



AGENDA

BERKELEY CITY COUNCIL MEETING

Tuesday, June 3, 2025

6:00 PM

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

TELECONFERENCE LOCATION - 117 FORT EVANS RD NE, LEESBURG, VA 20176

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/1607877512>. 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: 160 787 7512**. 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 Chochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley's residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley's incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

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

1. Adjourn in memory of Robert Sheppard, Berkeley Resident

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. Amendment: FY 2025 Annual Appropriations Ordinance**
From: City Manager
Recommendation: Adopt second reading of Ordinance No. 7,961-N.S. amending the FY 2025 Annual Appropriations Ordinance No. 7,940–N.S. for fiscal year 2025 based upon recommended re-appropriation of committed FY 2024 funding and other adjustments in the amount of \$85,720,135 (gross) and \$58,279,646 (net).
First Reading Vote: Ayes – Kesarwani, Taplin, Tregub, O’Keefe, Blackaby, Lunaparra, Humbert, Ishii; Noes – None; Abstain – None; Absent – Bartlett.
Financial Implications: See report
Contact: Sharon Friedrichsen, Budget Manager, (510) 981-7000
- 2. Police Accountability Board – Appointment of New Member**
From: City Manager
Recommendation: Adopt a Resolution appointing a new member to the Police Accountability Board (PAB) nominated by Councilmember Kesarwani.
Financial Implications: See report
Contact: Mark Numainville, City Clerk, (510) 981-6900

Consent Calendar

- 3. Grant Application: California Arts Council Grant (\$30,000), for the Civic Arts Grant Program General Operating Support Category**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or their designee to submit a grant application to the California Arts Council (CAC) to receive up to \$30,000 for the Civic Arts grants program (“General Operating Support” category), to accept the grant if awarded; and to execute any resulting grant agreements. If received, the funds would be regranted to Berkeley-based nonprofit and fiscally sponsored arts organizations for general operational support starting in Fiscal Year 2027 (FY27).
Financial Implications: See report
Contact: Eleanor Hollander, Economic Development, (510) 981-7530
- 4. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on June 3, 2025**
From: City Manager
Recommendation: Approve the request for proposals or invitation for bids 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
- 5. Notice of Appropriations Limit for Fiscal Year 2026**
From: City Manager
Recommendation: Adopt a Resolution providing notice that: 1) Council will adopt an appropriations limit for Fiscal Year 2026 at its meeting of June 24, 2025; and 2) the amount of the limit and the background material used in its calculation will be available for public review in the City Clerk’s Office on or before June 9, 2025.
Financial Implications: See report
Contact: Henry Oyekanmi, Finance, (510) 981-7300
- 6. Appointment of Public Health Officer – Dr. Noemi C. Doohan**
From: City Manager
Recommendation: Adopt a Resolution to appoint Noemi C. Doohan, M.D., PhD, MPH, as the Public Health Officer for the City of Berkeley.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5400

Consent Calendar

- 7. Contract: SEP Technology Consulting, LLC for Environmental Health Database Migration to Accela Cloud**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or designee to execute a contract and any amendments or extensions with SEP Technology Consulting, LLC. for the Environmental Health Division's database migration from Envision Connect to Accela Cloud, in an amount not to exceed \$325,000 for the period June 1, 2025, through June 30, 2026.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5400
- 8. Revenue Grant Agreement: Funding Support from Essential Access Health to Conduct Public Health Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or designee to submit a grant application to Essential Access Health, to accept the grant, execute any resultant revenue agreement and amendment, and implement the projects and appropriation of funding for related expenses to conduct public health promotion, protection, and prevention services for the Essential Access Health revenue agreement in the projected amount of \$120,000 for April 1, 2025, to March 30, 2026.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5400
- 9. AHEAD, Inc ("AHEAD"): Using the California Department of General Services Software Licensing Program ("CDGS SLP") for Software License Purchases**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to increase spending authority with AHEAD, a qualified reseller for the purchase of Varonis subscription software licenses, utilizing pricing and contracts, amendments, and extensions from the CDGS SLP, increasing the amount by \$971,784.00 for a total amount not-to-exceed \$1,945,589.00 during the period beginning January 31, 2023 through June 30, 2028.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 10. Contract No. 112798-1 Amendment: Geographic Technologies Group for Geographic Information System Professional Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 112798-1 with Geographic Technologies Group ("GTG") for Geographic Information System ("GIS") professional services, increasing the amount by \$600,000 for a total contract value of \$1,149,411 from September 14, 2016 to June 30, 2027.
Financial Implications: \$600,000 - IT Cost Allocation Plan Fund.
Contact: Kevin Fong, Information Technology, (510) 981-6500

