



AGENDA

BERKELEY CITY COUNCIL MEETING

Tuesday, July 29, 2025

6:00 PM

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

TELECONFERENCE LOCATION - TÜRKMEN MAH. ÜNLÜ SOK. NO. 6 KUŞADASI,
AYDIN, TÜRKIYE

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/1601268556> 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: 160 126 8556**. 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 Dan Siegel, Local 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 June 3, 2025 (closed and regular), June 9, 2025 (closed), June 17, 2025 (regular), June 24, 2025 (special and regular), June 26, 2025 (special), and June 30, 2025 (closed).
Financial Implications: None
Contact: Mark Numainville, City Clerk, (510) 981-6900
- 2. Amending the City Council’s Policy for the General Fund Reserves**
From: City Manager
Recommendation: Adopt a Resolution amending the City Council’s Policy for the General Fund Reserves and rescind Resolution No. 69,440-N.S.
Financial Implications: see report
Contact: David White, City Manager’s Office, (510) 981-7000, Henry Oyekanmi, Finance, (510) 981-7300

Consent Calendar

- 3. Contract No 32400009 Amendment: Stella Courier, LLC. for Mail Services and Mail Room Coverage**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No: 32400009 with Stella Courier, LLC., to provide mail services to the City's satellite locations, and as-needed mail room coverage, increasing the amount by \$180,000 for an amended total amount not to exceed \$360,000 over an additional two-year period starting August 1, 2025 through July 31, 2027.
Financial Implications: See report
Contact: Henry Oyekanmi, Finance, (510) 981-7300
- 4. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on July 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
- 5. Contract: InfoSend for Bill Printing and Mailing Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract and any amendments which align with the City of Brawley's existing contract and any amendments, with InfoSend to provide Bill Printing and Mailing Services from July 30, 2025 until June 30, 2026 in an amount not to exceed \$150,000 with an option to renew in increments of two (2) years, in alignment with the City of Brawley contract for an additional \$100,000. The total contract value through September 2028 is not to exceed \$250,000.
Financial Implications: See report
Contact: Henry Oyekanmi, Finance, (510) 981-7300
- 6. Designate the Line of Succession for the Director of Emergency Services**
From: City Manager
Recommendation: Adopt a Resolution approving the designated line of succession to the position of Director of Emergency Services in the event of an emergency, and rescinding Resolution No. 70,729-N.S.
Financial Implications: None
Contact: David Sprague, Fire, (510) 981-3473

Consent Calendar

- 7. Contract with Wildfire Defense to Serve as the Alameda County Coordinator**
From: City Manager
Recommendation: Adopt a Resolution:
1. Authorizing the City Manager or designee to execute a contract with Wildfire Defense to serve as the Alameda County Coordinator for coordination with local agencies, fire safe councils, and wildfire mitigation community groups for the initial period August 1, 2025, through June 30, 2026, in an amount not to exceed \$155,500, and to apply for and receive future grant funding in collaboration with Berkeley Fire Department staff to maintain the position through 2028; and
2. Authorizing the City Manager or designee to execute any amendments for not more than \$225,000 per year in Fiscal Year (FY) 25, FY26, and FY27, upon receiving additional California Fire Safe Council (CFSC) grants to continue contracting Wildfire Defense to serve Alameda County communities, provide resources and education on wildfire safety, promote collaboration, assist local groups with funding opportunities, and aid multi-jurisdictional planning.
Financial Implications: None
Contact: David Sprague, Fire, (510) 981-3473
- 8. Submitting Application for Permanent Local Housing Allocation Program**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or designee to apply for and accept funds from the State of California's Permanent Local Housing Allocation Program, in an amount not to exceed \$849,945.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5400
- 9. Mental Health Services Act Fiscal Year 2026 Annual Update**
From: City Manager
Recommendation: Adopt a Resolution approving the Mental Health Services Act (MHSA) Fiscal Year 2026 Annual Update, which identifies uses of funds for mental health programming, and forwarding the Annual Update to appropriate State officials.
Financial Implications: See report
Contact: Scott Gilman, Health, Housing, and Community Services, (510) 981-5400
- 10. Adopt Resolution Approving Publicly Available Pay Schedule**
From: City Manager
Recommendation: Adopt a Resolution approving a publicly available pay schedule effective July 29, 2025, pursuant to the Public Employee's Retirement Law (PERL), Public Employees' Pension Reform Act of 2013 (PEPRA), and Title 2 of the California Code of Regulations (CCR).
Financial Implications: See report
Contact: Janelle Rodrigues, Human Resources, (510) 981-6800

