



AGENDA

BERKELEY CITY COUNCIL MEETING

Tuesday, April 29, 2025

6:00 PM

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

TELECONFERENCE LOCATION - 17900 JAMBOREE RD, IRVINE, CA 92614

ADENA ISHII, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI

DISTRICT 2 – TERRY TAPLIN

DISTRICT 3 – BEN BARTLETT

DISTRICT 4 – IGOR TREGUB

DISTRICT 5 – SHOSHANA O'KEEFE

DISTRICT 6 – BRENT BLACKABY

DISTRICT 7 – CECILIA LUNAPARRA

DISTRICT 8 – MARK HUMBERT

This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. Live captioned broadcasts of Council meetings are available on B-TV (Channel 33) and via internet video stream at http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244. All Council meetings are recorded.

*To access the meeting remotely use this URL: <https://cityofberkeley-info.zoomgov.com/j/1613068832>. To request to speak, use the “raise hand” function in Zoom. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 161 306 8832** To provide public comment, Press *9 and wait to be recognized by the Chair. To submit a written communication for the public record, email council@berkeleyca.gov.*

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting, however, if you are feeling sick, please do not attend the meeting in person. The City Council may take action related to any subject listed on the Agenda.

Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.

Government Code Section 84308 (Levine Act) - Parties to a proceeding involving a license, permit, or other entitlement for use are required to disclose if they made contributions over \$500 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$500 in contributions to a decisionmaker for the 12 months after the final decision is rendered on the proceeding. The above contribution disclosures and restrictions do not apply when the proceeding is competitively bid, or involves a personnel or labor contract. For more information, see Government Code Section 84308.

Preliminary Matters

Roll Call:

Land Acknowledgement Statement: *The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley's residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley's incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

Ceremonial Matters: *In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.*

1. Adjourn in memory of Mary Wainwright, former Berkeley Councilmember
2. Adjourn in memory of Bill Chapman, League of Women Voters
3. Adjourn in memory of David "Chicken" Nesmith, Environmental Activist

City Manager Comments: *The City Manager may make announcements or provide information to the City Council in the form of an oral report. The Council will not take action on such items but may request the City Manager place a report on a future agenda for discussion.*

Public Comment on Non-Agenda Matters: *Up to ten persons will be selected to address matters not on the Council agenda. If five or fewer persons are identified to provide non-agenda comment, each person selected will be allotted two minutes each. If more than five persons are selected to address matters not on the Council agenda, each person selected will be allotted one minute each.*

In-person attendees wishing to address the Council on matters not on the Council agenda during the initial ten-minute period for such comment, must submit a speaker card to the City Clerk in person at the meeting location and prior to the moment that the Presiding Officer calls for public comment on non-agenda items. Remote attendees must raise their hand in the videoconference application when the Presiding Officer calls for non-agenda speakers. The first five raised hands on the videoconference application will be selected to speak and the first five cards drawn at the meeting will be selected to speak. The number of in-person and remote speakers selected may be adjusted by the Presiding Officer if fewer than five speakers from either format are identified.

The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the end of the agenda.

Public Comment by Employee Unions (first regular meeting of the month): *This period of public comment is reserved for officially designated representatives of City of Berkeley employee unions, with five minutes allocated per union if representatives of three or fewer unions wish to speak and up to three minutes per union if representatives of four or more unions wish to speak.*

Consent Calendar

The Council will first determine whether to move items on the agenda for “Action” or “Information” to the “Consent Calendar”, or move “Consent Calendar” items to “Action.” Three members of the City Council must agree to pull an item from the Consent Calendar or Information Calendar for it to move to Action. Items that remain on the “Consent Calendar” are voted on in one motion as a group. “Information” items are not discussed or acted upon at the Council meeting unless they are moved to “Action” or “Consent”.

