



Commission on Disability
AGENDA
Regular Meeting

Commission on Disability
City of Berkeley Corporation Yard
1326 Allston Way
Willow Room
Berkeley, CA 94702

Wednesday
2/06/2019
6:30 PM

A. PRELIMINARY BUSINESS

- 1) Call to Order by Chair Leader
- 2) Roll Call by Secretary
- 3) Public Comment on Items Not on the Agenda. (Up to 3 minutes per speaker)
- 4) Approval of Draft Action Minutes January 9, 2018 Regular Meeting.
- 5) Approval and Order of Agenda

B. DISCUSSION/ACTION ITEMS

The public may speak at the beginning of any item. (Comments may be limited to 3 minutes per speaker)

Commission will take a 5 minute break around 8pm

1. Secretary issues and accessibility concerns.

(10 minutes / Leeder)

2. Elections of Chair and Vice Chair annual elections.

(20 minutes / Leeder)

3) Vote on annual work plan for 2019, brainstorm.

(20 minutes / Leeder)

4) CIL needs wording suggestions regarding the 25 cents deposable cups issue. (20 minutes / Leeder)

5) Service Animals Welcome Policy- Possible Council Item on next steps to promote (10 minutes / Weiss)

6) Awards session for advocates or self-advocates for the City of Berkeley (5 minutes / Leeder) What is going on with this idea, Christine resigned for now.

7) IKE Smart City Kiosks - Recommendations for disability access to kiosks. Motion to develop requirements for kiosks and forward to City Council. (10 minutes / Leeder)

8) Co-op community living center proposal: Leeder had meeting with Mayor Arreguin to discuss possible bond funding for building Co-op accessibility project(s). Any ideas on how to make my proposal shorter and simpler? Did everyone read my proposal? (10 minutes / Leeder)

7) Portable Sign Pilot Program and Other Sidewalk Obstacles- Update to this item discussed at last meeting. (5 minutes / CoD)

8) Franchise Structure for Shared E-Scooter Operators in Berkeley - Update and continued discussion of item.

This item was discussed last meeting. (5 minutes / CoD)

9. Peace and Justice Commission Subcommittee on the Convention on the Rights of Persons with Disabilities- Update on activity or projects of this subcommittee since last meeting. (5 minutes / Walsh & Weiss)

10. 2019 Local Hazard Mitigation Plan (LHMP) – Review and discuss comments on the draft LHMP.

11. Announcements

C. INFORMATION ITEMS AND SUBCOMMITTEE REPORTS

D. COMMUNICATIONS

1. FUTURE AGENDA ITEMS (from adopted work plan, referrals, etc.)

E. ADJOURNMENT: no later than 9:30pm

Agenda Posted: February 1, 2019


- * Indicates written material included in packet.
- ** Indicates material to be delivered at meeting.
- *** Indicates material previously mailed.

A complete agenda packet is available for public review on the web at:

www.cityofberkeley.info/Clerk/Commissions/Commissions__Commission_on_Disability_Homepage.aspx

Available also at the main library, and Public Works, Engineering Division, 1947 Center Street, 4th Floor.

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Please contact the secretary to the relevant board, commission or committee for further information.

Temporary Commission Secretary: Joe Enke, Supervising Civil Engineer, 1947 Center St., 4th Floor, Berkeley, CA, 94704, Telephone (510) 981-6411, Fax: (510) 981-7060
TDD: (510) 981-6347. Email: JEnke@cityofberkeley.info



Commission on Disability
DRAFT Minutes
Regular Meeting

Commission on Disability
City of Berkeley Corporation Yard
1326 Allston Way
Willow Room
Berkeley, CA 94702

Wednesday
1/09/2019
6:30 PM

A. PRELIMINARY BUSINESS

*In the absence of both Chair and Vice Chair, a motion was made to appoint Commissioner Ghenis as Chair for the limited duration of the immediate meeting (Walsh/Singer 4/0/2)

- 1) Call to Order by Chair Ghenis at 6:40 p.m.
- 2) Roll Call by Secretary: Present: Singer, Walsh, Weiss, Ghenis; Absent: Ramirez, LOA; Leeder
- 3) Public Comment on Items Not on the Agenda. None.
- 4) Approval of Draft Action Minutes as amended: of (a) September 5, 2018 Regular Meeting motion (Singer/Walsh) to pass the minutes (4/0/2) and (b) December 5, 2018 Regular Meeting motion (Weiss/Walsh) to pass the minutes (3/0/1/2).
- 5) Approval and Order of Agenda; Agenda was approved (Singer/Walsh 4/0/0).
- 6) 2019 Local Hazard Mitigation Plan update – Andrew Brozyna, Deputy Director of Public Works provided an update and overview of the plan.

B. DISCUSSION/ACTION ITEMS

The public may speak at the beginning of any item. (Comments may be limited to 3 minutes per speaker)

Commission will take a 5 minute break around 8pm

1. Secretary issues and accessibility concerns. Discussion about; the status of recruitment process of new Disability Services Specialist; Weiss requested hardcopies of the agenda packet and noted that Leeder and Walsh had made similar previous requests; Ghenis noted that there were not push buttons for restrooms at the corporation yard, but that they were accessible.

2. Service Animals Welcome Policy- Motion to move item to February meeting; (Weiss/Walsh 4/0/0).

3. Awards session for advocates or self-advocates for the City of Berkeley – No discussion/action.

4. IKE Smart City Kiosks – Discussion about process and content of conveying the Commission's concern about disability access to kiosks. Bullet points for content included: time lines, kiosks not currently ADA compliant and should start out fully ADA compliant, kiosks should employ audio/tactile features. Motion to have Singer to draft a Council item with Commissions' concerns regarding ADA compliance for the Commission's review at their next meeting. (Weiss/Singer 4/0/0).

