



**BERKELEY CITY COUNCIL HEALTH, LIFE ENRICHMENT, EQUITY &
COMMUNITY COMMITTEE
REGULAR MEETING**

**Monday, January 25, 2021
10:00 AM**

Committee Members:

Councilmembers Rashi Kesarwani, Terry Taplin, and Ben Bartlett
Alternate: Councilmember Rigel Robinson

**PUBLIC ADVISORY: THIS MEETING WILL BE CONDUCTED EXCLUSIVELY THROUGH
VIDEOCONFERENCE AND TELECONFERENCE**

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, this meeting of the City Council Health, Life Enrichment, Equity & Community Committee will be conducted exclusively through teleconference and Zoom videoconference. Please be advised that pursuant to the Executive Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, there will not be a physical meeting location available.

To access the meeting remotely using the internet: Join from a PC, Mac, iPad, iPhone, or Android device: Use URL - <https://us02web.zoom.us/j/84977897399> If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself to be anonymous. To request to speak, use the "raise hand" icon on the screen.

To join by phone: Dial **1-669-900-9128** or **1-877-853-5257 (Toll Free)** and Enter Meeting ID: **849 7789 7399**. If you wish to comment during the public comment portion of the agenda, press *9 and wait to be recognized by the Chair.

Written communications submitted by mail or e-mail to the Health, Life Enrichment, Equity, & Community Committee by 5:00 p.m. the Friday before the Committee meeting will be distributed to the members of the Committee in advance of the meeting and retained as part of the official record. City offices are currently closed and cannot accept written communications in person.

AGENDA

Roll Call

Public Comment on Non-Agenda Matters

Election of Chair

Minutes for Approval

Draft minutes for the Committee's consideration and approval.

1. Minutes - December 14, 2020

Committee Action Items

The public may comment on each item listed on the agenda for action as the item is taken up. The Chair will determine the number of persons interested in speaking on each item. Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Chair may limit the public comment for all speakers to one minute per speaker.

Following review and discussion of the items listed below, the Committee may continue an item to a future committee meeting, or refer the item to the City Council.

2. Service Animals Welcome Training

From: Commission on Disability

Referred: March 30, 2020

Due: January 30, 2021

Recommendation: That the City Council refer to the City Manager a request to implement education and training provisions of the Service Animals Welcome Policy and Program:

a. Work with Business Improvement Districts and Commercial District Organizations to provide opportunities for businesses to learn about their responsibilities regarding service animals in their places of business.

b. Provide information on Service Animals and Access Rights of Persons with Disabilities accompanied by a Service Animal as required staff training on non-discrimination under applicable federal, state and local statutes, regulations and policies.

c. Provide necessary and adequate support to the Disability Compliance Program.

Financial Implications: Staff time

Contact: Dominika Bednarska, Commission Secretary, (510) 981-6300

Committee Action Items

- 3. Support Vision 2025 for Sustainable for Sustainable Food Policies**
From: Councilmember Davila (Author)
Referred: August 31, 2020
Due: February 15, 2021
Recommendation: 1. Adopt a Resolution Supporting Vision 2025 for Sustainable Food Policies
2. Join San Francisco, Chicago and Austin in signing the Milan Urban Food Policy Pact (MUFPP) which includes forming an advisory body on sustainable food policies.
3. Support adoption of a Climate-Friendly Food Purchasing Policy as described by Friends of the Earth to replace 50% of the City's annual animal-based food procurement with plant-based food.
4. Short Term Referral to the City Manager to: a. Track the amount of animal-based food replaced with plant-based food; b. Use Friends of the Earth's Municipal Guide to Climate-Friendly Food Purchasing for the procurement of plant-based food.
Financial Implications: See report
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
- 4. Create and Support an Adopt an Unhoused community program**
From: Councilmember Davila (Author), Councilmember Harrison (Co-Sponsor)
Referred: November 16, 2020
Due: May 8, 2021
Recommendation: 1. Adopt a resolution to create and support neighborhood volunteers and community groups adopting an encampment, street campers, RV / Vehicle community, located along University Avenue/ Shattuck Avenue / Adeline corridor/ San Pablo Avenue and other areas throughout the City.
2. Short term referral to the City Manager and/or designee(s) to present to the City Council in 90 days: how to implement the program modeled after the City of Oakland Adopt a Spot Program, identify a community based organization to oversee the volunteers, know what is needed to adequately implement these efforts, including different organizational structure options.
Financial Implications: See report
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
- 5. Requesting the California State Legislature to introduce actions to value human life and to condemn racial injustice and police brutality**
From: Councilmember Davila (Author)
Referred: November 30, 2020
Due: May 22, 2021
Recommendation: 1. Adopt a resolution requesting the California State Legislature to introduce legislation incorporating recommendations from the community to value human life and to condemn racial injustice and police brutality.
2. Send copies of this resolution to State Assemblymember Buffy Wicks, State Senator Nancy Skinner, and Governor Gavin Newsom.
Financial Implications: None
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120

Unscheduled Items

These items are not scheduled for discussion or action at this meeting. The Committee may schedule these items to the Action Calendar of a future Committee meeting.

- None

Items for Future Agendas

- Discussion of items to be added to future agendas
- Discussion of future hearings and open forums

Adjournment

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*Written communications addressed to the Health, Life Enrichment, Equity & Community Committee and submitted to the City Clerk Department will be distributed to the Committee prior to the meeting.*

*This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Members of the City Council who are not members of the standing committee may attend a standing committee meeting even if it results in a quorum being present, provided that the non-members only act as observers and do not participate in the meeting. If only one member of the Council who is not a member of the committee is present for the meeting, the member may participate in the meeting because less than a quorum of the full Council is present. Any member of the public may attend this meeting. Questions regarding this matter may be addressed to Mark Numainville, City Clerk, (510) 981-6900.*



### COMMUNICATION ACCESS INFORMATION:

To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at (510) 981-6418 (V) or (510) 981-6347 (TDD) at least three business days before the meeting date.

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I hereby certify that the agenda for this meeting of the Standing Committee 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 January 21, 2021.



Mark Numainville, City Clerk

Communications

Communications submitted to City Council Policy Committees are on file in the City Clerk Department at 2180 Milvia Street, 1st Floor, Berkeley, CA, and are available upon request by contacting the City Clerk Department at (510) 981-6908 or policycommittee@cityofberkeley.info.

**BERKELEY CITY COUNCIL HEALTH, LIFE ENRICHMENT, EQUITY &
COMMUNITY COMMITTEE
REGULAR MEETING MINUTES**

**Monday, December 14, 2020
10:00 AM**

Committee Members:

Councilmembers Rashi Kesarwani, Ben Bartlett, and Sophie Hahn
Alternate: Councilmember Rigel Robinson

**PUBLIC ADVISORY: THIS MEETING WILL BE CONDUCTED EXCLUSIVELY THROUGH
VIDEOCONFERENCE AND TELECONFERENCE**

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, this meeting of the City Council Health, Life Enrichment, Equity & Community Committee will be conducted exclusively through teleconference and Zoom videoconference. Please be advised that pursuant to the Executive Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, there will not be a physical meeting location available.

To access the meeting remotely using the internet: Join from a PC, Mac, iPad, iPhone, or Android device: Use URL - <https://us02web.zoom.us/j/89124447233>. If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself to be anonymous. To request to speak, use the "raise hand" icon on the screen.

To join by phone: Dial **1-669-900-9128 or 1-877-853-5257 (Toll Free)** and Enter Meeting ID: **891 2444 7233**. If you wish to comment during the public comment portion of the agenda, press *9 and wait to be recognized by the Chair.

Written communications submitted by mail or e-mail to the Health, Life Enrichment, Equity, & Community Committee by 5:00 p.m. the Friday before the Committee meeting will be distributed to the members of the Committee in advance of the meeting and retained as part of the official record. City offices are currently closed and cannot accept written communications in person.