No additional items can be moved onto the Consent Calendar once public comment has commenced. At any time during, or immediately after, public comment on Information and Consent items, any Councilmember may move any Information or Consent item to “Action.” Following this, the Council will vote on the items remaining on the Consent Calendar in one motion.

For items moved to the Action Calendar from the Consent Calendar or Information Calendar, persons who spoke on the item during the Consent Calendar public comment period may speak again at the time the matter is taken up during the Action Calendar.

Public Comment on Consent Calendar and Information Items Only: *The Council will take public comment on any items that are either on the amended Consent Calendar or the Information Calendar. If ten or fewer persons are interested in speaking on an individual agenda item, each speaker may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may, with the consent of persons representing both sides of an issue, allocate a block of time to each side to present their issue. A speaker may only speak once during the period for public comment on Consent Calendar and Information items.*

Additional information regarding public comment by City of Berkeley employees and interns: Employees and interns of the City of Berkeley, although not required, are encouraged to identify themselves as such, the department in which they work and state whether they are speaking as an individual or in their official capacity when addressing the Council in open session or workshops.

Consent Calendar

1. Minutes for Approval

From: City Manager

Recommendation: Approve the minutes for the Council meetings of March 10, 2025 (closed), March 11, 2025 (special and regular), March 18, 2025 (special and regular), March 25, 2025 (special and regular).

Financial Implications: None.

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

2. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 29, 2025

From: City Manager

Recommendation: Approve the request for proposals or invitation for bids (attached to staff report) that will be, or are planned to be, issued upon final approval by the requesting department or division. All contracts over the City Manager’s threshold will be returned to Council for final approval.

Financial Implications: See report

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

Consent Calendar

- 3. Contract: Public Consulting Group for Professional Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to enter into a contract with Public Consulting Group (PCG) for professional services related to the Ground Emergency Medical Transport (GEMT), Quality Assurance Fee (QAF), Intergovernmental Transfer (IGT), and Public Provider Ground Emergency Medical Transport (PP-GEMT) programs using the General Services Agency's (GSA) contract No. 47QTCA20D004Y for an amount not to exceed \$200,000 in the base term from April 1, 2025 through March 31, 2027 with two (2), two (2) year extensions to March 31, 2031 in an amount not to exceed \$600,000 in total.
Financial Implications: See report
Contact: David Sprague, Fire, (510) 981-3473
- 4. Amend Berkeley Police Association (BPA) MOU Section 19.5 Administrative Leave for Captains (50 hours increased to 60 hours)**
From: City Manager
Recommendation: Adopt a Resolution amending Memorandums of Understanding (MOUs) for Berkeley Police Association (BPA) MOU Section 19.5 Administrative Leave for Captains to increase administrative leave from 50 to 60 hours.
Financial Implications: See report
Contact: Monica Walker, Human Resources, (510) 981-6800
- 5. Contract No. 31900270 Amendment: Dell Marketing LP ("Dell")**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 31900270 with Dell Marketing LP ("Dell") for the purchase of hardware, software, and related services utilizing the County of Riverside Agreement 8084445, for an additional \$2,786,057 for a total not to exceed value of \$8,197,733 for the period commencing on November 1, 2019 and through October 31, 2027.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 6. New Contract: New Contract: Tyler Technologies, Inc. for Open Data Portal (ODP) Hosting Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a new contract with Tyler Technologies, Inc., for the purposes of hosting the City's Open Data Portal, in an amount not to exceed \$171,323 for the period commencing on July 1, 2024 through June 30, 2027.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500