5. Co-op community living center proposal: No discussion/action.

6. Portable Sign Pilot Program and Other Sidewalk

Obstacles- Discussion including changing title of the item to include pedestrian component and to tie to Vision Zero. Weiss has previous memo to use as a basis for drafting a Council item. Motion to have Weiss draft Council item with recommendations for Portable Sign Pilot Program and Other Sidewalk Obstacles for the Commission's review at their next meeting. (Weiss/Singer 4/0/2).

7. Franchise Structure for Shared E-Scooter Operators in Berkeley - Discussion of main issues of 1) scooters blocking access and sidewalks, and 2) No ADA alternative is being provided. Motion to draft a council item that should include recommendations for the Shared E-Scooter Operators and Alternative Transportation. (Walsh/Singer 4/0/2).

8. Peace and Justice Commission Subcommittee on the Convention on the Rights of Persons with Disabilities- Update provided; meeting today and CRPD selected 5/8/19 for date of second annual forum; requested staff provide an update on the Transition Plan prior to forum. Motion that the COD endorses and supports and co-sponsors the second annual forum on Access and Disability Rights to be held on 5/8/19 at the Ed Roberts Campus in coordination with the Peace and Justice Commission. (Weiss/Walsh 4/0/2).

9. Announcements – Walsh announced the Women's March on 1/19/19 at 10:30 a.m. and a Poster Party at 1st Congregational Church this Sunday at 11:30 a.m.

C. INFORMATION ITEMS AND SUBCOMMITTEE REPORTS

D. COMMUNICATIONS

1. FUTURE AGENDA ITEMS

Review and Discuss comments on the LHMP at next meeting.

E. ADJOURNMENT: 9:28 pm (Walsh/Singer 4/0/2)

Agenda Posted: January 4, 2019

- * Indicates written material included in packet.
- ** Indicates material to be delivered at meeting.
- *** Indicates material previously mailed.

A complete agenda packet is available for public review on the web at:

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ADA Disclaimer



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wearing scented products to this meeting.

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TDD: (510) 981-6347. Email: JEnke@cityofberkeley.info



Commission on Disability
Minutes
Regular Meeting

Commission on Disability
North Berkeley Senior Center
1901 Hearst Avenue
Workshop B
Berkeley, CA 94709

Wednesday
9/5/2018
6:30 PM

A. PRELIMINARY BUSINESS

*In the absence of both Chair and Vice Chair, a motion was made (Walsh/Singer) to appoint Commissioner Ghenis as Chair for the limited duration of the immediate meeting (4/0/0/2)

- 1) Call to Order by Commissioner Ghenis: at 6.35 p.m.
- 2) Roll Call by Secretary: Present: Singer, Walsh, Weiss, Ghenis; Absent: 0, LOA; Leeder, Schwartz.
- 3) Public Comment on Items Not on the Agenda: 0
Speakers
- 4) Approval of Draft Action Minutes: of (a) June 6, 2018 Regular Meeting, motion (Walsh/Weiss) to pass the minutes (4/0/0/2) and (b) July 25, 2018 Special Meeting, motion (Walsh/Singer) made to pass the minutes (4/0/0/2)
- 5) Approval and Order of Agenda: Item 2 was moved

- 6) ahead of Item 1 for convenience of guest speaker
- 7) Update by Administration/Staff: none

B. DISCUSSION/ACTION ITEMS

1. **Possible scheduling of a COD meeting in December 2018-** motion (Singer/Walsh) to hold an extra meeting December 5, 2018, preferably at either the North or South Berkeley Senior Center (4/0/0/2).
2. **Franchise Structure for Shared E-Scooter Operators in Berkeley-** Guest speaker from Transportation Department, Ryan Murray and his supervisor Beth Thomas spoke and disseminated a summary. Discussion was had. No action was taken.
3. **Zero Waste Commission Proposed Single Use Food ware and Litter reduction ordinance-** Discussion was had. Motion (Weiss/Walsh) to approve the draft letter with the edits as discussed, secretary to then provide to Zero Waste Commission secretary after a final version is provided to her (4/0/02).
4. **Elevator Ordinance-** Discussion was had, item will be moved to next meeting.
5. **2017 COD recommendations for the possible HTF RFP-** motion (Singer/Ghenis) to approve the recommendations with modification as agreed upon and submit to the Housing Trust Fund (4/0/0/2).
6. **Relocation Ordinance-** Item moved to next meeting.
7. **Developments at the Planning Commission concerning possible amendments to the Accessory Dwelling Unit Ordinance-** motion (Singer/Walsh) to have secretary ask agenda committee to explain the process

that occurred with our item and how to move past committee in the future (4/0/0/2).

8. **Council Item/Bikes on Sidewalks/Signage** – Discussion had, no action taken.
9. **MCPD Bike Share-** Walsh attended Oakland meeting. City of Oakland voted a \$0.25 charge per ride to go to para-transit, no action taken.
10. **Universal Design/ Visibility in Berkeley-** Discussion had, no action taken.
11. **ADA compliance at Alta Bates-** Discussion had regarding Alta Bates closure and its impact on the disability community not about ADA compliance, item moved to next meeting.
12. **Portable Sign Pilot Program and other Sidewalk Obstacles-** Discussion had, item moved to next meeting with request that Weiss' recommendations originally drafted for Transportation Commission be distributed to CoD members.
13. **Announcements:** Weiss; ADA Update conference is September 22-24th; Ghenis; Climate March on September 12th in San Francisco; Walsh; founded a church-based disability organization 'Access to All' and will be attending a church conference.

C. INFORMATION ITEMS AND SUBCOMMITTEE REPORTS

1. **Peace and Justice Commission Subcommittee on the Convention on the Rights of Persons with**

Disabilities- the Subcommittee is interested in doing annual forums. Tentative date of May 2019 for next event, will seek endorsement of CoD in December 2018.

D. COMMUNICATIONS

E. FUTURE AGENDA ITEMS (from adopted work plan, referrals, etc.)

- 1. Drop-in/crisis center for people with intellectual and/or developmental disabilities-** determine need, and if substantial enough, determine interest of local stakeholder organizations in meeting the need
- 2. Priority parking for seniors, people with disabilities, and caregivers for streets, driveways and garages of buildings with more than 4 units (permits)-**this item to be moved onto the agenda proper and merged with the forthcoming Council referral of an Item on disability and parking.