Consent Calendar

- 11. Contract No. 32000281 Amendment: ConvergeOne for Avaya Administration, Maintenance and Support**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 32000281 to increase the spending authority with ConvergeOne (previously named Integration Partners) for Avaya telephone system administration, maintenance and support services increasing the amount by \$920,000 for a total not-to-exceed amount of \$2,638,633 from July 1, 2025 to June 30, 2027.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 12. Contract No. 32400095 Amendment: Superion, LLC for AS400 Software Maintenance and Support**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to contract No. 32400095 with Superion, LLC ("Superion") for software maintenance and support of the City of Berkeley ("City") Public Sector System ("FUND\$") hosted on an AS400 platform, increasing the amount by \$309,000 for a total not-to-exceed amount \$592,500.00 from July 1, 2023 through June 30, 2027.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 13. Contract: CompuCom Systems, Inc. ("CompuCom") for Professional Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or his designee to execute a contract with CompuCom for professional services for an amount not to exceed \$1,051,000 through June 30, 2027.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 14. Contract 31900042 Amendment: CivicPlus for an Online Recreation Registration and Reservation System (CivicRec)**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 31900042 with CivicPlus, Inc. to provide an online recreation registration and reservation system (CivicRec) by increasing the contract amount by \$28,000, for a total not to exceed amount of \$181,756, and extending the expiration date from November 30, 2025 to November 30, 2026.
Financial Implications: See report
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

Consent Calendar

- 15. Contract: BayGreen, Inc. for Mobile Pumpout and Related Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or his designee to execute a contract and any amendments with BayGreen, Inc. for mobile vessel pumpout and related services at the Berkeley Marina in an amount not to exceed \$195,898 for a period of three years, with an option to renew for an additional two years not to exceed \$150,725, for a total contract amount not to exceed \$346,623.
Financial Implications: Marina Fund - \$346,623
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 16. Contract: Cazadero Performing Arts Camp (CPAC) for Erosion Control Improvements**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or his designee to execute a contract and any amendments with Cazadero Performing Arts Camp (CPAC) for creek erosion repair in an amount not to exceed \$200,000.
Financial Implications: See report
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 17. Contract: E.F. Brett & Company, Inc. for MLK Jr. Youth Services Center/Y.A.P Seismic Retrofit and Renovation Project**
From: City Manager
Recommendation: Adopt a Resolution: 1. Approving the plans and specifications for the MLK Jr. Youth Services Center/Y.A.P. Seismic Retrofit and Renovation project, Specification No. 25-11695-C; 2. Rejecting the bid protest of W.E. Lyons Construction Co., the second lowest bidder; 3. Accepting the bid of the lowest responsive and responsible bidder, E.F. Brett & Company, Inc.; and 4. Authorizing the City Manager or their designee 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, with E.F. Brett & Company, Inc. for the MLK Jr. Youth Services Center/Y.A.P. Seismic Retrofit and Renovation Project at 1730 Oregon Street, in an amount not to exceed \$11,859,100 which includes a contract amount consisting of the base bid and bid alternates 1, 4 and 5 of \$10,781,000 and a 10% contingency in the amount of \$1,078,100.
Financial Implications: See report
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 18. Contract No. 32500009 Amendment: Dixon Resources Unlimited**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 32500009 and any necessary future amendments with Dixon Resources Unlimited for the Police Department, to include contract implementation support while increasing the contract amount by \$50,000 for a total not to exceed amount of \$100,000, and a contract extension date to January 31, 2027.
Financial Implications: See report
Contact: Jennifer Louis, Police, (510) 981-5900