Consent Calendar

- 7. Adjustment to Police Accountability Board Stipend Cap Following AAO #1 Carryover Approval**
From: Director of Police Accountability
Recommendation: Adopt a resolution temporarily increasing the stipend cap for Police Accountability Board (PAB) members to ensure the distribution of previously approved funds and provide compensation for meetings that exceeded the existing monthly cap.
Financial Implications: See report
Contact: Hansel Aguilar, Office of Director of Police Accountability, (510) 981-4950
- 8. Contract No. 32200208 Amendment: West Coast Code Consultants for Plan Checking Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32200208 with West Coast Code Consultants (WC3) to add additional funds, increasing the contract amount by \$100,000 to a new total not-to-exceed contract amount of \$1,600,000
Financial Implications: See report
Contact: Jordan Klein, Planning and Development, (510) 981-7400
- 9. Contract No. 32200207 Amendment: Telesis for Plan Checking Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32200207 with Telesis to add additional funds, increasing the contract amount by \$100,000 to a new total not-to-exceed contract amount of \$1,600,000.
Financial Implications: See report
Contact: Jordan Klein, Planning and Development, (510) 981-7400
- 10. Purchase Order Amendment: Braun Northwest Inc. for Two (2) 2025 Ford F-450 North Star Engine Remount of Ambulance Bodies to New Chassis**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend the purchase order with Braun Northwest, Inc. to purchase two (2) 2025 Ford F-450 North Star Ambulance chassis by increasing the purchase order spend amount by \$75,000 for a total not-to-exceed spending amount of \$505,000.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 11. Final Map of Tract 8717: 805 Jones Street**
From: City Manager
Recommendation: Adopt a Resolution approving the final map of Tract Map 8717 for a 7-unit condominium project consisting of 6 residential units and 1 commercial unit at 805 Jones Street.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300

Consent Calendar

- 12. Contract: Bay Cities Paving & Grading, Inc. for FY 2025 Street Maintenance and Rehabilitation Project**
From: City Manager
Recommendation: Adopt a Resolution: 1. Approving plans and specifications for the FY 2025 Street Maintenance and Rehabilitation Project, Specification No. 25-11690-C; 2. Accepting the bid of Bay Cities Paving & Grading, Inc. as the lowest, responsive and responsible bidder; and 3. Authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project, in accordance with the approved plans and specifications in an amount not to exceed \$12,323,848.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 13. Contract: Terocons Inc. for South Berkeley Bikeway and Bus Stop Improvements Project**
From: City Manager
Recommendation: Adopt a Resolution: 1. Approving plans and specifications for the South Berkeley Bikeway and Bus Stop Improvements Project, Specification No. 25-11716-C; 2. Accepting the bid of Terocons Inc., the lowest, responsive and responsible bidder; and 3. Authorizing the City Manager to execute a contract with Terocons Inc. and any amendments, extensions, and/or change orders until completion of the Project in accordance with the approved plans and specifications, in an amount not to exceed \$4,208,200, which includes a 10% contingency for unforeseen circumstances.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 14. Contracts: M&A Towing and City Towing for Towing Services**
From: City Manager
Recommendation: Adopt two Resolutions authorizing the City Manager to:
1. Execute a contract with any amendments with M&A Towing to provide towing services for a three (3) year period from May 1, 2025, to May 1, 2028 in an amount not to exceed \$150,000, with an option to extend for two (2) additional one (1) year terms.
2. Execute a contract with any amendments with City Towing to provide towing services for a three (3) year period from May 1, 2025, to May 1, 2028 in an amount not to exceed \$150,000, with an option to extend for two (2) additional one (1) year terms.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300

Council Consent Items

- 15. Budget Referral Funding Afterschool Program Expansion**
From: Councilmember Taplin (Author), Councilmember Bartlett (Co-Sponsor), Councilmember O'Keefe (Co-Sponsor)
Recommendation: Refer \$300,000 to fund afterschool program expansion to the Fiscal Year 26 Mid-Biennial Budget Update.
Financial Implications: See report
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
- 16. Budget Referral Funding F and G Dock Deck Replacement**
From: Councilmember Taplin (Author)
Recommendation: Refer \$250,000 for F and G dock replacement funding to the Fiscal Year 26 Mid-Biennial Budget Update.
Financial Implications: See report
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
- 17. Berkeley Juneteenth Festival: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**
From: Councilmember Bartlett (Author)
Recommendation: Approve the expenditure of funds, including \$2500 from Councilmember Bartlett for pre-planning of the Berkeley Juneteenth Festival (organized by Berkeley Juneteenth Association, Inc. 501(c)3), with funds relinquished to the City's General Fund for this purpose from the discretionary council office budget of Councilmember Bartlett and any other Councilmembers who would like to contribute.
Financial Implications: See report
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