F. ADJOURNMENT: 9:22 pm

Agenda Posted: August 29, 2018

A complete agenda Packet is available for public review on The web at:

www.cityofberkeley.info/.../Commissions/Commissions__Commission_on_Disability_Homepage.aspx

at the main library, and at the Public Works, Engineering Division front desk, 1947 Center Street, 4th Floor.

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Commission on Disability
Minutes
Regular Meeting

Commission on Disability
North Berkeley Senior Center
1901 Hearst Avenue
Workshop B
Berkeley, CA 94709

Wednesday
12/5/2018
6:30 PM

A. PRELIMINARY BUSINESS

- 1) Call to Order by Commissioner Leeder: at 6.36 p.m.
- 2) Roll Call by Secretary: Present: Weiss, Leeder, Walsh, Schwartz, Ghenis, Ramirez; Absent: Singer.
- 3) Public Comment on Items Not on the Agenda: none
- 4) Approval of Draft Action Minutes of September 5, 2018 and November 7, 2018 Regular Meetings; November minutes adopted (Leeder/Schwartz 6/0/1), September Minutes tabled for discussion at January 9, 2019 meeting (Leeder/Schwartz 6/0/1).
- 5) Approval and Order of Agenda: Action Item 4 was moved up to preliminary business ahead of Measure T1 Update due to presenter time constraints and Agenda was approved (Leeder/Schwartz 6/0/1).
- 6) Measure T1 Update by Staff: Public Works Supervising Civil Engineer, Mr. Elmar Kapfer,

provided a status update of (Phase 1) T-1 projects. CoD asked how accessibility requirements were incorporated for T-1 projects & who is confirming ADA standards & compliance with California Building Code. Elmar ensured CoD that all applicable T-1 projects would go through the City's building permit process which ensures compliance with design standards and that the architectural firms designing all T-1 buildings are responsible for ensuring compliance with ADA. Also, information was shared about T-1 projects being ranked due to concerns that available funding might not be adequate for all currently planned projects. A hard copy of the presentation/update was provided to CoD members.

- 7) Schedule 2019 CoD meetings – Motion to adopt schedule for 10 meetings in 2019 (schedule attached) on January 9, February 6, March 6, April 3, May 1, June 5, July 10, September 4, October 2, November 6. Due to renovations at North Berkeley Senior Center, 2019 CoD meetings to be held at the Willow Room, 1326 Allston Way.

B. DISCUSSION/ACTION ITEMS

1. **Secretary issues and accessibility concerns** – Discussion about the need to get draft agenda and minutes to CM Leader at least 14 days prior to meeting to

allow adequate time for review/edits prior to mailing hard copies to all CoD members 7 days prior to meeting.

2. **Service Animals Welcome Policy-** Discussion about the need for businesses to have a better understanding of the council adopted service animals welcome policy. Motion to develop a Council item to provide Service Animal Welcome Training including links on the City website for and calendar of events for information. (Walsh/Schwartz 5/0/2).
3. **Award sessions for advocates or self-advocates for the City of Berkeley** – CIL annual award ceremony was discussed as possible venue. Motion to work on this at upcoming town hall meeting (Schwartz/Ramirez 5/0/2).
4. **Ike Smart City Kiosks** – Mr. Steve Jaffe (Ike Smart City Western region operations manager) presented information on kiosk ADA features and provided a handout of key features. CM Leeder inquired about any audio features and Mr. Jaffe said that IKE was experiencing challenges implementing audio features. CM Walsh requested Mr. Jaffe further research audio features and report back to the CoD. Lighthouse Center for the blind and Ed Roberts Campus may be good resources for IKE designers to tap for discussion of audio options. Discussion about people with disabilities actually using the IKE kiosks with response from Mr. Jaffe that the kiosks are currently deployed in San Antonio, Texas and are being used successfully by persons with disabilities. CM Ghenis appreciated that IKE was attempting to solve the audio challenges, but expressed concerns about possible rollout of kiosks without audio and suggestion

was made to at least install a speaker for possible future upgrade to audio. Discussed timeline of kiosk installation with installation of first 15 kiosks (31 total planned/approved by City Council) likely to occur in March/April 2019. Motion to recommend council require that IKE kiosks be fully ADA compliant including blind & deaf by employing audio/tactile features (Walsh/Schwartz 5/0/2).

5. **Co-op community living center proposal** – Handout provided by CM Leeder and request made for assistance simplifying the handout.
6. **Portable Sign Pilot Program and other Sidewalk Obstacles-** Discussion around how to get more community input on this item. Further discussion to occur at January 9, 2019 meeting.
7. **Franchise Structure for Share E-Scooter Operators in Berkeley-** CM Walsh provided update, no action taken.
8. **Peace and Justice Commission Subcommittee on the Convention on the Rights of Persons with Disabilities** – CM Walsh provided an update. Discussed co-sponsor of May 2019 annual forum. CM Walsh to send information on annual forum to CoD secretary for disbursement to all members.
9. **Announcements:** Leeder provided info on 12/7/18 party for Kriss Worthington. Walsh provided information on women's march scheduled for January 19, 2019. Schwartz encouraged attendance at 12/11/18 Council meeting to engage on Alta Bates and ADA transition plan items.

C. INFORMATION ITEMS AND SUBCOMMITTEE REPORTS

D. COMMUNICATIONS

E. FUTURE AGENDA ITEMS (from adopted work plan, referrals, etc.)

F. ADJOURNMENT: 9:20 pm (Ghenis/Weiss 7/0/0)

Agenda Posted: November 30, 2018

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Commission Secretary: Don Irby, Supervising Engineering, 1947 Center St., 4th Floor, Berkeley, CA, 94704, Telephone (510) 981-6439, Fax: (510) 981-7060 TDD: (510) 981-6347 email: DIrby@cityofberkeley.info

Lopes, Bernadette

From: Shira Leeder <shira@leeder.com>
Sent: Thursday, January 31, 2019 2:17 PM
To: Lopes, Bernadette; Enke, Joe
Subject: Fw: proposed \$.25 charge for disposable cups for people with disabilities

Please print this out for the February 6th commission on disability meeting for the agenda packet.