Council Consent Items

19. **Berkeley Humane 11th Annual Pints for Paws Fundraiser: Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds**
From: Councilmember Taplin (Author), Mayor Ishii (Co-Sponsor), Councilmember Tregub (Co-Sponsor), Councilmember Humbert (Co-Sponsor)
Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember, including \$500 from Councilmember Taplin, to support the Berkeley Humane 11th Annual Pints for Paws Fundraiser.
Financial Implications: \$500 - Councilmember Discretionary Fund.
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
20. **Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds to Taste of Downtown Berkeley 2025 Event**
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 \$500 per Councilmember from the D13 Discretionary Accounts of members of the Berkeley City Council, including contributions of \$500 from Mayor Ishii and Councilmembers Tregub and Taplin and \$200 from Councilmember O'Keefe, and inviting other members of the City Council to contribute to the Berkeley Rotary Endowment to support the Third Annual Taste of Downtown Berkeley 2025 with funds relinquished to the City's general fund. The relinquished funds will help the Berkeley Rotary Endowment to host an event featuring and increasing visibility for local business and raise funds for their RotaCare Health Clinic, 4-year Collegiate Scholarship program, and Supportive Housing hygiene kit programs. This year's event will be held on Sunday, June 8, 2025, starting at the Downtown Berkeley Plaza.
Financial Implications: See report
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140
21. **Resolution in Opposition to California Assembly Bill 942 (Calderon), Net energy metering: eligible customer-generators: tariffs**
From: Councilmember Tregub (Author), Councilmember Blackaby (Co-Sponsor), Councilmember Lunaparra (Co-Sponsor)
Recommendation: Adopt a Resolution in opposition to California State Assembly Bill 942 (Calderon), Net energy metering: eligible customer-generators: tariffs, and distribute copies to California Governor Gavin Newsom, Senator Jesse Arreguin, Assemblymember Buffy Wicks, California Senate President pro Tempore Mike McGuire, and California Assembly Speaker Robert Rivas to oppose its passage.
Financial Implications: Limited staff time
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140

Council Consent Items

22. Resolution Opposing the Removal of USPS Mailboxes at the Berkeley Main Post Office

From: Councilmember Tregub (Author), Councilmember Lunaparra (Co-Sponsor)

Recommendation: Adopt a Resolution opposing the removal of public mailboxes from the Berkeley Main Post Office on Allston Way and urging immediate engagement with United States Postal Service (USPS) leadership to restore these essential public services and send the Resolution to the attention of US Congresswoman Lateefah Simon and US Postmaster.

Financial Implications: Staff time

Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140

23. Resolution in Support of the Polluters Pay Climate Superfund Act Legislative Package – AB 1243 and SB 684

From: Councilmember Tregub (Author), Councilmember Lunaparra (Co-Sponsor)

Recommendation: Adopt a Resolution in strong support of the Polluters Pay Climate Superfund Act Legislative Package (Assembly Bill (AB) 1243 (Addis, et al) and Senate Bill (SB) 684 (Menjivar, et al), which would hold fossil fuel corporations accountable for their fair share of the damages caused by climate change in California, and transmit the Council's support to Governor Gavin Newsom, Attorney General Rob Bonta, Senate President Pro Tempore Mike McGuire, Senator Jesse Arreguin (SD7), Speaker Robert Rivas, and Assemblymember Buffy Wicks (AD14).