Council Consent Items

- 18. Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds to Bay Area Robotics Education Sustainability Alliance for the 2025 Berkeley High Robotics Team’s East Bay Regional Robotics Competition. From: Councilmember Tregub (Author), Councilmember O’Keefe (Co-Sponsor), Councilmember Taplin (Co-Sponsor), Mayor Ishii (Co-Sponsor)**
Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per member of the City Council from the D13 Discretionary Accounts of members of the Berkeley City Council, including \$250 from Mayor Ishii and Councilmembers O’Keefe, Taplin, and Tregub, and inviting other members of the City Council to contribute, to support the Berkeley High Robotics Team (Berkelium 5419) in hosting the East Bay Regional FIRST Robotics Competition . Funds will be transferred to the City’s general fund and to Bay Area Robotics Education Sustainability Alliance, a fiscal agent for the 2025 Berkeley High Robotics Team’s East Bay Regional Robotics Competition to support this valuable community event. The relinquishment of funds from the respective discretionary Council Office Budgets of such members of the Berkeley City Council who wish to contribute will support this important initiative, fostering STEM education, student leadership, and international collaboration.
Financial Implications: See report
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140
- 19. Resolution: Opposition to Police Brutality and Use of Force on Nonviolent Protesters (Reviewed by the Public Safety Policy Committee) From: Councilmember Harrison (Author)**
Recommendation: Adopt a Resolution reaffirming the City of Berkeley’s opposition to and condemning police brutality towards nonviolent protesters and discouraging use of “less-lethal” weapons for crowd control.
Policy Committee Recommendation: To send item to City Council with a negative recommendation.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
- 20. Letter in Support of SB 456: Muralist Exemption From: Councilmember O’Keefe (Author)**
Recommendation: Send a letter to Senator Angelique Ashby (cc: Governor Gavin Newsom, Senator Jesse Arreguin, Assemblymember Buffy Wicks) in support of Senate Bill 456, which would exempt muralists from having to obtain a contractor’s license through the Contractors State Licensing Board (CSLB) before being commissioned for public and private art projects.
Financial Implications: None
Contact: Shoshana O’Keefe, Councilmember, District 5, (510) 981-7150

Council Consent Items

- 21. Budget Referral: Deportation Defense Legal and Education Funds**
From: Councilmember Blackaby (Author), Councilmember Lunaparra (Co-Sponsor), Councilmember Tregub (Co-Sponsor), Mayor Ishii (Co-Sponsor)
Recommendation: Refer to the Fiscal Year 2026/2027 Budget Process an allocation of \$200,000 for Deportation Defense Legal and Education Funds.
Financial Implications: See report
Contact: Brent Blackaby, Councilmember, District 6, (510) 981-7160
- 22. Adding ADA expertise to the SAFE STREETS Citizen Oversight Committee**
From: Councilmember Blackaby (Author), Councilmember Tregub (Co-Sponsor)
Recommendation: Approve an amendment to the Measure FF SAFE STREETS Citizen Oversight Committee (SSCOC) Resolution and Ordinance approved for establishment at the March 18, 2025 Council Meeting, to add an additional qualifying skillset for appointment: a background in ADA compliance and the accessible infrastructure challenges that seniors and disabled community members face.
Financial Implications: None
Contact: Brent Blackaby, Councilmember, District 6, (510) 981-7160
- 23. Amend AB-645 (2023-2024) to add the City of Berkeley to California's Automated Speed Enforcement Pilot**
From: Councilmember Blackaby (Author), Councilmember Taplin (Co-Sponsor), Councilmember O'Keefe (Co-Sponsor), Councilmember Humbert (Co-Sponsor)
Recommendation: Adopt a Resolution to send to Assemblymember Buffy Wicks and Senator Jesse Arreguín, requesting that the Legislature amend AB-645 (Friedman) Vehicles: Speed Safety Pilot Program (2023-2024), in order to add the City of Berkeley to the pilot.
Financial Implications: None
Contact: Brent Blackaby, Councilmember, District 6, (510) 981-7160
- 24. Refer \$25,000 to the June 2025 Mid-Biennial Budget Process to Partially Cover Street Spirit's Operational and Programming Costs**
From: Councilmember Lunaparra (Author)
Recommendation: Refer \$25,000 to the June 2025 Mid-Biennial budget process to subsidize the cost of running Street Spirit's drop-in center and vendor coordination program.
Financial Implications: See report
Contact: Cecilia Lunaparra, Councilmember, District 7, (510) 981-7170
- 25. Supporting State and Regional Funding for Bay Area Public Transit**
From: Councilmember Lunaparra (Author)
Recommendation: Adopt a resolution Supporting State and Regional Funding for Bay Area Public Transit.
Financial Implications: None
Contact: Cecilia Lunaparra, Councilmember, District 7, (510) 981-7170

