1105	288	26.06 %	175	52		61
202500	Youth Voting Election Day	1105	0	0.00 %				
202500	Youth Voting Vote by Mail	1105	0	0.00 %				
202500	Total	1105	683	61.81 %	406	100		177
202620	Election Day	948	837	88.29 %	574	76		187
202620	Vote by Mail	948	285	30.06 %	167	48		70
202620	Youth Voting Election Day	948	0	0.00 %				
202620	Youth Voting Vote by Mail	948	0	0.00 %				
202620	Total	948	1122	118.35 %	741	124		257
203100	Election Day	2721	140	5.15 %	54	63		23
203100	Vote by Mail	2721	2155	79.20 %	537	1365		253
203100	Youth Voting Election Day	2721	0	0.00 %				
203100	Youth Voting Vote by Mail	2721	0	0.00 %				
203100	Total	2721	2295	84.34 %	591	1428		276
203500	Election Day	2067	281	13.59 %	152	50		79
203500	Vote by Mail	2067	1396	67.54 %	437	751		208
203500	Youth Voting Election Day	2067	0	0.00 %				
203500	Youth Voting Vote by Mail	2067	0	0.00 %				
203500	Total	2067	1677	81.13 %	589	801		287

1 Measure HH - City of Berkeley

		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
203800	Election Day	2329	196	8.42 %	105	52		39
203800	Vote by Mail	2329	1720	73.85 %	605	932		183
203800	Youth Voting Election Day	2329	0	0.00 %				
203800	Youth Voting Vote by Mail	2329	0	0.00 %				
203800	Total	2329	1916	82.27 %	710	984		222
203880	Election Day	37	3	8.11 %	***	***	***	***
203880	Vote by Mail	37	24	64.86 %	2	18		4
203880	Youth Voting Election Day	37	0	0.00 %				
203880	Youth Voting Vote by Mail	37	0	0.00 %				
203880	Total	37	27	72.97 %	3	20		4
203890	Election Day	35	0	0.00 %				
203890	Vote by Mail	35	32	91.43 %	9	20		3
203890	Youth Voting Election Day	35	0	0.00 %				
203890	Youth Voting Vote by Mail	35	0	0.00 %				
203890	Total	35	32	91.43 %	9	20		3
204210	Election Day	2153	542	25.17 %	331	73		138
204210	Vote by Mail	2153	1170	54.34 %	499	481		190
204210	Youth Voting Election Day	2153	0	0.00 %				
204210	Youth Voting Vote by Mail	2153	0	0.00 %				
204210	Total	2153	1712	79.52 %	830	554		328
204300	Election Day	2625	336	12.80 %	174	81		81
204300	Vote by Mail	2625	1730	65.90 %	676	806		248
204300	Youth Voting Election Day	2625	0	0.00 %				
204300	Youth Voting Vote by Mail	2625	0	0.00 %				
204300	Total	2625	2066	78.70 %	850	887		329
204900	Election Day	1074	461	42.92 %	305	48		108
204900	Vote by Mail	1074	382	35.57 %	198	101		83
204900	Youth Voting Election Day	1074	0	0.00 %				
204900	Youth Voting Vote by Mail	1074	0	0.00 %				
204900	Total	1074	843	78.49 %	503	149		191
205200	Election Day	4322	181	4.19 %	62	82		37
205200	Vote by Mail	4322	3494	80.84 %	958	2101	1	434
205200	Youth Voting Election Day	4322	0	0.00 %				
205200	Youth Voting Vote by Mail	4322	0	0.00 %				
205200	Total	4322	3675	85.03 %	1020	2183	1	471
205700	Election Day	3683	225	6.11 %	66	127		32
205700	Vote by Mail	3683	2940	79.83 %	775	1833	1	331
205700	Youth Voting Election Day	3683	0	0.00 %				
205700	Youth Voting Vote by Mail	3683	0	0.00 %				
205700	Total	3683	3165	85.94 %	841	1960	1	363

1 Measure HH - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
206200	Election Day	2148	197	9.17 %	96	67		34
206200	Vote by Mail	2148	1565	72.86 %	538	810		217
206200	Youth Voting Election Day	2148	0	0.00 %				
206200	Youth Voting Vote by Mail	2148	0	0.00 %				
206200	Total	2148	1762	82.03 %	634	877		251
206900	Election Day	1448	185	12.78 %	100	50		35
206900	Vote by Mail	1448	923	63.74 %	367	431		125
206900	Youth Voting Election Day	1448	0	0.00 %				
206900	Youth Voting Vote by Mail	1448	0	0.00 %				
206900	Total	1448	1108	76.52 %	467	481		160
207000	Election Day	1983	135	6.81 %	46	58		31
207000	Vote by Mail	1983	1545	77.91 %	472	879	1	193
207000	Youth Voting Election Day	1983	0	0.00 %				
207000	Youth Voting Vote by Mail	1983	0	0.00 %				
207000	Total	1983	1680	84.72 %	518	937	1	224
207200	Election Day	2522	207	8.21 %	108	62		37
207200	Vote by Mail	2522	1830	72.56 %	645	928	1	256
207200	Youth Voting Election Day	2522	0	0.00 %				
207200	Youth Voting Vote by Mail	2522	0	0.00 %				
207200	Total	2522	2037	80.77 %	753	990	1	293
207700	Election Day	2802	803	28.66 %	507	108		188
207700	Vote by Mail	2802	1343	47.93 %	695	416		232
207700	Youth Voting Election Day	2802	0	0.00 %				
207700	Youth Voting Vote by Mail	2802	0	0.00 %				
207700	Total	2802	2146	76.59 %	1202	524		420
208010	Election Day	3594	275	7.65 %	134	97		44
208010	Vote by Mail	3594	2595	72.20 %	917	1315		363
208010	Youth Voting Election Day	3594	0	0.00 %				
208010	Youth Voting Vote by Mail	3594	0	0.00 %				
208010	Total	3594	2870	79.86 %	1051	1412		407
208300	Election Day	3642	345	9.47 %	159	140		46
208300	Vote by Mail	3642	2358	64.74 %	946	1120		292
208300	Youth Voting Election Day	3642	0	0.00 %				
208300	Youth Voting Vote by Mail	3642	0	0.00 %				
208300	Total	3642	2703	74.22 %	1105	1260		338
208510	Election Day	2566	331	12.90 %	153	103		75
208510	Vote by Mail	2566	1503	58.57 %	668	654		181
208510	Youth Voting Election Day	2566	0	0.00 %				
208510	Youth Voting Vote by Mail	2566	0	0.00 %				
208510	Total	2566	1834	71.47 %	821	757		256

1 Measure HH - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
208690	Election Day	28	0	0.00 %				
208690	Vote by Mail	28	25	89.29 %	11	9		5
208690	Youth Voting Election Day	28	0	0.00 %				
208690	Youth Voting Vote by Mail	28	0	0.00 %				
208690	Total	28	25	89.29 %	11	9		5
208800	Election Day	1483	167	11.26 %	82	51		34
208800	Vote by Mail	1483	822	55.43 %	369	328	1	124
208800	Youth Voting Election Day	1483	0	0.00 %				
208800	Youth Voting Vote by Mail	1483	0	0.00 %				
208800	Total	1483	989	66.69 %	451	379	1	158
208820	Election Day	434	37	8.53 %	23	10		4
208820	Vote by Mail	434	269	61.98 %	89	142		38
208820	Youth Voting Election Day	434	0	0.00 %				
208820	Youth Voting Vote by Mail	434	0	0.00 %				
208820	Total	434	306	70.51 %	112	152		42
208900	Election Day	1414	115	8.13 %	70	24		21
208900	Vote by Mail	1414	897	63.44 %	408	376		113
208900	Youth Voting Election Day	1414	0	0.00 %				
208900	Youth Voting Vote by Mail	1414	0	0.00 %				
208900	Total	1414	1012	71.57 %	478	400		134
209010	Election Day	4160	291	7.00 %	120	113		58
209010	Vote by Mail	4160	2968	71.35 %	1120	1503	1	344
209010	Youth Voting Election Day	4160	0	0.00 %				
209010	Youth Voting Vote by Mail	4160	0	0.00 %				
209010	Total	4160	3259	78.34 %	1240	1616	1	402
209310	Election Day	5541	362	6.53 %	148	144		70
209310	Vote by Mail	5541	4240	76.52 %	1439	2341	2	458
209310	Youth Voting Election Day	5541	0	0.00 %				
209310	Youth Voting Vote by Mail	5541	0	0.00 %				
209310	Total	5541	4602	83.05 %	1587	2485	2	528
209700	Election Day	2688	224	8.33 %	93	94		37
209700	Vote by Mail	2688	1780	66.22 %	703	866		211
209700	Youth Voting Election Day	2688	0	0.00 %				
209700	Youth Voting Vote by Mail	2688	0	0.00 %				
209700	Total	2688	2004	74.55 %	796	960		248
209900	Election Day	4450	533	11.98 %	263	178		92
209900	Vote by Mail	4450	2782	62.52 %	1119	1300		363
209900	Youth Voting Election Day	4450	0	0.00 %				
209900	Youth Voting Vote by Mail	4450	0	0.00 %				
209900	Total	4450	3315	74.49 %	1382	1478		455

**1 Measure HH - City of Berkeley**

	Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
Total - Election Day	74293	8696	11.71 %	4568	2314		1814
Total - Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
Total - Youth Voting Election Day	74293	0	0.00 %				
Total - Youth Voting Vote by Mail	74293	0	0.00 %				
Contest Total	74293	59436	80.00 %	22205	28903	9	8319

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

1 Measure HH - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
California	Election Day	74293	8696	11.71 %	4568	2314		1814
California	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
California	Youth Voting Election Day	74293	0	0.00 %				
California	Youth Voting Vote by Mail	74293	0	0.00 %				
California	Total	74293	59436	80.00 %	22205	28903	9	8319
12th Congressional District	Election Day	74293	8696	11.71 %	4568	2314		1814
12th Congressional District	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
12th Congressional District	Youth Voting Election Day	74293	0	0.00 %				
12th Congressional District	Youth Voting Vote by Mail	74293	0	0.00 %				
12th Congressional District	Total	74293	59436	80.00 %	22205	28903	9	8319
7th State Senatorial District	Election Day	74293	8696	11.71 %	4568	2314		1814
7th State Senatorial District	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
7th State Senatorial District	Youth Voting Election Day	74293	0	0.00 %				
7th State Senatorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
7th State Senatorial District	Total	74293	59436	80.00 %	22205	28903	9	8319
14th Assembly District	Election Day	74293	8696	11.71 %	4568	2314		1814
14th Assembly District	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
14th Assembly District	Youth Voting Election Day	74293	0	0.00 %				
14th Assembly District	Youth Voting Vote by Mail	74293	0	0.00 %				
14th Assembly District	Total	74293	59436	80.00 %	22205	28903	9	8319
Board of Equalization, 2nd District	Election Day	74293	8696	11.71 %	4568	2314		1814
Board of Equalization, 2nd District	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
Board of Equalization, 2nd District	Youth Voting Election Day	74293	0	0.00 %				
Board of Equalization, 2nd District	Youth Voting Vote by Mail	74293	0	0.00 %				
Board of Equalization, 2nd District	Total	74293	59436	80.00 %	22205	28903	9	8319
Alameda County	Election Day	74293	8696	11.71 %	4568	2314		1814
Alameda County	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
Alameda County	Youth Voting Election Day	74293	0	0.00 %				
Alameda County	Youth Voting Vote by Mail	74293	0	0.00 %				
Alameda County	Total	74293	59436	80.00 %	22205	28903	9	8319

1 Measure HH - City of Berkeley								
		Registered Voters	Voters Cast	Turnout (%)	YES	NO	Over Votes	Under Votes
5th Supervisorial District	Election Day	74293	8696	11.71 %	4568	2314		1814
5th Supervisorial District	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
5th Supervisorial District	Youth Voting Election Day	74293	0	0.00 %				
5th Supervisorial District	Youth Voting Vote by Mail	74293	0	0.00 %				
5th Supervisorial District	Total	74293	59436	80.00 %	22205	28903	9	8319
City of Berkeley	Election Day	74293	8696	11.71 %	4568	2314		1814
City of Berkeley	Vote by Mail	74293	50740	68.30 %	17637	26589	9	6505
City of Berkeley	Youth Voting Election Day	74293	0	0.00 %				
City of Berkeley	Youth Voting Vote by Mail	74293	0	0.00 %				
City of Berkeley	Total	74293	59436	80.00 %	22205	28903	9	8319
Total - Election Day		74293	8696	11.71 %	4568	2314		1814
Total - Vote by Mail		74293	50740	68.30 %	17637	26589	9	6505
Total - Youth Voting Election Day		74293	0	0.00 %				
Total - Youth Voting Vote by Mail		74293	0	0.00 %				
Contest Total		74293	59436	80.00 %	22205	28903	9	8319

\*\*\* Indicates vote data was suppressed due to voter privacy settings.

ORDINANCE NO. #,###-N.S.

AUTHORIZING AND ADOPTING AMENDMENTS TO THE REAL PROPERTY  
TRANSFER TAX

BE IT ORDAINED by the people of the City of Berkeley as follows:

Section 1. Code Amendment. Chapter 7.52 of the Berkeley Municipal Code is hereby amended as follows (additions denoted by underlined text and deletions denoted by *strike through*):

**Chapter 7.52**  
**REAL PROPERTY TRANSFER TAX**

Sections:

- 7.52.010 Title.**
- 7.52.020 Purpose.**
- 7.52.030 Definitions.**
- 7.52.040 Imposed.**
- 7.52.045 Unrecorded contracts for sale not taxable transfers.**
- 7.52.050 Applicability.**
- 7.52.060 Exceptions.**
- 7.52.070 Due date and penalty for delinquency.**
- 7.52.080 Declaration may be required.**
- 7.52.090 Determination of deficiency.**
- 7.52.100 Notice of determination.**
- 7.52.110 Notice serving.**
- 7.52.120 Petition for redetermination.**
- 7.52.130 Consideration of petition.**
- 7.52.140 Determination of petition.**
- 7.52.150 Finality of determination.**
- 7.52.170 Tax a debt to City.**
- 7.52.180 Administration.**
- 7.52.190 Homeless services panel of experts.**
- 7.52.200 Increase appropriations limit.**

**7.52.010 Title.**

The ordinance codified in this chapter may be cited as the "real property transfer tax ordinance of the City of Berkeley."

**7.52.020 Purpose.**

The tax imposed under this chapter is solely for the purpose of raising income and revenue which is necessary to pay the usual and current expenses of conducting the municipal government of the City.

**7.52.030 Definitions.**

As used in this chapter:

A. "Real property" and "realty" mean real property as defined by and under the laws of the state.

B. "Value of consideration" means the total consideration, valued in money of the United States, paid or delivered, or contracted to be paid or delivered in return for the transfer of real property, including the amount of any indebtedness existing immediately prior to the transfer which is secured by a lien, deed of trust, or other encumbrance on the property conveyed and which continues to be secured by such lien, deed of trust or encumbrance after said transfer, and also including the amount of any indebtedness which is secured by a lien, deed of trust or encumbrance given or placed upon the property in connection with the transfer to secure the payment of the purchase price or any part thereof which remains unpaid at the time of transfer. Value of the consideration also includes the amount of any special assessment levied or imposed upon the property by a public body, district or agency, where said special assessment is a lien or encumbrance on the property and the purchaser or transferee agrees to pay such special assessment or takes the property subject to the lien of such special assessment. The value of any lien or encumbrance of a type other than those which are hereinabove specifically included, existing immediately prior to the transfer and remaining after said transfer, shall not be included in determining the value of the consideration. If the value of the consideration cannot be definitely determined, or is left open to be fixed by future contingencies, value of consideration shall be deemed to

mean the fair market value of the property at the time of transfer, after deducting the amount of any lien or encumbrance, if any, of a type which would be excluded in determining the value of the consideration pursuant to the above provisions of this section.

**7.52.040 Imposed.**

A. There is hereby imposed on all transfers of lands, tenements, or other interests in real property located in the City of Berkeley a real property transfer tax at the rates set forth below of one and one-half percent of the value of consideration, for transfers with a value at or below the threshold established in paragraph (C). Except as set forth in Section 7.52.060, this tax applies regardless of the method by which the transfer is accomplished or the relationship of the parties to the transfer. For purposes of this paragraph, the tax reduction available under Section 7.52.060.K shall be limited to the rebate that would be available based on the tax rate imposed pursuant to Paragraph A(1) of this section.

1. For properties where the value of consideration is below the first threshold, as established in Paragraph B of this section, the rate shall be one and one-half percent of the value of consideration;

2. For properties where the value of consideration is equal to or higher than the first threshold, as established in Paragraph B of this section, but below the second threshold, as established in Paragraph C of this section, the rate shall be two-and-one-half percent of the value of consideration;

3. For properties where the value of consideration is equal to or higher than the second threshold, as established in Paragraph C of this section, but below than the third threshold, as established in Paragraph D of this section, the rate shall be three percent of the value of consideration;

4. For properties where the value of consideration is equal to or greater than the third threshold, as established in Paragraph D of this section, the rate shall be three-and-one-half percent the value of consideration.

~~B. There is hereby imposed on all transfers of lands, tenements, or other interests in real property located in the City of Berkeley a real property transfer tax at the rate of two-and-one-half percent of the value of consideration, for transfers with a value above~~

~~the threshold established in paragraph (C). Except as set forth in Section 7.52.060, this tax applies regardless of the method by which the transfer is accomplished or the relationship of the parties to the transfer. For purposes of this paragraph, the tax reduction available under Section 7.52.060.K shall be limited to the rebate that would be available based on the tax rate imposed pursuant to Paragraph A.~~

B. C. For purposes of the real property transfer tax imposed by this Section, the threshold is \$1,5600,000, adjusted annually by the City of Berkeley on January 1 of every subsequent year to a number equal to the value of consideration for the transaction at the 60<sup>7</sup>th percentile of transactions during the 12 months preceding September 1 of the preceding year, as recorded by the Alameda County Assessor, rounded to the nearest \$100,000 increment; provided, that in no case shall any adjustment lower the threshold below \$1,5600,000.

C. For purposes of the real property transfer tax imposed by this Section, the second threshold is \$1,900,000 adjusted annually by the City of Berkeley on January 1 of every subsequent year to a number equal to the value of consideration for the transaction at the 80<sup>th</sup> percentile of transactions during the 12 months preceding September 1 of the preceding year, as recorded by the Alameda County Assessor, rounded to the nearest \$100,000 increment; provided, that in no case shall any adjustment lower the threshold below \$1,900,000.

D. For purposes of the real property transfer tax imposed by this Section, the third threshold is \$3,000,000 adjusted annually by the City of Berkeley on January 1 of every subsequent year to a number equal to the value of consideration for the transaction at 95<sup>th</sup> percentile of transactions during the 12 months preceding September 1 of the preceding year, as recorded by the Alameda County Assessor, rounded to the nearest \$100,000 increment; provided, that in no case shall any adjustment lower the threshold below \$3,000,000.

~~D. The two-and-one-half percent rate imposed in Paragraph B of this Section shall expire on January 1, 2029, unless reauthorized by the voters prior to such date.~~

**7.52.045 Unrecorded contracts for sale not taxable transfers.**

Contracts for the sale of real property which do not require immediate conveyance of legal title to the buyer, and installment sales contracts do not constitute taxable transfers under this chapter unless and until they are recorded.

**7.52.050 Applicability.**

Any person who makes a transfer which is subject to the tax imposed under Section 17.52.040 of this chapter, and any persons to whom such transfer is made, shall be jointly and severally liable for payment of the tax imposed under said Section 17.52.040.

**7.52.060 Exceptions.**

- A. Any tax imposed pursuant to this chapter shall not apply to any instrument in writing given to secure a debt.
- B. Any deed, instrument or writing to which the United States, or any agency or instrumentality thereof, any state or territory, or political subdivision thereof, is a party shall be exempt from any tax imposed pursuant to this chapter when the exempt agency is acquiring title.
- C. Any tax imposed pursuant to this chapter shall not apply to the making, delivery, or filing of conveyances to make effective any plan of reorganization or adjustment:
  - 1. Confirmed under the Federal Bankruptcy Act, as amended;
  - 2. Approved in an equity receivership proceeding in a court involving a railroad corporation, as defined in subdivision (m) of Section 205 of Title 11 of the United States Code, as amended;
  - 3. Approved in an equity receivership proceeding in a court involving a corporation, as defined in subdivision (3) of Section 506 of Title 11 of the United States Code, as amended; or
  - 4. Whereby a mere change in identity, form or place of organization is effected.

Subdivisions 1 to 4, inclusive, of this section shall only apply if the making, delivering or filing of instruments of transfer of conveyance occurs within five years from the date of such confirmation, approval or change.

D. Any tax imposed pursuant to this chapter shall not apply to the making or delivering of conveyances to make effective any order of the Securities and Exchange Commission, as defined in subdivision (a) of Section 1083 of the Internal Revenue Code of 1954; but only if:

1. The order of the Securities and Exchange Commission in obedience to which such conveyance is made recites that such conveyance is necessary or appropriate to effectuate the provisions of Section 79k of Title 15 of the United States Code, relating to the Public Utility Holding Company Act of 1935;
2. Such order specifies the property which is ordered to be conveyed;
3. Such conveyance is made in obedience to such order.

E.

1. In the case of any realty held by a partnership, no levy shall be imposed pursuant to this chapter by reason of any transfer of an interest in a partnership or otherwise, if:
  - (a) Such partnership (or another partnership) is considered a continuing partnership within the meaning of Section 708 of the Internal Revenue Code of 1954; and
  - (b) Such continuing partnership continues to hold the realty concerned.
2. If there is a termination of any partnership within the meaning of Section 708 of the Internal Revenue Code of 1954, for purposes of this chapter, such partnership shall be treated as having executed an instrument whereby there was conveyed, for fair market value (exclusive of the value of any lien or encumbrance remaining thereon), all realty held by such partnership at the time of such termination.
3. Not more than one tax shall be imposed pursuant to this chapter by reason of a termination described in subdivision 2, and any transfer pursuant thereto, with respect to the realty held by such partnership at the time of such termination.

F.

1. Any tax imposed pursuant to this chapter shall not apply to any transfer of property from one spouse or domestic partner to the other in order to create a joint tenancy or tenancy in common of their common residence.

2. Any tax imposed pursuant to this chapter shall not apply to any transfer of property from one spouse to the other in accordance with the terms of a decree of dissolution or in fulfillment of a property settlement incident thereto; provided, however, that such property was acquired by the husband and wife or husband or wife prior to the final decree of dissolution. Any tax imposed pursuant to this chapter also shall not apply to any transfer from one domestic partner, as that term is used in the City of Berkeley's policy establishing domestic partnership registration, to another, where (1) prior to such transfer an affidavit of domestic partnership has been filed with the City Clerk pursuant to Section IV of the City of Berkeley's policy establishing domestic partnership registration; (2) subsequent to the filing of such affidavit of domestic partnership, either or both domestic partner(s) files a statement of termination with the City Clerk pursuant to Section V of the domestic partnership policy; (3) such transfer of real property is made pursuant to a written agreement between the domestic partners upon the termination of their domestic partnership; and (4) the real property was acquired by either or both domestic partner(s) prior to the filing of the statement of termination.

G. Any tax imposed pursuant to this chapter shall not apply to transfers, conveyance, lease or sub-lease without consideration which confirm or correct a deed previously recorded or filed.

H. Any tax imposed pursuant to this chapter shall not apply to transfers recorded prior to the effective date of the ordinance codified in this chapter.

I. The tax imposed pursuant to this chapter shall not apply with respect to any deed, instrument, or writing to a beneficiary or mortgagee, which is taken from the mortgagor or trustor as a result of or in lieu of foreclosure; provided, that such tax shall apply to the extent that the consideration exceeds the unpaid debt, including accrued interest and cost foreclosure. Consideration, unpaid debt amount and identification of grantee as beneficiary or mortgagee shall be noted on said deed, instrument or writing or stated in an affidavit or declaration under penalty of perjury for tax purposes.