AGENDA

Roll Call: 10:05 a.m. All present.

Public Comment on Non-Agenda Matters: 1 speaker

Minutes for Approval

Draft minutes for the Committee's consideration and approval.

1. Minutes - November 23, 2020

Action: M/S/C (Bartlett/Kesarwani) to approve the minutes of November 23, 2020.

Vote: All Ayes.

Committee Action Items

The public may comment on each item listed on the agenda for action as the item is taken up. The Chair will determine the number of persons interested in speaking on each item. Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Chair may limit the public comment for all speakers to one minute per speaker.

Following review and discussion of the items listed below, the Committee may continue an item to a future committee meeting, or refer the item to the City Council.

2. Listening Session on Homelessness (15 minutes) – 1 speaker.

3a. A People's First Sanctuary Encampment

From: Homeless Commission

Referred: March 30, 2020

Due: January 30, 2021

Recommendation: The City Council to adopt the People's First Sanctuary Encampment Model incorporating all text in this report, urging best practices for Sanctuary Homeless Encampments with an oversight agency to be named by members of the encampment community and refer to the City Manager to fund liability insurance for the agency chosen by the encampment community.

Financial Implications: See report

Contact: Brittany Carnegie, Commission Secretary, (510) 981-5400

Committee Action Items

3b. Companion report: A People's First Sanctuary Encampment

From: City Manager

Referred: March 30, 2020

Due: January 30, 2021

Recommendation: As part of the referral adopted by City Council on January 21, 2020, the City Manager will direct staff to incorporate parts of the Commission's recommendations which do not conflict with guidance already approved by City Council including: providing clean water, sanitation, accessible toilets and trash removal services for the sanctioned encampment, requiring that a future provider of services for the encampment obtain input from residents of the encampment when developing rules for the outdoor shelter and ensure that the privacy and security of residents is respected and maintained.

Financial Implications: Staff time

Contact: Lisa Warhuus, Housing and Community Services, (510) 981-5400

Action: 1 speaker. M/S/C (Kesarwani/Bartlett) to send Item 3b to Council with a qualified positive recommendation for the City Council to take the following action:

1. Direct the City Manager to incorporate parts of the Commission's recommendations, including: providing clean water, sanitation, accessible toilets and trash removal services; and requiring that homeless services providers obtain input from clients when developing rules and ensure that the privacy and security of clients is respected and maintained at all times;
2. In addition, the City Manager shall receive the Homeless Commission's recommendations and retain them for future guidance when developing homeless services programs and models; and
3. That the City Council reaffirms its commitment to dignified and client-centered homeless services.

4. Service Animals Welcome Training

From: Commission on Disability

Referred: March 30, 2020

Due: January 30, 2021

Recommendation: That the City Council refer to the City Manager a request to implement education and training provisions of the Service Animals Welcome Policy and Program:

- a. Work with Business Improvement Districts and Commercial District Organizations to provide opportunities for businesses to learn about their responsibilities regarding service animals in their places of business.
- b. Provide information on Service Animals and Access Rights of Persons with Disabilities accompanied by a Service Animal as required staff training on non-discrimination under applicable federal, state and local statutes, regulations and policies.
- c. Provide necessary and adequate support to the Disability Compliance Program.

Financial Implications: Staff time

Contact: Dominika Bednarska, Commission Secretary, (510) 981-6300

Committee Action Items

Action: 0 speakers. Item continued to next meeting of the Health, Life Enrichment, Equity & Community Committee.

5. **Support Vision 2025 for Sustainable for Sustainable Food Policies**

From: Councilmember Davila (Author)

Referred: August 31, 2020

Due: February 15, 2021

Recommendation:

1. Adopt a Resolution Supporting Vision 2025 for Sustainable Food Policies
2. Join San Francisco, Chicago and Austin in signing the Milan Urban Food Policy Pact (MUFPP) which includes forming an advisory body on sustainable food policies.
3. Support adoption of a Climate-Friendly Food Purchasing Policy as described by Friends of the Earth to replace 50% of the City's annual animal-based food procurement with plant-based food.
4. Short Term Referral to the City Manager to: a. Track the amount of animal-based food replaced with plant-based food; b. Use Friends of the Earth's Municipal Guide to Climate-Friendly Food Purchasing for the procurement of plant-based food.

Financial Implications: See report

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

Action: 1 speaker. Community member Nilang Gor presented an overview of the item. The commission discussed continuing the item to a future meeting, perhaps in February, to provide staff the opportunity to prepare more information regarding the City's food purchasing policies and programs.

Unscheduled Items

These items are not scheduled for discussion or action at this meeting. The Committee may schedule these items to the Action Calendar of a future Committee meeting.

6. **Create and Support an Adopt an Unhoused community program**

From: Councilmember Davila (Author), Councilmember Harrison (Co-Sponsor)

Referred: November 16, 2020

Due: May 8, 2021

- Recommendation:**
1. Adopt a resolution to create and support neighborhood volunteers and community groups adopting an encampment, street campers, RV / Vehicle community, located along University Avenue/ Shattuck Avenue / Adeline corridor/ San Pablo Avenue and other areas throughout the City.
 2. Short term referral to the City Manager and/or designee(s) to present to the City Council in 90 days: how to implement the program modeled after the City of Oakland Adopt a Spot Program, identify a community based organization to oversee the volunteers, know what is needed to adequately implement these efforts, including different organizational structure options.

Financial Implications: See report

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

Unscheduled Items

7. Requesting the California State Legislature to introduce actions to value human life and to condemn racial injustice and police brutality

From: Councilmember Davila (Author)

Referred: November 30, 2020

Due: May 22, 2021

Recommendation: 1. Adopt a resolution requesting the California State Legislature to introduce legislation incorporating recommendations from the community to value human life and to condemn racial injustice and police brutality.

2. Send copies of this resolution to State Assemblymember Buffy Wicks, State Senator Nancy Skinner, and Governor Gavin Newsom.

Financial Implications: None

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

Councilmember Bartlett exited the meeting at 12:02 p.m.

Items for Future Agendas

- **Discussion of items to be added to future agendas**

Due to the general lack of public comment on the standing “Listening Session on Homelessness” item, Chairperson Hahn removed the standing item from future agendas, noting that community members could speak on the topic during Public Comment on Non-Agenda Matters.

The committee agreed that their next agenda would include the following action items as ordered below:

1. Service Animals Welcome Training
2. Support Vision 2025 for Sustainable for Sustainable Food Policies
3. Create and Support an Adopt an Unhoused community program

- **Discussion of future hearings and open forums**

Adjournment

M/S/C (Hahn/Kesarwani) to adjourn. Ayes – Kesarwani, Hahn; Absent – Bartlett.

Adjourned at 12:05 p.m.

I hereby certify that this is a true and correct record of the Health, Life Enrichment, Equity & Community Committee meeting held on December 14, 2020.

Sarah Bunting, Assistant City Clerk

Communications

Communications submitted to City Council Policy Committees are on file in the City Clerk Department at 2180 Milvia Street, 1st Floor, Berkeley, CA.



Commission on Disability

CONSENT CALENDAR

April 14, 2020

To: Honorable Mayor and Members of the City Council
 From: Commission on Disability
 Submitted by: Alex Ghenis, Chairperson, Commission on Disability
 Subject: Service Animals Welcome Training

RECOMMENDATION

That the City Council refer to the City Manager a request to implement education and training provisions of the Service Animals Welcome Policy and Program:

- a. Work with Business Improvement Districts and Commercial District Organizations to provide opportunities for businesses to learn about their responsibilities regarding service animals in their places of business.
- b. Provide information on Service Animals and Access Rights of Persons with Disabilities accompanied by a Service Animal as required staff training on non-discrimination under applicable federal, state and local statutes, regulations and policies.
- c. Provide necessary and adequate support to the Disability Compliance Program.
 (Motion: Walsh, Second: Singer, Ghenis: Aye, Smith; Aye, Ramirez: LOA, Leeder: LOA, No: None)

FISCAL IMPACTS OF RECOMMENDATION

Staff time.