Best,
Shira

----- Forwarded Message -----

From: Thomas Gregory <tgregory@thecil.org>
To: Shira Leeder <shira@leeder.com>
Cc: Helen Walsh <diversedisabilitymedia@comcast.net>; Stuart James <sjames@thecil.org>
Sent: Wednesday, January 30, 2019 7:54 AM
Subject: Re: proposed \$.25 charge for disposable cups for people with disabilities

Shira, I hope the commission provides Sophie (and any other council members) with whatever input it has (whether or not that input is consistent with TheCIL's position).

Stuart and I only have a limited amount of time with Sophie and we have various topics to cover aside from cups, and so we'd rather not share that time with you and Helen (i.e., we won't be asking Sophie if you two can join this particular meeting). But I presume Sophie will be quite willing to schedule a separate meeting with you and your fellow commissioners.

If you would like to provide TheCIL with input via email, that offer still stands. To the extent our respective positions are the same, we'd mention to Sophie that the commission feels the same way that we do.

Best,
Thomas

Thomas Gregory
Deputy Director

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On Tue, Jan 29, 2019 at 11:37 PM Shira Leeder <shira@leeder.com> wrote:

Thomas,

Thanks for this, Helen and I can bring this important topic to our commission and write up recommendations for my council member Sophie Hahn and perhaps both Helen and I can attend the meeting with Sophie when it happened.

Best,
Shira

From: Thomas Gregory <tgregory@thecil.org>

To: Shira Leeder <shira@leeder.com>

Cc: Helen Walsh <diversedisabilitymedia@comcast.net>; Stuart James <sjames@thecil.org>

Sent: Tuesday, January 29, 2019 7:38 AM

Subject: Re: proposed \$.25 charge for disposable cups for people with disabilities

This email thread here is the extent of the correspondence between us and Sophie on this topic.

Toward the beginning of the thread, in Sophie's first message to me, she mentions all the opportunities your commission has had to provide input re disposable cups (see her penultimate paragraph). I have my doubts she is accurate about this.

Stuart and I don't have time to meet with you/the commission. I was thinking you could tell us via email if TheCIL and the commission agree on stuff. Then, when we meet with Sophie and say stuff, we can add, "and the commission agrees with us on that." This would add more weight to our advocacy.

Best,
Thomas

Thomas Gregory
Deputy Director

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On Mon, Jan 28, 2019 at 3:35 PM Shira Leeder <shira@leeder.com> wrote:

Dear Thomas,

Please send me any correspondence regarding this issue my way Asap so I can put it on the commission agenda item. Yes I am currently the chair of the commission on disability. If you or Stuart would like to meet with me regarding this issue, please don't hesitate to meet with me.

Thanks,
Shira

Thanks

Sent from my iPhone

On Jan 28, 2019, at 3:18 PM, Thomas Gregory <tgregory@thecil.org> wrote:

Hi Shira,

You're the current chair of the Berk Commission on Disability, right? (If I'm wrong, please correct me.)

Please see below for TheCIL's thoughts about disposable cups.

My executive director and I will be meeting with Sophie Hahn in mid-Feb re this issue. If you would like to inform our position by providing TheCIL with any input on behalf of your commission, please do.

Best,
Thomas

Thomas Gregory
Deputy Director

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----- Forwarded message -----

From: **Thomas Gregory** <tgregory@thecil.org>

Date: Wed, Jan 23, 2019 at 12:25 PM

Subject: Re: proposed \$.25 charge for disposable cups for people with disabilities

To: Hahn, Sophie <SHahn@cityofberkeley.info>

Cc: Stuart James <sjames@thecil.org>, Martin Bourque <martin@ecologycenter.org>,

Arreguin, Jesse L. <JArreguin@cityofberkeley.info>, Wengraf, Susan
<SWengraf@cityofberkeley.info>, Harrison, Kate <KHarrison@cityofberkeley.info>, Stuart
S. James <sjames@cilberkeley.org>

Hi Sophie,

(I'm responding on Stuart's behalf as he's swamped with preparations for TheCIL's annual fundraising event that's scheduled for tonight...also, btw, thank you for purchasing a ticket to the event, and we look forward to seeing you this evening.)

Thank you very much for your willingness to address our concerns. We also appreciate the assurance that there is ample time to iron out wrinkles before the ordinance takes effect next year.

Although I never used the term "severely disabled," I did use the term "significant disabilities" and so I appreciate your incorporating that language into your proposed (perhaps by now enacted?) edit to the ordinance:

"All customers demonstrating, at the point of sale, a payment card or voucher issued by the California Special Supplemental Food Program for Women, Infants, and Children (WIC) pursuant to Article 2 (commencing with Section 123275) of Chapter 1 of Part 2 of Division 106 of the California Health and Safety Code and as amended, or an electronic benefit transfer card (EBT) issued pursuant to Section 10072 of the California Welfare and Institutions Code, and individuals with significant disabilities, shall be exempt from the Disposable Cup charge."

Your edit does go toward the heart of our concerns, but we think the language could be improved further. Grammatically speaking, the "customers demonstrating" language applies to the WIC exemption and the EBT exemption and not the significant-disability exemption; however, we still worry about a significantly disabled exemption-seeker being made to feel as though she is required to demonstrate or prove that her disability is significant (or, for that matter, demonstrate or prove anything). As Martin mentioned in his email, we would prefer language along the lines of "The charge for a disposable cup shall be waived when a disposable cup is needed for disability related needs."

After we wrap up our annual fundraiser, we'll be in a position to give you more thoughtful, comprehensive, and/or detailed feedback regarding this disposable-cups issue.