J. Reserved.

K.

1. Up to one-third of the tax imposed by this chapter shall be reduced, on a dollar for dollar basis, for all expenses incurred on or after October 17, 1989 to "seismically retrofit" either any structure which is used exclusively for residential purposes, or any mixed use structure which contains two or more dwelling units.

2. The term "seismically retrofit" within the meaning of this chapter means any of the following:

(a) That work which is needed and directly related to make the structure capable of withstanding lateral loads equivalent to the force levels defined by Chapter 23 of the 1976 Uniform Building Code;

(b) Replacement or repair of foundations; replacement or repair of rotted mud sills; bracing of basement or pony walls; bolting of mud sills to standard foundations; installation of shear walls; anchoring of water heaters; and/or securing of chimneys, stacks or water heaters;

(c) Corrective work on buildings which fit the criteria in subsection K.1, which are listed on the City of Berkeley inventory of potentially hazardous, unreinforced masonry buildings when such work is necessary to meet City standards or requirements applicable to such buildings;

(d) Any other work found by the building official to substantially increase the capability of those structures, specified in subsection K.1, to withstand destruction or damage in the event of an earthquake.

3. The work to seismically retrofit structures as provided herein shall be completed either prior to the transfer of property or as provided in subsection K.4.

4. If the work to seismically retrofit the structures provided for herein is to be performed after the transfer of property which is subject to the tax imposed by this chapter, upon completion of such work and certification by the building official as to the amount of the expenses of such work the City Manager or their designee may refund such expenses not to exceed one-third of the tax imposed to the parties to the sale in accordance with the terms of such sale. Any remaining tax shall be retained by the City.

5. From the date of the recordation of the transfer document, the applicant shall have one year to complete all seismic retrofit work and submit a seismic retrofit verification application to the codes and inspection division of the City of Berkeley. If the work is not completed at the end of one year, that portion which has been completed may be credited to the applicant upon submission of a seismic retrofit verification application and substantiating documentation, as required by the codes and inspections division of the City of Berkeley, showing the dollar amount of work completed up to that date. All other monies remaining in escrow will be returned to the City of Berkeley upon written request by the Finance Department.

6. Within the one-year period established by paragraph 5, an applicant may request, and the City Manager may approve, an extension of up to one year. The City Manager or their designee may grant such an extension only for good cause. The decision of the City Manager or their designee shall be entirely within their discretion and shall be final.

(a) "Good cause" includes (i) the inability of the applicant, after a prompt and diligent search to find and retain the services of an architect, engineer, contractor or other service provider whose services are necessary for the seismic retrofit work; (ii) unforeseen and unforeseeable circumstances such as a significant change in the scope of the seismic retrofit work due to circumstances in the field which could not reasonably have been known earlier; and (iii) serious illness or other extraordinary and unforeseeable circumstances that prevented the timely commencement or completion of the seismic retrofit work.

(b) "Good cause" does not include (i) ignorance of the applicable City ordinances or regulations concerning the seismic retrofit rebate provided in this chapter or state or local laws relating to the standards with which seismic retrofit work must comply; or (ii) any delays which were within the control or responsibility of the applicant.

**7.52.070 Due date and penalty for delinquency.**

The tax imposed under this chapter is due and payable at the time the deed, instrument, or writing effecting a transfer subject to the tax is delivered, and is delinquent if unpaid at the time of recordation thereof. In the event that the tax is not paid prior to becoming

delinquent, a delinquency penalty of ten percent of the amount of tax due shall accrue. In the event a portion of the tax is unpaid prior to becoming delinquent, the penalty shall only accrue as to the portion remaining unpaid. An additional penalty of ten percent shall accrue if the tax remains unpaid on the ninetieth day following the date of the original delinquency. Interest shall accrue at the rate of one-half of one percent a month, or fraction thereof, on the amount of tax, exclusive of penalties, from the date the tax becomes delinquent to the date of payment. Interest and penalty accrued shall become part of the tax.

**7.52.080 Declaration may be required.**

The tax imposed by this chapter shall be paid to the director by the persons referred to in Section 17.52.050. The director shall have the authority as part of any rules and regulations promulgated by them as provided for herein to require that the payment shall be accompanied by a declaration of the amount of tax due signed by the person paying the tax or by their agent. The declaration shall include a statement that the value of the consideration on which the tax due was computed includes all indebtedness secured by liens, deeds of trust, or other encumbrances remaining or placed on the property transferred at the time of transfer, and also includes all special assessments on the property which the purchaser or the transferee agrees to pay or which remains a lien on the property at the time of transfer. The declaration shall identify the deed, instrument or writing effecting the transfer for which the tax is being paid. The director may require delivery to them of a copy of such deed, instrument or writing whenever they deem such to be reasonably necessary to adequately identify such writing or to administer the provisions of this chapter. The director may rely on the declaration as to the amount of the tax due provided they have no reason to believe that the full amount of the tax due is not shown on the declaration.

Whenever the director has reason to believe that the full amount of tax due is not shown on the declaration or has not been paid, they may, by notice served upon any person liable for the tax, require the person to furnish a true copy of their records relevant to the value of the consideration or fair market value of the property transferred. Such notice may be served at any time within three years after recordation of the deed, instrument or writing which transfers such property.

**7.52.090 Determination of deficiency.**

If on the basis of such information as the director receives pursuant to the last paragraph of Section 17.52.080, and/or on the basis of such other relevant information that comes into their possession, they determine that the amount of tax due as set forth in the declaration, or as paid, is insufficient, they may recompute the tax due on the basis of such information.

If the declaration required by Section 17.52.080, is not submitted, the director may make an estimate of the value of the consideration for the property conveyed and determine the amount of tax to be paid on the basis of any information in their possession or that may come into their possession.

One or more deficiency determinations may be made of the amount due with respect to any transfer.

**7.52.100 Notice of determination.**

The director shall give written notice to a person liable for payment of the tax imposed under this chapter of their determination made under Section 17.52.090. Such notice shall be given within three years after the recordation of the deed, instrument, or writing effecting the transfer on which the tax deficiency determination was made.

**7.52.110 Notice serving.**

Any notice required to be given by the director under this chapter may be served personally or by mail; if by mail, service shall be made by depositing the notice in the United States mail, in a sealed envelope with postage paid, addressed to the person on whom it is to be served at their address as it appears in the records of the City or as ascertained by the director. The service is complete at the time of the deposit of the notice in the United States mail, without extension of time for any reason.

**7.52.120 Petition for redetermination.**

Any person against whom a determination is made under this chapter or any person directly interested may petition the director for a redetermination within sixty days after

service upon the person of notice thereof. If a petition for redetermination is not filed in writing with the Director, City Hall, Berkeley, California 94704, within the sixty-day period, the determination becomes final at the expiration of the period.

**7.52.130 Consideration of petition.**

If a petition for redetermination is filed within the sixty-day period, the director shall reconsider the determination and, if the person has so requested in their petition, shall grant the person an oral hearing, and shall give the person ten days' notice of the time and place of hearing. The director may designate one or more deputies for the purpose of conducting hearings and may continue a hearing from time to time as may be necessary.

**7.52.140 Determination of petition.**

The director may decrease or increase the amount of the determination before it becomes final, but the amount may be increased only if a claim for the increase is asserted by the director at or before the hearing.

**7.52.150 Finality of determination.**

The order or decision of the director upon a petition for redetermination becomes final thirty days after service upon the petitioner of notice thereof.

**7.52.170 Tax a debt to City.**

The amount of any tax, penalty, and interest imposed under the provisions of this chapter shall be deemed a debt to the City. Any person owing money to the City under the provisions of this chapter shall be liable to an action brought in the name of the City for the recovery of such amount.

**7.52.180 Administration.**

The Director of Finance of the City (in this chapter referred to as the director) shall collect the tax imposed under this chapter and shall otherwise administer this chapter. They may make such rules and regulations, not inconsistent with this chapter, as they may deem reasonably necessary or desirable to administer this chapter, as well as necessary forms and receipts.

**7.52.190 Homeless services panel of experts.**

A. There shall be established the Homeless Services Panel of Experts to make recommendations on how and to what extent the City should establish and/or fund programs to end or prevent homelessness in Berkeley and provide humane services and support.

B. An officer or employee of the City designated by the City Manager shall serve as secretary of the Panel.

C. In accordance with Chapter 2.04, the Panel shall be composed of nine members appointed by the City Council.

D. Terms shall expire and vacancies shall be filled in accordance with the provisions of Section 2.04.030 through 2.04.145 of this Code.

E. Each member of the Panel must:

1. Have experience in the development, administration, provision and/or evaluation of homeless programs in a government or non-profit capacity; or
2. Have current or past lived experience with homelessness; or
3. Have experience in researching the causes, impacts and solutions to homelessness; or
4. Have experience with state and/or local homeless policy, funding or programs; or
5. Have experience with federal homeless policy and funding administration such as the Continuum of Care Program; or

6. Have experience in the development and financing of affordable housing for formerly homeless persons; or

7. Have experience in the provision of mental health and/or substance use programs for homeless persons.

F. In accordance with Section 3.02.040, members of the Panel may be reappointed but shall not serve more than eight consecutive years.

1. For purposes of determining term limits under Section 3.02.040, a commissioner's service on the Homeless Commission shall be counted toward their service upon their appointment to the Homeless Services Panel of Experts.

G. The Panel shall, by majority vote, do each of the following:

1. Annually appoint one of its members as chair and one of its members as vice-chair;

2. Approve bylaws to facilitate the proper functioning of the Panel;

3. Establish a regular time and place of meeting. All meetings shall be noticed as required by law and shall be scheduled in a way to allow for maximum input from the public. Minutes for each meeting shall be recorded, kept, and maintained; and

4. Publish an annual report that includes the following:

(a) Recommendations on how to allocate the City's general funds to fund homeless services programs in Berkeley;

(b) Information, if available, concerning the impact of funded programs on the residents of the City; and

(c) Any additional information that the Panel deems appropriate.

H. Within 15 days of receipt of the publication of the Panel's annual report, the City Manager shall cause the report to be published on the City's Internet website and to be transmitted to the City Council.

I. The revenue raised by the tax imposed by Section 7.52.040 is available to pay the usual and current expenses of conducting the municipal government of the City, as determined by the City Council. The City Council shall consider, but need not follow, the

Panel's recommendations on how and to what extent to use this revenue to establish and/or fund programs to pay for homeless services and shall annually inform the Panel as to the extent to which it has implemented the Panel's recommendations.

J. The Homeless Services Panel of Experts shall also perform the following functions:

1. Continue the ongoing function previously performed by the Homeless Commission of monitoring and assisting in the City's progress in implementing needed homeless services and facilities;
2. Invite service providers and other interested members of the community to attend its meetings;
3. Report its recommendations concerning homeless services and facilities to the City Council;
4. Perform the federally mandated role of advising Council in the development and implementation of the Continuum of Care Plan;
5. Continue making annual funding recommendations to Council regarding the disbursement of Measure O and other related funds; and
6. Operate for an indefinite period of time.

**7.52.200 Increase appropriations limit.**

Pursuant to California Constitution Article XIII B, the appropriation limit for the City is increased by the aggregate sum authorized to be levied by this general tax for each of the four fiscal years from 2026 (July 1, 2025 – June 30, 2026) through 2029 (July 1, 2028 – June 30, 2029).

**Section 2. Amendment, repeal, and reenactment.** The City Council may repeal this ordinance, or amend it in any manner that does not result in an increase in the tax imposed herein, or add or modify exemptions, without further voter approval. If the City Council repeals this ordinance, it may subsequently reenact it without voter approval, as long as the reenacted ordinance does not result in an increase in the tax imposed herein.

**Section 3. California Environmental Quality Act Requirements.** This Ordinance is

exempt from the California Environmental Quality Act, Public Resources Code section 21000 et seq., under, including without limitation, Public Resources Code section 21065 and CEQA Guidelines sections 15378(b)(4) and 15061(b)(3), as it can be seen with certainty that there is no possibility that the activity authorized herein may have a significant effect on the environment and pursuant to Public Resources Code section 21080, subdivision (b)(8), and CEQA Guidelines section 15273 as the approval of government revenues to fund existing services.

Section 4.    General Tax; Simple Majority Vote Requirement. This Ordinance imposes a general tax and shall be effective if approved by a simple majority of the voters voting thereon.

Section 5.    Effective Date. This ordinance shall become effective on January 1, 2027.



ORDINANCE NO. #,###-N.S.

AUTHORIZING AND ADOPTING A SPECIAL TAX TO FUND LIBRARY OPERATIONS  
AND SERVICES

BE IT ORDAINED by the people of the City of Berkeley as follows:

Section 1. Findings and declarations.

The People of the City of Berkeley find and declare as follows:

- A. The Berkeley Public Library is anticipating a structural deficit in the near future.
- B. The Library will need to employ cost-saving measures in order to remain financially solvent if additional revenue is not identified.
- C. These cost-saving measures could impact current hours, staffing levels, and the ability to complete identified deferred maintenance and capital improvement projects.
- D. The Library has developed a robust new 2024-2028 strategic plan in partnership with community stakeholders that identifies relevant and significant service directions in support of community that also require investment of resources.
- E. Thousands of children participate in the Berkeley Public Library's reading and educational programs each year.
- F. Three current library facilities are over 75 years old, and their computer networks and technologies are seriously in need of updates.
- G. Public libraries are one of the few important community gathering spaces left that benefit children, teens, families, seniors, the disabled, and low-income residents.
- H. The library provides books, computer access, classes and services for those that cannot afford to buy them.
- I. Community libraries provide a place for youth to do their homework and participate in after-school programs.
- J. Library programs for children and teens, including homework help and reading resources, are critical to providing our students with the resources they need.
- K. The Berkeley Public Library ensures that all residents have free and equal access to a wide range of information.
- L. Libraries play a critical role in Berkeley, which is one of the highest circulating systems in California.

- M. The Berkeley Public Library helps support the economic vitality of the community by helping residents of all ages and backgrounds prepare for jobs, use computers, and succeed in school.
- N. The Board of Library Trustees is responsible for developing budgetary priorities and recommends an annual budget for the operation and maintenance of the Library.
- O. The Board of Library Trustees recommended to refer to Council a request for inclusion of a ballot measure calling for limited increase in Library tax on the November 2024 ballot

Section 2. Code Amendment. A new Chapter 7.57 is hereby added to the Berkeley Municipal Code to read as follows:

**Chapter 7.57  
LIBRARY RELIEF ACT OF 2024**

Sections:

- 7.57.010 Imposition of special tax for library operations and services.**
- 7.57.020 Definitions.**
- 7.57.030 Tax authorized – Tax rate – Adjustments for inflation.**
- 7.57.040 Exemptions.**
- 7.57.050 Term of tax.**
- 7.57.060 Spending Priorities**
- 7.57.070 Duties and authority of the City Manager.**
- 7.57.080 Collection with property tax – Interest and penalties.**
- 7.57.090 Refunds.**
- 7.57.100 Collection of unpaid taxes.**
- 7.57.110 Savings clause.**
- 7.57.120 Violation – Penalty.**
- 7.57.130 Increase appropriations limit.**

**7.57.010 Imposition of special tax for library operations and services.**

A. This chapter may be cited as the "Library Relief Act of 2024." The tax imposed under this chapter is solely for the purpose of funding library operations and services, including but not limited to building maintenance, collections and staffing.

B. The City Council may impose the tax authorized by this Chapter at the rate and subject to the inflation adjustments set forth in Section 7.57.030.

C. This special tax is imposed under Section 4 of Article XIII A of the California Constitution and the City's constitutional authority as a charter city under Article XI, Section 5 of the California Constitution.

D. The proceeds of the tax imposed by this chapter shall be placed in the library fund established by Section 3.04.070 of the Berkeley Municipal Code or in another special fund to be used only for the purposes of funding library operations and services.

**7.57.020 Definitions.**

For purposes of this chapter only, the following terms shall be defined as set forth below:

A. "Building" shall mean any structure having a roof supported by columns or by walls and designed for the shelter or housing of any person, chattel or property of any kind. The word "building" includes the word "structure."

B. "Dwelling" shall mean a building or portion of a building designed for human occupancy.

C. "Dwelling unit" shall mean a building or portion of a building designed for or occupied exclusively by one family.

D. "Family" shall mean one or more persons related by blood, marriage or adoption, and, in addition, any domestic servants or gratuitous guests thereof who are living together in a single dwelling unit and maintaining a common household. Family shall also mean all unrelated persons who live together in a single dwelling unit and maintain a common household.

E. "Improvements" shall mean all buildings or structures erected or affixed to the land.

F. "Square footage" shall mean the total gross horizontal areas of all floors, including usable basement and cellars, below the roof and within the outer surface of the main walls of buildings (or the center lines of party walls separating such buildings or portions thereof) or within lines drawn parallel to and two feet within the roof line of any building or portion thereof without walls (which includes, notwithstanding paragraph 3 below, the

square footage of all porches), and including pedestrian access walkways or corridors, but excluding the following:

1. Areas used for off-street parking spaces or loading berths and driveways and maneuvering aisles relating thereto.
2. Areas which are outdoor or semi-outdoor areas included as part of the building to provide a pleasant and healthful environment for the occupants thereof and the neighborhood in which the building is located. This exempted area is limited to stoops, balconies and to natural ground areas, terraces, pools and patios which are landscaped and developed for active or passive recreational use, and which are accessible for use by occupants of the building.
3. Arcades, porticoes, and similar open areas which are located at or near street level, which are accessible to the general public, and which are not designed or used as sales, display, storage, service or production areas.

G. "Structure" shall mean anything constructed or erected, the use of which requires location on the ground or attachment to something having location on the ground.

H. "Parcel" shall mean a unit of real estate in one ownership as shown on the most current official assessment role of the Alameda County Assessor.

**7.57.030 Tax authorized – Tax rate – Adjustments for inflation.**

A. There is hereby imposed a tax on the square footage of all improvements in the City of Berkeley, except where the improvements are otherwise exempt from taxation by this chapter.

B. The rate of tax for the fiscal year 2025-26 shall be as follows:

1. For all dwelling units, the tax shall be imposed at the rate of \$0.06 per square foot of improvements.
2. For all other property, the tax shall be imposed at the rate of \$0.09 per square foot of improvements.

C. The City Council may increase the previous year's tax by up to the greater of the cost of living in the immediate San Francisco Bay Area, or per capita personal income

growth in the State of California, as verified by the United States Bureau of Labor Statistics. If either index referred to above is discontinued, the City shall use any successor index specified by the applicable agency, or if there is none, the most similar index then in existence.

**7.57.040 Exemptions.**

A. The tax imposed by this Chapter shall not apply to parcels and improvements exempt from taxation by the City pursuant to the laws or constitutions of the United States or the State of California.

B. The tax imposed by this chapter shall not apply to any property owned by any person whose total personal income, from all sources, for the previous calendar year, does not exceed that level which shall constitute "very low-income," as may be established by resolution of the City Council. Any taxpayer claiming the exemption under this section shall be required to demonstrate his or her entitlement thereto annually by submitting an application and supporting documentation to the City Manager or the City Manager's designee in the manner and at the time established in regulations and/or guidelines hereafter promulgated by the City Manager subject to review by the City Council in its discretion. Such applications shall be on forms provided by the City Manager, or the City Manager's designee, and shall provide and/or be accompanied by such information as the City Manager shall require, including but not limited to, federal income tax returns and W-2 forms.

C. Any person or entity claiming an exemption from the tax imposed by this Chapter shall file a verified statement of exemption on a form prescribed by the City Manager prior to June 30<sup>th</sup> of the first fiscal year for which the exemption is sought.

**7.57.050 Term of tax.**

The tax imposed by this chapter shall be operative from July 1, 2025 until ended by voters.

**7.57.060 Spending Priorities.**

The following list of spending priorities shall be considered by the City when spending the proceeds of the tax imposed by this chapter. Nothing in this section shall be construed to limit the scope of permissible uses of the proceeds of this tax set forth in Section 7.57.010:

- A. Keep neighborhood libraries well-staffed and in good repair
- B. Maintain weekend and evening hours
- C. Increase afterschool reading programs, homework help and tutoring for children and teenagers
- D. Maintain high-quality children's story times and programming at all five libraries
- E. Provide literacy services for all ages
- F. Provide supportive places, resources and activities for children and teens
- G. Provide more copies of up-to-date books, e-books and other materials
- H. Maintain library facilities
- I. Expand summer learning programs
- J. Maintain the tool library for home repair, bike and culinary tools
- K. Improve accessibility for wheelchair and low mobility users in all library locations
- L. Improve library programs for seniors
- M. Install or upgrade air conditioning and install solar panels at the Central Library and neighborhood libraries to respond to climate crisis challenges
- N. Improve the usability of the library's website and optimize it for cell phone use and those with disabilities
- O. Expand multilingual collections and bilingual programming for all ages
- P. Upgrade all libraries for fast wifi service
- Q. Expand programs for job seekers
- R. Ensure free access to the top newspapers and magazines from all over the world
- S. Ensure the library collections reflect the community's diversity, equity and inclusion goals
- T. Fund social worker services in more than one location
- U. Revitalize the art and music floor at the Central Library
- V. Decrease wait times on new and popular digital titles

- W. Expand the 'library of things' for check out with items like camping equipment, boardgames and audiovisual equipment
- X. Remodel spaces for additional quiet study and music practice rooms
- Y. Provide separate space for quiet adult and older adult reading

**7.57.070 Duties and authority of the City Manager.**

It shall be the duty of the City Manager or the City Manager's designee to collect and receive all taxes imposed by this chapter, and to keep an accurate record thereof.

The City Manager or the City Manager's Designee is hereby charged with the enforcement of this chapter, except as otherwise provided herein, and may prescribe, adopt and enforce rules and regulations relating to the administration and enforcement of this chapter, including provisions for the re-examination and correction of returns and payments. The Director of Finance may prescribe the extent to which any ruling or regulation shall be applied without retroactive effect.

Upon disallowing any claim submitted pursuant to Section 7.57.080, the City Manager or the City Manager's designee shall mail written notice thereof to the claimant at the claimant's last known address.

**7.57.080 Collection with property tax - Interest and penalties.**

The City Council is authorized to have the taxes imposed by this chapter collected by the County of Alameda in conjunction with the county's collection of property tax revenues for the City of Berkeley. In the event that the County of Alameda collects the taxes imposed by this chapter, the imposition of penalties, additional fees and interest upon persons who fail to remit any tax imposed by this chapter, or who fail to remit any delinquent remittance under this chapter, shall be subject to and governed by the rules, regulations and procedures utilized by the County of Alameda in its collection of property taxes for the City of Berkeley, and in its collection of this additional tax for the City of Berkeley.

Every penalty imposed and such interest as accrues under the provisions of this chapter shall become a part of the tax herein required to be paid.

**7.57.090 Refunds.**

Whenever the amount of any tax, penalty or interest has been paid more than once or has been erroneously or illegally collected or received by the City under this chapter, it may be refunded as provided in Chapter 7.20 of the Berkeley Municipal Code or any such successor chapter.

**7.57.100 Collection of unpaid taxes.**

The amount of any tax, penalty, and interest imposed under the provisions of this chapter shall be deemed a debt to the City. Any person owing money under the provisions of this chapter shall be liable to an action brought in the name of the City for the recovery of such amount. The City shall be entitled to reasonable attorneys' fees and its costs of suit in any such action.

**7.57.110 Savings clause.**

The provisions of this chapter shall not apply to any person, association, corporation or to any property as to whom or which it is beyond the power of the City Council to impose the tax herein provided. If any sentence, clause, section or part of this chapter, or any tax against any individual or any of the several groups specified herein is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall affect only such clause, sentence, section or part of this chapter and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this chapter. It is hereby declared to be the intention of the City Council of the City of Berkeley that this chapter would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**7.57.120 Violation – Penalty.**

Any person who fails to perform any duty or obligation imposed by this chapter shall be guilty of an infraction as set forth in Chapter 1.20 of this code. The penalties provided in this section are in addition to the several remedies provided in this chapter.