Financial Implications: None

Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140

24. Referral: Oxford for All *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*

From: Councilmember Tregub (Author), Councilmember Lunaparra (Co-Sponsor)

Recommendation:

1. Refer to the City Manager to design and construct a quick-build class IV bicycle facility on the east side of Oxford Street and Fulton Street between Bancroft Way and Hearst Avenue and implement pedestrian safety improvements on the corridor, potentially through quick-build planning and construction methods.
2. Refer \$400,000 to the June budget process (FY26 Mid-Biennial Update) to provide the City of Berkeley Public Works Department with necessary funds to support design, engineering, and construction costs for the project.
3. Refer to the City Manager and to The City/UC/Student Relations "4x6" Committee to explore opportunities to leverage existing and establish new financial partnerships with UC Berkeley on safety projects along Oxford Street and adjacent areas, including the Oxford and Bancroft volleyball courts project and similar initiatives.

Policy Committee Recommendation: To send the item to City Council with a positive recommendation.

Financial Implications: See report

Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140

Council Consent Items

25. **The Berkeley Baby Book Project: Relinquishment of Council Office Budget Funds from General Funds and Grant of Such Funds**
From: Councilmember Blackaby (Author), Mayor Ishii (Co-Sponsor), Councilmember Humbert (Co-Sponsor), Councilmember Taplin (Co-Sponsor)
Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember, including \$250 from Councilmember Blackaby, the Mayor and Councilmembers Humbert and Taplin, to support the Berkeley Baby Book Project, a non-profit, with funds relinquished to the City's general fund. The relinquishment of funds from Councilmember Blackaby and all other Councilmembers who would like to contribute, will provide books to Berkeley children aged 0-5 years. The books are delivered by USPS and addressed to the child who owns them at no cost to their family.
Financial Implications: None
Contact: Brent Blackaby, Councilmember, District 6, (510) 981-7160

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 – New Business

26. **Re-Establishment - Berkeley Tourism Business Improvement District (Public Meeting)**
From: City Manager
Recommendation: Conduct a public meeting to review and discuss the intention to renew the Berkeley Tourism Business Improvement District (BTBID) for ten (10) years starting July 1, 2025 (hereafter, "BTBID", "Tourism BID", "BID" or "the District"). On May 6, 2025 Council adopted Resolution No. 71,749–N.S., which states the intention to renew the Tourism BID and directed the City Clerk to schedule a public meeting on June 3, 2025, and a public hearing on June 24, 2025 to consider the renewal of the District. Per state law, a public meeting is required at which local officials allow public testimony regarding the proposed new assessment in addition to the noticed public hearing at which the legislative body proposes to enact the assessment.
Financial Implications: See report
Contact: Eleanor Hollander, Economic Development, (510) 981-7530

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.

- 27. Conduct a Public Hearing in Compliance with Assembly Bill 2561 / Government Code § 3502.3 Regarding Vacancies, Recruitment, and Retention Efforts**
From: City Manager
Recommendation: Conduct a public hearing in compliance with Assembly Bill 2561 (AB 2561) / Government Code § 3502.3 (GC § 3502.3) regarding vacancies, recruitment, and retention efforts.
Financial Implications: See report
Contact: Monica Walker, Human Resources, (510) 981-6800
- 28. Zoning Adjustments Board Appeal: 1950-1998 Shattuck Avenue, Use Permit #ZP2023-0040**
From: City Manager
Recommendation: Conduct a public hearing, and upon conclusion adopt a Resolution denying the appeal and affirming the Zoning Adjustments Board (ZAB) decision approving Use Permit ZP#2023-0040.
Financial Implications: None
Contact: Jordan Klein, Planning and Development, (510) 981-7400

Information Reports

- 29. Section 115 Trust Investment Report from Inception to Period Ended June 30, 2024**
From: City Manager
Contact: Henry Oyekanmi, Finance, (510) 981-7300

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 May 22, 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 #23: Resolution in Support of the Polluters Pay Climate Superfund Act Legislative Package – AB 1243 and SB 684**