Consent Calendar

- 11. Contract: Infobond Inc. Leveraging the Omnia Partners Cooperative Contract for Information Technology Security Products, Licenses, and Support**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract with Infobond, Inc. (“Infobond”) for the purchase of information technology security products, licenses, support and services utilizing the Omnia Partners contract #01-154 for a total not to exceed value of \$1,000,000 commencing on July 1, 2025 through June 30, 2027.
Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 12. Contract No. 32300096 Amendment: SCS Engineers for Landfill Post-Closure Maintenance and Monitoring Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32300096 with SCS Engineers for maintenance, monitoring, and compliance services related to the closed landfill at Cesar Chavez Park, increasing the contract amount by \$1,834,000 for a total not to exceed amount of \$4,078,022.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 13. Trillium Compressed Natural Gas (CNG) 5-year Sole Source License and Operating Agreement**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a 5-year sole source license and operating agreement for compressed natural gas with Trillium CNG for the five-year period between FY2026 and FY2031, for a not-to-exceed amount of \$250,000.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 14. Contract Amendment No. 32100070: Urban Ore, Inc. for Salvage Operations at the City of Berkeley Transfer Station**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract amendment No. 32100070 with Urban Ore, Inc. for salvage operations of reusable materials at the City's Transfer Station, increasing the contract by \$75,000 from \$189,848 to \$264,848, for a new not to exceed amount of \$264,848 and extending the term through June 30, 2027.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300

Consent Calendar

- 15. Authorization to Apply for CalRecycle Waste Reduction, Reuse, Recycling, and Composting Grants and Payment Programs**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to submit grant applications, accept grant funds, and execute any resulting grant agreements, amendments and expenditure reports with the Department of Resource Recycling and Recovery (CalRecycle) for grant and payment programs related to waste reduction, reuse, recycling, and composting.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 16. Contract: Environmental Logistics, Inc. and Advanced Chemical Transport, LLC for On-Call Hazardous Waste Management**
From: City Manager
Recommendation: Adopt two Resolutions authorizing the City Manager to:
1. Execute a three-year contract and any amendments with Environmental Logistics, Inc. to provide on-call hazardous waste disposal at various City facilities and locations for a total not to exceed of \$200,000 for an initial three-year term from August 1, 2025, to August 1, 2028, with an option of two one-year extensions, for a maximum term of five years. The service rates will be adjusted annually in accordance with the Consumer Price Index and the terms of the agreement.
2. Execute a three-year contract and any amendment with Advanced Chemical Transport, LLC to provide on-call hazardous waste disposal at various City facilities and locations for a total not to exceed of \$150,000 for an initial three-year term from August 1, 2025, to August 1, 2028, with an option of two one-year extensions, for a maximum term of five years. The service rates will be adjusted annually in accordance with the Consumer Price Index and the terms of the agreement.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 17. Approval and Levy of 2018 Clean Stormwater Fee in FY 2026**
From: City Manager
Recommendation: Adopt a Resolution approving the proposed adjusted fees for the 2018 Clean Stormwater Fee and ordering the levy of the fees in Fiscal Year 2026.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300

Consent Calendar

- 18. Contracts: Matrix HG Inc. and Prime Mechanical Service for Heating, Ventilation, and Air Conditioning (HVAC) Maintenance and Repair**
From: City Manager
Recommendation: Adopt two Resolutions authorizing the City Manager to:
1. Execute a contract with any amendments with Matrix HG Inc. to provide HVAC repairs and maintenance services for a three-year period from September 1, 2025 to August 31, 2028, in an amount not to exceed \$150,000, with an option to extend for two additional one-year terms.
2. Execute a contract with any amendments with Prime Mechanical Service to provide HVAC repairs and maintenance services for a three-year period from September 1, 2025 to August 31, 2028, in an amount not to exceed \$150,000, with an option to extend for two additional one-year terms.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 19. Updated Sewer System Management Plan**
From: City Manager
Recommendation: Adopt a Resolution approving the update of the Sewer System Management Plan, as mandated by the State Water Resources Control Board.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300
- 20. Project Implementation Staffing for Measure FF, the SAFE STREETS Initiative**
From: City Manager
Recommendation: Adopt a Resolution to amend the FY 2026 budget to authorizing the City Manager to add three permanent full-time employees, expending \$932,630.73, to support the implementation of prioritized projects associated with Measure FF, the SAFE STREETS Initiative.
Financial Implications: See report
Contact: Terrance Davis, Public Works, (510) 981-6300