CURRENT SITUATION AND ITS EFFECTS

The 2019 Berkeley Business License Renewal Packet contained information on the Service Animals Welcome Policy and guidance from the U.S., Department of Justice Civil Rights Division on Service Animals in places of public accommodation.

Most Berkeley Business License holders received the 2019 packet but may not have seen or read the materials on Service Animals. As recently as October 2018, a case was documented of a Berkeley Business License holder who refused access and services to a person with a disability accompanied by a service animal (dog) trained to assist her relative to her specific disability and functional limitations. The License Holder stated that she was unaware of City policy or applicable law regarding Service Animals.

According to update information from staff as recently as September 2018, there has been no formal provision of training to City staff, especially for departments and positions with whom face-to-face contact with the public is required. This information is also important for staff in various City Departments who interact with businesses .e.g. Business Improvement

District contract staff, the Berkeley Police Department, contracted health and community services providers. Such training can be most efficiently provided online to City staff.

Service Animals Welcome training is a Strategic Plan Priority Project, advancing our goal to champion and demonstrate social and racial equity.

BACKGROUND

On May 12, 2012, the City Council adopted the Service Animals Welcome Policy and Program, Resolution Number 65,751-N.S. The City Manager was directed to take certain implementation steps including:

- a. Incorporate educational materials in the Business License Tax process to inform business owners of their responsibilities regarding service animals;
- b. Include content about service animals and the responsibilities of Berkeley Businesses on the City's website; also include the phone number for the Disability Services Specialist;
- c. Provide signs for businesses to voluntarily put in their windows regarding service animals; and
- d. Work with Business Improvement Districts (BIDs) and Commercial District Organizations (CDOs) to provide opportunities for businesses to learn about their responsibilities regarding service animals in their places of business

ENVIRONMENTAL SUSTAINABILITY

Unknown.

RATIONALE FOR RECOMMENDATION

As defined under the 2010 revision of the Americans with Disabilities ACT implemented in March 2012, denying a disabled person access to goods or services, in city and local governments or places of public accommodation based on being accompanied by a service animal is unlawful.

The Disability Compliance Program only has authority to enforce Title II of the Americans with Disabilities Act as it relates to programs and services. However it can provide information and training to encourage compliance.

Implementation of training will significantly contribute to decreased incidences of discrimination in Berkeley based on a person's disability. It will significantly contribute to increasing and enhancing access for the persons with disabilities accompanied by a Service Animal who live, work and visit Berkeley.

ALTERNATIVE ACTIONS CONSIDERED

Do not provide Service Animals Welcome Training.

CITY MANAGER

The City Manager takes no position on the content and recommendations of the Commission's Report.

CONTACT PERSON

Dominika Bednarska, Disability Services Specialist, Public Works, (510) 981-6418



Cheryl Davila
Councilmember
District 2

03

CONSENT CALENDAR
September 15, 2020

To: Honorable Mayor and Members of the City Council

From: Councilmember Cheryl Davila

Subject: Support Vision 2025 for Sustainable for Sustainable Food Policies

RECOMMENDATION

1. Adopt a Resolution Supporting Vision 2025 for Sustainable Food Policies
2. Join [San Francisco](#), [Chicago](#) and [Austin](#) in signing the [Milan Urban Food Policy Pact \(MUFPP\)](#) which includes forming an advisory body on sustainable food policies.
3. Support adoption of a Climate-Friendly Food Purchasing Policy as described by [Friends of the Earth](#) to replace 50% of the City's annual animal-based food procurement with plant-based food.
4. Short Term Referral to the City Manager to:
 - a. Track the amount of animal-based food replaced with plant-based food
 - b. Use Friends of the Earth's Municipal Guide to Climate-Friendly Food Purchasing for the procurement of plant-based food.

RATIONALE FOR RECOMMENDATION

In June, 2018 the City of Berkeley unanimously passed a Climate Emergency Declaration, then in September, 2018 passed the Resolution Establishing Green Monday. Berkeley should understand the impact of our food sector on the environment, sustainability of natural resources, health, and social equity. By adopting Vision 2025 for Sustainable Food Policies, Berkeley will sign MUFPP and join C40 Cities in developing sustainable food systems through forming an advisory body with local activists, organizations, and business owners. Berkeley would join the C40 North America cities, Austin, Boston, Chicago, Houston, Los Angeles, Miami, Montreal, New Orleans, New York, Philadelphia, Phoenix, Portland, San Francisco, Toronto, Vancouver, and Washington DC and more cities may follow suit. Adopting the Vision 2025, the City of Berkeley would be committed to making food purchasing decisions that protect animal welfare, environmental sustainability, and provide healthy food options. By adopting the proposed Vision, Berkeley would also pass Climate-Friendly Food Purchasing Policy and commit to replacing 50% of annual animal-based food purchasing with plant-based food.

OUTCOMES AND EVALUATIONS:

Berkeley City Council would receive policy recommendations from the established advisory body for increasing climate-friendly, healthy and sustainable plant-based food options. The City Council should evaluate and update contracts with food vendors.

BACKGROUND

According to MUFPP, our food choices are directly linked to our environmental, health and social wellbeing. What we put on our plates every day either contributes to, or harms our physical wellbeing, our local economy, and our global resources. Approximately, 80% of the U.S. population lives in urban areas.¹ This means that urban cities are responsible for a significant portion of the national food consumption, and with it, the environmental and social impacts of those food choices. As a result, the C40 cities like San Francisco, Chicago and Austin have signed MUFPP agreements in order to develop environment-friendly, healthy and socially equitable food policies.² The City of Berkeley has wisely adopted Green Monday and the Good Food Purchasing Program (GFPP). But there is certainly a need to develop broader policies for significant improvement. Vision 2025 is designed to achieve this significant change over the next five years without causing a financial burden to the City of Berkeley. In fact, could result in overall cost savings.

By adopting Vision 2025, the City would be agreeing to sign MUFPP developed with the support of international organizations including the United Nations Farm and Agriculture Organization (UN FAO). The MUFPP suggests forming an advisory committee that would include local activists, organizations, business owners and other stakeholders to propose sustainable food policies. The second action item under the resolution is to pass a Climate-Friendly Food Purchasing policy that requires the City to replace 50% of animal-based food procurement with plant-based food.

Globally, several agencies are reporting the devastating impacts of a meat- and dairy-based diet for our physical and environmental health. The UN FAO reports that animal agriculture is responsible for emitting 18% of our planet's total greenhouse gas (GHG).³ These numbers are larger than the total GHG emissions from fossil fuels burned by the global transportation sector. The agriculture sector is expected to contribute 70% of total allowable GHG emissions by 2050, risking the Paris Agreement.⁶ Livestock and poultry account for more than 60% of the global agricultural GHG emissions and, therefore, addressing the emissions from animal agriculture is crucial in order to meet the Paris Agreement.^{3,6} According to the consumption-based GHG inventory described in Berkeley's Climate Action Plan, the food sector contributes more than 7 metric tons of CO₂ Eq. per household.⁵ Most of these emissions are from animal products like meat and dairy.⁵ The GHG emissions from meat consumption alone is more than the combined natural gas emissions in the City of Berkeley.