**7.57.130 Increase appropriations limit.**

Pursuant to California Constitution Article XIII B, the appropriation limit for the City of Berkeley is hereby increased by the aggregate sum authorized to be levied by this special tax for each of the four fiscal years from 2025-2026 through 2028-2029.

Section 3. Amendment, repeal, and reenactment. The City Council may repeal this ordinance, or amend it in any manner that does not result in an increase in the tax imposed herein, or add or modify exemptions, without further voter approval. If the City Council repeals this ordinance, it may subsequently reenact it without voter approval, as long as the reenacted ordinance does not result in an increase in the tax imposed herein.

Section 4. California Environmental Quality Act Requirements. This Ordinance is exempt from the California Environmental Quality Act, Public Resources Code section 21000 et seq., under, including without limitation, Public Resources Code section 21065 and CEQA Guidelines sections 15378(b)(4) and 15061(b)(3), as it can be seen with certainty that there is no possibility that the activity authorized herein may have a significant effect on the environment and pursuant to Public Resources Code section 21080, subdivision (b)(8), and CEQA Guidelines section 15273 as the approval of government revenues to fund existing services.

Section 5. Special Tax; Two Thirds Vote Requirement. This Ordinance imposes a special tax and shall be effective only if approved by two-thirds of the voters voting thereon.

ORDINANCE NO. #,###-N.S.

AUTHORIZING AND ADOPTING AN INCREASE TO THE PARKS, TREES AND  
LANDSCAPING MAINTENANCE TAX

BE IT ORDAINED by the people of the City of Berkeley as follows:

Section 1. Code Amendment. Chapter 7.10 of the Berkeley Municipal Code is hereby amended as follows (additions denoted by underlined text and deletions denoted by *strike through*):

**Chapter 7.10**  
**PARKS, TREES AND LANDSCAPING MAINTENANCE TAX**

Sections:

- 7.10.010 Special tax.**
- 7.10.020 Tax adopted--Tax rate--Term--Index.**
- 7.10.030 Exemption for very low-income homeowners.**
- 7.10.040 Definitions.**
- 7.10.050 Duties of the Director of Finance.**
- 7.10.060 Interest and penalties.**
- 7.10.070 Refunds.**
- 7.10.080 Collection.**
- 7.10.090 Savings clause.**
- 7.10.100 Violation--penalty.**
- 7.10.110 Increase appropriations limit.**

**7.10.010 Special tax.**

A. The tax adopted under this chapter is solely for the purpose of raising income and revenue which is necessary to provide for the direct cost of acquisition and maintenance of improvements in the City of Berkeley.

B. Section 4 of Article XIII A of the California Constitution (Proposition 13) allows two-thirds of the qualified electors of the City to impose a special tax within the City, provided the special tax is not an ad valorem tax on real property or a transaction tax or a sales tax on the sale of real property within the City. The tax imposed by this chapter

is a special tax which is authorized for elector approval by Section 4 of Article XIII A of the California Constitution.

**7.10.020 Tax adopted--Tax rate--Term--Index.**

A. There is hereby adopted a special tax on the square footage of all improvements in the City of Berkeley, as defined herein.

B.1 The tax rate for the fiscal year 2016 shall be \$0.1466 per square foot of taxable improvements; provided, that this rate shall be increased or decreased annually in May pursuant to Section 7.10.020.D.

2. Notwithstanding paragraph (1), beginning fiscal year 2026, the tax rate shall be \$0.2652 per square foot of taxable improvements; provided, that this rate shall be increased or decreased annually in May pursuant to Section 7.10.020.D.

C. The tax imposed by this chapter shall be operative on July 1, 2015.

D. The tax may be increased or decreased annually in May, according to the greater of the increase or decrease in the cost of living in the immediate San Francisco Bay Area or personal income growth in the state of California, as verified by official United States economic reports.

E. For purposes of this section only the following terms shall be defined as set forth below:

1. "Building" shall mean any structure having a roof supported by columns or by walls and designed for the shelter or housing of any person, chattel or property of any kind. The word "building" includes the word "structure."
2. "Commercial," "industrial" and "institutional" shall refer to all buildings and improvements within the City that are not classified by this chapter as dwelling units.
3. "Dwelling" shall mean a building or portion of a building designed for human occupancy
4. "Dwelling unit" shall mean a building or portion of a building designed for or occupied exclusively by one family.

5. "Family" shall mean one or more persons related by blood, marriage or adoption, and, in addition, any domestic servants or gratuitous guests thereof who are living together in a single dwelling unit and maintaining a common household. Family shall also mean all unrelated persons who live together in a single dwelling unit and maintain a common household.
6. "Improvements" shall mean all buildings or structures erected or affixed to the land.
7. "Square footage" shall mean the total gross horizontal areas of all floors, including usable basement and cellars, below the roof and within the outer surface of the main walls of buildings (or the center lines of party walls separating such buildings or portions thereof) or within lines drawn parallel to and two feet within the roof line of any building or portion thereof without walls (which includes, notwithstanding paragraph c. below, the square footage of all porches), and including pedestrian access walkways or corridors, but excluding the following:
  - (a) Areas used for off-street parking spaces or loading berths and driveways and maneuvering aisles relating thereto.
  - (b) Areas which are outdoor or semi-outdoor areas included as part of the building to provide a pleasant and healthful environment for the occupants thereof and the neighborhood in which the building is located. This exempted area is limited to stoops, balconies and to natural ground areas, terraces, pools and patios which are landscaped and developed for active or passive recreational use, and which are accessible for use by occupants of the building.
  - (c) Arcades, porticoes, and similar open areas which are located at or near street level, which are accessible to the general public, and which are not designed or used as sales, display, storage, service or production areas.
8. "Structure" shall mean anything constructed or erected, the use of which requires location on the ground or attachment to something having location on the ground.
9. "Parcel" shall mean a unit of real estate in one ownership as shown on the most current official assessment role of the Alameda County Assessor.

**7.10.030 Exemption for very low-income homeowners.**

The tax imposed by this chapter shall not apply to any property owner by any person whose total personal income, from all sources, for the previous calendar year, does not exceed that level which shall constitute "very low-income," as may be established by resolution of the City Council. Any taxpayer claiming the exemption under this section shall be required to demonstrate his or her entitlement thereto annually by submitting an application and supporting documentation to the City Manager or his or her designee in the manner and at the time established in regulations and/or guidelines hereafter promulgated by the City Manager subject to review by the City Council in its discretion. Such applications shall be on forms provided by the City Manager, or his or her designee, and shall provide and/or be accompanied by such information as the City Manager shall require, including but not limited to, federal income tax returns and W-2 forms.

**7.10.040 Definitions.**

For purposes of this chapter, except Section 7.10.020, the following terms shall be defined as set forth below:

- A. "Improvement" means one or any combination of the following:
  - 1. The installation or planting of landscaping.
  - 2. The installation or construction of statuary, fountains, and other ornamental structures and facilities.
  - 3. The installation or construction of any facilities which are appurtenant to any of the foregoing or which are necessary or convenient for the maintenance or servicing thereof, including, but not limited to, grading, clearing, removal of debris, the installation or construction of curbs, gutters, walls, sidewalks, or paving, or water, irrigation, drainage, or electrical facilities.
  - 4. The installation of park or recreational improvements, including, but not limited to, all of the following:
    - (a) Land preparation, such as grading, leveling, cutting and filling, sod, landscaping, irrigation systems, sidewalks, and drainage.

(b) Lights, playground equipment, play courts, and public restrooms.

5. The maintenance or servicing, or both, of any of the foregoing.
6. The acquisition of land for park, recreational, or open-space purposes.
7. The acquisition of any existing improvement otherwise authorized pursuant to this section.

B. "Incidental expenses" include all of the following:

1. The costs of preparing plans, specifications, estimates and diagrams for improvements, including compensation to engineers and architects.
2. The costs of printing, advertising and giving published, posted and mailed notices.
3. Compensation payable to the County for collection of tax.
4. Any other expenses incidental to the construction, installation, or maintenance and servicing of the improvements.

C. "Landscaping" means trees, shrubs, grass, or other ornamental vegetation.

D. "Maintain" or "maintenance" means the furnishing of services and materials for the ordinary and usual maintenance, operation, and servicing of any improvement, including:

1. Repair, removal, or replacement of all or any part of any improvement.
2. Providing for the life, growth, health, and beauty of landscaping, including cultivation, irrigation, trimming, spraying, fertilizing, or treating for disease or injury.
3. The removal of trimmings, rubbish, debris, and other solid waste.
4. The cleaning, sandblasting, and painting of walls and other improvements to remove or cover graffiti.

E. "Service" or "servicing" means the furnishing of water for the irrigation of any landscaping, the operation of any fountains, or the maintenance of any other park improvements.

**7.10.050 Duties of the Director of Finance.**

It shall be the duty of the Director of Finance to collect and receive all taxes imposed by this chapter, and to keep an accurate record thereof. The Director of Finance is hereby charged with the enforcement of this chapter, except as otherwise provided herein, and may prescribe, adopt and enforce rules and regulations relating to the administration and enforcement of this chapter, including provisions for the re-examination and correction of returns and payments. The Director of Finance may prescribe the extent to which any ruling or regulation shall be applied without retroactive effect.

**7.10.060 Interest and penalties.**

The City Council is authorized to have the taxes imposed by this chapter collected by the County of Alameda in conjunction with the county's collection of property tax revenues for the City of Berkeley. In the event that the County of Alameda collects the taxes imposed by this chapter, the imposition of penalties, additional fees and interest upon persons who fail to remit any tax imposed by this chapter, or who fail to remit any delinquent remittance under this chapter, shall be subject to and governed by the rules, regulations and procedures utilized by the County of Alameda in its collection of property taxes for the City of Berkeley, and in its collection of this additional tax for the City of Berkeley.

Every penalty imposed and such interest as accrues under the provisions of this chapter shall become a part of the tax herein required to be paid.

**7.10.070 Refunds.**

Whenever the amount of any tax, penalty or interest has been paid more than once or has been erroneously or illegally collected or received by the City under this chapter, it may be refunded as provided in Chapter 7.20 of the Berkeley Municipal Code.

**7.10.080 Collection.**

The amount of any tax, penalty, and interest imposed under the provisions of this chapter shall be deemed a debt to the City. Any person owing money under the

provisions of this chapter shall be liable to an action brought in the name of the City for the recovery of such amount.

**7.10.090 Savings clause.**

The provisions of this chapter shall not apply to any person, association, corporation or to any property as to whom or which it is beyond the power of the City Council to impose the tax herein provided. If any sentence, clause, section or part of this chapter, or any tax against any individual or any of the several groups specified herein is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall affect only such clause, sentence, section or part of this chapter and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this chapter. It is hereby declared to be the intention of the City Council of the City of Berkeley that this chapter would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

**7.10.100 Violation--penalty.**

Any person who fails to perform any duty or obligation imposed by this chapter shall be guilty of an infraction as set forth in Chapter 1.20 of the Berkeley Municipal Code. The penalties provided in this section are in addition to the several remedies provided in this chapter.

**7.10.110 Increase appropriations limit.**

Pursuant to California Constitution Article XIII B, the appropriation limit for the City is increased by the aggregate sum authorized to be levied by this special tax for each of the four fiscal years from ~~2025--2024~~6 through ~~2028-2024~~9.

Section 2. Amendment, repeal, and reenactment. The City Council may repeal this ordinance, or amend it in any manner that does not result in an increase in the tax imposed herein, or add or modify exemptions, without further voter approval. If the City Council repeals this ordinance, it may subsequently reenact it without voter approval, as long as the reenacted ordinance does not result in an increase in the tax imposed herein.

Section 3. California Environmental Quality Act Requirements. This Ordinance is exempt from the California Environmental Quality Act, Public Resources Code section 21000 et seq., under, including without limitation, Public Resources Code section 21065 and CEQA Guidelines sections 15378(b)(4) and 15061(b)(3), as it can be seen with certainty that there is no possibility that the activity authorized herein may have a significant effect on the environment and pursuant to Public Resources Code section 21080, subdivision (b)(8), and CEQA Guidelines section 15273 as the approval of government revenues to fund existing services.

Section 4. Special Tax; Two Thirds Vote Requirement. This Ordinance imposes a special tax and shall be effective only if approved by two-thirds of the voters voting thereon.

ORDINANCE NO. \_\_\_\_\_

REAUTHORIZING AND EXTENDING THE GENERAL TAX ON THE  
DISTRIBUTION OF SUGAR-SWEETENED BEVERAGE PRODUCTS

BE IT ORDAINED by the People of the City of Berkeley as follows:

Section 1. Findings.

- A. Responding to the major public health crisis of increased rates of diabetes, obesity, and tooth decay, particularly in low-income communities and communities of color, connected to the consumption of sugary beverages, on November 4, 2014, the voters of the City of Berkeley passed Measure D, which added Chapter 7.72 to the Berkeley Municipal Code and imposed a general tax on the distribution of sugary beverages at a rate of 1 cent per fluid ounce.
- B. Since its adoption, Measure D has measurably reduced the consumption of sugary beverages in the City of Berkeley, as compared to neighboring cities that have not imposed a tax on the distribution of sugary beverages. For example, a report by the Berkeley Food Institute of the University of California found that three years after the passage of Measure D residents of the City of Berkeley were drinking half the amount of soda and consuming 29 percent more water than before Measure D.
- C. Measure D will terminate on January 1, 2027, unless reauthorized by the People of the City of Berkeley.

Section 2. Reauthorization.

- A. The general tax imposed on the distribution of sugary beverages in the City of Berkeley at the rate of 1 cent per fluid ounce, which was imposed by Ordinance No. 7,388-N.S.(Imposing a General Tax on the Distribution of Sugar-Sweetened Beverage Products) and codified as Chapter 7.72 of the Berkeley Municipal Code, is hereby reauthorized beyond December 31, 2026, its last effective date.
- B. The second sentence of section 4 of Ordinance No. 7,388-N.S., which states that “[t]he last effective date of this Ordinance shall be December 31, 2026, and it shall terminate as of January 1, 2027” is hereby deleted and replaced with the following sentence: “This Ordinance shall be effective until repealed or modified by the voters of the City of Berkeley.”

Section 3. Code Amendment. Chapter 7.72 of the Berkeley Municipal Code is hereby amended as follows (additions denoted by underlined text and deletions denoted by ~~strike-through~~):

**Chapter 7.72**  
**SUGAR-SWEETENED BEVERAGE PRODUCT DISTRIBUTION TAX**

Sections:

- 7.72.010 Excise tax.**
- 7.72.020 Exemptions.**
- 7.72.030 Definitions.**
- 7.72.040 Duties, responsibilities and authority of the City Manager.**
- 7.72.050 Collection.**
- 7.72.060 Refunds.**
- 7.72.070 Enforcement.**
- 7.72.080 Not a sales and use tax.**
- 7.72.090 Sugar-Sweetened Beverage Product Panel of Experts.**
- 7.72.100 Increase appropriations limits.**
- 7.72.110 Amendment.**
- 7.72.120 Duration.**

**7.72.010 Excise tax.**

A. In addition to any other taxes imposed by the City, the City hereby levies a tax of one cent (\$0.01) per fluid ounce on the privilege of Distributing Sugar-sweetened beverage products in the City.

B. For the purposes of this Chapter, the volume, in ounces, of a Sugar-sweetened beverage product shall be calculated as follows:

1. For a Sugar-sweetened beverage, the volume, in fluid ounces, of Sugar-sweetened beverages distributed to any person in the course of business in the City.
2. For Added caloric sweeteners, the largest volume, in fluid ounces, of Sugar-sweetened beverages that could be produced from the Added caloric sweeteners. In accordance with rules and regulations promulgated by the City pursuant to

Section 7.72.040, the largest volume, in fluid ounces, that would typically be produced from the Added caloric sweeteners shall be determined based on the manufacturer's instructions or, if the Distributor uses the Added caloric sweeteners to produce a Sugar-sweetened beverage, the regular practice of the Distributor.

C. The tax shall be paid upon the first nonexempt Distribution of a Sugar-sweetened beverage product in the City. To the extent that there is a chain of Distribution within Berkeley involving more than one Distributor, the tax shall be levied on the first Distributor subject to the jurisdiction of the City. To the extent the tax is not paid as set forth above for any reason, it shall be payable on subsequent Distributions and by subsequent Distributors; provided, that the Distribution of Sugar-sweetened beverage products may not be taxed more than once in the chain of commerce.

#### **7.72.020 Exemptions.**

The tax imposed by this Chapter shall not apply:

- A. To any Distributor that is not subject to taxation by the City under the laws of the United States or the State of California;
- B. To any Distribution of a Sugar-sweetened beverage product to a Retailer with less than \$100,000 in annual gross receipts, as defined in Section 9.04.025, in the most recent year;
- C. To any Distribution of Natural or common sweeteners; or
- D. To any Distribution of Added caloric sweeteners to a Food Products Store as defined in Section 23F.04.010, if the Food Products Store then offers the Added caloric sweetener for sale for later use by customers of that store.

#### **7.72.030 Definitions.**

- A. "Added caloric sweetener" means any substance or combination of substances that meets all of the following four criteria:
  - 1. Is suitable for human consumption;
  - 2. Adds calories to the diet if consumed;

3. Is perceived as sweet when consumed; and
4. Is used for making, mixing, or compounding Sugar-sweetened beverages by combining the substance or substances with one or more other ingredients including, without limitation, water, ice, powder, coffee, tea, fruit juice, vegetable juice, or carbonation or other gas.

An Added caloric sweetener may take any form, including but not limited to a liquid, syrup, and powder, whether or not frozen. "Added caloric sweetener" includes, without limitation, sucrose, fructose, glucose, other sugars, and high fructose corn syrup, but does not include a substance that exclusively contains natural, concentrated, or reconstituted fruit or vegetable juice or any combination thereof.

B. "Alcoholic beverage" means any beverage subject to tax under Part 14 (commencing with Section 32001) of the California Revenue and Taxation Code, as that Part may be amended from time to time.

C. "Beverage for medical use" means a beverage suitable for human consumption and manufactured for use as an oral nutritional therapy for persons who cannot absorb or metabolize dietary nutrients from food or beverages, or for use as an oral rehydration electrolyte solution for infants and children formulated to prevent or treat dehydration due to illness. "Beverage for medical use" shall also mean a "medical food" as defined in Section 109971 of the California Health and Safety Code, as that definition may be amended from time to time. "Beverage for medical use" shall not include drinks commonly referred to as "sports drinks" or any other common names that are derivations thereof.

D. "Business Entity" means any Person except for a natural person.

E. "City" means the City of Berkeley, California.

F. "City Manager" means the City Manager of the City of Berkeley or his or her designee.

G. "Consumer" means a natural person who purchases a Sugar-sweetened beverage product in the City for a purpose other than resale in the ordinary course of business.

H. "Distribution" or "Distribute" means the transfer of title or possession (1) from one Business entity to another for consideration or (2) within a single Business entity, such

as by a wholesale or warehousing unit to a retail outlet or between two or more employees or contractors. "Distribution" or "Distribute" shall not mean the retail sale to a Consumer.

I. "Distributor" means any Person who Distributes Sugar-sweetened beverage products in the City.

J. "Milk" means natural liquid milk, regardless of animal source or butterfat content, natural milk concentrate, whether or not reconstituted, regardless of animal source or butterfat content, or dehydrated natural milk, whether or not reconstituted and regardless of animal source or butterfat content, and plant-based milk substitutes, that are marketed as milk, such as soy milk and almond milk.

K. "Natural or common sweetener" means granulated white sugar, brown sugar, honey, molasses, xylem sap of maple trees, or agave nectar.

L. "Person" means an individual, trust, firm, joint stock company, business concern, business trust, government, receiver, trustee, syndicate, social club, fraternal organization, estate, corporation, including, but not limited to, a limited liability company, and association or any other group or combination acting as a unit.

M. "Retailer" means any Person who serves Sugar-sweetened beverage products to a Consumer.

N. "Simple syrup" means a mixture of water and one or more Natural or common sweeteners without any additional ingredients.

O. "Sugar-sweetened beverage" means any beverage intended for human consumption to which one or more Added caloric sweeteners has been added and that contains at least 2 calories per fluid ounce.

1. "Sugar-sweetened beverage" includes, but is not limited to all drinks and beverages commonly referred to as "soda," "pop," "cola," "soft drinks," "sports drinks," "energy drinks," "sweetened ice teas," or any other common names that are derivations thereof.

2. "Sugar-sweetened beverage" shall not include any of the following:

- (a) Any beverage in which milk is the primary ingredient, i.e., the ingredient constituting a greater volume of the product than any other;

- (b) Any beverage for medical use;
- (c) Any liquid sold for use for weight reduction as a meal replacement;
- (d) Any product commonly referred to as "infant formula" or "baby formula"; or
- (e) Any alcoholic beverage.

P. "Sugar-sweetened beverage product" means a Sugar-sweetened beverage or Added caloric sweetener.

**7.72.040 Duties, responsibilities and authority of the City Manager.**

A. It shall be the duty of the City Manager to collect and receive all taxes imposed by this Chapter, and to keep an accurate record thereof.

B. The City Manager is hereby charged with the enforcement of this Chapter, except as otherwise provided herein, and may prescribe, adopt, and enforce rules and regulations relating to the administration and enforcement of this Chapter, including provisions for the reexamination and correction of returns and payments, and for reporting. Such rules and regulations may include, but are not limited to, the following:

1. The determination of the frequency with which a Distributor must calculate the tax. This determination shall not constitute an increase of the tax.
2. The determination of the frequency with which a Distributor must pay the tax. This determination shall not constitute an increase of the tax.
3. The determination of whether and how a Distributor must register with the City.
4. The determination of whether and how a Distributor who receives, in the City, Sugar-sweetened beverage products from another Distributor must report to the City the name of that Distributor.
5. The determination of whether and how a Distributor who receives, in the City, Sugar-sweetened beverage products from another distributor must report to the City the volume of Sugar-sweetened beverage products received from that Distributor.
6. The determination of what other documentation is required to be created or maintained by a Distributor.

C. The City Manager shall annually verify that the taxes owed under this Chapter have been properly applied, exempted, collected, and remitted.

**7.72.050 Collection.**

A. The amount of any tax, penalty, and interest imposed under the provisions of this Chapter shall be deemed a debt to the City. Any Distributor owing money under the provisions of this Chapter shall be liable in an action brought in the name of the City for the recovery of such amount.

B. In order to aid in the City's collection of taxes due under this Chapter, any Retailer that receives Sugar-sweetened beverage products from a Distributor shall, in accordance with rules and regulations promulgated by the City Manager pursuant to Section 7.72.040, either:

1. report to the City all such transactions, the volume in ounces of Sugar-sweetened beverage products received in each transaction, and the identity and contact information of the Distributor from whom the Sugar-sweetened beverage products were received; or
2. collect the tax that would be payable as a result of the transaction by the Distributor from whom the Sugar-sweetened beverage product was received and remit it to the City; or
3. provide to the City evidence that the Distributor from whom the Sugar-sweetened beverage products were received has registered as a Distributor with the City and that registration is current.

C. The City Council is authorized to have the taxes imposed by this Chapter collected by the County of Alameda or the California Board of Equalization in conjunction with the collection of other taxes for the City. If the City Council exercises this authorization, the duties and responsibilities of the City Manager shall be given, as appropriate, to the County of Alameda or the California Board of Equalization, which may delegate such duties and responsibilities as necessary and as authorized by law.

**7.72.060 Refunds.**

Whenever any tax under this Chapter has been paid more than once or has been erroneously or illegally collected or received by the City, it may be refunded only as provided in Chapter 7.20 of the Berkeley Municipal Code.