Consent Calendar

21. Contract: Aurora Environmental Services Inc., GSI Environmental Inc., Northgate Environmental Management Inc., and WSP Global Inc. for On-Call Environmental Consulting

From: City Manager

Recommendation: Adopt four Resolutions authorizing the City Manager to:

1. Execute a three-year contract and any amendments with Aurora Environmental Services Inc. to provide on-call environmental consulting at various City facilities and locations for a total not to exceed amount of \$50,000 for an initial three-year term from August 1, 2025, to August 1, 2028, with an option of two one-year extensions for a maximum term of five years. The service rates will be adjusted annually in accordance with the Consumer Price Index and the provisions of the agreement.

2. Execute a three-year contract and any amendments with GSI Environmental Inc. to provide on-call environmental consulting at various City facilities and locations for a total not to exceed amount of \$50,000 for an initial three-year term from August 1, 2025, to August 1, 2028, with an option of two one-year extensions for a maximum term of five years. The service rates will be adjusted annually in accordance with the Consumer Price Index and the provisions of the agreement.

3. Execute a three-year contract and any amendments with Northgate Environmental Management Inc. to provide on-call environmental consulting at various City facilities and locations for a total not to exceed amount of \$75,000 for an initial three-year term from August 1, 2025, to August 1, 2028, with an option of two one-year extensions for a maximum term of five years. The service rates will be adjusted annually in accordance with the Consumer Price Index and the provisions of the agreement.

4. Execute a three-year contract and any amendments with WSP Global Inc. to provide on-call environmental consulting at various City facilities and locations for a total not to exceed of \$325,000 for an initial three-year term from August 1, 2026, to August 1, 2029, with an option of two one-year extensions for a maximum term of five years. The service rates will be adjusted annually in accordance with the Consumer Price Index and the provisions of the agreement.

Financial Implications: See report.

Contact: Terrance Davis, Public Works, (510) 981-6300

Consent Calendar

22. **Contracts: Dream Ride Elevator and Metro Elevator for Maintenance, Repairs and Emergency Response Services for Citywide Elevators**

From: City Manager

Recommendation: Adopt two Resolutions authorizing the City Manager to:

1. Execute a contract with any amendments with Dream Ride Elevator to provide maintenance, repairs, and emergency response services for citywide elevators for a three-year period from September 1, 2025, to August 31, 2028, in an amount not to exceed \$175,000, with an option to extend for two additional one-year terms. Rates will be adjusted annually in accordance with the Consumer Price Index (CPI) per the terms of the RFO and the contractor's responses.

2. Execute a contract with any amendments with Metro Elevator to provide maintenance, repairs and emergency response services for citywide elevators for a three-year period from September 1, 2025, to August 31, 2028, in an amount not to exceed \$175,000, with an option to extend for two additional one-year terms. Rates will be adjusted annually in accordance with the Consumer Price Index (CPI) per the terms of the RFO and the contractor's responses.

Financial Implications: See report

Contact: Terrance Davis, Public Works, (510) 981-6300

23a. **City Compliance with Web Content Accessibility Guidelines (WCAG)**

From: Commission on Disability

Recommendation: The Berkeley City Council shall refer to the City Attorney the requirement to include a clause in all relevant City of Berkeley contracts that obligates City vendors to supply digital content, intended for or likely to be posted to the City website, that is compliant with the Web Content Accessibility Guidelines (WCAG) standard mandated by the U.S. Department of Justice. WCAG defines web content technical standards that, when implemented, meet legal requirements of the Americans with Disabilities Act (ADA).