The negative impact of producing meat and dairy goes beyond global warming. In a drought-affected state, the average Californian consumes 1,500 gallons of water, and 50% of it is associated with meat and dairy consumption.⁷ According to UN FAO, we have enough cropland to feed 9 billion people by 2050 if 40% of all crops produced today for livestock is directly used

for human consumption.⁸ Globally, animal agriculture is the leading cause of tropical deforestation and it has massive impacts on climate change and biodiversity.^{9,10} The destruction of forests and biodiversity forces wildlife to live closer to human populations, risking the spread of infectious diseases like Ebola and COVID-19.¹¹ Additionally, the production of meat and dairy puts us in close contact with domesticated animals resulting in the spillover of zoonotic pathogens like the influenza virus. The consumption of meat and dairy is associated with an increased risk of chronic illnesses like diabetes, heart disease, and cancer.^{12,13} This type of diet significantly increases our healthcare costs, disproportionately jeopardizing the well-being of low-income families. The growing livestock biomass within confined spaces demands the increased use of antibiotics. According to the Center for Disease Control and Prevention (CDC), the excessive use of antibiotics serves as a breeding ground for antibiotic-resistant bacteria like Salmonella¹⁴. As a result, we are facing an uphill battle of antibiotic resistance. Recently, the World Health Organization (WHO) declared Antibiotic Awareness Week in November.

According to multiple reports, the single solution to achieve environmental sustainability within the food sector is by reducing the overall number of livestock and increasing our plant-based food options. The University of Oxford's most comprehensive meta-analysis reports that 83% of world farmland is used for livestock production to provide only 18% and 37% of our calories and protein, respectively.⁴ The replacement of animal products with plant based food can free-up farmland that could remove additional 8.1 billion metric tons of CO₂ Eq. every year for next 100 years.⁴ As a result, the 50% replacement of animal products with plant-based food can reduce 20% of total anthropogenic GHG emissions across all sectors.⁴ According to World Resource Institute, the almost 50% reduction of animal products in the average U.S. diet can reduce more than 40% of the country's agriculture GHG emission and land use.⁶

The City of Berkeley purchases almost \$5 million worth of food for places like senior centers, the Police Department's jail facility, public meetings, and events. As a result, Berkeley's purchasing power has a huge role to play in increasing plant-based food options. The municipal guide from Friends of the Earth (FOE) on Climate-Friendly Food Purchasing is an effective tool for increasing plant-based food options. It provides a stepwise process for municipalities to meet their target of increasing plant-based food options. Berkeley's potential to provide sustainable food is beyond the city's purchasing power. It includes, but is not limited to City parks, public schools, restaurants, and other food businesses.

Berkeley would join a good company by adopting Vision 2025. Recently, U.S. legislators have identified the importance of increasing plant-based food and milk options across various cities, states, as well as in Congress. Senator Cory Booker has introduced the Farm System Reform Act to completely phase out of Concentrated Animal Feeding Operations (CAFO). Senator Elizabeth Warren and Bernie Sanders are co-sponsoring the bill, and Representative Ro Khanna has introduced a companion bill in the House. California Assembly Bill 479 encourages public schools to provide healthy, climate-friendly (plant-based) food and milk options. This active bill has been well-received by both the State Assembly and Senate. Los Angeles and other C40 Cities have committed to establish a planetary diet of consuming only 300 grams of

meat per person in a week. New York City Council recently declared a plan to phase out processed meat and to cut down its beef purchasing by 50% in city facilities. The decision was part of the City's Green New Deal for addressing global warming. More locally, Oakland Unified School District decreased carbon footprint by 14%, water consumption by 6% and saved \$42,000 through increasing fruits, vegetables and legumes purchase and reducing meat and dairy consumption by 30%.¹⁵ This low-carbon commitment by one of California's largest school districts has shown the potential for protecting the environment and natural resources through healthy and cost-effective plant-based food options.

REVIEW EXISTING PROGRAMS, POLICIES, AND LAWS

Vision 2025 is aligned well with Berkeley's Green Monday initiative and GFPP. Green Monday recommends serving plant-based food once a week along with raising awareness about the positive impacts of plant-based food choices on the environment. Various reports suggest that animal products alone can jeopardize the Paris Agreement to keep the global surface temperature below 2C and could threaten scarce natural resources by 2050. Significant changes in our food choices need to happen for the wellbeing of our environment and global sustainability. It demands us to extend our efforts in increasing plant-based options through specific policies in the next 5 years.

GFPP is a certification-based program that also promotes antibiotic-free and grass-fed beef. The increasing demand for animal products requires that livestock are kept in confined spaces making them vulnerable to diseases. Therefore, it is not feasible to harvest animal products at a global scale without using antibiotics in livestock. The excessive use of antibiotics has already resulted in many antibiotic-resistant bacteria, pushing countries like India and China to use last-resort antibiotic drugs, like colistin.¹⁶ It will also be socially inequitable if we were to use excessive resources, like pastureland, to harvest grass-fed and antibiotic-free animal products only for wealthy families and developed nations. Additionally, the grass-fed cows contribute more methane than the grain-fed cows in CAFO.¹⁷ As a result, these existing initiatives and programs require Berkeley to extend plant-based options through other programs and policies.

FINANCIAL IMPLICATIONS

There is no imposed cost but could result in savings associated with adopting this recommendation.

ENVIRONMENTAL SUSTAINABILITY

This item is in alignment with Berkeley's commitment to environmental sustainability and programs like Green Monday and GFPP. The adoption of Vision 2025 for Sustainable Food Policies will significantly reduce Berkeley's food sector associated GHG emissions, deforestation, fresh water and antibiotic consumption. It will also help Berkeley to transition towards healthy and globally sustainable food practices.

CONTACT PERSONS

Cheryl Davila
Councilmember District 2
510.981.7120
cdavila@cityofberkeley.info

ATTACHMENTS:

1. Resolution

REFERENCES

1. United States Census Bureau <https://www.census.gov/newsroom/press-releases/2016/cb16-210.html>
2. Milan Urban Food Policy Pact Signatories <http://www.milanurbanfoodpolicypact.org/signatory-cities/>
3. Food and Agriculture Organization of the United Nations (FAO) <http://www.fao.org/news/story/en/item/197623/icode/>
4. Oxford Meta-Analysis on Food's Environmental Impacts <https://science.sciencemag.org/content/360/6392/987>
5. Berkeley Climate Action Plan Updates 2020 [https://www.cityofberkeley.info/Clerk/City_Council/2020/07_Jul/Documents/2020-07-21_Presentations_Item_5_\(6pm\)_Pres_CMO_pdf.aspx](https://www.cityofberkeley.info/Clerk/City_Council/2020/07_Jul/Documents/2020-07-21_Presentations_Item_5_(6pm)_Pres_CMO_pdf.aspx)
6. World Resource Institute Report, 2019 <https://research.wri.org/wrr-food>
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14. Center for Infectious Disease Research and Policy, University of Minnesota <https://www.cidrap.umn.edu/news-perspective/2016/12/fda-antibiotic-use-food-animals-continues-rise>
15. Good Food Purchasing Program <https://goodfoodcities.org/less-meat-better-food-happier-kids-oakland-unified-reinvents-its-school-lunch/>
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RESOLUTION NO. ##,###-N.S.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BERKELEY, CALIFORNIA,
ADOPTING VISION 2025 FOR SUSTAINABLE FOOD POLICIES

WHEREAS, roughly 80% of the U.S. population live in urban areas, suggesting the important role of U.S. Cities for establishing a culture of sustainability; and

WHEREAS, the City of Berkeley has declared a Climate Emergency for protecting our environment, human population and biodiversity; and

WHEREAS, the City of Berkeley is putting best efforts to reducing greenhouse gas (GHG) emissions in order to reverse global warming as quickly as possible; and

WHEREAS, Berkeley's consumption-based GHG inventory shows significant emissions associated with the City's food system; and

WHEREAS, the World Resource Institute (WRI) reports that the agriculture sector will be responsible for 70% of the total allowable emissions by 2050, risking Paris Agreement; and

WHEREAS, the United Nations Food and Agriculture Organization (UNFAO) reports that more than 60% of agriculture emissions come from the livestock sector, and it is estimated to be higher than fossil fuel emissions from the entire transportation sector; and