**7.72.070 Enforcement.**

Except as otherwise provided by this Chapter or by rule or regulation promulgated by the City Manager, the tax imposed by this Chapter shall be administered in the same manner as taxes imposed pursuant to Chapter 9.04 and, without limitation, shall be subject to the same delinquency penalties, appeals processes and other enforcement provisions set forth in Chapter 9.04.

**7.72.080 Not a sales and use tax.**

The tax imposed by this Chapter is a tax upon the privilege of conducting business, specifically, Distributing Sugar sweetened beverage products within the City of Berkeley. It is not a sales, use, or other excise tax on the sale, consumption or use of Sugar-sweetened beverage products.

**7.72.090 Sugar-Sweetened Beverage Product Panel of Experts.**

- A. There shall be established the Sugar-Sweetened Beverage Product Panel of Experts to make recommendations on how and to what extent the City should establish and/or fund programs to reduce the consumption of sugar-sweetened beverages in Berkeley and to address the effects of such consumption.
- B. An officer or employee of the City designated by the City Manager shall serve as secretary of the Panel.
- C. In accordance with Chapter 2.04, the Panel shall be composed of nine members appointed by the City Council.
- D. Terms shall expire and vacancies shall be filled in accordance with the provisions of Section 2.04.030 through 2.04.145 of this Code.

E. Each member of the Panel must:

1. Have experience in community-based youth food and nutrition programs; or
2. Have experience in school-based food and nutrition programs and be referred by the Berkeley Unified School District; or
3. Have experience in early childhood nutrition education; or
4. Have experience in researching public health issues or evaluating public health programs related to diabetes, obesity, and sugary drink consumption; or
5. Be a licensed medical practitioner.

F. In accordance with Section 3.02.040, members of the Panel may be reappointed but shall not serve more than eight consecutive years.

G. The Panel shall, by majority vote, do each of the following:

1. Annually appoint one of its members as chair and one of its members as vice-chair;
2. Approve bylaws to facilitate the proper functioning of the Panel;
3. *Establish a regular time and place of meeting.* All meetings shall be noticed as required by law and shall be scheduled in a way to allow for maximum input from the public. Minutes for each meeting shall be recorded, kept, and maintained; and
4. Publish an annual report that includes the following:
  - (a) recommendations on how to allocate the City's general funds to reduce the consumption of sugar sweetened beverages in Berkeley and to address the results of such consumption;
  - (b) information, if available, concerning the impact of this Chapter on the public health of the residents of the City; and
  - (c) any additional information that the Panel deems appropriate.

H. Within 15 days of receipt of the publication of the Panel's annual report, the City Manager shall cause the report to be published on the City's Internet website and to be

transmitted to the City Council and the Governing Board of the Berkeley Unified School District.

I. The City Council shall consider, but need not follow, the Panel's recommendations and shall annually inform the Panel as to the extent to which it has implemented the Panel's recommendations.

**7.72.100 Increase appropriations limits.**

Pursuant to California Constitution article XIII B, the appropriation limit for the City is increased by the aggregate sum authorized to be levied by this tax for each of the four fiscal years from ~~20215-216~~ through ~~20218-219~~.

**7.72.110 Amendment.**

The City Council, without a vote of the people, may, either permanently or temporarily, increase the dollar amount of the threshold for the small-business exemption in Section 7.72.020.B.

**7.72.120 Duration.**

*This Ordinance shall be effective until repealed or modified by the voters of the City of Berkeley.*

Section 4. Amendment, repeal, and reenactment. The City Council may repeal this ordinance, or amend it in any manner that does not result in an increase in the tax imposed herein, or add or modify exemptions, without further voter approval. If the City Council repeals this ordinance, it may subsequently reenact it without voter approval, as long as the reenacted ordinance does not result in an increase in the tax imposed herein.

Section 5. California Environmental Quality Act Requirements.

This Ordinance is exempt from the California Environmental Quality Act, Public Resources Code section 21000 et seq., including without limitation Public Resources Code section 21065, CEQA Guidelines section 15378(b)(4) and 15061(b)(3), as it can be seen with certainty that there is no possibility that the activity authorized herein may have a significant effect on the environment and pursuant to Public Resources Code

section 21080, subdivision (b)(8) and CEQA Guidelines section 15273 as the approval of government revenues to fund existing services.

Section 6. General Tax; Simple Majority Vote Requirement. This Ordinance imposes a general tax and shall be effective if approved by a simple majority of the voters voting thereon.

RESOLUTION NO. ##,###-N.S.

APPROVING INCREASE IN APPROPRIATION LIMIT FOR FISCAL YEARS 2025 THROUGH 2028

WHEREAS, Article XIII B of the California Constitution requires that the voters approve increases in the City's appropriations limit on a four year cycle; and

WHEREAS, such increases allow the City to expend funds it has already collected from previously approved ballot measures for various purposes including public safety, parks and recreation, health services, and infrastructure; and

WHEREAS, such expenditures are necessary for the continued health and well-being of City residents.

NOW THEREFORE BE IT RESOLVED by the People of the City of Berkeley that the City's appropriation limit under Article XIII B of the California Constitution is increased to allow the expenditure of the proceeds of City taxes and income from the investment of those taxes for fiscal years 2025 through 2028.

## ORDINANCE NO. X,XXX-N.S.

AN ORDINANCE OF THE PEOPLE OF THE CITY OF BERKELEY AMENDING BERKELEY MUNICIPAL CODE CHAPTER 13.76 TO FURTHER PROTECT THE RIGHTS OF TENANTS TO BE SAFE FROM ARBITRARY AND EXCESSIVE RENT INCREASES AND EVICTIONS, AND TO ESTABLISH THE RIGHT TO ORGANIZE TENANT ASSOCIATIONS

The People of Berkeley do hereby ordain as follows:

**Section 1. Title.** This amendment to Chapter 13.76 shall be known and may be cited as the “Berkeley Tenant Protection and Right to Organize Act.”

**Section 2. Amendment of Chapter 13.76.** Chapter 13.76 of the Berkeley Municipal Code is amended to read as follows:

**13.76.010 Title.**

This Chapter shall be known as the Rent Stabilization and Eviction for Just Good Cause Ordinance.

**13.76.020 Findings.**

~~A. The Housing Element of the Berkeley Master Plan of 1977 states that:~~

- ~~1. Berkeley residents have the right to decent housing in pleasant neighborhoods which meet standards of adequacy at a range of prices they can afford. (Goal 1)~~
- ~~2. Existing housing should be maintained and improved. (Goal 2)~~
- ~~3. Berkeley should have an adequate supply of housing throughout the City for persons with special needs. (Goal 3)~~
- ~~4. All residents should have equal access to housing opportunities, financing and insurance on a non-discriminatory basis. (Goal 4)~~

~~B. On June 6, 1972, the electorate of the City of Berkeley passed a rent control charter amendment that was later voided by the California Supreme Court as being unconstitutional.~~

AG. On June 5, 1973, the City Council (hereinafter, “Council”) declared the existence of a housing emergency in the City of Berkeley (hereinafter, “the City”), based upon the Council’s finding of a pattern of steadily rising rents, a shortage of decent housing and an increased deterioration of the existing housing stock in the City.

~~D. On November 7, 1978, the electorate of the City of Berkeley passed a renter property tax relief ordinance.~~

~~E. On October 25, 1979, the Berkeley City Council, Berkeley Housing Authority, the Berkeley Housing Advisory and Appeals Board, and members of the City's administrative staff held a public workshop regarding the current housing conditions in Berkeley.~~

~~F. On October 30, 1979, January 26, 1980 and February 21, 1980, the Berkeley City Council held public hearings at which members of the public expressed their views regarding current housing conditions in Berkeley and legislative proposals for rent stabilization and eviction controls.~~

~~G. The most significant provisions of the 1978 Renter Property Tax Relief Ordinance expired on December 30, 1979.~~

~~BH. On November 27, 1979, the Berkeley City Council passed an ordinance establishing a temporary rent stabilization program, effective until June 30, 1980.~~

C. In 1980, the People of Berkeley passed the Rent Stabilization and Eviction for Good Cause Ordinance, establishing the registration of rental units, the regulation of rental increase amounts, and the requirement for a landlord to provide good cause prior to terminating a tenancy.

D. In 1995, the California Legislature enacted the Costa-Hawkins Rental Housing Act, which prohibited the ability of local governments to control the rental amount on a rental unit at the commencement of a new tenancy and to control the rental amount in single family homes or rental units with an initial Certificate of Occupancy issued after February 1, 1995. As a result of the Costa-Hawkins Rental Housing Act, many rental units became unaffordable to Berkeley residents.

E. The City continues to experience a severe housing shortage and an unprecedented increase in the number of residents experiencing housing hardships. According to data from the United States Census Bureau, in 2019, 53% of Berkeley renter households were "rent burdened," paying more than 30% of their household income towards rent.

F. Due to the continuance of the housing emergency which existed when the voters of Berkeley first enacted this Chapter, the Berkeley Rent Stabilization Board (hereinafter, "Board") finds that reasonable regulation of aspects of the landlord-tenant relationship is necessary to foster constructive communication, maintain an adequate supply of a variety of rental housing options, and protect the health, safety, and general welfare of the public.

G. Because the People of Berkeley have periodically updated this Chapter through various updates, the Board finds a need to enact non-substantive changes to this Chapter in 2024 in order to make the provisions of this Chapter more consistent with modern usage and clarity.

H. Pursuant to California Civil Code section 1946.2(g)(1)(B), the Board finds that this Chapter is more protective than the provisions of California Civil Code section 1946.2. The just cause for termination of a residential tenancy under this Chapter is consistent with California Civil Code section 1946.2; however, this Chapter further limits the reasons for termination of a residential tenancy, and provides for higher relocation assistance amounts in the event of a termination.

**13.76.030 Purpose.**

The purposes of this Chapter is are to regulate residential rent increases in the City of Berkeley, and to protect tenants from unwarranted rent increases and arbitrary, discriminatory, or retaliatory evictions, to facilitate the formation of tenant associations to balance the relationship between tenants and landlords, to help maintain the diversity of the Berkeley community, and to ensure compliance with legal obligations relating to the rental of housing. This legislation is designed to address the City of Berkeley's housing crisis, preserve the public peace, health and safety, and advance the housing policies of the City with regard to low and fixed income persons, marginalized communities minorities, students, persons with disabilities handicapped, and older adults the aged.

**13.76.040 Definitions.**

- A. "Board" refers to the elected Rent Stabilization Board established by this chapter and Article XVII of the Charter of the City of Berkeley.
- B. "Commissioners" means the members of the Board who are denominated commissioners.
- C. "Housing services" include but are not limited to repairs, maintenance, painting, providing light, hot and cold water, elevator service, window shades and screens, storage, kitchen, bath and laundry facilities and privileges, janitor services, refuse removal, furnishing, telephone, parking and any other benefit, privilege or facility connected with the use or occupancy of any rental unit, including the right for tenants to organize as set forth in Section 13.76.135. Services to a rental unit shall include a proportionate part of services provided to common facilities of the building in which the rental unit is contained.
- D. "Landlord" means an owner of record, lessor, sublessor or any other person or entity entitled to receive rent for the use or occupancy of any rental unit, or an agent, representative or successor of any of the foregoing.

- E. "Rent" means the consideration, including any deposit, bonus, benefit or gratuity demanded or received for or in connection with the use or occupancy of rental units and housing services. Such consideration shall include, but not be limited to, monies and fair market value of goods or services rendered to or for the benefit of the landlord under the rental agreement.
- F. "Rental agreement" means an agreement, oral, written or implied, between a landlord and a tenant for use or occupancy of a rental unit and for housing services.
- G. "Rental unit" means any unit in any real property, including the land appurtenant thereto, rented or available for rent for residential use or occupancy (including units covered by the Berkeley Live/Work Ordinance No. 5217-NS), located in the City of Berkeley, together with all housing services connected with use or occupancy of such property such as common areas and recreational facilities held out for use by the tenant.
- H. "Property" means a parcel of real property which is assessed and taxed as an undivided whole.
- I. "Tenant" means any renter, tenant, subtenant, lessee, or sublessee of a rental unit, or successor to a renter's interest, or any group of tenants, subtenants, lessees, or sublessees of any rental unit, or any other person entitled to the use or occupancy of such rental unit.
- J. "Partially-covered unit" means any rental that is subject to all sections of this Chapter except: Section 13.76.100: Establishment of base rent ceiling and posting; Section 13.76.110: Annual general adjustment of rent ceilings; and Section 13.76.120: Individual adjustments of rent ceilings.

~~"Skilled nursing facility" means a health facility or a distinct part of a hospital which provides the following basic services: skilled nursing care and supportive care to patients whose primary need is for availability of skilled nursing care on an extended basis. It provides 24-hour inpatient care and, as a minimum, includes medical, nursing, dietary, pharmaceutical services and an activity program. The facility shall have effective arrangements, confirmed in writing, through which services required by the patients, but not regularly provided within the facility, can be obtained promptly when needed.~~

- K. "Fully-exempt unit" means any rental unit that is not subject to any section of this Chapter.  
~~"Health facility" means any facility, place or building which is organized, maintained and operated for the diagnosis, care and treatment of human illness, physical or mental, including convalescence and rehabilitation and including care during and after pregnancy, or for any one or more of these purposes, for one or more persons, to which such persons are admitted for a 24-hour stay or longer.~~

- L. "Tenant Association" ~~"Recognized tenant organization"~~ means any group of tenants, residing in rental units in the same building or in different buildings operated by the same management company, agent or landlord, which requests to be so designated as set forth in Section 13.76.135 of this Chapter.
- M. "Rent ceiling" means the maximum allowable rent which a landlord may charge on any rental unit covered by this Chapter.
- N. "Base rent ceiling" means the maximum allowable rent established under Section 13.76.100 of this Chapter.
- O. "Fees" means for the purpose of this Chapter, a charge fixed by law for services of public officers or for use of a privilege under control of government.
- P. ~~"Nonprofit, accredited institution of higher education" means a post secondary educational institution whose legal status under the California Education Code is verified by an annual validation receipt from the California State Department of Education, and which is accredited by the Western Association of Schools and Colleges or the Association of Theological Schools and which is exempt from taxation under Section 501(c)(3) of the United States Internal Revenue Code and under Section 23701(d) of the Revenue and Taxation Code, and which, if otherwise required by law to do so, has obtained a valid unrevoked letter or ruling from the United States Internal Revenue Service or from the Franchise Tax Board which states that the organization so qualifies for exemption from taxation.~~
- Q. ~~"Newly Constructed" means a rental unit created after June 30, 1980. For purposes of this definition, the date a unit was created is based upon the date of the first certificate of occupancy issued for the subject unit. However, in the event of the repeal or amendment of Civil Code Section 1954.52, such that "certificate of occupancy" is no longer the operative standard set forth under state law, the date a unit was created shall be determined by the final inspection approval by the City.~~

**13.76.050      Applicability.**

- A. All sections of ~~T~~this Chapter shall apply to all real property that is being rented or is available for rent for residential use in whole or in part, except for the following as provided in this section.:
- B. The following rental units are Partially-covered units:
1. *Newly Constructed Rental Units.* A rental unit created after June 30, 1980. For purposes of this partial exemption, the date a unit was created is based upon the date of the first certificate of occupancy issued for the subject unit.

However, in the event of the repeal or amendment of Civil Code Section 1954.52 such that “certificate of occupancy” is no longer the operative standard set forth under state law, the date a unit was created shall be determined by the final inspection approval by the City. A rental unit shall only be deemed newly constructed for fifteen years after the date of final inspection approval by the City.

Notwithstanding any provision in this Chapter and to the extent that state or local law permits, any residential rental units created as a result of demolition or replacement where such demolition or replacement is affected via the creation of a “housing development project” as defined in the Housing Crisis Act of 2019 (Senate Bill 330), shall not be exempt as “newly constructed rental units” and, unless otherwise exempt, shall be covered by all provisions of this Chapter.

2. *Separately Alienable Rental Units.* Rental units in a residential property containing only a Single Family Dwelling (as defined in Subtitle 23F.04 of the Zoning Ordinance), unless the tenancy commenced before January 1, 1996. This partial exemption shall apply only as long as the pertinent provisions of California Civil Code Section 1954.50 et. seq. (“Costa-Hawkins”) remain in effect and require such an exemption.

3. *Government-Owned or Government-Subsidized Rental Units.* Rental units which a government agency or authority owns, operates, manages, or in which governmentally subsidized tenants reside to the extent that applicable Federal law, State law, or administrative regulation specifically exempts such units from local or municipal price control. Such rental units shall be subject to all provisions of this Chapter except those from which applicable Federal law, State law, or administrative regulation specifically exempts the rental units.

C. The following rental units are Fully-exempt units:

1. *Short-Term Transient Rentals.* Rental units which are rented primarily to transient guests for use or occupancy less than fourteen consecutive days in establishments such as hotels, motels, inns, tourist homes, and rooming and boarding houses. However, the payment of rent every fourteen days or less shall not by itself exempt any unit from coverage by this Chapter.

2. *Co-op Rental Units.* Rental units in nonprofit cooperatives owned and controlled by a majority of the residents.

3. *Rental Units in Health Facilities.* Rental units in any hospital, skilled nursing facility, health facility, asylum, or non-profit home for older persons.

For the purposes of this Subsection, the following definitions apply:

"Skilled nursing facility" means a health facility or a distinct part of a hospital which provides the following basic services: skilled nursing care and supportive care to patients whose primary need is for availability of skilled nursing care on an extended basis. It provides 24-hour inpatient care and, as a minimum, includes medical, nursing, dietary, pharmaceutical services and an activity program. The facility shall have effective arrangements, confirmed in writing, through which services required by the patients, but not regularly provided within the facility, can be obtained promptly when needed.

"Health facility" means any facility, place or building which is organized, maintained and operated for the diagnosis, care and treatment of human illness, physical or mental, including convalescence and rehabilitation and including care during and after pregnancy, or for any one or more of these purposes, for one or more persons, to which such persons are admitted for a 24-hour stay or longer.

4. *Owner-Occupied Shared Rental Units.* A rental unit in a residential property where the landlord shares kitchen or bath facilities with the tenant(s) of such rental unit and where the landlord occupied a unit in the same property as his/her principal residence at the inception of the tenancy.

For the purposes of this subsection, the term landlord shall be defined only as the owner of record holding at least 50% interest in the property.

5. *Fraternalities and Sororities.* A rental unit or room which is rented by an active member of a fraternity or sorority recognized by the University of California Berkeley, or a rental unit or room which is rented by an active member of a fraternity or sorority identified by Rent Board Resolution. To qualify for the exemption, the rental unit must be owned by the fraternity or sorority or by an entity whose sole purpose is the maintenance and operation of the fraternity or sorority's rental units for the benefit of the members in order to provide housing to said members at cost.

6. *Accessory Dwelling Units.* Rental units in a residential property containing only a Single Family Dwelling (as defined in Subtitle 23F.04 of the Zoning Ordinance) and one lawfully established and fully permitted Accessory Dwelling Unit where the landlord also

occupies a unit in the same property as his/her principal residence. This subsection (13.76.0S0N) shall only apply to properties containing a single Accessory Dwelling Unit, shall only apply to units compliant with all applicable requirements of Chapter 23C.24 ("Accessory Dwelling Units"), and shall only apply to tenancies created after November 7, 2018.

7. *Shelters and Transitional Housing.* Rental units in a facility owned or leased by an organization exempt from federal income taxes under Section 501(c)(3) of the Internal Revenue Code that has the primary purpose of operating a treatment, recovery, therapy, sanctuary or shelter program for qualified clients, where such rental units are provided incident to the client's participation in the primary program and where the client has been informed in writing of the temporary or transitional nature of the housing at the inception of his or her participation in the program.

However, except as may be preempted by the Transitional Housing Participant Misconduct Act (California Health and Safety Code Sections 50580 et. seq.) or other state or federal law, such rental units shall not be exempted from the requirements of Section 13.76.130, Good Cause Required for Eviction. For purposes of Section 13.76.130.A.2, the client's continued eligibility for participation in the treatment, recovery, therapy, sanctuary or shelter program shall be deemed a material term of the client's rental agreement with the program's operator.

8. *"Sabbatical" Exemption for Single-Family Homes.* A rental unit in a residential property containing only a Single Family Dwelling (as defined in Subtitle 23F.04 of the Zoning Ordinance) and owned by a property owner who:

- a) owns only one residential unit in the City;
- b) occupied that residential unit for at least 365 consecutive days as their principal residence immediately prior to renting the unit;
- c) is absent from the unit for a period not to exceed 24 months; and
- d) such period is specified in the lease.

9. Golden Duplex Exemption. Rental units in a residential property which is divided into two units where one of the units was owner-occupied on December 31, 1979, and is currently occupied by the landlord as their principal residence.

Rental units which become non-exempt under this provision shall have the provisions of Subsections 13.76.080J and 13.76.100C. applied to them.

For the purposes of this subsection, the term landlord shall be defined only as the owner of record holding at least 50% interest in the property.

- A. ~~Rental units which are owned by any government agency. However, the exemption of units owned by the Berkeley Housing Authority from the terms of this chapter shall be limited to their exemption from the terms of Section 13.76.080, Rent Registration; Section 13.76.100, Establishment of Base Rent Ceiling and Posting; Section 13.76.110, Annual General Adjustment of Rent Ceilings; and Section 13.76.120, Individual Adjustments of Rent Ceilings, of this chapter.~~
- B. ~~Rental units which are rented primarily to transient guests for use or occupancy less than fourteen consecutive days in establishments such as hotels, motels, inns, tourist homes, and rooming and boarding houses. However, the payment of rent every fourteen days or less shall not by itself exempt any unit from coverage by this chapter.~~
- C. ~~Rental units in nonprofit cooperatives owned and controlled by a majority of the residents.~~
- D. ~~Rental units leased to tenants assisted under the Section 8 program (42 U.S.C. Section 1437f) or the Shelter Plus Care Program (42 U.S.C. 11403 et. seq.) or similar federally funded rent subsidy program. Except as may be preempted by state or federal law, the exemption of such rental units from the terms of this chapter shall be limited to Section 13.76.080, Rent Registration; Section 13.76.100, Establishment of Base Rent Ceiling and Posting; Section 13.76.110, Annual General Adjustment of Rent Ceilings and Section 13.76.120, Individual Adjustments of Rent Ceilings, of this chapter. However, the exemption from Sections 13.76.080, 13.76.110 and 13.76.120 shall apply only for so long as the rent demanded does not exceed the authorized Payment Standard, which, for purposes of this subsection, is the maximum monthly rental assistance potentially available to an assisted household before deducting the household share of income paid for rent and utilities as established by the Berkeley Housing Authority or successor agency. For units where the rent demanded exceeds the Payment Standard, the Payment Standard or an initial rent above the Payment Standard if approved by the Berkeley Housing Authority, as reported to the board by the Berkeley Housing Authority or successor agency, shall become the unit's base rent ceiling and the reference point from which the rent ceiling shall be adjusted in accordance with Sections 13.76.110 and 13.76.120.~~

- E. Rental units in any hospital, skilled nursing facility, health facility, asylum, or non-profit home for the aged.
- F. Rental units in a residential property which is divided into a maximum of four units where one of such units is occupied by the landlord as his/her principal residence. Any exemption of rental units established under this subsection (13.76.050 F.) shall be limited to rental units that would have been exempt under the provisions of this chapter had this chapter been in effect on December 31, 1979. After July 1, 1982, this exemption shall no longer apply to rental units in a residential property which is divided into three or four units. It shall continue to apply to rental units in a residential property which is divided into two units, and which meet all the other requirements of this subsection (13.76.050F). Rental units which become non-exempt under this provision shall have the provisions of Subsections 13.76.080I and 13.76.100C. applied to them.
- G. A rental unit in a residential property where the landlord shares kitchen or bath facilities with the tenant(s) of such rental unit and where the landlord also occupies a unit in the same property as his/her principal residence.
- H. For the purposes of Subsections 13.76.050 F. and G., the term landlord shall be defined only as the owner of record holding at least 50% interest in the property.
- I. Newly constructed rental units, as defined in Section 13.76.040. However, the exemption of such newly constructed units shall be limited to their exemption from the terms of Section 13.76.100, Establishment of Base Rent Ceiling and Posting; Section 13.76.110, Annual General Adjustment of Rent Ceilings; and Section 13.76.120, Individual Adjustments of Rent Ceilings, of this chapter. To the extent that state law permits, the exemption of such newly constructed units shall be limited to the first 20 years after completion of construction.
- J. A rental unit which is rented by a nonprofit, accredited institution of higher education to a tenant or tenants who are student(s), faculty, or staff of the institution or of a member school of the Graduate Theological Union, provided, however, that the institution owned the unit as of January 1, 1988.
- K. A rental unit in a residential property owned by an organization exempt from federal income taxes under Section 501(c)(3) of the Internal Revenue Code that is rented to a low income tenant and subject to a regulatory agreement with a governmental agency that controls the unit's rent levels. However, the exemption for such rental units from the terms of this chapter shall be limited to Section 13.76.080, Rent Registration; Section 13.76.100, Establishment of Base Rent Ceiling and Posting; Section 13.76.110, Annual General Adjustment of Rent Ceilings; and Section 13.76.120, Individual Adjustments of Rent Ceilings of this chapter and shall apply only for so long as the regulatory agreement is in effect. This exemption shall not

apply to rental units at the property that are not subject to a regulatory agreement with a governmental agency or that are rented by a tenant who occupied the unit prior to the property's acquisition by the tax-exempt organization.