In addition, relevant City staff should be informed of WCAG requirements, and systems put in place to ensure that documents available on the City of Berkeley website, whether submitted by vendors or created by City staff, meet current WCAG standards. When the City is informed that documents posted to its website do not meet current WCAG standards, remediation is recommended to be made within 30 days.

Financial Implications: See report

Contact: Thomas Gregory, Commission Secretary, (510) 981-6300

Consent Calendar

23b. Companion Report: City Compliance with Web Content Accessibility Guidelines (WCAG)

From: City Manager

Recommendation: The City Manager recommends that Council refrain from referring the Commission on Disability's report recommendation from the report titled, "City Compliance with Web Content Accessibility Guidelines (WCAG)," to the City Attorney's Office at this time to give staff and the Commission on Disability additional time to develop a mutually agreeable path forward.

Financial Implications: See report

Contact: Terrance Davis, Public Works, (510) 981-6300

Council Consent Items

24. Berkeley Nightlife Council *(Reviewed by the Land Use, Housing & Economic Development Committee)*

From: Councilmember Taplin (Author)

Recommendation: Adopt a Resolution to form the Berkeley City Council Nightlife Sub-Committee, convened by the District 2 council office to return recommendations for the formation, structure, and scope of operation of a Berkeley Nightlife Council (Night Council) to support nighttime economic activity, cultural programming, and community safety in city commercial districts.

Policy Committee recommendation: Send the item to the City Council with a qualified positive recommendation that Council adopt the item with the caveat that the City Attorney's Office review the ad-hoc committee for Brown Act implications.

Financial Implications: None

Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120

Council Consent Items

- 25. Berkeley Green New Deal: Workforce Development** *(Reviewed by the Land Use, Housing, & Economic Development Committee)*
From: Councilmember Taplin (Author), Councilmember Lunaparra (Co-Sponsor), Councilmember Bartlett (Co-Sponsor), Councilmember Tregub (Co-Sponsor)
Recommendation: Refer to the City Manager a feasibility analysis and request for recommendations for possible models to either establish a green workforce development board within the City of Berkeley or strengthen the alignment between City of Berkeley and community partner programs and the Alameda County Workforce development board to create pathways to gainful employment in green industries and accelerate the transition to a fossil-free local economy.
Policy Committee Recommendation: Send the item to the City Council with a qualified positive recommendation that Council adopt the item and that the item be revised to include a referral to the budget process, clarify and make explicit that the full-time employee (“FTE”) is either an in-house City of Berkeley employee or is a privately funded employee not on the City’s payroll, and include a privately funded alternative to a full-time City employee when creating the budget referral.
Financial Implications: See report
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
- 26. Resolution in Support of California Senate Bill 627 (Wiener, Arreguín, Pérez), the No Secret Police Act, to Prohibit Non-Essential Face Covering for Law Enforcement and Require Officer Identification During Operations**
From: Councilmember Tregub(Author), Councilmember Humbert (Co-Sponsor), Councilmember Lunaparra (Co-Sponsor)
Recommendation: Adopt a Resolution in support of California State Senate Bill (SB) 627 (Wiener, Arreguín, Pérez), the No Secret Police Act, which would prohibit law enforcement officers from covering their faces during operations (with exceptions for medical and fire-related protection), and require visible identification on uniforms in the state of California; and distribute copies to the California Governor Gavin Newsom, Senators Scott Wiener, Jesse Arreguín, and Sasha Renée Pérez, Assemblymember Buffy Wicks, California Senate President pro tempore Mike McGuire, and California Assembly Speaker Robert Rivas to advocate for its passage.
Financial Implications: See report
Contact: Igor Tregub, Councilmember, District 4, (510) 981-7140

Council Consent Items

27. **Berkeley's First Sun Day Event: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**

From: Councilmember Humbert (Author)

Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember including \$500 from Councilmember Humbert to the Berkeley Rotary Club for the purpose of covering costs associated with hosting Berkeley's inaugural "Sun Day" renewable energy festival on Sunday, September 21, 2025 with funds relinquished to the City's General Fund for this purpose from the discretionary Council Office Budgets of Councilmember Humbert and any other Councilmembers who would like to contribute.