Council Consent Items

- 26. Resolution Supporting a State Budget Request for the CalFresh Fruit and Vegetable EBT Program and Endorsing AB 936 (CalFresh Fruit and Vegetable Supplemental Benefits Program)**
From: Councilmember Lunaparra (Author), Councilmembers Humbert (Co-Sponsor), Councilmembers Bartlett (Co-Sponsor), Mayor Ishii (Co-Sponsor)
Recommendation: Adopt a resolution supporting a State Budget Request to reinstate CalFresh Fruit and Vegetable EBT Program and endorsing AB 936.
Financial Implications: None
Contact: Cecilia Lunaparra, Councilmember, District 7, (510) 981-7170
- 27. Defer \$150,000 referral for Round Park from Nov 2024 FY2025 AAO#1**
From: Councilmember Humbert (Author)
Recommendation: Place a hold on or otherwise defer the FY2025 \$150,000 budget referral from the November 2024 AAO#1 budget, which set aside funding for initiating a process to potentially convert the median informally known as “Round Park” (and possibly other nearby medians) to an official City park in District 8.
Financial Implications: See report
Contact: Mark Humbert, Councilmember, District 8, (510) 981-7180

Action Calendar

The public may comment on each item listed on the agenda for action. For items moved to the Action Calendar from the Consent Calendar or Information Calendar, persons who spoke on the item during the Consent Calendar public comment period may speak again during the Action Calendar public comment period on the item

The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, to determine the number of persons interested in speaking at that time. If ten or fewer persons are interested in speaking on an individual agenda item, each speaker may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may, with the consent of persons representing both sides of an issue, allocate a block of time to each side to present their issue.

Action items may be reordered at the discretion of the Chair with the consent of Council.

The Presiding Officer may open and close an additional comment period for Action items on this agenda (excluding any public hearings, appeals, and/or quasi-judicial matters), at the start of the Action Calendar. Those who speak on an item during this comment period may not speak a second time when the item is taken up by Council.

Action Calendar – Public Hearings

Staff shall introduce the public hearing item and present their comments. For certain hearings, this is followed by five-minute presentations each by first the appellant and then the applicant. The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, to be recognized and to determine the number of persons interested in speaking at that time.

If ten or fewer persons are interested in speaking during a public hearing, each speaker may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may with the consent of persons representing both sides of an issue allocate a block of time to each side to present their issue.

When applicable, each member of the City Council shall verbally disclose all ex parte contacts concerning the subject of the hearing. Councilmembers shall also submit a report of such contacts in writing prior to the commencement of the hearing. Written reports shall be available for public review in the office of the City Clerk.