- L. ~~Rental units in a facility owned or leased by an organization exempt from federal income taxes under Section 501(c)(3) of the Internal Revenue Code that has the primary purpose of operating a treatment, recovery, therapy, sanctuary or shelter program for qualified clients, where such rental units are provided incident to the client's participation in the primary program and where the client has been informed in writing of the temporary or transitional nature of the housing at the inception of his or her participation in the program. However, except as may be preempted by the Transitional Housing Participant Misconduct Act (California Health and Safety Code Sections 50580 et. seq.) or other state or federal law, such rental units shall not be exempted from the terms of Section 13.76.130, Good Cause Required for Eviction. For purposes of Section 13.76.130.A.2, the client's continued eligibility for participation in the treatment, recovery, therapy, sanctuary or shelter program shall be deemed a material term of the client's rental agreement with the program's operator.~~
- M. ~~A rental unit or room which is rented by an active member of a fraternity or sorority recognized by the University of California Berkeley, or a rental unit or room which is rented by an active member of a fraternity or sorority identified by Rent Board Resolution. To qualify for the exemption, the rental unit must be owned by the fraternity or sorority or by an entity whose sole purpose is the maintenance and operation of the fraternity or sorority's rental units for the benefit of the members in order to provide housing to said members at cost.~~
- N. ~~A rental unit in a residential property containing only a Single Family Dwelling (as defined in Subtitle 23F.04 of the Zoning Ordinance) and one lawfully established and fully permitted Accessory Dwelling Unit where the landlord also occupies a unit in the same property as his/her principal residence. This subsection (13.76.050N) shall only apply to properties containing a single Accessory Dwelling Unit, shall only apply to units compliant with all applicable requirements of Chapter 23C.24 ("Accessory Dwelling Units"), and shall only apply to tenancies created after November 7, 2018.~~
- O. ~~A dwelling or a unit alienable separate from the title to any other dwelling unit unless the tenancy commenced before January 1, 1996. However, the exemption of such units shall be limited to their exemption from the terms of Section 13.76.100, Establishment of Base Rent Ceiling and Posting; Section 13.76.110, Annual General Adjustment of Rent Ceilings; and Section 13.76.120, Individual Adjustments of Rent Ceilings, of this chapter. A property owner who owns only one residential unit in the City of Berkeley, and occupied that residential unit for 365 consecutive days as their principal residence immediately prior to~~

~~renting the unit, and is absent from the unit for a period not to exceed 24 months, and such period is specified in the lease, shall also be exempt from the terms of Section 13.76.080, Rent Registration, of this Chapter. The exemptions provided in this Section shall apply only as long as the pertinent provisions of California Civil Code Section 1954.50 et. seq. ("Costa-Hawkins") remain in effect and require such an exemption.~~

**13.76.060 Rent Stabilization Board.**

A. *Composition.* There shall be in the ~~city of Berkeley~~ City an elected Rrent Stabilization Board; the Board shall consist of nine Commissioners. The Board shall elect annually as chairperson one of its members to serve in that capacity.

B. *Eligibility.* Residents who are duly qualified electors of the City of Berkeley are eligible to serve as Commissioners on the Board.

C. *Full Disclosure of Holdings.* Candidates for the position of Commissioner shall fulfill the requirements as set forth in the City Charter in Article III, Section 6 1/2.

In addition, when filing nomination papers, candidates shall submit a verified statement of their interests and dealings in real property, including but not limited to its ownership, sale or management and investment in and association with partnerships, corporations, joint ventures and syndicates engaged in its ownership, sale or management during the previous three years.

D. *Election of Commissioners.* Commissioners shall be elected at the statewide general election held in November of even numbered years.

E. *Terms of Office.* Commissioners' terms of office shall be as set forth in Article XVII of the Berkeley City Charter.

F. *Powers and Duties.* The elected Rrent Stabilization Board shall have the power to determine, to arbitrate and to set rent levels, whether through general or individual adjustments, of any unit which has controlled rents under any Berkeley Ordinance, and to administer any Berkeley program which regulates rents and evictions. The Board shall have the following powers and duties:

1. Set the rent ceilings for all rental units.
2. Require registration of all rental units under Section 13.76.080.
3. Publicize the manner in which the base rent ceiling is established under Section 13.76.100.
4. To make adjustments in the rent ceiling in accordance with Sections 13.76.110 and 13.76.120.

5. Set rents at fair and equitable levels in view of and in order to achieve the purposes of this Cchapter.
6. To issue orders, rules and regulations, conduct hearings and charge fees as set below.
7. Make such studies, surveys and investigations, conduct such hearings, and obtain such information as is necessary to carry out its powers and duties.
8. Report annually to the city council of the city of Berkeley on the status of rental housing units covered by this Cchapter.
- ~~9. Request the City Council to remove rent controls under Section 13.76.060Q.~~
- ~~9~~10. Administer oaths and affirmations and subpoena witnesses and relevant documents.
- ~~10~~4. Establish rules and regulations for settling civil claims under Section 13.76.150.
- ~~11~~2. Seek injunctive relief under Section 13.76.150.
- ~~12~~3. Pursue civil remedies in courts of appropriate jurisdiction.
- ~~13~~4. Intervene as an interested party in any litigation brought before a court of appropriate jurisdiction by a landlord or tenant with respect to rental units covered by this Cchapter.
- ~~14~~5. Hold public hearings.
- ~~15~~6. Charge and collect registration fees, including penalties for late payments and fines, as set by schedule, for failure to re-register a rental unit within fifteen (15) days of the commencement of a new tenancy.
- ~~16~~. Require that landlords of rental units subject to the requirement to register under Section 13.76.080 provide notice of the existence of this Chapter to each new tenant at the commencement of their tenancy.
17. Other powers necessary to carry out the purposes of this Cchapter which are not inconsistent with the terms of this Cchapter.
18. Except as provided in Section 13.76.060N of this Cchapter, the Bboard shall finance its reasonable and necessary expenses for its operation without the use of general fund monies of the city of Berkeley City.

*G. Rules and Regulations:* The Bboard shall issue and follow such rules and regulations, including those which are contained in this Chapter, as will further the purposes of this Chapter. The Bboard shall publicize its rules and regulations prior to promulgation in at least one newspaper of general circulation in the city of Berkeley City.

All rules and regulations and relevant documents explaining the decisions, orders, and policies of the Board shall be kept in the Board's office and shall be available to the public for inspection and copying.

The Board shall publicize this Chapter so that all residents of Berkeley will have the opportunity to become informed about their legal rights and duties under this Chapter. The Board shall prepare a brochure which fully describes the legal rights and duties of landlords and tenants under this Chapter. The brochure shall be made available to the public.

H. *Meetings*: The Board shall hold regularly scheduled meetings. Special meetings shall be called at the request of at least a majority of the Commissioners of the Board. The Board shall hold its initial meeting no later than July 15, 1980.

I. *Quorum*: Five Commissioners shall constitute a quorum for the Board.

J. *Voting*: The affirmative vote of five Commissioners of the Board is required for a decision, including all motions, rules, regulations, and orders of the Board.

K. *Compensation*: The Rent Stabilization Board shall be a working Board. Commissioners shall be paid compensation and benefits in an amount set by the Board in order to compensate Commissioners for their time and work performed as required by this Chapter and the City Charter.

L. *Dockets*: The Board shall maintain and keep in its office all hearing dockets, which shall be available for public inspection.

M. *Vacancies*: If a vacancy shall occur on the Board, a qualified person to fill such vacancy shall be selected in accordance with the procedures set forth in Article V of the City Charter.

N. *Financing*: The Board shall finance its reasonable and necessary expenses by charging landlords annual registration fees in amounts deemed reasonable by the Board. The registration fee for partially-exempt units shall reasonably approximate the cost of registration and counseling services for such units, and shall not include the cost of services from which such units are exempt. Such registration fees shall not be passed on to tenants in the form of rent increases except with the express prior approval of the Board. The Board is also empowered to request and receive funding, when and if necessary, from the City of Berkeley and/or any other available source for its reasonable and necessary expenses, including expenses incurred at the request of the City.

O. *Staff*: The Board shall be a working Board and shall employ such staff as may be necessary to perform its functions efficiently and as provided by Berkeley Ordinance.

P. *Registration*: The Board shall require the registration of all rental units covered by this chapter as provided for in Section 13.76.080. The Board may also require landlords to provide current information supplementing their registration statements.

~~Q. *Decontrol*: If the annual average vacancy rate for all rental units in the city of Berkeley exceeds five percent over a six month period, the city council is empowered, upon request by the board, at its discretion and in order to achieve the purposes of this chapter, to exempt rental units covered by this chapter from Sections 13.76.080, 13.76.100, 13.76.110 and 13.76.120 of this chapter. In determining the vacancy rate for the city of Berkeley the board and the city council shall consider all available data and may conduct their own survey. If units are exempted pursuant to this Subsection Q coverage shall be reimposed if the city council finds that the average annual vacancy rate has thereafter fallen below five percent. Prior to any decision to exempt or renew coverage for rental units under this Subsection Q the board shall hold at least two public hearings.~~

QR. *Conflict of Interest*: Commissioners shall be subject to the requirements of the California Political Reform Act and other applicable state and local conflict of interest codes. Commissioners shall not necessarily be disqualified from exercising any of their powers and duties on the grounds of a conflict of interest solely on the basis of their status as a landlord or tenant. However, a commissioner shall be disqualified from ruling on a petition for an individual adjustment of a rent ceiling under Section 13.76.120, where the commissioner is either the landlord of the property or a tenant residing in the property that is involved in the petition.

**13.76.070 Security deposits.**

Any payment or deposit of monies by the tenant, the primary function of which is to secure the performance of a rental agreement or any part of such agreement, including an advance payment of rent, shall be held by the landlord, in a fiduciary capacity for the benefit of the tenant and shall accrue simple interest at the rate equal to the average rates of interest paid on six-month certificates of deposit by banks doing business in the City of Berkeley until such time as the payment or deposit is returned to the tenant or entitled to be used by the landlord as provided in Civil Code Section 1950.5. The interest accrued by said payment or deposit through October 31st of each year shall be returned to the tenant annually in December of each year, either through a rent rebate or cash payment, and shall be at a rate equal to the 12-month average of the average rates of interest paid on six-month certificates of deposit by banks doing business in the City of Berkeley on the first business day of each month for the prior 12 months ending on November 1st, rounded to the nearest tenth. On or before November 15th of each year, the Board shall give public notice of the rate to be effective for the following December. Upon the tenant's departure from the premises, the balance of any interest accrued since the last October 31st shall be paid at the average monthly rate from the last November 1st to the

date of departure and shall be returned to the tenant along with the appropriate part of the principal and any prior unpaid interest. The Board shall compute and publicize the interest rate applicable under this section on an ongoing basis.

**13.76.080 Rent registration.**

- A. The Board shall require all landlords ~~subject to the provisions of this chapter prior to November 3, 2020,~~ to file a rent registration statement with the Board by September 1, 1980 for each rental unit covered by this Chapter, except for Fully-Exempt Units as set forth in Section 13.76.050.C. ~~The board shall require all landlords subject to Subsections 13.76.050I. and 13.76.050O. of this chapter to file a rent registration statement with the board for each rental unit covered by this chapter as outlined in Subsection 13.76.080L. A property owner who owns only one residential unit in the City of Berkeley, and occupied that residential unit for 365 consecutive days as their principal residence immediately prior to renting the unit, and is absent from the unit for a period not to exceed 24 months, and such period is specified in the lease, shall also be exempt from the terms of Section 13.76.080, Rent Registration, of this Chapter and need not file a rent registration statement for the subject rental unit.~~
- B. Landlords shall provide in their initial rent registration statement the following information:
- (1) The address of each rental unit;
  - (2) The name and address of the landlord(s) and the managing agent, if any;
  - (3) The date on which the landlord received legal title to or equitable interest in the rental unit;
  - (4) The housing services provided for the rental unit;
  - (5) The rent in effect on June 6, 1978;
  - (6) The rent in effect on December 30, 1979;
  - (7) The base rent ceiling;
  - (8) The lowest rent in effect between June 6, 1978, and the date of the adoption of this Chapter;
  - (9) The amount of any deposits or other monies in addition to periodic rent demanded or received by the landlord in connection with the use or occupancy of the rental unit;
  - (10) Whether the rental unit was vacant or occupied on May 31, 1980;

(11) Rent in effect on December 31, 1981.

C. All rent registration statements provided by landlords in accordance with this Chapter shall include an affidavit signed by the landlord declaring under penalty of perjury that the information provided in the rent registration statement is true and correct.

D. Notice at Commencement of Tenancy. The landlord of any rental unit subject to this section must give the tenant a written notice on a form prescribed by the Board within 15 days of the commencement of the tenancy. The form shall include the following information:

- (1) The existence and scope of this Chapter;
- (2) The tenant's rights to petition against certain rent increases, if applicable;
- (3) Whether the landlord is permitted to set the initial rent and subsequent rents during the tenancy without limitation (such as pursuant to California Civil Code Sections 1947.12 and 1954.52); and
- (4) Any provisions of this Chapter which the landlord claims the rental unit to be exempt from.

If rental units subject to this Chapter are located in a property with an interior common area that all of the building's tenants have access to, the landlord must post a notice containing the information in subparagraph (1) and, if applicable to all units at the property, the information in subparagraphs (2) through (4).

All registration statements under this section shall include an affidavit signed by the landlord declaring under penalty of perjury that the landlord has provided this notice at the commencement of the current tenancy. A landlord that has failed to provide a notice pursuant to this subsection shall not be in compliance with this section.

E. Vacancy Registration. Any landlord who rents a unit to a new tenant after January 1, 1996, shall re-register the rental unit with the Board within fifteen (15) days of the commencement of a new tenancy on a form prescribed by the Board. Re-registering the unit shall include providing all current tenancy information as established by the Board's Regulations.

~~D. The first annual registration fee of twelve dollars per unit shall be paid by the landlords to the board no later than September 1, 1980. Subsequent annual registration fees set in accordance with Section 13.76.060N of this chapter shall be paid no later than July 1 of each year. Because fees charged in years prior to 1991 were due on September 1, but paid for board expenses from each preceding July 1, the fee due 1991 shall be calculated to pay for twelve months of board expenses.~~

FE. The Board shall provide forms for the registration information required by this section and shall make other reasonable efforts to facilitate the fulfillment of the requirements set forth in this section.

GF. Every annual registration fee required by this Chapter which is not paid on or before July 1 is declared delinquent, and the Board shall add to said registration fee and collect a penalty of one hundred percent of the fee so delinquent in addition to the fee. Every six months that the fee and penalty remain delinquent, the penalty shall be increased by one hundred percent of the original fee. The Board may waive the penalty if payment is made within thirty days of the original due date.

A landlord may request the Board to waive all or part of the penalty if ~~he/she~~ the landlord can show good cause for the delinquent payment.

HG. The amount of any registration fee, ~~and penalty,~~ and fine imposed by the provisions of this chapter shall be deemed a debt to the City Board.

IH. Within thirty days after the filing of a rent registration statement, the Board shall provide a true and correct copy of said statement to the occupant of the respective unit.

JJ. Landlords of formerly exempt units shall register within ~~60~~sixty days of coming under coverage of this Chapter. The registration fee for this first-time registration shall be pro-rated based upon the number of months remaining to the next July 1 annual registration deadline.

KJ. No landlord shall be deemed to be in compliance with this Section with respect to a given unit until the landlord has completed registration for all covered units in the same property. Registration shall be deemed complete when all required information has been provided, any notice required by subsection 13.76.080.D has been provided to the Board, and all outstanding fees and penalties have been paid.

LK. Registration fees shall not be passed along to the tenants without the express, prior approval of the Board. Under no circumstances shall penalties be passed along to tenants.

ML. Landlords of ~~P~~partially-Covered~~exempt~~ Units (set forth above in Section 13.76.050.B s ~~13.76.050I.~~ and ~~13.76.050O.~~) shall register within ~~sixty~~60 days of coming under coverage of this Chapter. The registration fee for this first-time registration shall be pro-rated based upon the number of months remaining to the next July 1 annual registration deadline.

### **13.76.090 Confidentiality of information submitted to Board.**

The Board shall adopt rules and regulations providing for the confidentiality of information submitted to the Board in support of a petition for an individual rent ceiling adjustment under

Section 13.76.120 of this Chapter when such confidentiality is deemed necessary by the Board and where otherwise permitted by state law.

**13.76.100 Establishment of base rent ceiling and posting.**

A. *Base Rent Ceiling.* Upon adoption of this Chapter, no landlord shall charge rent for any rental unit covered by the terms of this Chapter affecting rents in an amount greater than the lawful rent which was actually due and payable on, or last preceding, May 31, 1980, under the periodic term of the rental agreement, in accordance with the provisions of the Temporary Rent Stabilization Ordinance, No. 5212-N.S., except as permitted by the Board under Sections 13.76.110 and 13.76.120 of this Chapter. Such lawful rent in effect on May 31, 1980, is the base rent ceiling and is a reference point from which the rent ceiling shall be adjusted in accordance with Sections 13.76.110 and 13.76.120. For such rental units where no rent was in effect on May 31, 1980, the base rent ceiling shall be the most recent lawful periodic rent in effect for that rental unit during the six months preceding that date. For such rental units where no periodic rent was in effect on May 31, 1980, or during the six months preceding that date and no other rent has been certified or determined by the Board after hearing, the base rent ceiling shall be the first periodic rent charged following May 31, 1980.

B. *Posting.* The Board may establish reasonable rules and regulations for the posting of rent ceiling and other relevant information to further the purposes of this Chapter.

C. *Previously Exempt Units.* For rental units specified in Section 13.76.050.C.9, 13.76.050.F., the base rent ceiling shall be the rent in effect on ~~December 31, 1981~~ on June 1, 1980. For such rental units where the landlord lawfully established a new initial rent any time after January 1, 1996, the most recently established initial rent shall become the unit's base rent ceiling and the reference point from which the rent ceiling shall be adjusted in accordance with Sections 13.76.110 and 13.76.120. Initial rent shall mean the first periodic rental rate established for the existing tenancy.

~~For such rental units where no rent was in effect on December 31, 1981, the base rent ceiling shall be the most recent lawful periodic rent in effect for that rental unit during the six months preceding that date. For such rental units where no periodic rent was in effect on December 31, 1981, or during the six months preceding that date and no other rent has been certified or determined by the Bboard after hearing, the base rent ceiling shall be the first periodic rent charged following December 31, 1981.~~

D. *Vacancy Rent Increases Preserved.* This subdivision shall apply to the extent that state law no longer mandates that a landlord may establish the initial rental rate for any tenancy in a unit that is otherwise subject to a residential rent control ordinance. For such rental units where the landlord lawfully established a new initial rent under the Costa-Hawkins Rental Housing Act (Civil Code Section 1954.50 et seq.), the Base Rent Ceiling shall be the most recent lawfully

established periodic rent. For such rental units that were exempt from rent stabilization pursuant to the Costa-Hawkins Rental Housing Act, the Base Rent Ceiling shall be the most recent lawfully established periodic rent.

E. Utilities. A tenant may only be responsible for utilities if: 1) the utility charge is included in the base rent and does not increase during the tenancy; 2) the utility service is separately or individually metered and the lease agreement requires that the tenant registers the utility account in their own name; or 3) the utility service is in compliance with Board regulations, specifying other technologies, mechanisms, or policies that the Rent Board deems functionally similar to separate and individual metering.

This prohibition shall not apply to leases entered into before February 6, 2024 to the extent that the lease provides that the tenant shall pay for one or more utility. For all other tenancies, this prohibition shall apply regardless of whether the written lease allows for split utility charges or ration utility billing services. In the event a lease entered into after February 6, 2024 charges the tenant for utilities in violation of this section, the landlord may petition pursuant to Section 13.76.120 of this Chapter to adjust the rent ceiling to include the average cost of utilities for the unit.

### **13.76.110 Annual general adjustment of rent ceilings.**

A. Effective January 1 of each year, the rent ceiling for all rental units covered by this Chapter for which the landlord did not establish an initial rent during the prior calendar year shall be adjusted by 65% of the percentage increase in the Consumer Price Index for All Urban Consumers (CPI-U) in the San Francisco-Oakland-San Jose region as reported and published by the U.S. Department of Labor, Bureau of Labor Statistics, for the twelve month period ending the previous June 30. In determining the allowable percentage rent increase, numbers of .04 and below shall be rounded down to the nearest tenth decimal place and numbers of .05 and above shall be rounded up to the nearest tenth decimal place. In no event, however, shall the allowable annual adjustment be less than zero (0%) or greater than ~~seven~~five percent (75%). The Board shall publish and publicize the annual general adjustment on or about October 31st of each year.

B. An upward general adjustment in rent ceilings does not automatically provide for a rent increase. Allowable rent increases pursuant to a general upward adjustment shall become effective only after the landlord gives the tenant at least a 30 days written notice of such rent increase and the notice period expires.

C. If the maximum allowable rent specified under this Chapter for a rental unit is greater than the rent specified for such unit in the rental agreement, the lower rent specified in the rental

agreement shall be the maximum allowable rent until the rental agreement expires. If the maximum allowable rent specified under this Chapter for a rental unit is less than the rent specified for such unit in the rental agreement, the lower rent specified under this Chapter shall be the maximum allowable rent.

D. No rent increase pursuant to an upward general adjustment of a rent ceiling shall be effective if the landlord:

1. Has continued to fail to comply, after order of the Board, with any provisions of this Chapter and/or orders or regulations issued thereunder; ~~or~~
2. Has failed to bring the rental unit into compliance with the implied warranty of habitability; ~~or~~
3. Has failed to make repairs as ordered by the housing inspection services of the ~~City of Berkeley~~; ~~or~~
4. Has failed to completely register by July 1, except as provided in Subsection E. below.

E. The amount of an upward general adjustment for which a landlord shall be eligible shall decrease by ten percent (10%) per month for each month beyond October 1 for which the landlord fails to register.

F. An owner who has previously been out of compliance with the ordinance, regulations, or applicable housing, health and safety codes, and has been denied Annual General Adjustments, may be granted them prospectively as set forth in ~~Rent Board r~~Regulations.