WHEREAS, the scientific analysis shows the urgency to reduce GHG emissions from animal agriculture in order to meet the Paris Agreement of keeping an average global surface temperature below 2C; and

WHEREAS, California is one of the most drought-affected states, and almost 50% of Californian's water footprint is associated with consumption of meat and dairy; and

WHEREAS, the cattle industry is the leading cause of deforestation in the Amazon rainforest that is home to 10% of the world's species and a major source of vital oxygen; and

WHEREAS, the U.S. food sector is globally interconnected because of the import-export trading and therefore, our food choice directly impacts the Amazon deforestation and biodiversity loss; and

WHEREAS, 83% of agriculture land is used for raising livestock and producing their feed, but meat and dairy only provide 18% of the world's calories; and

WHEREAS, the WRI estimates a 56% increase in crop calorie demand in order to feed 9 billion people by 2050, requiring an extra 593 million hectares of agriculture land, which is twice the size of India; and

WHEREAS, the world already produces enough food to feed 9 billion people if we use crop calories to directly feed the human population; and

WHEREAS, the U.S. pours significant agriculture resources to grows crops for feeding livestock and poultry while more than 800 million people are food insecure, and 45% of children die under 5 years of age due to malnutrition; and

WHEREAS, the WHO reports that 60% of all human disease originates in animals and the Center for Disease Control and Prevention (CDC) estimates 3 out of every 4 emerging infectious diseases come from animals; and

WHEREAS, the Concentrated Animal Feeding Operations (CAFO) risk spillover of zoonotic pathogens by confining animals and bringing human beings into proximity with them; and

WHEREAS, the CAFO negatively impacts the health of surrounding communities through air and water pollution, and the majority of these homes belong to African Americans; and

WHEREAS, the Physicians Committee for Responsible Medicines (PCRM) reports that meat and dairy consumption is associated with the increased risk of chronic illness like cancer, diabetes and heart disease in the U.S.; and

WHEREAS, the International Agency for Research on Cancer (IARC) has classified processed meat like ham, bacon, hotdogs, sausage, and some deli meat as carcinogenic and red meat as a probable carcinogen; and

WHEREAS, studies show that over 90% of the people dying from COVID-19 have had pre-existing conditions, mostly from chronic diseases such as heart disease and type 2 diabetes; and

WHEREAS, the COVID-19 pandemic has disproportionately impacted communities of color, with black Americans hospitalized at 4.5 times the rate of white Americans and Hispanic Americans hospitalized at 4 times the rate of white Americans; and

WHEREAS, communities of color experience higher rates of heart disease, type 2 diabetes, and other chronic diseases; and

WHEREAS, the socio-economic and cultural factors that cause poor health conditions in many communities of color can be found in all of our nation's struggling communities; and

WHEREAS, hundreds of thousands of the slaughterhouse workers are undocumented and forced to meet ever-growing line speed under the threat of deportation; and

WHEREAS, the U.S. workers in meat plants are three times more likely to suffer a serious injury with an average of two amputations per week; and

WHEREAS, the slaughterhouse workers are exposed to extremely stressful environments including physical, psychological and sexual abuse and many of them develop post-traumatic stress disorder (PTSD); and

WHEREAS, overfishing is destroying marine biodiversity, and aquaculture imposes a threat to our environment; and

WHEREAS, Project Drawdown reports shifting our diet towards plant-based food as one of the most significant solutions to climate change; and

WHEREAS, WRI recommends shifting our diet to plant-based in order to reduce GHG emissions, agriculture land-use and protect public health; and

WHEREAS, WRI reports that replacing almost 50% of animal-based food in the average U.S. diet with plant-based options could reduce more than 40% of agriculture land and GHG emissions; and

WHEREAS, Milan Urban Food Policy Pact (MUFPP) summit delivered a letter signed by 65 scientists calling world mayors to reduce the consumption of animal-based food; and

WHEREAS, Los Angeles and 13 other C40 Cities have signed a declaration to reduce procurement of meat products to 300 grams (two burger patties) per person per week by 2030; and

WHEREAS, the City of Berkeley has already started establishing sustainable food systems through passing Green Monday and Good Food Purchasing Program (GFPP) and recognizes the need of expanding these efforts; and

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Berkeley hereby adopts Vision 2025 for establishing sustainable food systems, wherein the City of Berkeley joins [San Francisco](#), [Chicago](#) and [Austin](#) in signing the [Milan Urban Food Policy Pact \(MUFPP\)](#) which includes forming an advisory body on sustainable food policies.

BE IT FURTHER RESOLVED, that the City Council of the City of Berkeley supports adoption of a Climate-Friendly Food Purchasing Policy as described by [Friends of the Earth](#) to replace 50% of the City's annual animal-based food procurement with plant-based food.

BE IT FURTHER RESOLVED, that the City Council of the City of Berkeley does a Short Term Referral to the City Manager to: (a) Track the amount of animal-based food replaced with plant-based food; (b) Use Friends of the Earth's Municipal Guide to Climate-Friendly Food Purchasing for the procurement of plant-based food.

BE IT FURTHER RESOLVED that the City of Berkeley will bring various stakeholders together including local activists, organizations and business owners to form an advisory body; and

BE IT FURTHER RESOLVED that the advisory body will meet once a month to review the implementation of current sustainable food programs, identify gaps and propose new programs to the City Council.



04

Cheryl Davila
Councilmember
District 2

CONSENT CALENDAR
December 1, 2020

To: Honorable Mayor and Members of the City Council
From: Councilmember Cheryl Davila (Author), Councilmember Kate Harrison (Co-Sponsor)
Subject: Create and Support an Adopt an Unhoused community program.

RECOMMENDATION

1. Adopt a resolution to create and support neighborhood volunteers and community groups adopting an encampment, street campers, RV / Vehicle community, located along University Avenue/ Shattuck Avenue / Adeline corridor/ San Pablo Avenue and other areas throughout the City.
2. Short term referral to the City Manager and/or designee(s) to present to the City Council in 90 days: how to implement the program modeled after the City of Oakland Adopt a Spot Program, identify a community based organization to oversee the volunteers, know what is needed to adequately implement these efforts, including different organizational structure options.

BACKGROUND

On any given night, more than 1,000 Berkeley residents do not have shelter (i.e. living outdoors in tents, on sidewalks, or in vehicles) according to the [Alameda County 2019 Point-In-Time Count](#). A growing number of residents are housing insecure and at risk of becoming homeless. A majority of unhoused Berkeley residents are people of color, seniors, and the disabled.

The City of Berkeley spent close to \$20 million on providing homeless services. About \$6.5 million came from its general fund, about \$9.5 million came from regional, state, and federal funds and \$3.9 million were one-time funds from the state's Homeless Emergency Aid Program.

The City of Oakland currently has a Adopt a Spot program, where it allows volunteers and/or community groups to adopt a park, creek, shoreline, storm drain, street, trail, median or other public space you'd like to clean, green, or beautify on an ongoing basis. Participants adopt a public space and make a commitment to regularly clean and maintain the spot for no less than one year. The program allows volunteers to organize Community Cleanups and beautification events, joining with your neighbors and community. Volunteers have adopted hundreds of sites around Oakland. The City of Oakland support for this program is through Tool loans, Debris pick-up, and Technical assistance.

In addition, the City of Oakland has an Adopt a Drain program, where hundreds of volunteers across Oakland have adopted storm drains to help their neighborhoods prepare for rainstorms. It doesn't take much to keep a storm drain clear. A little volunteer effort goes a long way in helping Public Works maintain over 12,000 storm drains to reduce flooding and prevent pollution

of our waterways. When you sign up to Adopt a Drain, you become eligible to borrow City tools and supplies, and you will receive the City's rain alert notifications.