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. **Accessory Dwelling Units (ADUs): Amendments to Title 21 (Subdivisions) to Allow Separate Sale of ADUs, and Amendments to Title 23 (Zoning) to Comply with State Law and Encourage ADU Development**

From: City Manager

Recommendation: Conduct a public hearing, and upon conclusion, adopt the first reading of an Ordinance to 1) amend Title 21 (Subdivisions Ordinance) to implement Assembly Bill (AB) 1033 by establishing local regulations for the separate sale of ADUs as condominiums; and 2) amend Title 23 (Zoning) to bring the City's ADU regulations into compliance with recent changes to State law, to incorporate feedback from the California Department of Housing and Community Development (HCD), and encourage ADU development.

Financial Implications: None

Contact: Jordan Klein, Planning and Development, (510) 981-7400

29. **Ordinance Vacating a Portion of Carleton Street from Westerly Terminus Extending 381.23 Feet Easterly**

From: City Manager

Recommendation: 1. Conduct a public hearing and upon conclusion, adopt the second reading of the Ordinance voted upon at the July 22, 2025 City Council meeting vacating a 381.23-linear-foot (27,449 square foot) portion of the public right-of-way on Carleton Street, located at the westerly terminus of Carleton Street. 2. Upon adoption of the second reading of the Ordinance, authorize the City Manager to execute a deed quit claiming that portion of the right-of-way of Carleton Street and conveying to the adjacent property owner, Bayer Healthcare LLC ("Bayer").

Financial Implications: See report

Contact: Terrance Davis, Public Works, (510) 981-6300

Information Reports

30. **Status Report - Berkeley's Financial Condition (FY 2012 – FY 2021): Pension Liabilities and Infrastructure Need Attention**

From: City Manager

Contact: David White, City Manager's Office, (510) 981-7000, Henry Oyekanmi, Finance, (510) 981-7300

31. **Commission on Labor Fiscal Year 2026 Work Plan**

From: Commission on Labor

Contact: Emily Rose, Commission Secretary, (510) 981-5400

32. **Annual Report on Landmarks Preservation Commission Actions**

From: Landmarks Preservation Commission

Contact: Anne Hersch, Commission Secretary, (510) 981-7400

Information Reports

33. Zero Waste Commission Fiscal Year 2025-26 Work Plan

From: Zero Waste Commission

Contact: Julia Heath, Commission Secretary, (510) 981-6300

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 July 17, 2025.***

A handwritten signature in black ink that reads "Mark Numainville".

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](#).*

### **Ingram Letter**

1. Richard Pettler

### **EMBER**

2. Susanne Kalter DeWitt

### **E-Scooters**

3. Robert Borghese (2)

### **Plaque Project**

4. Sharon Entwistle

### **Lineage Repair Work**

5. Eric Friedman

### **Ohlone Greenway Park**

6. Transition Berkeley Members of the Board: Sylvia Soriano, Linda Currie, Bonnie Borucki, Pierre Thiry, Lori Hines, Ben Rosenthal, Jenifer Azulay, Ginny Hanger
7. Lucia Hammond (4)
8. Peter Radu
9. Lj Cranmer
10. Erik Dreher
11. Seth Kimball
12. Allison Bond
13. Melanie Lawrence

### **Public Resource for Honey Bee Swarm**

14. Mateo Kaiser

### **Brown Act**

15. Jennifer Knight
16. Chris Goldin
17. Micky Duxbury
18. Michael Tompkins

### **Cyclist Concerns**

19. Stephanie Allan

### **Public Comeback**

20. Steve Tracy

### **Pest Treatment**

21. Alex Merenkov
22. Alesia Williams
23. Building & Safety Division, Rental Housing Safety Program

### **Missing Middle**

24. Dylan Miley (2)
25. Olivia Burger (2)

### **MLK and Virginia Street**

26. Sunny

### **Parking Spot Near School Concern**

27. Jordan Pierson

### **Claremont Ave Pedestrian**

28. Ben Gerhardstein on behalf of Walk Bike Berkeley
29. Elise Proulx

**Soft Story Ordinance**

30. Todd Andrew (2)

**“Help the Decent People”**

31. Tajai Calip

**Middle East Conflict**

32. Nikki Kofsky

**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.