### **13.76.120 Individual adjustments of rent ceilings.**

A. *Petitions.* Upon receipt of a petition by a landlord and/or tenant, the rent ceiling of individual controlled rental units may be adjusted upward or downward in accordance with the procedures set forth elsewhere in this Section. The petition shall be on the form provided by the Board. The Board may set a reasonable per unit fee based upon the expenses of processing the petition to be paid by the petitioner at the time of filing. ~~No petition shall be filed before September 1, 1980.~~ Notwithstanding any other provision of this Section, the Board or hearing examiner may refuse to hold a hearing and/or grant an individual rent ceiling adjustment for a rental unit if an individual hearing has been held and decision made with regard to the rent ceiling for such unit, within the previous six months.

B. *Hearing Procedure.* The Board shall enact rules and regulations governing hearings and appeals of individual adjustments of rent ceilings which shall include the following:

1. *Hearing Examiner.* A hearing examiner appointed by the Bboard shall conduct a hearing to act upon the petition for individual adjustments of rent ceilings and shall have the power to administer oaths and affirmations.
2. *Notice.* The Bboard shall notify the landlord if the petition was filed by the tenant, or the tenant, if the petition was filed by the landlord, of the receipt of such a petition and a copy thereof.
3. *Time of Hearing.* The hearing officer shall notify all parties as to the time, date and place of the hearing.
4. *Records.* The hearing examiner may require either party to an individual rent ceiling adjustment hearing to provide it with any books, records and papers deemed pertinent in addition to that information contained in registration statements. The hearing examiner shall conduct a current building inspection and/or request the City to conduct a current building inspection if the hearing examiner finds good cause to believe the Bboard's current information does not reflect the current condition of the controlled rental unit. The tenant may request the hearing examiner to order such an inspection prior to the date of the hearing. All documents required under this section shall be made available to the parties involved prior to the hearing at the office of the Bboard. In cases where information filed in a petition for an individual rent ceiling adjustment or in additional submissions filed at the request of the hearing examiner is inadequate or false, no action shall be taken on said petition until the deficiency is remedied.
5. *Open Hearings.* All individual rent ceiling adjustment hearings shall be open to the public.
6. *Right of Assistance.* All parties to a hearing may have assistance in presenting evidence and developing their position from attorneys, legal workers, Tenant Association, ~~recognized tenant organization~~ representatives or any other persons designated by said parties.
7. *Hearing Record.* The Bboard shall make available for inspection and copying by any person an official record which shall constitute the exclusive record for decision on the issues at the hearing. The record of the hearing, or any part of one, shall be obtainable for the cost of copying. The record of the hearing shall include: all exhibits, papers and documents required to be filed or accepted into evidence during the proceedings; a list of participants present; a summary of all testimony accepted in the proceedings; a statement of all materials officially noticed; all recommended decisions, orders and/or rulings; all final decisions, orders and/or rulings, and the reasons for each final decision,

order and/or ruling. Any party may have the proceeding tape recorded or otherwise transcribed at his or her own expense.

8. *Quantum-Burden of Proof and Notice of Decision.* No individual rent ceiling adjustment shall be granted unless supported by the preponderance of the evidence submitted at the hearing. All parties to a hearing shall be sent a notice of the decision and a copy of the findings of fact and law upon which said decision is based. At the same time, parties to the proceedings shall also be notified of their right to and the time limit for any appeal allowed by the Board and/or to judicial review of the decision pursuant to this Section and Section 13.76.180 of this Chapter.
9. *Consolidation.* All landlord petitions pertaining to tenants in the same building shall be consolidated for hearing, and all petitions filed by tenants occupying the same building shall be consolidated for hearing unless there is a showing of good cause not to consolidate such petitions.
10. *Appeal.* Any person aggrieved by the decision of the hearing examiner may appeal to the Board or to any appeals panel of the Board established by the Board, so long as such panel has at least three Commissioners. On appeal the Board or panel shall affirm, reverse, remand, or modify the decision of the hearing examiner. The Board or panel may conduct a new (de novo) hearing or may act on the basis of the record before the hearing examiner without holding a hearing. An appeal to the Board shall be filed no later than thirty days after receipt of the notice of the decision of the hearing examiner. The Board may set a reasonable appeal fee to be paid by the appellant at the time of filing the appeal.
11. *Finality of Decision.* The decision of the hearing examiner shall be the final decision of the Board in the event of no appeal to the Board. The decision of the hearing examiner shall not be stayed pending appeal; however, in the event that the Board or panel reverses or modifies the decision of the hearing examiner, the Board shall order the appropriate party to make retroactive payments to restore the parties to the position they would have occupied had the hearing examiner's decision been the same as that of the Board's.
12. *Time for Decision.* The rules and regulations adopted by the Board shall provide for final Board action on any individual rent adjustment petition within 120 days following the date of filing of the individual rent ceiling adjustment petition, unless the conduct of the petitioner or other good cause is responsible for the delay.

13. *Board Action in Lieu of Reference to Hearing Examiner.* The Board, on its own motion or on the request of any landlord or tenant, may hold a hearing on an individual petition for a rent ceiling adjustment without the petition first being heard by a hearing examiner.

C. In making individual adjustments of the rent ceiling, the Board or the hearing examiner shall consider the purposes of this Chapter and shall specifically consider all relevant factors, including (but not limited to):

1. Increases or decreases in property taxes;
2. Unavoidable increases or any decreases in maintenance and operating expenses;
3. The cost of ~~planned or~~ completed capital improvements to the rental unit (as distinguished from ordinary repair, replacement and maintenance) where such capital improvements are necessary to bring the property into compliance or maintain compliance with applicable local code requirements affecting health and safety, and where such capital improvement costs are properly amortized over the life of the improvement;
4. Increases or decreases in the number of tenants occupying the rental unit, living space, furniture, furnishings, equipment, or other housing services provided, or occupancy rules;
5. Substantial deterioration of the controlled rental unit other than as a result of normal wear and tear;
6. Failure on the part of the landlord to provide adequate housing services, or to comply substantially with applicable state rental housing laws, local housing, health and safety codes, or the rental agreement;
7. Whether parties conferred in good faith relating to housing services and conditions, landlord-tenant relations, rent increases, and other issues of common interest or concern;
- ~~8~~7. The pattern of recent rent increases or decreases;
- ~~9~~8. The landlord's rate of return on investment. In determining such return, all relevant factors, including but not limited to the following shall be considered: the landlord's actual cash down payment, method of financing the property, and any federal or state tax benefits accruing to the landlord as a result of ownership of the property;
- ~~10~~ 9. Whether or not the property was acquired or is held as a long-term or short-term investment; and

11 40. Whether or not the landlord has received rent in violation of the terms of this chapter or has otherwise failed to comply with the Cchapter.

It is the intent of this Cchapter that individual upward adjustments in the rent ceilings on units be made only when the landlord demonstrates that such adjustments are necessary to provide the landlord with a fair return on investment.

D. No individual upward adjustment of a rent ceiling shall be authorized by the Bboard by reason of increased interest or other expenses resulting from the landlord's refinancing the rental unit if, at the time the landlord refinanced, the landlord could reasonably have foreseen that such increased expenses could not be covered by the rent schedule then in existence, except where such refinancing is necessary for the landlord to make capital improvements which meet the criteria set forth in Section 13.76.120 C.3. This paragraph shall only apply to that portion of the increased expenses resulting from the refinancing that were reasonably foreseeable at the time of the refinancing of the rental unit and shall only apply to rental units refinanced after the date of adoption of this Cchapter.

E. Except for cases of individual hardship as set forth in Subsection 13.76.120 I. of this Cchapter, no individual upward adjustment of a rent ceiling shall be authorized by the Bboard because of the landlord's increased interest or other expenses resulting from the sale of the property, if at the time the landlord acquired the property, the landlord could have reasonably foreseen that such increased expenses would not be covered by the rent schedule then in effect. This Subsection (13.76.120 E.) shall only apply to rental units acquired after the date of adoption of this Cchapter.

F. No upward adjustment of an individual rent ceiling shall be authorized by the Bboard under this Section if the landlord:

1. Has continued to fail to comply, after order of the Bboard, with any provisions of this Cchapter and/or orders or regulations issued thereunder by the Bboard; or
2. Has failed to bring the rental unit into compliance with the implied warranty of habitability.

G. Allowable rent increases pursuant to an individual upward adjustment of the rent ceiling shall become effective only after the landlord gives the tenant at least a 30 day written notice of such rent increase and the notice period expires.

H. If the Bboard makes a downward individual adjustment of the ceiling, such rent decrease shall take effect no later than 30 days after the effective date set by the Bboard for the downward adjustment.

I. No provision of this Chapter shall be applied so as to prohibit the Board from granting an individual rent adjustment that is demonstrated necessary by the landlord to provide the landlord with a fair return on investment.

**13.76.130 Good Just cause required for eviction.**

A. No landlord shall be entitled to recover possession of a rental unit covered by the terms of this chapter unless said landlord shows the existence of one of the following grounds:

1. Non-payment of Rent. The tenant has failed to pay rent to which the landlord is legally entitled pursuant to the lease or rental agreement and under the provisions of state or local law, unless the tenant has withheld rent pursuant to applicable law; and said failure has continued after service on the tenant of a written notice setting forth the amount of rent then due and requiring it to be paid, within a period, specified in the notice, of not less than three days. Rent that is lawfully withheld pursuant to emergency legislation that authorizes rent withholding during the effective period of a state of emergency applicable in ~~Berkeley~~ the City shall not constitute grounds for recovery of possession except as expressly provided in the applicable emergency legislation. Emergency legislation adopted during the emergency may prohibit recovery of possession for lawfully withheld rent even after the expiration of a state or local emergency. This subsection shall not constitute grounds where the amount of rent demanded is less than one month of fair market rent for a unit of equivalent size in the metro area Oakland-Fremont, CA HUD Metro FMR as determined by the U.S. Department of Housing and Urban Development for the fiscal year in which the rent is demanded.

2. Substantial Violation of Material Lease Causing Actual Injury. The tenant has continued, after written notice to cease, to substantially violate any of the material terms of the rental agreement, except the obligation to surrender possession on proper notice as required by law, and provided that such terms are reasonable and legal and have been accepted in writing by the tenant or made part of the rental agreement; and provided further that, where such terms have been accepted by the tenant or made part of the rental agreement subsequent to the initial creation of the tenancy, the landlord shall have first notified the tenant in writing that he or she need not accept such terms or agree to their being made part of the rental agreement.

Material terms of the rental agreement only include those terms of the rental agreement which both parties have expressly agreed upon and do not include any changes of the terms of tenancy, other than the amount of rent owing for the premises, which the landlord has attempt to impose unilaterally under Civil Code Section 827.

In order to assert this ground for eviction, the landlord must demonstrate all of the following: that the tenant's lease violation caused substantial actual damage to the landlord; and that the tenant's behavior was unreasonable.

Actual injury must be a direct result of the tenant's breach of lease and is not limited to physical or personal injury. Substantial actual injury includes but is not limited to the harm caused by a tenant's failure to comply with income recertification mandated by state or federal statute or regulation for deed-restricted affordable housing units.

Notwithstanding any contrary provision in this Chapter or in the rental agreement, a landlord is not entitled to recover possession of a rental unit under this Subsection where a tenant permits his or her rental unit to be occupied by a subtenant, provided:

- (a) The landlord has unreasonably withheld consent to the subtenancy; and
- (b) The tenant remains an actual occupant of the rental unit; and
- (c) The number of tenants and subtenants actually occupying the rental unit does not exceed the number of occupants originally allowed by the rental agreement or the Board's regulations, whichever is greater.
- (d) Withholding of consent by the landlord shall be deemed to be unreasonable where:
  - i. The tenant's written request for consent was given at least two weeks prior to commencement of the subtenancy;
  - ii. The proposed new subtenant has, upon the landlord's written request, completed the landlord's standard form application or provided sufficient information to allow the landlord to conduct a standard background check, including references and credit, income and other reasonable background information; and
  - iii. The proposed new subtenant meets the landlord's customary occupancy qualifications and has not refused the landlord's request to be bound by the terms of the current rental agreement between the landlord and the tenant; and
  - iv. The landlord has not articulated in writing a well-founded reason for refusing consent.

Any notice to cease given pursuant to this Subsection must state allegations in sufficient detail so that a reasonable person would understand the alleged violation and resulting injury, including the specific term of the lease allegedly violated, the date of the alleged violation, and the injury that occurred as a result of the alleged violation.

3. Substantial Damage to Premises. The tenant has willfully caused or allowed substantial damage to the premises beyond normal wear and tear and has refused, after written notice, to pay the reasonable costs of repairing such damage and cease damaging said premises.

~~4. The tenant has refused to agree to a new rental agreement upon expiration of a prior rental agreement, but only where the new rental agreement contains provisions that are substantially identical to the prior rental agreement, and is not inconsistent with local, state and federal laws.~~

~~45. Destruction of Peace. The tenant has continued, following written notice to cease, to be so disorderly as to destroy the peace and quiet of other tenants or occupants of the premises or the tenant is otherwise subject to eviction pursuant to subdivision 4 of Code of Civil Procedure Section 1161.~~

~~56. Refusal of Lawful Access to Unit. The tenant has, after written notice to cease, refused the landlord access to the unit as required by state or local law.~~

~~67. Substantial and Necessary Repairs.~~

(a) The landlord, after having obtained all necessary permits from the City of Berkeley, seeks in good faith to undertake substantial repairs which are necessary to bring the property into compliance with applicable codes and laws affecting the health and safety of tenants of the building or where necessary under an outstanding notice of code violations affecting the health and safety of tenants of the building, and where such repairs cannot be completed while the tenant resides on the premises.

(b) Where such repairs can be completed in a period of 60 or fewer days, and the tenant, within 30 days after the service of a notice of termination of his or her tenancy, agrees in writing to vacate the premises during the period required to complete the repairs at no charge to the landlord, other than abatement of the obligation to pay rent for the premises during the period required to complete the repairs, the landlord may not recover possession pursuant to this ~~Subsection (13.76.130A.67.)~~ unless the tenant shall fail or refuse to vacate the premises in accordance with such agreement.

(c) Where the landlord owns any other residential rental units in the City of Berkeley, and any such unit is vacant and available at the time of premises or the entry of a judgment by a court of competent jurisdiction awarding possession of the premises to the landlord, the landlord shall, as a condition of obtaining possession pursuant to this ~~Subsection (13.76.130A.67.)~~, notify tenant in writing of the existence and address of each such vacant rental unit and offer tenant the right, at the tenant's option:

i. To enter into a rental agreement (to be designated as a "temporary rental agreement") on any available rental unit which the tenant may choose, at a rent not to exceed the lesser of the lawful rent which may be charged for such available rental unit or the lawful rent in effect, at the time of the notice of termination of tenancy, on the unit being vacated, said rental agreement to be for a term of the lesser of ninety days or until completion of repairs on the rental unit being vacated by tenant; or

ii. To enter into a new rental agreement or lease for such available rental unit at a rent not to exceed the lawful rent which may be charged for such available rental unit.

(d) Where the landlord recovers possession under this subsection 13.76.130A.~~(67-)~~, the tenant must be given the right of first refusal to re-occupy the unit upon completion of the required work. In the event the landlord files an application for an individual rent adjustment within six months following the completion of the work, the tenant shall be a party to such proceeding the same as if he or she were still in possession, unless the landlord shall submit, with such application, a written waiver by the tenant of his or her right to re-occupy the premises pursuant to this Ssubsection.

78. Demolition Permit Issued by the City. The landlord, after having obtained all necessary permits from the City of Berkeley, seeks in good faith to recover possession of the rental unit, in order to remove the rental unit from the market by demolition.

89. Owner Move-in Evictions.

(a) The landlord seeks in good faith with honest intent and without ulterior motive to recover possession for his/her own use and occupancy as his/her principal residence for a period of at least 36 consecutive months; or

(b) For the use and occupancy as the principal residence by the landlord's spouse or by the landlord's child, or parent for a period of at least 36 consecutive months.

(c) For the purposes of this Ssubsection (13.76.130A.~~89-~~), the term landlord shall be defined as the owner of record, as of the time of giving of a notice terminating tenancy, and at all times thereafter to and including the earlier of the tenant's surrender of possession of the premises or the entry of a judgment of a court of competent jurisdiction awarding possession of the premises to the landlord, holding at least a 50% interest in the property and shall not include a lessor, sublessor, or agent of the owner of record.

(d) All notices terminating tenancy pursuant to subsection 13.76.130.A.79 shall include the following: the existence and potential availability of relocation assistance under subsection 13.76.130A.89.g; the existence of tenant protections for families with minor children as defined in Subsection 13.76.130A.89.k; the name and relationship of any qualified relative for purposes of Subsection 13.76.130A.8.9b; and the landlord's ownership interest in any residential properties in the City of Berkeley where such interest, in any form whatsoever, is ten percent (10%) or greater. The landlord shall, within ten days of giving notice, file a copy of the notice terminating tenancy with the Rent Board.

(e) The landlord may not recover possession under this Subsection (13.76.130A.89.) if a comparable unit, owned by the landlord in the City of Berkeley, was, at the time of the landlord's decision to seek to recover possession of the rental unit, already vacant and available, or if a comparable unit, owned by the landlord in the City of Berkeley, thereafter becomes vacant at any time until the earlier of the tenant's surrender of possession of the premises or the entry of a judgment of a court of competent jurisdiction awarding possession of the premises to the landlord. In an action by or against the tenant, evidence that a comparable unit was vacant and available within ninety days prior to the date of a notice terminating the tenant's tenancy shall create a presumption that such unit was vacant and available at the time of the landlord's decision to seek to recover possession of the premises. "Presumption" means that the court must find the existence of the presumed fact unless and until the contrary is proven by a preponderance of the evidence.

(f) The landlord shall offer any non-comparable unit owned by the landlord to the tenant if a non-comparable unit becomes available before the recovery of possession of the tenant's unit at a rate based on the rent the tenant is paying with an upward or downward adjustment based on the condition, size, and other amenities of the replacement unit. Disputes concerning the initial rent for the replacement unit shall be determined by the Rent Board.

(g) Where a landlord recovers possession of a unit under Subsection 13.76.130A.89, the landlord is required to provide standard relocation assistance to tenant households where at least one occupant has resided in the unit for one year or more in the amount of \$15,000. The landlord is required to provide an additional \$5,000 relocation assistance to tenant households that qualify as low-income; or include disabled or elderly tenants; minor children; or tenancies which began prior to January 1, 1999. The relocation fees set forth above shall be increased in accordance with the rules set forth in Subsection

13.76.130A.79.h below. The procedures for payment of this relocation assistance are set forth below in Subsection 13.76.130A.79.p.(i) through (iv). The following definitions apply for any tenant households evicted for owner move-in under Subsection 13.76.130A.89:

i. "Low-income tenants" means persons and families whose income does not exceed the qualifying limits for lower income families as established and amended from time to time pursuant to Section 8 of the United States Housing Act of 1937, or as otherwise defined in Health and Safety Code Section 50079.5.

ii. A person is "disabled" if ~~he/she~~that person has a physical or mental impairment that limits one or more of a person's major life activities within the meaning of the California Fair Housing and Employment Act (Government Code § 12926).

iii. "Elderly" is defined as sixty (60) years of age or older.

iv. "Minor child" means a person who is under 18 years of age.

v. "Tenancy began prior to January 1, 1999" is a tenancy where an "original occupant" (as defined by ~~Berkeley Rent Board r~~Regulation) still permanently resides in the rental unit.

(h) Effective January 1 of each year beginning in 2018, the fees set forth above in Subsection 13.76.130A.89.g., shall may be increased in an amount based on the Consumer Price Index - All Urban Consumers in the San Francisco-Oakland-San Jose Region averaged for the 12-month period ending June 30, of each year, as determined and published by United States Department of Labor. Any increase shall be published by the Board on or before October 31st of each year.

(i) It shall be evidence that the landlord has acted in bad faith if the landlord or the landlord's qualified relative for whom the tenant was evicted does not move into the rental unit within three months from the date of the tenant's surrender of possession of the premises or occupy said unit as his/her principal residence for a period of at least 36 consecutive months.

(j) Once a landlord has successfully recovered possession of a rental unit pursuant to Subsection 13.76.130A.89.a., then no other current or future landlords may recover possession of any other rental unit on the property pursuant to Subsection 13.76.130A.89.a. It is the intention of this subsection that only one specific unit per property may be used for such occupancy under Subsection 13.76.130A.89.a and that once a unit is used for such occupancy, all future occupancies under Subsection 13.76.130A.89.a must be of that same unit.

(k) A landlord may not recover possession of a unit from a tenant under Subsection 13.76.130A.89 if any tenant in the rental unit has a custodial or family relationship with a minor child who is residing in the unit, the tenant with the custodial or family relationship has resided in the unit for 12 months or more, and the effective date of the notice of termination of tenancy falls during the school year. The term "school year" as used in this subsection means the first day of instruction for the Fall Semester through the first day of the month following the last day of instruction for the Spring Semester, as posted on the Berkeley Unified School District website for each year.

i. For purposes of Subsection 13.76.130A.89.k, the term "custodial relationship" means that the person is a legal guardian of the child, or has a caregiver's authorization affidavit for the child as defined by Section 6550 of the California Family Code, or that the person has provided full-time custodial care of the child pursuant to an agreement with the child's legal guardian or court-recognized caregiver and has been providing that care for at least one year or half of the child's lifetime, whichever is less. The term "family relationship" means that the person is the biological or adoptive parent, grandparent, brother, sister, aunt or uncle of the child, or the spouse or domestic partner of such relations.

(l) A landlord may not recover possession of a unit from a tenant under Subsection 13.76.130A.89 if any tenant in the rental unit:

- i. Is 60 years of age or older and has been residing on the property for five years or more; or
- ii. Is disabled and has been residing on the property for five years or more; or
- iii. Has resided on the property for five years or more and the landlord has a ten percent (10%) or greater ownership interest, in any form whatsoever, in five or more residential rental units in the City of Berkeley.

(m) A tenant who claims to be a member of one of the classes protected by Subsection 13.76.130A.89.l must submit a statement, with supporting evidence, to the landlord. A tenant's failure to submit a statement at any point prior to the trial date of an unlawful detainer action for possession of the tenant's unit shall be deemed an admission that the tenant is not protected by Subsection 13.76.130A.89.l. A landlord may challenge a tenant's claim of protected status by raising it as an issue at trial in an unlawful detainer action for possession of the tenant's unit.