Thus, the City of Berkeley can learn from the City of Oakland and implement a similar program to help our unhoused community, i.e. adopting an encampment, street campers, RV / Vehicle community, and/or street intersections especially along University Avenue/ Shattuck Avenue / Adeline corridor/ San Pablo Avenue and others areas throughout the City.

Friends of Adeline, a diverse group of South Berkeley residents working in partnership with local businesses, nonprofits, and others to affect change has consistently supported the Here/There encampment when it was first formed. Friends of Adeline's member, Beloved, now deceased, Margy Wilkinson was able to get a port-a-potty and hand-washing station to be delivered at the encampment. Friends of Adeline supporting the Here/There encampment is a model of Adopting the Unhoused community, as well as the concepts of the City of Oakland's Adopt a Spot Program.

In order to get through the current crises we all face COVID-19, Shelter in Place (SIP), wildfires, smoke, etc), we need to allow, coordinate, enable and recognize volunteers from our neighborhoods and community groups to adopt our unhoused community. It truly does take a village.

FINANCIAL IMPLICATIONS

TBD, however, funds can possibly be identified with Measure O and P.

ENVIRONMENTAL SUSTAINABILITY

Allowing communities to have tools to prevent and stop fires furthers protects other communities and the environment.

CONTACT PERSONS

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Sanjita Pamidimukkala
Eshal Sandhu
District 2 Interns

REFERENCES:

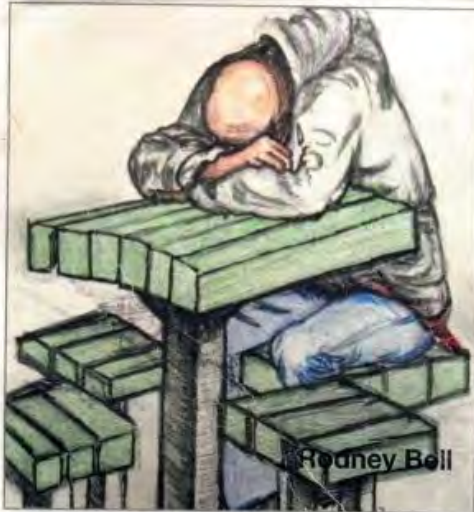
1. <http://www.oaklandadoptaspot.org>
2. <https://www.oaklandca.gov/services/sign-up-for-adopt-a-drain>
3. <https://thestreetspirit.org/2019/03/01/south-berkeley-here-there-encampment-celebrates-two-years/>

ATTACHMENTS:

1. Adopt a Homeless Senior Neighborhood Project Flyer
2. City of Oakland Adopt a Spot and Adopt a Drain Maps
3. Resolution

Attachment 1: Adopt a Homeless Senior Neighborhood Project

ADOPT A HOMELESS SENIOR NEIGHBORHOOD PROJECT



Adopt a Homeless Senior Project
was started in 2018 with the ideas of 12 Berkeley neighbors who wanted to make a difference in our homeless community. We learned that over 1/2 of our homeless population were seniors and that over 85% of those seniors were homeless in the areas they were once housed. We agreed to support St. Mary's Center (stmaryscenter.org), a stellar (and secular) non-profit organization that provides a wide array of services to help get homeless seniors into housing. We would love other local neighborhoods to join us in our fund-raising efforts.

Contact: barbara@barbarareiner.com

THE ALAMEDA COUNTY 2019 EVERYONE COUNTS HOMELESS POINT-IN-TIME COUNT & SURVEY

PRIMARY CAUSES OF HOMELESS:

13% Lost Job; 12% Mental Health; 10% Substance Use;
9% Eviction/Foreclosure; 9% Rent Increase; 8% Incarceration

WHERE MOST HOMELESS ARE LIVING:

34% Tent; 23% Car/Van; 22% RV; 20% Street/Outside;
1% Abandoned Building

PERCENTAGE OF HOMELESS POPULATION

WHO HAVE BEEN RESIDENTS OF
ALAMEDA COUNTY PRIOR TO
BECOMING HOMELESS:

78%

THE GERONTOLOGIST (FEBRUARY 2016)


BAY AREA AGE GROUP

WITH HIGHEST % OF

HOMELESSNESS:

50+

Attachment 2: Oakland Adopt a Spot and Adopt a Drain Maps



Adopt a Drain

Part of Oakland Adopt a Spot

Volunteer to keep a drain clear and report any problems!

Email address

I haven't signed up yet
 I've already signed up

Name (visible to others)

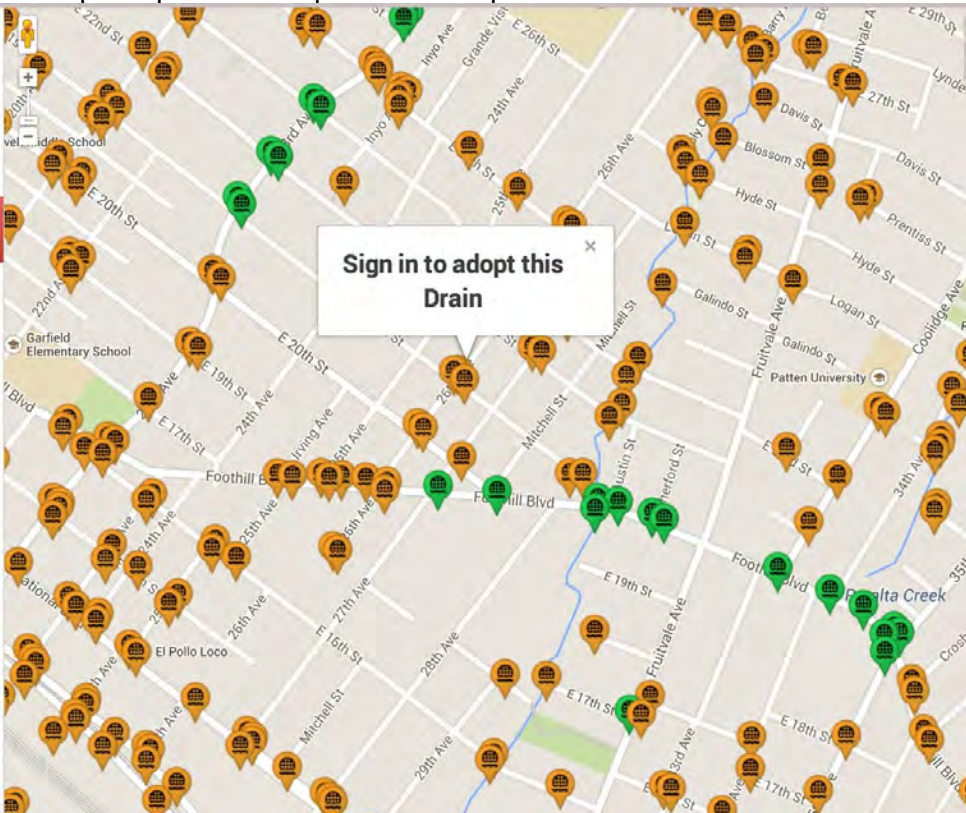
Organization (visible to others)