Best,
Thomas

Thomas Gregory
Deputy Director

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www.thecil.org (website)

On Tue, Jan 22, 2019 at 5:37 PM Hahn, Sophie <SHahn@cityofberkeley.info> wrote:

Dear Stuart,

I'm sorry that you were not aware of the cup charge in the ordinance. The cup charge has been a part of the ordinance since the beginning, and the item as a whole has been in the legislative process since April of last year.

We did take into account the concerns that CIL brought up through the Zero Waste Commission's public process, through the letter that Thomas sent to the Commission. Because it was sent in response to this ordinance, not the straw referral, we assumed you were aware of the whole ordinance. Perhaps there was a misunderstanding about what the Zero Waste Commission was considering at the time.

But regardless, *we would like to find a way to handle this concern*, now that it has been raised. I just don't think we landed on the best way to address your concerns tonight. As I said, there is a full year before this provision might go into effect. We can amend if we come up with a good way to address the concern. There is no lack of desire to work this out.

I am more than happy to try to find a solution, but we don't have it in hand yet in a form that I have confidence in. We have time - a year - to address this element.

I hope your event is a great success, and please know that there is no lack of desire to work on this, and get it right. Let's do it!

Sophie

From: Stuart James [mailto:sjames@thecil.org]

Sent: Tuesday, January 22, 2019 3:20 PM

To: Hahn, Sophie <SHahn@cityofberkeley.info>

Cc: Martin Bourque <martin@ecologycenter.org>; Thomas Gregory <tgregory@thecil.org>; Arreguin, Jesse L. <JARreguin@cityofberkeley.info>; Wengraf, Susan <SWengraf@cityofberkeley.info>; Harrison, Kate <KHarrison@cityofberkeley.info>; Stuart S. James <sjames@cilberkeley.org>

Subject: Re: proposed \$.25 charge for disposable cups for people with disabilities

Sophie,

You're statements below are misleading. You only received input from us on the straw issue because that's the only issue we were made aware of at the time.

This issue needs significantly more consideration and thought, and at present Thomas and I are responding to these emails and calls while working on our annual award event which is tomorrow evening. I think it's highly inappropriate to be engaging us on this issue for the first time, the very same day you are planning to vote, and we are only engaged in it because we happened upon an article about it.

Stuart S. James
Executive Director
sjames@thecil.org

<image001.png>

"Aspire to Inspire"

On Jan 22, 2019, at 3:09 PM, Hahn, Sophie <SHahn@cityofberkeley.info> wrote:

Dear Martin,

Thanks so much for speaking with them and for this response. If there is a way to get this exception in that works for both the disability community and restaurants I will put it in today. I am committed to a workable way forward today or soon thereafter.

Before delving into the substance of this, let me also be clear that the cup charge isn't effective until January 2020. That means we have a year to add some language that is "perfect." This is a first in its kind ordinance - in the US. No matter how much we try to get everything perfect today, before it gets passed, it's not unlikely that small changes will need to be made in the future. That's the nature of being first. So, if we can't figure out perfect language this afternoon, please know that we have lots of time to add new language after it's passed and before the requirements is "live."

I put in the term "severely disabled" because I assumed that it was a known term, that there was some objective way to verify, so to speak. You used the term twice in your letter; I just lifted it. After Stuart wrote with concerns about the term, I realized it would not be sufficient.

The new version that is offered is in the spirit of what we are trying to achieve, but I am concerned about it for two reasons. First, it affirmatively requires someone to state that they are disabled, which feels intrusive and may be a violation of free speech. Do we really want people to be compelled to reveal a disability? Second, from the restaurant's perspective, it's pretty difficult to manage. You have 19 year old baristas who would have to make a judgement as to whether someone was disabled or not. If they say "no," and someone actually has a disability, then the restaurant could be subject to a lawsuit. And rightly so! But we don't want to set things up that way. And, if we let people waive the fee for no reason at all, we create an exception the legislation big enough to drive a Mac Truck through.

So, what to do TODAY?

I have two suggestions.

First, if there is some kind of PROGRAM that people with disabilities are often enrolled in - a state, county or federal program for which they may carry some kind of card or ID - then I would like to write the exemption to cover people who can present that card. It may not cover everyone with a disability, but it should cover some.

Second, we can let this element go for now and look for another way to amend during the coming year, before the requirement goes into effect. We received a lot of input from the disability community and we have a letter from the CIL, which only raised the straw issue, which we addressed. The question of the cup charge only came up today, and I think we should make sure we consider carefully.

Let me know your thoughts. Sophie

Sophie Hahn

Berkeley City Council, District 5
2180 Milvia Street, Berkeley, CA 94704
510-981-7150
shahn@cityofberkeley.info

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From: Martin Bourque [martin@ecologycenter.org]
Sent: Tuesday, January 22, 2019 2:38 PM
To: Hahn, Sophie
Cc: Thomas Gregory; Arreguin, Jesse L.; Wengraf, Susan; Harrison, Kate; Stuart S. James; Stuart S. James
Subject: Re: proposed \$.25 charge for disposable cups for people with disabilities

—
Martin Bourque, MA
Executive Director, Ecology Center
(510) 548-2220x234 | ecologycenter.org
2530 San Pablo Ave., Suite H | Berkeley, CA 94702



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On Jan 22, 2019, at 2:36 PM, Martin Bourque
<martin@ecologycenter.org> wrote:

Hi Sophie,
I just spoke with Thomas Gregory and expressed our appreciation for his additional feedback on the ordinance. He informed me that the primary concern of CIL is that there be a waiver on the charge when a disposable cup is needed due to a disability related need. They would like this language as open as possible. I agreed that a waiver of this kind is appropriate. He suggested language roughly to the effect of:

The charge for a disposable cup shall be waived when a disposable cup is needed for disability related needs.

He is very busy this afternoon but hopefully the two of you can connect regarding this proposed language.