(n) The provisions of Subsection 13.76.130A.89.l shall not apply to the following situations:

- i. Where a person is the owner of three or fewer residential units in the City of Berkeley and has no greater than a nine percent (9%) ownership interest in any other residential unit in the City of Berkeley; or
  - ii. Where each residential rental unit in the City Berkeley in which the landlord holds an ownership interest of ten percent (10%) or greater is occupied by a tenant otherwise protected from eviction by Subsection 13.76.130A.89.I and the landlord's qualified relative who is seeking possession of a unit subject to Subsection 13.76.130A.89.b is 60 years of age or older or is disabled as defined in Subsection 13.76.130A.89.I.(ii) above; or
  - iii. Where each residential rental unit in the City Berkeley in which the landlord holds an ownership interest of ten percent (10%) or greater is occupied by a tenant otherwise protected from eviction by Subsection 13.76.130A.89.I, the landlord has owned the unit for which possession is being sought subject to Subsection 13.76.130A.89.a for five years or more and is 60 years of age or older or is disabled as defined in Subsection 13.76.130A.89.I.(ii).
- (o) Where a landlord recovers possession under Subsection 13.76.130A.89, the tenant must be given the right of first refusal to re-occupy the unit upon its next vacancy.
- (p) When a landlord is required to provide a relocation assistance payment subject to Subsection 13.76.130A.89.g, the payment shall be divided among the tenants occupying the rental unit at the time of service of the notice to terminate tenancy.
- i. Within ten days of service of a notice terminating tenancy under Subsection 13.76.130A.89, the landlord shall deposit the standard relocation assistance (for households where an occupant has resided one year or more) with the City or its designated agent to be held in escrow. Within ten days after the funds are deposited into escrow, the City shall release the standard relocation assistance to the tenant household, unless the landlord notifies the Rent Stabilization Program in writing that ~~he/she~~ the landlord disputes the tenant's eligibility to receive such assistance.
  - ii. In order to claim entitlement to additional relocation assistance under Subsection 13.76.130A.89.g, a tenant must notify the landlord and the Rent Stabilization Program in writing that the tenant ~~he/she~~ is claiming low-income, disabled, elderly, tenant with minor child status, or a claim that the tenancy began prior to January 1, 1999 (hereinafter "entitlement to additional relocation assistance") per Subsection 13.76.130A.89.g within 30 days of filing of notice of

termination of tenancy with the Rent Stabilization Program. The landlord shall deposit the additional relocation payment with the Rent Stabilization Program or its designated agent to be held in escrow for any tenant household who claims entitlement to additional relocation assistance within ten days after such notice claiming entitlement to additional relocation assistance is mailed. Within ten days after the funds are deposited into escrow, the Rent Stabilization Program shall authorize release of the relocation assistance to the tenant household that claims entitlement to additional relocation assistance, unless the landlord notifies the Rent Stabilization Program in writing that the landlord he/she disputes the tenant's eligibility to receive such assistance.

iii. When a tenant household's eligibility to receive standard or additional relocation assistance as described in Subsection 13.76.130A.89.g is disputed, either party may file a ~~Rent Board~~ petition with the Board requesting a determination of eligibility or file a claim in a court of competent jurisdiction. The ~~Board Rent Stabilization Program~~ shall release disputed relocation assistance funds to either the tenant or the landlord upon receipt of either a written agreement by both the landlord and the affected tenant, an order of a court of competent jurisdiction, or an order of a City or ~~Rent Board~~ hearing examiner issued pursuant to a petition process conducted in accordance with applicable ~~Rent Board~~ Regulations.

iv. The landlord may rescind the notice of termination of tenancy prior to any release of relocation payment to the tenants by serving written notice stating such rescission on the tenants. In such instance, the relocation payment shall be released to the landlord. Subsequent to the release of any relocation payment to the tenants, the landlord may rescind the notice of termination of tenancy only upon the written agreement of the tenants to remain in possession of the rental unit. If the tenants remain in possession of the rental units after service of a landlord's written notice of rescission of the eviction, the tenants shall provide an accounting to the landlord of the amount of the relocation payment expended for moving costs, return to the landlord that portion of the relocation payment not expended for moving costs, and assign to the landlord all rights to recover the amount of relocation payment paid to third parties. If a rescission occurs under this Subsection, the tenant(s) shall continue the tenancy on the same terms as before the notice was served.

v. Where a landlord has served a notice of termination of tenancy on a tenant prior to the date that this amendment takes effect and the notice of termination of tenancy has not expired, the landlord shall deposit the full relocation payment with

the City or its designated agent to be held in escrow for the tenants if the tenants have not vacated the rental unit as of the effective date of this amendment, and the landlord shall pay the full relocation payment to the tenants if the tenants have vacated the rental unit as of the effective date of this amendment. Said deposit in escrow or payment to the tenants shall be made within ten days of the effective date of this amendment.

vi. Failure of the landlord to make any payment specified herein shall be a defense to any action to recover possession of a rental unit based upon the landlord's termination of tenancy notice pursuant to this Subsection (13.76.130A.89). In addition, if the tenants of a rental unit have vacated the unit as a result of a notice of termination of tenancy pursuant to this Subsection (13.76.130A.89), and the landlord fails to make any payment specified herein, the landlord shall be liable to the tenants for three times the amount of the payment as well as reasonable attorney fees.

(q) A tenant who prevails in an action brought under this Subsection (13.76.130A.89), in addition to any damages and/or costs awarded by the court, shall be entitled to recover all reasonable attorney's fees incurred in bringing or defending the action.

(r) At least twice annually, Rent-Board staff shall report to the Rent-Board regarding the occupancy status of units possession of which has been recovered pursuant to this Subsection (13.76.130A.89) within the prior 36 months.

(s) If any provision or clause of this Subsection (13.76.130A.89) or the application thereof to any person or circumstance is held to be unconstitutional or to be otherwise invalid by any court of competent jurisdiction, such invalidity shall not affect other provisions or clauses, and to this end the provisions and applications of this Subsection are severable.

940. Exemption of Temporary Lease of Owner's Principal Residence. A landlord or lessor seeks in good faith to recover possession of the rental unit for ~~his/her~~their occupancy as a principal residence, where the landlord or lessor has previously occupied the rental unit as ~~his/her~~their principal residence and has the right to recover possession of the unit for ~~his/her~~their occupancy as a principal residence under an existing rental agreement with the current tenants.

1044. Expiration of Temporary Rental Agreement for Replacement Housing During Substantial Repairs. The tenant fails to vacate a rental unit occupied under the terms of a temporary rental agreement entered into pursuant to the provisions of Subsection

13.76.130A.67.c., following expiration of the term of said temporary rental agreement, and following written notice of the availability of tenant's previous rental unit for re-occupancy by tenant (if the term of the rental agreement has expired by reason of the completion of repairs on the old rental unit), or of written notice to quit (if the term of the rental agreement has expired by reason of the expiration of a period of 90 days).

B. Contents of Notice to Terminate Tenancy. A landlord's failure to specify good just cause as listed above in subsections 1. through 4.10. of Section 13.76.130A. in the notice of termination or the notice to quit and in the complaint for possession shall be a defense to any action for possession of a rental unit covered by the terms of this chapter. Any notice terminating tenancy must additionally include a statement that advice regarding the notice terminating tenancy is available from the Rent Board, the current phone number for the Rent Board's housing counseling services, and the current address to the Rent Board's website.

C. Allegation of Notice to Terminate Tenancy In any action to recover possession of a rental unit covered by the terms of this chapter, except an action to recover possession under Subsection 13.76.130A.67., 13.76.130A.7.8, or 13.76.130A.1011., a landlord shall allege, as to each rental unit on the property, substantial compliance as of the date of the notice of termination or notice to quit and as of the date of the commencement of the action for possession with the implied warranty of habitability and compliance as of the date of the notice of termination or notice to quit and as of the date of the commencement of the action for possession with Sections 13.76.100 (Rent Ceiling) and 13.76.080 (Rent Registration) of this Chapter.

D. Filing of Termination Notices and Unlawful Detainer Summons and Complaints. The landlord shall file with the Board a copy of any notice of termination, notice to quit, and summons and complaint, within ten days no later than three business days after the tenant has been served with such notice or summons and complaint. The Board may provide an email address to which the landlord may send any notice of termination, notice to quit, and summons and complaint.

### **13.76.135 Right to Organize.**

A. Tenant Association. This section shall be limited to 1) parcels that contain ten or more rental units; and 2) parcels that contain between one and nine rental units, so long as the rental units are managed by a property management company as defined by Board regulation.

Tenants of such a residential rental property may establish a Tenant Association by providing their Landlord a petition signed by Tenants representing at least 50% of the occupied rental units, including Rooming Houses as defined by Board regulation, of the

residential rental property certifying their desire to form a Tenant Association, and identifying the Tenant Association. For purposes of this subsection, a petition may include individual written statements signed by said Tenants or some combination of individual and collective written statements.

B. Confer in Good Faith. Landlords and Tenant Associations shall confer with each other in good faith regarding housing services and conditions, community life, landlord-tenant relations, rent increases, and other issues of common interest or concern. “Confer in good faith” means that the parties shall have the mutual obligation, personally or through their authorized representatives, to meet and confer and continue for a reasonable period of time, in order to exchange freely information, opinions, and proposals, and to endeavor to reach agreement. Examples of conferring in good faith include, but are not limited to, maintaining a designated point of contact, engaging in regular communications, responding to reasonable requests for information, allowing participation by non-resident advocates, providing adequate time for limited-English speakers to obtain translation services, providing and adhering to timelines for addressing habitability concerns, and negotiating and putting agreements into writing. In addition, a Landlord may not prohibit a Tenant from allowing a Tenant Association representative to attend meetings involving the Landlord and one or more Tenants. The Board, through regulation, may further define good faith.

C. Organizing Activities. “Organizing Activities” means:

1. initiating contact with tenants, including conducting door-to-door surveys, to ascertain interest in and/or seek support for forming a Tenant Association;
2. joining or supporting a Tenant Association;
3. distributing literature, requesting or providing information, offering assistance, convening meetings (which may occur without a landlord or landlord representative present); or
4. otherwise acting on behalf of one or more tenants in the building regarding issues of common interest or concern.

The term “Organizing Activities” shall include, but is not limited to, the operations of a Tenant Association. A person’s participation or failure to participate in Organizing Activities shall have no effect on whether that person qualifies as a tenant. The Board, through regulation, may further define Organizing Activities. In addition, a tenant’s right to engage in Organizing Activities, to receive assistance from a Tenant Association, and to have Organizing activities occur at the property shall qualify as a housing service, and a landlord’s failure to confer in good faith with a Tenant Association may send the Landlord a single standing request to attend meetings for the duration of the calendar year.

- D. A Landlord must on written request of the Tenant Association attend, either themselves or through their representative, at least one Tenant Association meeting per calendar quarter, though more frequent attendance at the request of the Tenant Association is permitted. Landlord or Landlord's representative must remain in attendance at the meeting until all agenda items are complete, unless the meeting extends for more than two hours, in which case the Landlord or Landlord's representative may withdraw from the meeting and request that the remaining items be continued to a subsequent meeting. These meetings shall occur at a mutually convenient time and place. To request that a landlord or their representative attend a meeting, the Tenant Association shall send the Landlord a written request at least 14 days in advance; alternatively, if the Tenant Association meets at a regularly scheduled time and place, then the Tenant Association may send the Landlord a single standing request to attend meetings for the duration of the calendar year.
- E. *Private Right of Action.* In the event of a violation of this section, any Tenant Association, or individual tenant, aggrieved by the violation may institute a civil proceeding for injunctive relief, and actual money actual damages as specified below, and whatever other relief the court deems appropriate. In addition to the above awards of damages in a civil action under this Chapter, a prevailing plaintiff shall be entitled to an award of reasonable attorney's fees.

**13.76.140 Retaliation prohibited.**

No landlord may threaten to bring, or bring, an action to recover possession, cause the tenant to quit the unit involuntarily, serve any notice to quit or notice of termination of tenancy, decrease any services, including a tenant's right to engage in Organizing Activities, or increase the rent where the landlord's intent is retaliation against the tenant for the tenant's assertion or exercise of rights under this Chapter. Such retaliation shall be a defense to an action to recover possession, or it may serve as the basis for an affirmative action by the tenant for actual and punitive damages and injunctive relief. In an action by or against a tenant, evidence of the assertion or exercise by the tenant of rights under this Chapter within six months prior to the alleged act of retaliation shall create a presumption that the landlord's act was retaliatory. "Presumption" means that the court must find the existence of the fact presumed unless and until its nonexistence is proven by a preponderance of the evidence. A tenant may assert retaliation affirmatively or as a defense to the landlord's action without the aid of the presumption regardless of the period of time which has elapsed between the tenant's assertion or exercise of rights under this Chapter and the alleged act of retaliation.

**13.76.150 Remedies.**

A. *For Violation of Rent Ceilings or Failure to Register.* If a landlord fails to register in accordance with Section 13.76.080 of this Chapter, or if a landlord demands, accepts, receives or retains any payment in excess of the maximum allowable rent permitted by this Chapter, a tenant may take any or all of the following actions until compliance is achieved:

1. A tenant may petition the Board for appropriate relief. If the Board, after the landlord has proper notice and after a hearing, determines that a landlord has willfully and knowingly failed to register a rental unit covered by this Chapter or violated the provisions of Sections 13.76.100, 13.76.110 and 13.76.120 of this Chapter, the Board may authorize the tenant of such rental unit to withhold all or a portion of the rent for the unit until such time as the rental unit is brought into compliance with this Chapter. After a rental unit is brought into compliance, the Board shall determine what portion, if any, of the withheld rent is owed to the landlord for the period in which the rental unit was not in compliance. Whether or not the Board allows such withholding, no landlord who has failed to comply with the Chapter shall at any time increase rents for a rental unit until such unit is brought into compliance.

2. A tenant may withhold up to the full amount of his or her periodic rent which is charged or demanded by the landlord under the provisions of this Chapter. In any action to recover possession based on nonpayment of rent, possession shall not be granted where the tenant has withheld rent in good faith under this Section.

3. A tenant may seek injunctive relief on behalf of herself or himself to restrain the landlord from demanding or receiving any rent on the unit until the landlord has complied with the terms of this Chapter.

4. A tenant may file a damage suit against the landlord for actual damages when the landlord receives or retains any rent in excess of the maximum rent allowed under this Chapter. Upon further proof of a bad faith claim by the landlord or the landlord's retention of rent in excess of the maximum rent allowed by this Chapter, the tenant shall receive a judgment of up to \$750 in addition to any actual damages.

B. *For Violation of Eviction Proceedings.* If it is shown in the appropriate court that the event which the landlord claims as grounds to recover possession under Subsection 13.76.130A.67., ~~Subsection 13.76.130A.8.~~, Subsection 13.76.130A.79., or Subsection 13.76.130A.840. is not initiated within two months after the tenant vacates the unit, or it is shown the landlord's claim was false or in bad faith, the tenant shall be entitled to regain possession and to actual damages. If the landlord's conduct was willful, the tenant shall be entitled to damages in an amount of \$750 or three times the actual damages sustained, whichever is greater.

C. ~~Both t~~Both the City Attorney and the Board shall have the separate authority to~~may~~ bring an action for injunctive relief ~~on behalf of the City or on behalf of tenants seeking compliance by landlords with this~~ Chapter ~~or~~.

~~D. The board may seek injunctive relief to restrain or enjoin any violation of this chapter or of the rules, regulations, orders and decisions of the~~ Bboard.

~~D~~E. If a tenant fails to bring a civil or administrative action within 120 days from the date of the first occurrence of a violation of this Chapter, the Bboard may either settle the claim arising from the violation or bring such action. Thereafter, the tenant on whose behalf the board acted may not bring an action against the landlord in regard to the same violation for which the board has made a settlement or brought an action. In the event the Bboard settles the claim it shall be entitled to retain from any payments made by the landlord, the costs it incurred in settlement, and the tenant aggrieved by the violation shall be entitled to the remainder.

**13.76.160 Partial invalidity.**

If any provision of this Chapter or application thereof is held to be invalid, this invalidity shall not affect other provisions or applications of this Chapter which can be given effect without the invalid provisions or applications, and to this end the provisions and applications of this chapter are severable.

**13.76.170 Nonwaiverability.**

Any provision in a rental agreement which waives or modifies any provision of this Chapter is contrary to public policy and void.

**13.76.180 Judicial review.**

A landlord or tenant aggrieved by any action or decision of the Bboard may seek judicial review in a court of appropriate jurisdiction.

**13.76.190 Criminal penalties.**

Any landlord who is found by a court of competent jurisdiction to be guilty of a willful violation of Section 13.76.130 of this Chapter shall be subject to up to a \$500 fine and/or 90 days in jail for a first offense and up to a \$1000 fine and/or six months in jail for any subsequent offenses.

**Section 3. Adoption of Chapter 13.85, the Housing Retention Program.** Chapter 13.85 of the Berkeley Municipal Code is hereby added as follows:

**13.85.010 Purpose**

The purpose of this chapter is to ensure that the City allocates reasonable funding from existing sources to an ongoing Housing Retention Program, whose goal will be to prevent homelessness by ensuring that at-risk residents of the City of Berkeley are able to remain in stable housing.

**13.85.020 Funding**

The City Manager or their designee shall recommend how and to what extent the City uses revenues from the general fund to fund the Housing Retention Program and prevent homelessness, with a goal of allocating no less than \$1,180,000.00 per year for this purpose. The target allocation shall increase annually to track the increase in the Consumer Price Index for all Bay Area Consumers.

**13.85.030 Operations**

The City Manager or their designee is authorized to promulgate any necessary rules or regulations to effectuate the Housing Retention Program including eligibility criteria, application procedures, and any other rule or regulation necessary to administer the Program.

**Section 4. Severability – Liberal Construction.** If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect other provisions or applications of this Chapter which can be given effect without the invalid provisions or application, and to this end the provisions of this Chapter are declared to be severable. The People of Berkeley declare that they would have adopted this Ordinance and each section, subsection, sentence, clause, or phrase of the Ordinance in spite of the fact that any one or more of the same be declared unconstitutional or invalid. This Chapter shall be liberally construed to achieve the purposes of this Chapter and to preserve its validity.

**Section 5. Competing Ordinances.** In the event that there is another ordinance on the ballot during the same election which seeks to regulate residential housing which also passes, the ordinance which obtains the higher number of votes shall be the controlling ordinance.

**Section 6. Effective Date.** This Ordinance shall be effective only if approved by a majority of the voters voting thereon and shall go into effect ten (10) days after the vote is declared by the City Council. The Mayor and City Clerk and hereby authorized to execute this Chapter to give evidence of its adoption by the voters.

## **PROHIBITION ON CONCENTRATED ANIMAL FEEDING OPERATIONS (CAFOs)**

The People of the City of Berkeley ordain as follows:

That Chapter 23.336 Prohibition on Concentrated Animal Feeding Operations (CAFOs) be added to to Title 23 ZONING of the Berkeley Municipal Code as follows:

### **Chapter 23.336 Prohibition on Concentrated Animal Feeding Operations (CAFOs)**

Section 23.336.010 Findings.

- A. Hundreds of concentrated animal feeding operations (CAFOs) presently operate in California.
- B. Animal agriculture is responsible for 38% of methane emissions in the United States, and it is projected that the global agriculture sector will nearly double in greenhouse gas emissions by 2050.
- C. By worsening climate change via the release of greenhouse gases, CAFOs are a major contributor to the drought and wildfires in California.
- D. CAFOs are contributing to the ongoing water crisis in California, with some facilities using up to 4 million gallons of water per day and others polluting water sources with chemical fertilizers and manure.
- E. Globally, animal agriculture is the primary driver of biodiversity loss through its dependence on inputs such as fertilizer, pesticides, energy, land, and water, and on practices such as monocropping and heavy tilling, which in turn reduces the variety of landscapes and habitats.
- F. It is a well-established scientific fact, as supported by 2,500 studies exploring animal cognition, that nonhuman animals have emotions, personalities, and the ability to feel pain, fear, and stress.
- G. Millions of nonhuman animals are routinely confined and abused in CAFOs across California.
- H. The treatment of nonhuman animals in CAFOs routinely violates California animal cruelty laws, with little to no enforcement.
- I. Three out of four emerging infectious diseases are zoonotic, and CAFOs pose a serious risk to public health.
- J. Investigators have found antibiotic resistant bacteria and infectious diseases in CAFOs in California and across the U.S.
- K. Workers in the animal agriculture industry experience higher rates of substance abuse, post-traumatic stress disorder (PTSD), and domestic violence.
- L. In summary, CAFOs are a leading cause of environmental destruction, pose grave risks to public health, abuse and kill nonhuman animals, and often create dangerous and exploitative conditions for workers.

Section 23.336.020 Prohibition on Establishment and Operation of Concentrated Animal Feeding Operations (CAFOs)

- A. *Definitions.* For purposes of this chapter, the following definition shall apply:
  - a. "Concentrated Animal Feeding Operation" or "CAFO" means an agricultural operations where animals have been, are, or will be stabled or confined and fed or maintained for a total of 45 days or more in any 12-month period, and which meets the regulatory definition set out by the Environmental Protection Agency seen in the following table

### **Regulatory Definitions of Large CAFOs, Medium CAFO, and Small CAFOs**

A **Large CAFO** confines at least the number of animals described in the table below.

A **Medium CAFO** falls within the size range in the table below and either:

- Has a manmade ditch or pipe that carries manure or wastewater to surface water; **or**
- the animals come into contact with surface water that passes through the area where they're confined.

If an operation is found to be a significant contributor of pollutants, the permitting authority may designate a medium-sized facility as a CAFO.

A **Small CAFO** confines fewer than the number of animals listed in the table **and** has been designated as a CAFO by the permitting authority as a significant contributor of pollutants.

Animal Sector	Size Thresholds (number of animals)		
	Large CAFOs	Medium CAFOs <sup>1</sup>	Small CAFOs <sup>2</sup>
cattle or cow/calf pairs	1,000 or more	300 - 999	less than 300
mature dairy cattle	700 or more	200 - 699	less than 200
veal calves	1,000 or more	300 - 999	less than 300
swine (weighing over 55 pounds)	2,500 or more	750 - 2,499	less than 750
swine (weighing less than 55 pounds)	10,000 or more	3,000 - 9,999	less than 3,000
horses	500 or more	150 - 499	less than 150
sheep or lambs	10,000 or more	3,000 - 9,999	less than 3,000
turkeys	55,000 or more	16,500 - 54,999	less than 16,500
laying hens or broilers (liquid manure handling systems)	30,000 or more	9,000 - 29,999	less than 9,000
chickens other than laying hens (other than a liquid manure handling systems)	125,000 or more	37,500 - 124,999	less than 37,500
laying hens (other than a liquid manure handling systems)	82,000 or more	25,000 - 81,999	less than 25,000
ducks (other than a liquid manure handling systems)	30,000 or more	10,000 - 29,999	less than 10,000

ducks (liquid manure handling systems)	5,000 or more	or	1,500 - 4,999	less than 1,500
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<sup>1</sup> Must also meet one of two "method of discharge" to be defined as a CAFO or may be designated.

<sup>2</sup> Never a CAFO by regulatory definition, but may be designated as a CAFO on a case-by-case basis.

*B. Prohibition.*

- a. No person, corporation, or other entity shall establish a CAFO of any size within the city of Berkeley.
- b. No person, corporation, or other entity shall expand an existing CAFO of any size within the city of Berkeley.
- c. Any CAFO in operation within the city of Berkeley at the time of this initiative's passage shall be phased out within a period of 1 year.

Section 23.336.030 Enforcement and Penalties.

- A. The The City Council shall have the authority to enforce this initiative, including the power to inspect premises suspected of violating its provisions.
- B. This Chapter also provides a private right of action upon any person or entity to seek injunctive relief and penalties against a person or business who violates this prohibition.
- C. Any person that violates this prohibition is civilly liable for a penalty in an amount of \$10,000 per violation per day.
- D. A court shall award a plaintiff who prevails on a cause of action reasonable attorney's fees and costs.

Section 23.336.040 Severability.

If any provision of this initiative is found to be invalid or unconstitutional, such finding shall not affect the validity or constitutionality of the remaining provisions.

Section 23.336.050 Effective Date.

This initiative shall become effective immediately after its passage by the voters.

MEASURE TO BE SUBMITTED TO THE VOTERS AUTHORIZING THE CITY OF BERKELEY  
TO LEVY A PARCEL TAX TO FINANCE STREET AND SIDEWALK REPAIR AND TRAFFIC  
SAFETY

The people of the City of Berkeley do ordain as follows:

**Section 1. Title**

This measure shall be known as the Sustainable and Accountable Funding for Equitable Street Transformation, Revitalization, Enhancements, and Essential Traffic Safety (SAFE STREETS) Initiative

**Section 2. Findings**

The People of the City of Berkeley find and declare as follows:

A. The City's Vision 2050 Framework is a comprehensive plan to repair and upgrade Berkeley's infrastructure and facilities to be more sustainable, safe, and resilient and to meet the needs of future generations, including addressing climate and environmental challenges. The Vision 2050 task force identified the highest priority is to rehabilitate Berkeley's core infrastructure, which is the infrastructure within the street right-of-way; and is inclusive of street paving, sidewalks, mobility and traffic safety, quick build transit projects, green infrastructure, and street trees.