Home phone number

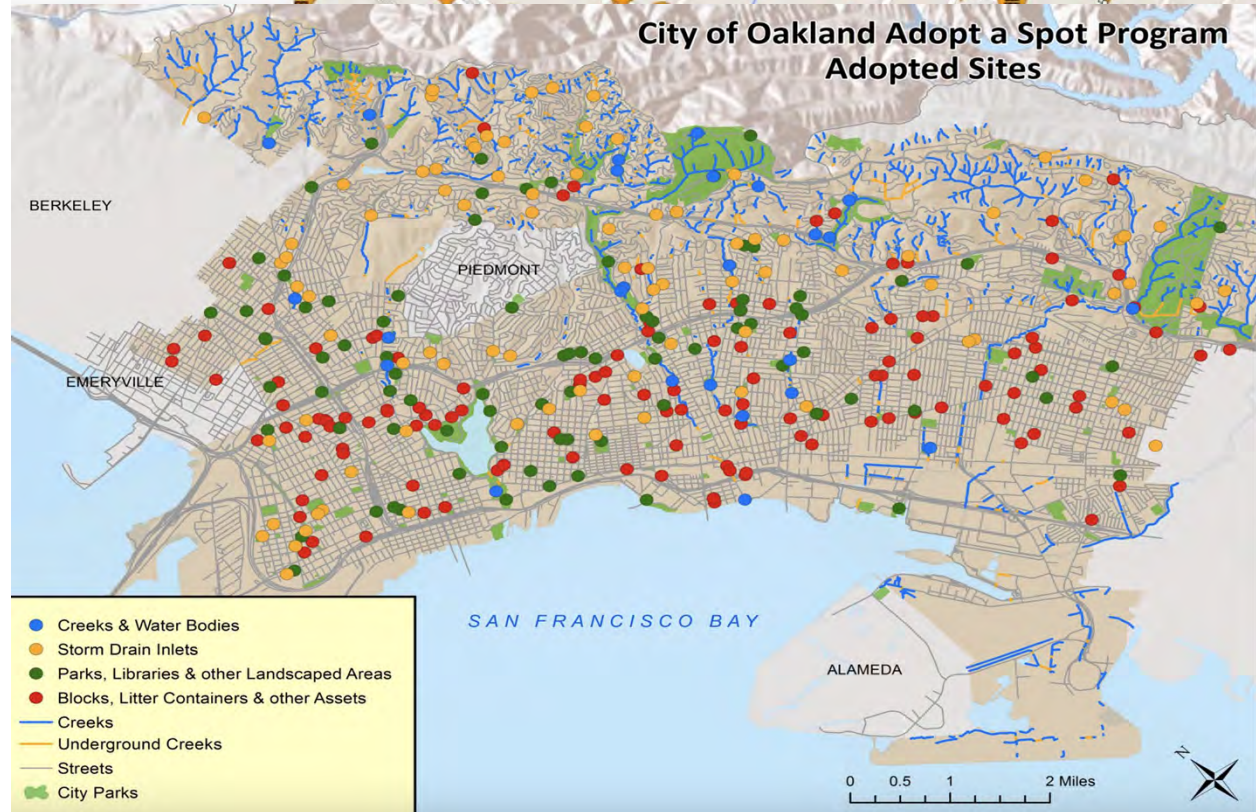
Mobile phone number

Choose a password

By signing up you agree to the [Terms of Service & Volunteer Guidelines](#)



Sign in to adopt this Drain



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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BERKELEY, CALIFORNIA,
SUPPORTING THE CREATION AND SUPPORT AN ADOPT AN UNHOUSED COMMUNITY
PROGRAM

WHEREAS, On any given night, more than 1,000 Berkeley residents do not have shelter (i.e. living outdoors in tents, on sidewalks, or in vehicles) according to the [Alameda County 2019 Point-In-Time Count](#). A growing number of residents are housing insecure and at risk of becoming homeless. A majority of unhoused Berkeley residents are people of color, seniors, and the disabled; and

WHEREAS, The City of Berkeley spent close to \$20 million on providing homeless services. About \$6.5 million came from its general fund, about \$9.5 million came from regional, state, and federal funds and \$3.9 million were one-time funds from the state's Homeless Emergency Aid Program; and

WHEREAS, The City of Oakland currently has a Adopt a Spot program, where it allows volunteers and/or community groups to adopt a park, creek, shoreline, storm drain, street, trail, median or other public space you'd like to clean, green, or beautify on an ongoing basis. Participants adopt a public space and make a commitment to regularly clean and maintain the spot for no less than one year. The program allows volunteers to organize Community Cleanups and beautification events, joining with your neighbors and community. Volunteers have adopted hundreds of sites around Oakland. The City of Oakland support for this program is through Tool loans, Debris pick-up, and Technical assistance; and

WHEREAS, In addition, the City of Oakland has an Adopt a Drain program, where hundreds of volunteers across Oakland have adopted storm drains to help their neighborhoods prepare for rainstorms. It doesn't take much to keep a storm drain clear. A little volunteer effort goes a long way in helping Public Works maintain over 12,000 storm drains to reduce flooding and prevent pollution of our waterways. When you sign up to Adopt a Drain, you become eligible to borrow City tools and supplies, and you will receive the City's rain alert notifications; and

WHEREAS, Thus, the City of Berkeley can learn from the City of Oakland and implement a similar program to help our unhoused community, i.e. adopting an encampment, street campers, RV / Vehicle community, and/or street intersections especially along University Avenue/ Shattuck Avenue / Adeline corridor/ San Pablo Avenue and others areas throughout the City; and

WHEREAS, Friends of Adeline, a diverse group of South Berkeley residents working in partnership with local businesses, nonprofits, and others to affect change has consistently supported the Here/There encampment when it was first formed. Friends of Adeline's member, Beloved, now deceased, Margy Wilkinson was able to get a port-a-potty and hand-washing station to be delivered at the encampment. Friends of Adeline supporting the Here/There encampment is a model of Adopting the Unhoused community, as well as the concepts of the City of Oakland's Adopt a Spot Program; and

WHEREAS, In order to get through the current crises we all face COVID-19, Shelter in Place (SIP), wildfires, smoke, etc), we need to allow, coordinate, enable and recognize volunteers from our neighborhoods and community groups to adopt our unhoused community. It truly does take a village; and

NOW THEREFORE BE IT RESOLVED that the City Council of Berkeley, hereby support the creation and support an Adopt an Unhoused community program, as well as provide support to neighborhood volunteers and community groups adopting an encampment, street campers, RV / Vehicle community, located along University Avenue/ Shattuck Avenue / Adeline corridor/ San Pablo Avenue and other areas throughout the City.

BE IT FURTHER RESOLVED, Short term referral to the City Manager and/or designee(s) to present to the City Council in 90 days: how to implement the program modeled after the City of Oakland Adopt a Spot Program, identify a community based organization to oversee the volunteers, know what is needed to adequately implement these efforts, including different organizational structure options.



05

Cheryl Davila
Councilmember
District 2

CONSENT CALENDAR
December 15, 2020

To: Honorable Mayor and Members of the City Council

From: Councilmember Cheryl Davila (Author)

Subject: Requesting the California State Legislature to introduce actions to value human life and to condemn racial injustice and police brutality.

RECOMMENDATION

1. Adopt a resolution requesting the California State Legislature to introduce legislation incorporating recommendations from the community to value human life and to condemn racial injustice and police brutality.
2. Send copies of this resolution to State Assemblymember Buffy Wicks, State Senator Nancy Skinner, and Governor Gavin Newsom.

BACKGROUND

With the deaths of Ahmaud Arbery, Breonna Taylor, and George Floyd, we at the same time are reeling from the devastating effects and challenges of COVID-19 that has disproportionately affected the black community at high rates.

We must now move from protests to substantive policy change. We must be able to respond to our children and their children's children when they ask what we did during these troubled times to impact the community and make a difference?

The Berkeley City Council has a past record of supporting legislation to value human life, and to condemn racial injustice and police brutality.

In December 2018, in the nearby City of Richmond, then Councilmembers Jovanka Beckles and Eduardo Martinez introduced similar legislation requesting the State Legislature to introduce legislation based on recommendations brought forward by the community. The legislation was approved by the Richmond City Council and sent to the State Legislature.

Police officers can occasionally make poor choices that result in implementing harsh enforcement policies, often in extremely stressful and dangerous situations.

The City Council envisions a future where violent encounters between police and civilians are extremely rare.

An alarming number of people are killed by police every year, the majority of those victims were unarmed or were killed for behaviors due to issues that have included mental health that should

not have resulted in death.