Thanks,

Martin Bourque, MA

Executive Director, Ecology Center

(510) 548-2220x234 | ecologycenter.org

2530 San Pablo Ave., Suite H | Berkeley, CA 94702



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On Jan 22, 2019, at 1:53 PM, Hahn, Sophie
<SHahn@cityofberkeley.info> wrote:

Dear Mr. Gregory,

First, please note that the reason I have not included all Council on my replies is because it violates the Brown Act for me to confer with more than 3 colleagues on any item. Thank you for keeping our exchange limited to the three other Councilmembers/Mayor included above. You of course may separately speak with all Councilmembers at any time, so long as you don't share what I have said, beyond the folks on this email; I am the one who is restricted, not you! Hope that clarifies.

I would like to focus on solutions. Straws were the only concern raised to date, and I believe the straw issue has been addressed by the ordinance. I have included the language about straws below. If you still have concerns about straws in the context of this ordinance, please let me know.

We do not affirmatively require every food vendor in Berkeley to offer plastic-type straws, as that would go far beyond this legislation, which is about getting people who *already* offer straws to switch to compostable (which can include plastic-type straws, they do not have to be paper or metal). If you would like to try to create "reasonable accommodations" legislation for food service all around I would love to explore, but that would be a new and bigger undertaking. I know that ADA doesn't do enough all around - truly, if you have some ideas on that let's discuss.

In addition to addressing straws, I just added in a quick exemption for "severely disabled," based on your use of that term. The revised ordinance was due moments after I saw your letter so I relied on it. There is ample time to massage the wording this afternoon. I assumed it was a term that is typically used, but it seems that Stuart objects to the term because of the issues of hidden disabilities, and if it's not a term in regular use, then we shouldn't use it.

My question is: what could we use that would be an objective way for people to identify as someone with a disability and still not have the charge? If there is a better term then what would that be? I don't want people to have to share information about their personal situation to get the charge waived; we need something comfortable and workable for both the individual and the establishment.

I do want to note that right now people with disabilities are being charged for a throw away cup, like everyone else. They are treated the same, because the charge is embedded in the price of the beverage. So this would not be a change. They just wouldn't be eligible for the "discount" for bringing in a personal cup in the case where they could not manage that process.

Thanks for giving me your ideas - we would love to incorporate a change if we can.

Below are the current sections.

Sophie

Exemption from cup charge
Section 11.64.050 (D) 2

All customers demonstrating, at the point of sale, a payment card or voucher issued by the California Special Supplemental Food Program for Women, Infants, and Children (WIC) pursuant to Article 2 (commencing with Section 123275) of Chapter 1 of Part 2 of Division 106 of the California Health and Safety Code and as amended, or an electronic benefit transfer card (EBT) issued pursuant to Section 10072 of the California Welfare and Institutions Code, **and individuals with significant disabilities**, shall be exempt from the Disposable Cup charge.

Straws:

11.64.030 (A) Prepared Food Vendors that customarily offer straws are encouraged to maintain a small supply of plastic-type straws which meet the Disposable Foodware Standards set forth in Section 11.64.070, which may be provided to customers upon specific request for a "plastic" straw.

Sophie Hahn

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From: Thomas Gregory [tgregory@thecil.org]
Sent: Tuesday, January 22, 2019 12:11 PM
To: Hahn, Sophie
Cc: Berkeley Mayor's Office; Harrison, Kate; Wengraf, Susan; theindependent@thecil.org; Kesarwani, Rashi; Davila, Cheryl; Bartlett, Ben; Robinson, Rigel; Droste, Lori; All Council
Subject: Re: proposed \$.25 charge for disposable cups for people with disabilities

Thank you for the prompt response, Sophie.

I agree that the way the charge is structured means prices won't necessarily go up for disposable-cup-desiring customers; however, the incentive for business to raise prices on beverages served in disposable cups likely will be hard for businesses to resist.

I'm glad to hear that folks who use WIC or EBT will be exempt, and I'm even more glad that you will be "adding a specific exemption from the charge for people with 'significant disabilities.'"

Please note that the Ecology Center has never reached out to TheCIL in the last ten months. I reached out to the Ecology Center once within the last year (at the behest of Helen Walsh, a member of the Berkeley Disability Commission), but that was about disposable straws, not disposable cups. I have no recollection of your office ever reaching out to TheCIL about any subject in the last ten months (not even once, let alone "numerous" times) and, if your office did so, the issue of cups was never mentioned. I only learned about the issue this morning when I saw the Sac Bee article linked below.

Best,
Thomas

Thomas Gregory
Deputy Director

Center for Independent Living
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(510) 280-9381 (fax)

tgregory@thecil.org (email)

www.thecil.org (website)

On Tue, Jan 22, 2019 at 11:42 AM Hahn, Sophie
<SHahn@cityofberkeley.info> wrote:

Thank you for your concerns, which we have anticipated and are addressed in the legislation.

There is confusion about the cup charge. It is not a tax added onto the price of the item. It simply has to be shown, and total price of the item can remain the same or may increase or change.

For example, let's say a cup of coffee costs \$3 at an establishment today. They can either charge \$2.75 for coffee and 25 cents for the cup, for a total amount of \$3 for the beverage (same as current), or they can charge \$3.00 for the coffee and 25 cents for the cup, for a total amount of \$3.25 for the beverage, or anything in between. It's at their discretion. Of course, the 25 cents can't be charged if someone brings their own cup. But total cost of the beverage can remain the same, or go up (or I suppose down, but that is unlikely!), at the food vendor's discretion.

Also, the ordinance stipulates that the 25 cent charge must be waived for anyone with a WIC or EBT card. Same as the Alameda County bag ordinance. Low income people will not be charged for the cup. Note that in the scenario above, where a food vendor keeps the price the same and offers a discount for BYO (Bring your own), the cost of the beverage may go down.