B. Berkeley's street pavement has an overall Pavement Condition Index (PCI) of 57 and is currently classified as "at risk" condition by the Metropolitan Transportation Commission and by the City Auditor. Failure to make urgently needed street repairs in a timely manner will result in the need for more costly repairs in the future. City staff estimates show that improving the overall PCI to 70, classified as "good" condition, would require \$320 million over 12 years, or an estimated \$350 million over 14 years. Funding will continue to come largely from existing sources, such as the General Fund, and augmented by an estimated \$110 million in funds from this initiative.

On July 26, 2022, in Resolution No. 70,456-N.S., the City Council committed to increase annual funding of street maintenance from the General Fund to approximately \$8 million, for a total of \$15.3 million, and to continue that funding and increase it to account for inflation and maintenance once repairs have been made.

C. City staff estimate a backlog of about \$35 million is needed to repair sidewalks and pathways.

D. The Berkeley City Council adopted the 2019 Vision Zero Action Plan, with the goal of eliminating fatal and severe traffic crashes by 2028, and outlined a set of priority actions, including implementation of adopted and updated plans such as the 2017 Bicycle Plan and 2020 Pedestrian Plan. The Bicycle and Pedestrian Plans had a total estimated cost of \$124 million when initially adopted, but have remained largely unfunded while costs have increased. This initiative will prioritize the most critical projects to improve pedestrian and bike safety and

will require an investment of about \$70 million, which will be leveraged as matching funds to win additional grant monies.

The pedestrian safety projects are described in the 2020 Pedestrian Plan, and include signal, intersection and street improvements at 10 priority street segments. The estimated cost ranges from \$18 to \$61 million.

Bicycle safety projects will prioritize Tier I projects described in the 2017 Bicycle Master Plan Appendix E, primarily consisting of improvements to existing bicycle routes, including traffic calming on bike boulevards and intersection improvements (including protected intersections and flashing beacons). The Executive Summary of the Bicycle Master Plan estimates the Tier I bicycle projects at a total cost of \$48 million.

E. Berkeley has declared a climate emergency and set a goal of achieving 100% sustainable transportation by 2040. The State has mandated the inclusion of green infrastructure in roads that are reconstructed. This initiative includes funding for environmental improvements, including the use of green infrastructure, permeable surfaces, use of native plants, and tree plantings, as well as community spaces, benches, bus shelters, and other appropriate uses to improve the environment of our streets and adapt to a changing climate. The funding allocated in this measure for these types of improvements is roughly \$20 million.

F. A special parcel tax within the City provides an equitable mechanism for funding capital investments and ongoing maintenance and improvements of streets, sidewalks, and traffic safety features, including for pedestrian and bicyclist safety. An exemption from the tax for low-income homeowners will help ensure the cost of the measure is not a burden for residents on fixed or limited incomes. A split-roll tax under which commercial properties pay more than residential properties, as used in numerous prior parcel taxes, ensures equity in raising funds.

G. The intent of this measure is to augment current city funding for paving and sidewalk repair for a temporary period and allow long-deferred repairs to be made so that the overall condition of the roads and sidewalks will be made acceptable and safe within 14 years, and maintenance costs will be reduced.

### **Section 3. Code Amendment**

A new Chapter 7.11 is hereby added to the Berkeley Municipal Code as follows:

#### **Chapter 7.11**

Sustainable and Accountable Funding for Equitable Street Transformation, Revitalization, Enhancements, and Essential Traffic Safety (SAFE STREETS) Tax

##### **7.11.010 Special Tax - Use.**

A. A special tax for the purpose of funding repairs and improvements to streets, sidewalks, and pedestrian paths is hereby authorized to be imposed on all improvements in the City of Berkeley as more fully set forth in this Chapter.

B. The Council may impose the tax authorized by this Chapter up to the rate, and subject to inflation adjustments, set forth in Section 7.11.020.

C. This special tax is imposed under Article XIII A, Section 4, of the California Constitution and the City's constitutional authority as a charter city under Article XI, Section 5 of the California Constitution.

D. All proceeds of the tax are subject to review, allocation, and approval by the City Council.

E. The proceeds of the tax imposed by this Chapter shall be placed in a special fund to be used only for the purposes of enhancing streets, sidewalks, and pedestrian paths within City limits by funding the following types of projects:

1. Repair, repaving, and reconstruction of streets, sidewalks, and pedestrian paths,
2. Safety improvements to streets, sidewalks, and pedestrian paths,
3. Environmental enhancements to streets, sidewalks, and pedestrian paths.

F. Proceeds of the tax may be used to pay or reimburse the City for actual, verifiable costs of City staff when they are performing work on, or necessary and incidental to, projects funded by the tax, or public input, oversight, and accountability elements required by this chapter. Proceeds of the tax may also be used to pay or reimburse the City for the costs of City Auditor staff time spent auditing the tax expenditures of this measure.

G. Proceeds of the tax may be used to pay or reimburse the City for the costs of updating the Transportation Element of the General Plan, once every ten years, to integrate and reflect all relevant adopted plans and policies.

H. Proceeds of the tax may be used to pay or reimburse the City for the costs of reviewing and updating the City's public works project delivery process, once every ten years.

I. Proceeds of the tax may be used for public art, limited to no more than 1.75% of applicable project budgets and consistent with Section 6.13.020. Public art funded by this tax shall be in public spaces.

J. Proceeds of the tax may not be used to fund bicycle-specific safety improvements (such as cycletracks or protected bike lanes) on Hopkins Street between McGee and Gilman.

K. The goal of this tax is to achieve the following by December 31, 2036:

- 1) Raise Berkeley's Pavement Condition Index (PCI) to or above 70 (rated as "Good" by the Metropolitan Transportation Commission), ideally with no streets having a PCI below 50; and
- 2) Eliminate the backlog of damaged sidewalks and pedestrian paths in Berkeley; and
- 3) Significantly reduce or eliminate fatal and severe traffic crashes throughout the city, particularly involving pedestrians or cyclists.

It is also a goal of this tax to achieve the above in a way that is in line with current best practices, ensures accessibility for all users, enhances the sustainability and resiliency of Berkeley's public right-of-way facilities, and provides benefits to Berkeley's entire community.

#### **7.11.020 Tax Authorized - Tax Rate and Allocation - Adjustments for Inflation**

A. The City Council is hereby authorized to impose and allocate a special tax as follows:

- 1) **Residential Rate:** For all dwelling units, the tax may be imposed at the rate of up to \$0.17 per square foot of improvements.
- 2) **Non-Residential Rate:** For all other property, the tax may be imposed at the rate of up to \$0.25 per square foot of improvements.

B. Annually in May, the City Council may increase the previous year's rate by up to the greater of the cost of living in the immediate San Francisco Bay Area or per capita personal income growth in the state, as verified by official United States Bureau of Labor Statistics data. If either index referred to above is discontinued, the City shall use any successor index specified by the applicable agency, or if there is none, the most similar existing index then in existence.

C. Tax proceeds shall be allocated approximately as follows:

- 1) 60% for streets and sidewalks, of which roughly three quarters (45%) will be for streets and one quarter (15%) will be for sidewalks and pedestrian paths, until the backlog of damaged sidewalks and pedestrian paths is eliminated.
- 2) 30% for safety improvements.
- 3) The remaining 10% shall include environmental enhancements, any required fees to the County, and any permitted uses as specified in Section 7.11.010.

D. When the City's average PCI is 70 or higher, the allocations specified in Section 7.11.030(C) shall not be required.

E. If another measure providing an additional source of revenue for uses covered in this tax is approved by the voters on the same ballot as this measure, the tax rates authorized in Section 7.11.020(A) shall be reduced by an equivalent amount, and the percentages specified in 7.11.020(C) shall be adjusted as necessary to meet the goals of this chapter, while that measure remains in effect.

#### **7.11.030 Duration and Renewal - City Funding Required**

A. This measure shall remain in place for 14 years from the effective date, unless extended by the voters.

B. If the City Council fails to adopt a budget with at least \$15.3 million in funding for street maintenance, from sources other than this tax, and adjusted for inflation, per Resolution No. 70,456-N.S. (adopted July 26, 2022), the City Council shall not be authorized to impose the special tax for the following two years.

C. In the event of a loss of any external funding source for street maintenance, or a decline in the amount provided for street maintenance by an external funding source included in the 2023-24 budget (adjusted for inflation), the required budgeted amount in Section 7.11.030(B) shall be reduced by an equivalent amount.

D. Section 7.11.030(B) shall not apply for years in which the City Council draws upon \$1 million (or more) from the Stabilization Reserve in order to adopt a budget, or the City of Berkeley is included in the site of a natural disaster recognized by the Federal Emergency Management Agency or in a state or federal declaration of a state of emergency.

#### **7.11.040 SAFE STREETS Citizen Oversight Committee**

A. The City Council shall establish a SAFE STREETS Citizen Oversight Committee (SSCOC) to review expenditures and progress reports from the City Manager and City Auditor to ensure compliance with the intent of this chapter, evaluate the impacts and outcomes of tax expenditures on this chapter's stated goals, and prepare public reports on the committee's findings.

B. Composition:

1. The SSCOC shall consist of seven members, as follows:
  - (a) Two members of the Transportation and Infrastructure Commission
  - (b) One member of the Environment and Climate Commission
  - (c) Four members of the public who are Berkeley residents
2. SSCOC members from commissions shall be appointed by their respective bodies, and members of the public shall be appointed by the City Council as a whole. Members of the public shall be required to have a background in civil engineering, transportation engineering, infrastructure program management, or the implementation of municipal bond or tax measures.
3. The SSCOC annually shall elect one of its members as the chairperson and one of its members as the vice-chairperson.

C. The City Manager shall designate a staff person to serve as secretary of the committee.

D. The committee shall establish a regular place and time for meeting. All meetings shall be noticed as required by law and shall be scheduled in a way to allow for maximum input from the public. The frequency of committee meetings shall be as determined by City Council Resolution, but no less than four per year.

E. The committee may make and alter rules governing its organization and procedures which are consistent with this Chapter or any other applicable ordinance of the City. A majority of the members appointed to the committee shall constitute a quorum and the affirmative vote of a majority of the members appointed is required to take any action.

F. The Committee shall prepare an annual independent report of progress and performance. Each report shall be made publicly available on the City's website and submitted to the City Council.

### **7.11.050 Public Input, Reporting, and Accountability**

A. To ensure public input for the projects and priorities funded by this measure, City staff shall hold at least three workshops in different areas of the city, every three years, to solicit input on projects and priorities from residents and civic, neighborhood, and business organizations, in addition to the regular meetings of the Transportation and Infrastructure Commission.

B. The City Manager shall prepare and submit to the City Council and the SSCOC an annual report of performance metrics, outcomes, and accomplishments that reflects all City street, sidewalk, and safety funding. To promote effective communication, the report shall also be presented in an online dashboard, and include the following metrics:

1. Streets paved, cost per mile, changes to the citywide average PCI, the PCI of all streets, and a schedule that estimates which streets will be paved in the next 5 years; and
2. Progress on sidewalks and pedestrian paths; and
3. Safety projects implemented, and fatal and severe injuries over time; and
4. Progress on green infrastructure, tree planting, climate resiliency measures, and changes in trip modality; and
5. Awarded and in-progress grants.

C. All expenditures, and verification of progress towards the goals set forth in Section 7.11.010(K), shall be subject to an independent performance audit by the City Auditor, at least once every three years, to confirm that the tax expenditures and reports are accurate and consistent with the intent of this chapter.

### **7.11.060 Use of Adopted Plans and Policies**

A. Any project funded by the proceeds of the tax must be consistent with one or more adopted City of Berkeley plans or policies. Adopted City of Berkeley plans and policies shall inform project prioritization.

B. Any project funded by the proceeds of the tax which includes street repair, repaving, and/or reconstruction shall implement safety improvements concurrently, unless the City Council adopts a written finding based on substantial evidence that there are no improvements which would materially increase safety and are consistent with an adopted City plan or policy.

C. Any project funded by proceeds of the tax which includes safety improvements must be consistent with one or more of the following City of Berkeley plans and policies, as may be amended from time to time, or their successor plans as adopted by City Council:

- i) the Vision Zero Action Plan, adopted March 10, 2019; or
- ii) the Pedestrian Plan, adopted January 26, 2021; or
- iii) the Berkeley Bicycle Plan, adopted May 7, 2017; or
- iv) the Complete Streets Policy, adopted December 11, 2012.

A project funded by the proceeds of the tax which includes safety improvements may alternatively be consistent with one or more Safe Routes to Schools Safety Assessment and/or Improvement Plan, as may be amended from time to time by the Berkeley Unified School District and Alameda County Transportation Commission.

D. Additional City of Berkeley adopted plans and policies, such as the Vision 2050 Framework, Street Maintenance and Rehabilitation Policy, Repaving Plan, Berkeley Strategic Transportation Plan (BeST), Age-Friendly Berkeley Action Plan, Streets and Open Space Improvement Plan (SOSIP), Green Infrastructure Plan, Stormwater Management Plan, Local Hazard Mitigation Plan, Berkeley Electric Mobility Roadmap, Berkeley Resilience Strategy, Berkeley Transit-First Policy Implementation Plan, or area-specific plans, including the Adeline Corridor Specific Plan, Downtown Area Plan, South Shattuck Strategic Plan, Southside Plan, University Avenue Strategic Plan, and West Berkeley Plan, shall be considered, as appropriate, when identifying or evaluating projects to be funded by proceeds of this tax.

#### **7.11.070 Definitions**

For the purposes of this chapter, the following terms shall be defined as set forth below:

A. "Building" shall mean any structure having a roof supported by columns or by walls and designed for the shelter or housing of any person, chattel or property of any kind. The word "building" includes the word "structure."

B. "Improvements" shall mean all buildings or structures erected or affixed to the land.

C. "Square footage" shall mean the total gross horizontal areas of all floors, including usable basement and cellars, below the roof and within the outer surface of the main walls of buildings (or the center lines of party walls separating such buildings or portions thereof) or within lines drawn parallel to and two feet within the roof line of any building or portion thereof without walls (which includes, notwithstanding paragraph 3 below, the square footage of all porches), and including pedestrian access walkways or corridors, but excluding the following:

1. Areas used for off-street parking spaces or loading berths and driveways and maneuvering aisles relating thereto.
2. Areas which are outdoor or semi-outdoor areas included as part of the building to provide a pleasant and healthful environment for the occupants thereof and the neighborhood in which the building is located. This exempted area is limited to stoops, balconies and to natural ground areas, terraces, pools, and patios which are landscaped and developed for active or passive recreational use, and which are accessible for use by occupants of the building.
3. Arcades, porticoes, and similar open areas which are located at or near street level, which are accessible to the general public, and which are not designed or used as sales, display storage, service, or production areas.

D. "Structure" shall mean anything constructed or erected, the use of which requires location on the ground or attachment to something having location on the ground.

E. "Parcel" shall mean a unit of real estate in one ownership as shown on the most current official assessment roll of the Alameda County Assessor.

F. "Repair, repaving, and reconstruction" shall refer to a suite of interventions designed to restore and upgrade the physical integrity and functionality of streets and sidewalks, including pedestrian paths, including all ordinary and necessary expenses and features as required by applicable law.

G. "Safety improvements" shall mean improvements to sidewalks, streets, and highways inclusive of state highways that implement features designed to reduce collisions, injuries, and fatalities, including traffic calming measures. Safety improvements shall include features recommended by the Urban Street Design Guide published by the National Association of City Transportation Officials (NACTO), features recommended by the Proven Safety Countermeasures initiative published by the Federal Highway Administration, and/or other similar features to reduce collisions, injuries, and fatalities recommended by national organizations of planning or transportation experts. Safety improvements shall also include improvements to emergency vehicle access and response times, such as fire/emergency evacuation lanes, transit lanes that also serve emergency vehicles, cycle tracks that can accommodate emergency vehicles, traffic signal controls for emergency vehicles, retractable bollards, curb management, and signage for evacuation routes.

H. "Traffic calming measures" shall mean safety improvements specifically designed to reduce vehicle speeds, including horizontal or vertical deflections (such as chicanes and speed bumps), width reductions (such as bulb-outs and medians), and routing restrictions (such as diverters and bollards), or other similar measures recommended by the Institute of Traffic Engineers, the Federal Highway Administration, or other national organizations of transportation experts.

I. "Environmental enhancements" shall mean improvements to sidewalks, streets, and highways, inclusive of state highways, that improve resiliency or sustainability, and/or provide community amenities. Environmental enhancements shall include, but not be limited to, green infrastructure, permeable surfaces, native plants, street trees, planted verges and medians, transit rider facilities, and community spaces.

J. "Transit rider facilities" shall mean improvements to sidewalks, streets, and highways inclusive of state highways that implement features to improve comfort and reliability for transit riders, such as elements recommended in the Transit Street Design Guide published by NACTO, including but not limited to bus shelters, benches, and bus station islands.

K. "Pavement Condition Index" or "PCI" shall refer to the numerical index between 0 to 100 used to determine the general condition of the pavement, following standards set forth by ASTM D6433 - 20, or an equivalent appropriate methodology developed for non-asphalt surfaces.

**7.11.080 Exemptions.**

A. The tax imposed by this Chapter shall not apply to parcels and improvements exempt from taxation by the City pursuant to the laws or constitutions of the United States and the State of California.

B. The tax imposed by this Chapter shall not apply to any property owned by any person whose total personal income, from all sources, for the previous calendar year, does not exceed that level which shall constitute "very low-income," as may be established by resolution of the City Council. Any taxpayer claiming the exemption under this section shall be required to demonstrate their entitlement thereto annually by submitting an application and supporting documentation to the City Manager or their designee in the manner and at the time established in regulations and/or guidelines hereafter promulgated by the City Manager subject to review by the City Council in its discretion. Such applications shall be on forms provided by the City Manager, or their designee, and shall provide and/or be accompanied by such information as the City Manager shall require, including but not limited to, federal income tax returns and W-2 forms.

C. Any person or entity claiming an exemption from the tax imposed by this Chapter shall file a verified statement of exemption on a form prescribed by the City Manager prior to June 30th of the first fiscal year for which the exemption is sought.

**7.11.090 Duties and Authority of the City Manager.**

It shall be the duty of the City Manager to collect and receive all taxes imposed by this Chapter and to keep an accurate record thereof. The City Manager is charged with the enforcement of this Chapter, except as otherwise provided herein, and may prescribe, adopt, and enforce rules and regulations relating to the administration and enforcement of this chapter, including provisions for the re-examination and correction of returns and payments.

**7.11.100 Collection with Property Tax - Penalties and Interest.**

The special tax imposed by this Chapter shall be due in the same manner, on the same dates, and subject to the same penalties and interest as established by law for other charges and taxes fixed and collected by the County of Alameda on behalf of the City of Berkeley. The special tax imposed by this Chapter, together with all penalties and interest thereon, shall constitute a lien upon the parcel upon which it is levied until it has been paid, and shall constitute a personal obligation of the owners of the parcel on the date the tax is due.

**7.11.110 Collection.**

The amount of any tax, penalty, or interest imposed under the provisions of this chapter shall be deemed a debt to the City. Any person owing money under the provisions of this chapter shall be liable to an action brought in the name of the City for the recovery of such amount. The City shall be entitled to reasonable attorneys' fees and its costs of suit in any such action.

#### **7.11.120 Refunds.**

Whenever the amount of any tax, penalty, or interest has been paid more than once or has been erroneously or illegally collected or received by the City under this chapter, it may be refunded as provided in Chapter 7.20 of the Berkeley Municipal Code or any such successor chapter.

#### **7.11.130 Savings clause - Severability.**

The provisions of this chapter shall not apply to any person, association, corporation, entity, or property as to whom or which it is beyond the power of the City of Berkeley to impose the tax herein provided. If any sentence, clause, section, or part of this chapter, or any tax against any individual or any of the several groups specified herein is found to be unconstitutional, illegal, or invalid, such sentence, clause, section or part shall be severable and such unconstitutionality, illegality, or invalidity shall affect only such clause, sentence, section, or part of this chapter and shall not affect or impair any of the remaining provisions, sentences, clauses, sections, or other parts of this chapter. It is hereby declared to be the intention of the City Council and the People of the City of Berkeley that this chapter would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof not been included herein.

#### **7.11.140 Violation - Penalty.**

Any person who fails to perform any duty or obligation imposed by this chapter shall be guilty of an infraction as set forth in Chapter 1.20 of the Berkeley Municipal Code. The penalties provided in this section are in addition to the several remedies provided in this chapter.

#### **Section 4. Increase appropriations limit.**

Pursuant to California Constitution Article XIII B, the appropriation limit for the City of Berkeley is hereby increased by the aggregate sum authorized to be levied by this special tax for each of the four fiscal years from 2025 through 2028.

#### **Section 5. Effective date.**

The tax imposed by this Chapter shall be operative on January 1, 2025.

#### **Section 6. Conflicting Ballot Measures**

(a) In the event that this measure and another measure(s) relating to local taxes to fund any or all of the uses permitted in this measure are approved by a majority of the voters at the same election, and this measure receives a greater number of affirmative votes than any other such measure(s), this measure shall control in its entirety, and the other measure(s) shall be rendered void and without any legal effect. If this measure is approved by a majority of the voters but does not receive a greater number of affirmative votes than the other measure(s), this measure shall take effect to the extent permitted by law.

(b) If any provisions of this measure are superseded by the provisions of any other conflicting measure approved by the voters and receiving a greater number of affirmative votes at the same election, and the conflicting measure is subsequently held to be invalid, repealed, or terminated, the provisions of this measure shall be revived and shall have full force of law.

**Section 7. Amendment, repeal, and reenactment.**

(a) Without voter approval, the City Council may repeal this ordinance or amend it in any manner that does not:

- 1) Result in an increase in the tax authorized to be imposed;
- 2) Expand the permissible uses in Section 7.11.010, or materially alter relevant definitions in Sections 7.11.070, in a way that is inconsistent with the original intent of this chapter;
- 3) Alter the allocations of Section 7.11.020;
- 4) Extend the sunset or reduce the City budgeting requirements set forth in Section 7.11.030;
- 5) Reduce the public input, oversight, and accountability processes set forth in Section 7.11.040 and 7.11.050;
- 6) Reduce the use of adopted plans and policies in Section 7.11.060;
- 7) Lower the threshold of “substantial evidence” in Section 7.11.060(B);
- 8) Add or modify exemptions (in a manner that would increase the tax).

(b) If the City Council repeals this ordinance, it may subsequently reenact it without voter approval, as long as the reenacted ordinance does not:

- 1) Result in an increase in the tax authorized to be imposed;
- 2) Expand the permissible uses in Section 7.11.010, or materially alter relevant definitions in Sections 7.11.070, in a way that is inconsistent with the original intent of this chapter;
- 3) Alter the allocations of Section 7.11.020;
- 4) Extend the sunset or reduce the City budgeting requirements set forth in Section 7.11.030;
- 5) Reduce the public input, oversight, and accountability processes set forth in Section 7.11.040 and 7.11.050;
- 6) Reduce the use of adopted plans and policies in Section 7.11.060;
- 7) Lower the threshold of “substantial evidence” in Section 7.11.060(B);
- 8) Add or modify exemptions (in a manner that would increase the tax).

(c) In the event that this measure and another measure(s) relating to local taxes to fund street and sidewalk repair, repaving, and reconstruction both take effect, the City Council may make any amendments to this ordinance necessary to consolidate and align this measure with the other measure(s), that does not result in a tax authorized to be imposed greater than the tax authorized by this measure.

**Section 8. California Environmental Quality Act Requirements.**

This Ordinance is exempt from the California Environmental Quality Act, Public Resources Code section 21000 et seq., under, including without limitation, Public Resources Code section 21065 and CEQA Guidelines sections 15378(b)(3) and 15378(b)(4).

**Section 9. Special Tax; Majority Vote Requirement.** This Ordinance imposes a special tax for restricted purposes and is being placed on the ballot via signature petition. It shall be effective only if approved by a majority of the voters voting thereon.