Action Calendar – Public Hearings

28. Submission of the 2025-2030 Consolidated Plan and Program Year 2025 Annual Action Plan

From: City Manager

Recommendation: Conduct a public hearing on the 2025-2030 Consolidated Plan and Program Year (PY) 2025 Annual Action Plan (AAP), including allocations of federal Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and HOME Investment Partnership Grant (HOME); and upon conclusion, adopt a Resolution authorizing the City Manager to:

1. Execute any resultant agreements and amendments for agencies receiving funding under the CDBG, ESG, or HOME Program in accordance with the proposal approved hereunder. If the federal government does not allocate sufficient funds to cover the allocations attached to this resolution in this year or subsequent years, the City may either terminate the resultant agreements with agencies without any liability occurring to the City. A record copy of said contracts and any amendments are on file in the Office of the City Clerk; and
2. Allocate 20% of the PY 2025 (FY26) CDBG funds to the Planning and Administration, up to 17.83% for public services, and the remaining to be distributed to Housing Services and Community Facility Improvements as outlined in Exhibit A with the Public Facility Improvements being a flexible line item should the HUD allocation differ than the amount currently allocated; and
3. Allocate the allowable 10% of PY 2025 (FY26) HOME funds for program administration, up to the allowable 5% for CHDO operating support, and allocate the remainder to the Housing Trust Fund; and
4. Allocate the allowable 7.5% of the PY 2025 (FY 2026) ESG to Administration, \$6,676 to the HMIS system and the remaining amount to Rapid Rehousing, and shelter activities (not to exceed 60% of PY25 ESG entitlement); and
5. Carry over any ESG earlier unspent funds from PY 2024 (FY 2025) into PY 2025 (FY 2026) and allocate those funds to the Stair Navigation Center operator (currently Bay Area Community Services (BACS)) for ESG eligible activities (e.g., rapid rehousing). The BACS Stair Center has used ESG funding for shelter operations and rapid rehousing activities for the past few years and is well-equipped to meet HUD's program and administrative requirements. These funds will be included in the First Amendment to the FY 2026 Annual Appropriations Ordinance; and
6. Finalize the 2025-2030 Consolidated Plan, including the PY 2025 Annual Action Plan, and the Regional Analysis of Impediments, including responses to public comments received until April 29, 2025 adding required U.S. Department of Housing and Urban Development (HUD) application forms and certifications, and including other HUD required information, submit it to HUD, and execute all documents necessary to receive the City's entitlement grants under the CDBG, ESG and HOME Programs.

Financial Implications: See report

Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5400

Action Calendar – Public Hearings

- 29. Implement Residential Preferential Parking (RPP) Program on the 1500 Block of Virginia Street**
From: City Manager
Recommendation: Conduct a public hearing and upon its conclusion, adopt a Resolution amending Resolution No. 56,508-N.S. Section 25P by adding a subsection to implement Residential Preferential Parking (RPP) on the south side of Virginia Street, between California and Eola streets (1528-1546 Virginia Street) in RPP Area N.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 30. Zoning Ordinance and General Plan Amendments Relating to Middle Housing**
From: City Manager
Recommendation: Conduct a public hearing, and upon conclusion:
1. Adopt first reading of an Ordinance amending Berkeley Municipal Code Title 23 (Zoning Ordinance) and the Zoning Map, for the purposes of encouraging development of “middle housing” in areas currently zoned R-1, R-1A, R-2, R-2A and MU-R (“low-density residential districts”), with an effective date of September 1, 2025; and
2. Adopt a Resolution amending the General Plan for the same purpose.
Financial Implications: See report
Contact: Jordan Klein, Planning and Development, (510) 981-7400

Information Reports

- 31. 2025 Police Accountability Board Workplan**
From: Police Accountability Board
Contact: Hansel Aguilar, Commission Secretary, (510) 981-4950
- 32. Restaurant Inspections Audit Report Wins National Recognition**
From: Auditor
Contact: Jenny Wong, Auditor, (510) 981-6750