Specific to each of your questions:

- (a) Disposable cups are allowed, of course.
- (b) Second, low income individuals are exempt from the cup charge if they show a WIC or EBT Card (Section 11.64.050 (D) 2).
- (c) Reusable cups now come in collapsable formats, including cups for hot beverages. Lots of new technology. However, I am adding a specific exemption from the charge for people with "significant disabilities" per the language in your letter.

Ecology Center and our office have reached out numerous times to CIL and members of the Disability Commission for over 10 months. It is unfortunate that the cup concern was never raised. However, I have made the change in the supplemental version I am submitting

simultaneous with this note; I believe the concerns you have raised are fully addressed.

I remain very happy to speak with you today, as always.

Sophie

Sophie Hahn

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2180 Milvia Street, Berkeley, CA 94704
510-981-7150
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From: Thomas Gregory [tgregory@thecil.org]
Sent: Tuesday, January 22, 2019 9:39 AM
To: Berkeley Mayor's Office; Kesarwani, Rashi; Davila, Cheryl; Bartlett, Ben; Harrison, Kate; Hahn, Sophie; Wengraf, Susan; Robinson, Rigel; Droste, Lori; All Council
Cc: theindependent@thecil.org
Subject: proposed \$.25 charge for disposable cups for people with disabilities

Hi Berkeley City Council,

The Center for Independent Living (TheCIL), founded in 1972, is the Title-VII-of-the-Rehab Act disability services and advocacy agency whose federally designated catchment is northern Alameda County. Our Berkeley site is located at the Ed Roberts Campus in south Berkeley, and we serve hundreds of Berkeleyites annually.

Our understanding is that you will be voting tomorrow on an ordinance that would require restaurateurs and other beverage vendors to charge patrons \$.25 for disposable cups. <https://www.sacbee.com/news/state/california/article224885555.html>

Please be aware that (a) disposable cups are significant factors in the quality of life of many people with disabilities, (b) people with disabilities are, statistically speaking, among the lowest-income segments of the population and are often struggling to get by and a \$.25 fee for cups will have a real and negative impact on their quality of life,

and (c) carrying around (and independently accessing) one's own non-disposable cup can be very burdensome (or even impossible) for many with significant disabilities.

Will the ordinance, if passed, have a built-in (and easily invoked) exception for the purpose of providing reasonable accommodations for people with significant disabilities? If not, we urge you to refrain from passing the ordinance.

If you would like, advocates from TheCIL would be happy to meet with you and/or your staff (in a time/place/manner preferable to you) to discuss the potential negative impacts such an ordinance would likely have on some folks with disabilities.

Best,
Thomas

Thomas Gregory
Deputy Director

Center for Independent Living
2490 Mariner Square Loop, Suite 210
Alameda, CA 94501

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(510) 280-9381 (fax)

tgregory@thecil.org (email)
www.thecil.org (website)

My Non-Profit Organization Write Up
Temporary Name: Community Cooperative Center

One Personal Story

I have cerebral palsy since I was one day old. The word "cerebral" refers to the brain's cerebrum, which is the part of the brain that regulates motor function. "Palsy" describes the paralysis of voluntary movement in certain parts of the body.", according to a website: <https://www.cerebralpalsyguide.com/cerebral-palsy/>. Cerebral palsy is not considered a disease; it is a nervous system disorder.

While I was growing up as a child with cerebral palsy, I received the best quality of care, services, and therapies, given credit to my parents who were and still are the best advocate on my behalf in which I am very appreciated and lucky to have. Without these services and therapies, I won't be able to be very independent and be who I am today. Unfortunately, these crucial support systems are only in place until you reach the age of 22, adulthood in the disability services world and then you are on your own with limited resources and services for adults with disabilities like myself. Disability touches everybody and can happen anytime at a blink of an eye. Nobody is immune from that. No matter your race, your gender, your sexuality, disability is universal. It affects everyone in their lives, I feel like that everyone has a disability no matter in terms of having strengths, weaknesses, a chronic illness, and permanent disabilities.

I am pretty intelligent and got myself two degrees thus far; an associate degree in liberal arts from De Anza College in 2003 and a Bachelor of Arts degree in American Studies with an emphasis in disability studies from the University of California, Berkeley in 2008. It was not until I transferred to UC Berkeley where I got the opportunity to live independently with the help of hiring personal attendants by myself without the help and support of family being there on a daily basis and learned my true identity coming to terms of how to live as a person with a disability while simultaneously learning the history of the disability rights movement. After I graduated from college, my world and life became uncertain due to the economic recession at the time and the limited

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resources that I am struggling today with basic life obstacles and services for people with disabilities and their prospective inclusion – minority communities. These resources includes the following: seeking any type of employment, finding reliable quality attendants that helps on a daily basic, an exercise / nutrition / health wellness center, a travel services app / program, a living cooperative housing and training place that teaches you how to live independently and lastly a living space with an accessible gym, a media, film / art / TV / radio, art gallery, an universal design accessible restaurant & bakery, an advocacy / disability – other issues awareness / support program, a social community living place to meet others, do activities, eat together, and help each other if it is needed in an emergency like we would help our neighbors in an exchange – trade type of system as Americans did in the early 1800's when America was first formed as a country. An exchange – trade type of system will be used in combination type of approach will be used a for-profit / non-profit organization, perhaps a B corporation sort of thing of my own in the near future.

After nine years of trying to find some of long-term employment with the Department of Rehabilitation, volunteering for numerous non-profits, sitting on several boards and one of the commissions for the City of Berkeley with little success with finding what I wanted to do in my life with making a difference while both of filling the gaps of the necessary services needed for my disability and minority communities and making my own dream job of being both an executive director and founder of my own non and for-profit organization. I realized that these current non-profit, government programs and services such as the Department of Rehabilitation was a waste of time for others and I when trying to find adequate employment for those who have severe and physical disabilities.

Government Bullshit Rant

"The Department of Rehabilitation provides Vocational Rehabilitation Services to Californians with disabilities who want to work. Our services include employment counseling training and education, mobility and transportation aids, job search and placement assistance: <http://www.dor.ca.gov/Public/FAQ.html>."