Black and Latino teenage males are more likely to be killed by police than white teenage males and unarmed Black and Latino men are more likely to be killed by police than unarmed white men.

Aggressive policing and lack of community representation on police forces, often negatively impact people of color, leading to the use of racial profiling and disproportionate number of deaths of people of color at the hands of the police.

Police departments cannot investigate themselves, and there is a long list of no conviction cases.

There are too many cases where charges are not filed by top officials despite physical evidence and eyewitness testimony, contradicting the police department's statement of events.

In honor of many who have lost their lives advocating for human rights, the City Council supports human rights.

This action is the first step meant to restore integrity in policing and promote accountability for the public.

The following legislative actions require the State Legislature to introduce and act upon in order to make much needed change to save lives:

1. Repeal The California Police Officer Bill of Rights
2. Approve ACA-5: Repeal of Prop 209 that would ensure that fair hiring practices in California are implemented, so that African Americans can have access to public jobs.
3. Establish protection against profiling, and offer alternatives to mental health crises so that they do not have a fatal end.
4. Create a Task Force to Study and Develop Reparations for African Americans.
5. A Review of each jurisdiction's use of force policy and review of its alignment with AB 392: Peace Officers Deadly Force.
6. Allocate yearly funding and resources to ensure that African Americans in the state have access to culturally-based and responsive mental health services.
7. Establish stronger civilian oversight boards that have disciplinary power, so that law enforcement officers are accountable to the communities in which they serve;
8. Reduce the historically high levels of the prison population, through the implementation of community-based policing, smarter sentencing, and better post-incarceration programs for those returning to society, as well as training law enforcement, to better identify mental illness and reducing over forced approach to all Americans;
9. Ensure that the investigation process includes an immediate toxicology exam on all parties involved, including the officers, and unedited civilian video recordings should be considered evidence;
10. Police unions should bear the cost of the paid administrative leave in the form of malpractice insurance;
11. Allocate funding to train police to better identify and confront these problems using de-escalation tactics, and keep track of results through frequent data collection and analysis;
12. All officers of the law receive training to reduce excessive force, and training to assist with interaction with the mentally ill;

13. Train law enforcement officials to appropriately identify and address mental issues and those with addiction, with the aim of guiding members of the said population to treatment programs instead of jail when applicable;
14. An officer should be placed on administrative leave without pay during the investigation process;
15. An officer that is under investigation would not be eligible for CalPERS Disability Insurance or similar benefits as its pre-funded by tax dollars;
16. Tax dollars should not cover the cost of an officer's legal defense when they fire upon an unarmed civilian, who is not in the act of committing a felony offense;
17. Police unions should cover the cost of legal defense, malpractice insurance (similar to a doctor);
18. Police officers who fire upon an unarmed civilian, who is not in the act of committing a felony offense should be reprimanded and prosecuted.

FISCAL IMPACTS OF RECOMMENDATION

None.

ENVIRONMENTAL SUSTAINABILITY

Protecting our communities during this climate and health crisis is an act of environmental sustainability.

CONTACT PERSON

Cheryl Davila
Councilmember District 2
510.981.7120
cdavila@cityofberkeley.info

ATTACHMENTS

1. Resolution

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

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF BERKELEY REQUESTING THE CALIFORNIA STATE LEGISLATURE TO INTRODUCE LEGISLATIVE ACTIONS TO VALUE HUMAN LIFE AND TO CONDEMN RACIAL INJUSTICE AND POLICE BRUTALITY

WHEREAS, For several weeks, African Americans have been processing the recent deaths of Ahmaud Arbery and Breonna Taylor while at the same time, reeling from the devastating effects and challenges of COVID-19 that has disproportionately affected the black community at high rates. Then came the horrific death of George Floyd, in full view of the world that stunned many, adding to the community's unrelenting trauma and grief and disgust; and

WHEREAS, We must now move from protests to substantive policy change. We must be able to respond to our children and their children's children when they ask what we did during these troubled times to impact the community and make a difference; and

WHEREAS, The Berkeley City Council has a past record of supporting legislation to value human life, and to condemn racial injustice and police brutality; and

WHEREAS, the City Council is in support of the State legislature introducing legislation to support and value human life, and to condemn racial injustice and police brutality; and

WHEREAS, tension between police and communities throughout the United States has increased over many years after a series of high profile cases of police brutality and racial profiling; and

WHEREAS, police officers can occasionally make poor choices that result in implementing harsh enforcement policies, often in extremely stressful and dangerous situations; and

WHEREAS, the City Council envisions a future where violent encounters between police and civilians are extremely rare; and

WHEREAS, an alarming number of people are killed by police every year, the majority of those victims were unarmed or were killed for behaviors due to issues that have included mental health that should not have resulted in death; and

WHEREAS, Black and Latino teenage males are more likely to be killed by police than white teenage males and unarmed Black and Latino men are more likely to be killed by police than unarmed white men; and

WHEREAS, aggressive policing and lack of community representation on police forces, often negatively impact people of color, leading to the use of racial profiling and disproportionate number of deaths of people of color at the hands of the police; and

WHEREAS, police departments cannot investigate themselves, and there is a long list of no conviction cases; and

WHEREAS, there are too many cases where charges are not filed by top officials despite physical evidence and eyewitness testimony, contradicting the police department's statement of events; and

WHEREAS, in honor of many who have lost their lives advocating for human rights, the City Council supports human rights; and

WHEREAS, this action is the first step meant to restore integrity in policing and promote accountability for the public; and

NOW, THEREFORE, BE IT RESOLVED that the City Council for the City of Berkeley requests the State Legislature to introduce and approve the following legislative actions:

1. Repeal The California Police Officer Bill of Rights
2. Approve ACA-5: Repeal of Prop 209 that would ensure that fair hiring practices in California are implemented, so that African Americans can have access to public jobs.
3. Establish protection against profiling, and offer alternatives to mental health crises so that they do not have a fatal end.
4. Create a Task Force to Study and Develop Reparations for African Americans.
5. A Review of each jurisdiction's use of force policy and review of its alignment with AB 392: Peace Officers Deadly Force.
6. Allocate yearly funding and resources to ensure that African Americans in the state have access to culturally-based and responsive mental health services.
7. Establish stronger civilian oversight boards that have disciplinary power, so that law enforcement officers are accountable to the communities in which they serve;
8. Reduce the historically high levels of the prison population, through the implementation of community-based policing, smarter sentencing, and better post-incarceration programs for those returning to society, as well as training law enforcement, to better identify mental illness and reducing over forced approach to all Americans;
9. Ensure that the investigation process includes an immediate toxicology exam on all parties involved, including the officers, and unedited civilian video recordings should be considered evidence;
10. Police unions should bear the cost of the paid administrative leave in the form of malpractice insurance;
11. Allocate funding to train police to better identify and confront these problems using de-escalation tactics, and keep track of results through frequent data collection and analysis;
12. All officers of the law receive training to reduce excessive force, and training to assist with interaction with the mentally ill;
13. Train law enforcement officials to appropriately identify and address mental issues and those with addiction, with the aim of guiding members of the said population to treatment programs instead of jail when applicable;
14. An officer should be placed on administrative leave without pay during the investigation process;
15. An officer that is under investigation would not be eligible for CalPERS Disability Insurance or similar benefits as its pre-funded by tax dollars;
16. Tax dollars should not cover the cost of an officer's legal defense when they fire upon an unarmed civilian, who is not in the act of committing a felony offense;
17. Police unions should cover the cost of legal defense, malpractice insurance (similar to a doctor);
18. Police officers who fire upon an unarmed civilian, who is not in the act of committing a felony offense should be reprimanded and prosecuted.

BE IT FURTHER RESOLVED that copies of this resolution is sent to State Assemblywoman Buffy Wicks, State Senator Nancy Skinner, and United States Congresswoman Barbara Lee.