Public Comment – Items Not Listed on the Agenda

Adjournment

NOTICE CONCERNING YOUR LEGAL RIGHTS: *If you object to a decision by the City Council to approve or deny a use permit or variance for a project the following requirements and restrictions apply: 1) No lawsuit challenging a City decision to deny (Code Civ. Proc. §1094.6(b)) or approve (Gov. Code 65009(c)(5)) a use permit or variance may be filed more than 90 days after the date the Notice of Decision of the action of the City Council is mailed. Any lawsuit not filed within that 90-day period will be barred. 2) In any lawsuit that may be filed against a City Council decision to approve or deny a use permit or variance, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.*

Archived indexed video streams are available at:
<https://berkeleyca.gov/your-government/city-council/city-council-agendas>.
Channel 33 rebroadcasts the following Wednesday at 9:00 a.m. and Sunday at 9:00 a.m.

Communications to the City Council are public record and will become part of the City's electronic records, which are accessible through the City's website. **Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record.** If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service to the City Clerk Department at 2180 Milvia Street. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk Department for further information.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at the City Clerk Department located on the first floor of City Hall located at 2180 Milvia Street, and through the City's online records portal: <https://records.cityofberkeley.info/>.

Agendas, agenda reports, and revised/supplemental material may be accessed via the online agenda for this meeting at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>
and may be accessed at reference desks at the following locations:

City Clerk Department - 2180 Milvia Street, First Floor
Tel: 510-981-6900, TDD: 510-981-6903, Fax: 510-981-6901
Email: clerk@berkeleyca.gov

Libraries: Main – 2090 Kittredge Street,
Claremont Branch – 2940 Benvenue, West Branch – 1125 University,
North Branch – 1170 The Alameda, Tarea Hall Pittman South Branch – 1901 Russell

COMMUNICATION ACCESS INFORMATION:

This meeting is being held in a wheelchair accessible location.
To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at ada@berkeleyca.gov, (510) 981-6418 (V), or (510) 981-6347 (TDD) at least three business days before the meeting date.

Attendees at public meetings are reminded that other attendees may be sensitive to various scents, whether natural or manufactured, in products and materials. Please help the City respect these needs.



Captioning services are provided at the meeting, on B-TV, and on the Internet. In addition, assisted listening devices for the hearing impaired are available from the City Clerk prior to the meeting, and are to be returned before the end of the meeting.

Questions regarding public participation may be addressed to the City Clerk Department (510) 981-6900 or by email at clerk@berkeleyca.gov.

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***I hereby certify that the agenda for this meeting of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City's website, on April 17, 2025.***



Mark Numainville, City Clerk

## **Communications**

*Council rules limit action on Communications to referral to the City Manager and/or Boards and Commissions for investigation and/or recommendations. All communications submitted to Council are public record. Copies of individual communications are available for viewing at the City Clerk Department and through [Records Online](#).*

### **Item #30: Zoning Ordinance and General Plan Amendments Relating to Middle Housing**

1. Margot Smith
2. Eric James Schroeder
3. Gael Alcock
4. Gary Parsons
5. Susan Taylor
6. Curtis Manning
7. Janet Stephens
8. Laura Klein
9. Leah Kaizer
10. David Whipple
11. Vicki Sommer
12. Ondine Norman
13. Ellen Kramer
14. Eric King
15. Carol Hirth (2)
16. John Brogan
17. DP Neyhart
18. Dr. Anne Boersma
19. Lisa Bruce
20. Brandon Yung (2)
21. Dr. Amanda Le
22. Anne Weinberger
23. Cece Littlepage
24. Sabina McMurtry
25. Dawn Thomas
26. Andrea Yankowski
27. Steven Douglas
28. Lynn Sherrell
29. Victoria Kahn
30. Alison Monroe