1. Ashley E. McClure

#### **Encampments and Homelessness**

2. Kimberly Cohn
3. Alastair MacDowell
4. Rosemary Hardy
5. Patricia Itamoto
6. Helga Recke
7. Kasaia Luckel
8. Loren Passmore
9. Peter Radu
10. David Lerman
11. A concerned Berkeley resident
12. Lillie Brum
13. Cecelia Mautner
14. Eric Larsen
15. Cris Arguedas
16. Nicholas Alexander
17. Russbumber
18. Elsa Tranter (2)
19. Rebecca Braun
20. Ben Buettner
21. Daniel Jurnove
22. Patty Lipinska
23. Shelly Chaiken
24. Judy Stamps
25. David Freeling (3)
26. Daniela

**Marina Security**

- 27. Marco Falcioni
- 28. Robert Ofsevit
- 29. Melanie E. Beasley
- 30. Jay Karimi
- 31. Peter Kuhn
- 32. Catherine

**Buildings Emissions Saving Ordinance (BESO)**

- 33. Nora Coyle (9)
- 34. Lenora ONeill (9)
- 35. Isla Peters (9)

**Missing Middle and Zoning Density**

- 36. Emily Rader
- 37. Barbara Gilbert
- 38. Hal Leventhal
- 39. David Lerman (3)

**Scooter and Bicycle Parking and Sidewalk Accessibility**

- 40. Sean McMahon
- 41. Robert Byler
- 42. Sashafutran
- 43. Laurie McWhorter
- 44. Robert Borghese (13)

**Middle East Conflict**

- 45. Cheryl Davila (2)
- 46. Crustyrusty
- 47. Russbumper (2)
- 48. Richard Makdisi
- 49. Cynthia Papermaster

**Mutual Aid Agreement with U.S. Citizenship and Immigration Services (USCIS)**

- 50. Hansel Aguilar, on behalf of the Police Accountability Board
- 51. Office of the Director of Police Accountability

**Facilities to Exercise Dogs**

- 52. Colin Brauns (2)

**Carl Martineau Documentary**

- 53. Inetjalopy (2)

**ADUs and Condo Conversion**

- 54. Toni Mester
- 55. Matt Taecker

**People's Park**

- 56. Russbumper

**Bicycle Plan and Bicycle Safety**

- 57. Meryl Siegal

58. Wahid Amiri

59. Donna DeDiemar, on behalf of Friends of Hopkins Street (2)

**Ohlone Greenway Plant Garden**

60. Bonnie Borucki

**Demolition of UA Theater**

61. Annamarta Dostourian

**Power Upgrade, PG&E Letter**

62. Leah Isaacson

**Grant Application for Restore Strawberry Creek**

63. Samantha Kanofsky

**Fire Safety and Use of Water**

64. Nenelle Bunnin

**Recognition of Herbivorous Animals**

65. RSW

**Floating Bus Stops**

66. Daveed Mandell (2)

**Censorship Incident**

67. David Ojakian

**Frances Albrier Renovations**

68. Cian Menzel-Jones

**Jewish American Heritage Month**

69. Dorothea Dorenz

**University and San Pablo Avenue Intersection**

70. Nicola Spence

**Parking Citations Concerns**

71. Avery Ryan

**Water Transportation Pier Ferry Project**

72. Camille Antinori, on behalf of the Berkeley Waterfront Community Coalition

**Support Funding for Rail Safety and Grade Crossings**

73. Nate Kaplan, on behalf of GoRail

**Funding for Small Sites Program**

74. Ellen Wu, on behalf of Urban Habitat

**Housing Application Concerns**

75. Ahmed Elghiyati (2)

76. Sophie Hahn

**Proposal to Make Derby Street One-Way**

77. Manu Seth

**Tribal Identity Misrepresentation**

78. Gabriel Duncan, on behalf of Alameda Native History Project

**1048 Keith Avenue, Use Permit #ZP-2024-0014**

79. Bahram Gangei

**Organizational Oversight**

80. Eid Abdallah (2)

**Legislative Aide Recruitment**

81. Alec Chavez

**Turtle Island Monument Fountain**

82. John Curl

**Historical Plaque**

83. Pil Orbison (3)

**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.