- 31. Vincent Casalaina
- 32. Alisa Foster
- 33. Rachel Bradley

**Item #32: Restaurant Inspections Audit Report Wins National Recognition**

- 34. Liz Ruhland

**Berkeley Green New Deal**

- 35. EJ Cire

**2024 Annual Report**

- 36. Jennifer Cogley

**Ohlone Greenway**

- 37. Erik Dreher
- 38. Alastair MacDowell
- 39. Wei-Bing Chen
- 40. Susan Springborg and Greg Martin
- 41. Lynn Jones
- 42. Greg Gurnick
- 43. Karen Dabrusin

**Proposed Unhoused Location**

- 44. Tim Sakhuja
- 45. Todd Jersey
- 46. Aimee & Meryl, Beautiful San Pablo
- 47. Terry Betts
- 48. Andrew Johnson
- 49. Karina Racz
- 50. Sara Jusseame
- 51. Calvin Collier
- 52. Jan Dizon and Matthew Noah
- 53. Patricia Erwin
- 54. Orion Fulton

**Berkeley Advanced Biomaterials**

- 55. Terry Albury

**Moellering Field Plan**

- 56. Charles Siegal on behalf of Walk Bike Berkeley
- 57. Wahid Amiri

**Housing Market Practices**

- 58. LiJia Gong, Angelo Pis-Dudot, Lee Hepner, and Leah Simon-Weisberg

**Work From Home Concern**

- 59. Pgcountymd63

**Encampments**

- 60. Amber Richardson
- 61. Nigel

**Project @ 3000 Shattuck Ave**

- 62. Sallie Hanna-Rhyne and Neighbors
- 63. Alisha Pember

**Thank You**

- 64. John Craner
- 65. Martin Bourque (2)

**Claim Update**

- 66. Eid (2)

**Ada/California Street**

- 67. Shirley Kirsten (2)
- 68. Emily Brandt

**Caltrans Ribbon Cutting Ceremony**

- 69. Terrance Davis

**Surveillance**

- 70. Lavell Young

**Government Concerns**

- 71. Josh Atwood

**Fair Housing Conference**

- 72. Caroline Peattie

**ICE Concerns**

- 73. Alex S. Merenkov (2)

**Columbus Statue in Brooklyn Borough Hall Plaza**

- 74. Alex Judah (2)

**Rides for Seniors**

- 75. Barbara Gilbert
- 76. Ben Buettner
- 77. Vanessa Arrendondo
- 78. Daveed Mandell

**Housing**

- 79. S. Entwistle

**Citizen Concern**

80. Inetjalopy

**Green Cans**

81. Karen Ball

**Plans**

82. Tillymaui

**Fines**

83. Cecelia Mautner

**Ordinance No. 7,681 PRA Concern**

84. Cassia Stepak

**Use of Resources**

85. Lavell Young

**Low Density**

86. Richard Boubelik

**Multistory Apartments**

87. David Lerman

**Harrison Street**

88. Magnus Flying Colors Racing

**Berkeley Branch Closure**

89. Erika Shore

**E-Scooters**

90. Robert Borghese (2)

**Police Alternative**

91. Moni T. Law

**Mental Health Needs**

92. Jenean Fear

**Nevada Cares Campus**

93. John Craner

**Screenshots**

94. Lavell Young

95. Josh Atwood

**Forwards**

96. Russbumper (4)

97. Josh Atwood

98. Maxina Ventura

**URL's**

99. Russbumper (13)

100. Josh Atwood

101. Lavell Young (4)

**Supplemental Communications and Reports**

*Items received by the deadlines for submission will be compiled and distributed as follows. If no items are received by the deadline, no supplemental packet will be compiled for said deadline.*

- **Supplemental Communications and Reports 1**  
Available by 5:00 p.m. five days prior to the meeting.
- **Supplemental Communications and Reports 2**  
Available by 5:00 p.m. the day before the meeting.
- **Supplemental Communications and Reports 3**  
Available by 5:00 p.m. two days following the meeting.