Speaking of seeking employment, people with disabilities has more of a challenge finding jobs accordingly to the recent "September 2017 Disability Employment Statistics report from ages 16 years and over: Labor Force Participation – People with
C:\Users\BEL2\AppData\Local\Microsoft\Windows\Temporary Internet Files\Content.Outlook\T0TI57P8\Handicap Housing Coop draft.doc

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disabilities: 21.2% vs. People without disabilities: 68.7%. The Unemployment Rate for People with disabilities is 7.5% vs. People without disabilities: 3.9%, <https://www.dol.gov/odep/>." In the United States, there are about "56.7 million people — 19 percent of the population — had a disability in 2010, according to a broad definition of disability, with more than half of them reporting the disability was severe, according to a comprehensive report on this population released today by the U.S. Census Bureau: Jul 25, 2012, <https://www.census.gov/newsroom/releases/archives/miscellaneous/cb12-134.html>."

Most and all of people with disabilities either can't find work or can't physically work at all like myself who has to rely on your family for the resources and support, on being on government disability low income such as Social Security Disability Insurance (SSDI) and Supplemental Security Income (SSI), and other local, state, and federal funds and resources. Over the past 10 years, I feel like in my opinion, that our disability and minority rights and public government resources and services are being eroded and going backward in terms of progressing forward on improving disability rights and services. I feel like the public government services and funds is no longer a viable option to rely on including getting government funding for non-profits. According to the federal budget, the future of disability benefits and services are at a breaking point and getting really scary to being scarce on keeping any services and rights we have:

"President Trump's budget breaks that promise by proposing cuts of \$72 billion over the next decade, largely by targeting Social Security Disability Insurance (SSDI) and Supplemental Security Income (SSI). Notably, under the guise of encouraging work, Trump's budget would make it harder for workers with disabilities to access the benefits they need by adding more red tape to an already difficult eligibility determination process. Trump also proposes reducing SSI benefits for families that include multiple people with disabilities, thereby threatening to push people with disabilities and their families deeper into poverty and economic uncertainty. This new family penalty could affect more than 1 million households receiving SSI, including roughly 331,000 multi-recipient households with at least one child receiving SSI.* Indeed, households with multiple children with disabilities are significantly more likely to live in poverty and experience material hardship—such food insecurity, housing precocity, and lack of access to health care. Rural areas would be particularly hard hit by Trump's proposed cuts because they have higher rates of disability. <https://www.americanprogress.org/issues/economy/news/2017/05/23/432851/trump-budgets-attack-people-disabilities/>."

Other federal government benefits and services are considered to have budget cuts on the backs of people with disabilities such as affordable housing, Medicaid health care would be distracous to our independent living in a community based setting and will be forced institutions and nursing homes.

The evidence is below regarding drastic budget cuts affecting people with disabilities livelihood: "President Trump's drastic budget cuts to housing programs would be particularly harmful for people with disabilities, who are especially likely to struggle with finding affordable housing. In addition to other proposed cuts to affordable housing programs, Trump's budget also targets the U.S. Department of Housing and Urban Development's Section 811 program—which boosts the supply of affordable, accessible housing for people with disabilities—with a staggering 20 percent cut from the funding provided in fiscal year 2016. This could eliminate 6,855 units of affordable housing and mean institutionalization for people with disabilities who are currently able to live independently.

President Trump's budget would cut more than \$1.4 trillion from federal Medicaid funding over 10 years. These cuts include the \$839 billion in Medicaid cuts over 10 years contained in the American Health Care Act (AHCA), which the House of Representatives recently passed, along with an additional \$610 billion in cuts. In 2027, Medicaid funding would be cut roughly in half at a time when it is projected to cover 87 million people. Slashing Medicaid would force states to eliminate people's health insurance coverage or reduce vital services, either of which would be disastrous for people with disabilities. As a result of these harsh cuts, tens of millions of people would lose coverage. The AHCA alone would eliminate Medicaid coverage for 14 million Americans by 2025. The AHCA's Medicaid cuts could take coverage from 720,000 nonelderly people with disabilities, according to estimates from the Center for American Progress based on the last available Congressional Budget Office score of the AHCA. These estimates are available by state and congressional district. If access to home- and community-based services are slashed, people with disabilities could be driven from their homes and forced into institutions, tearing families and communities apart. The more than 15 million people with disabilities, including children and seniors, who rely on Medicaid are at risk under Trump's plan—and some communities are particularly threatened. More than 43 percent of people with disabilities who have health coverage through Medicaid are people of color, thus cutting Medicaid would disproportionately harm this community. Medicaid is especially important for people with disabilities in 11 states—California, Connecticut, Kentucky, Maine, Massachusetts, Michigan, New Mexico, New York, Rhode Island, Vermont, and West Virginia—and the District of Columbia. In these places, Medicaid covers more than 40 percent of people with disabilities. [https://www.americanprogress.org/issues/economy/news/2017/05/23/432851/trump-budgets-attack-people-disabilities/.](https://www.americanprogress.org/issues/economy/news/2017/05/23/432851/trump-budgets-attack-people-disabilities/)"

These drastic federal budget cuts will trickle down to the state and local governments economies affecting people with disabilities in California, according to the Los Angeles Times newspaper:

"For all the positioning in Sacramento around standing up to the Trump administration and continuing liberal policies, the state is still deeply dependent on Washington. Federal dollars make up about a third of California's state budget, much of it delivered in the form of Medicaid, the government health program for the poor and disabled. <http://www.latimes.com/politics/la-na-pol-trump-budget-california-20170315-story.html>."

PERSONAL BULLSHIT WISH LIST

I **believe (HOW?)** the only I can make a difference and that my future organization, Community Cooperative Center will fill in the gaps and fill in the void and develop new and improve programs for the disability, seniors, and minority communities that runs by private and individual funders so we don't have follow the government regulations. It will include a co-op Living Space for people with disabilities (but open to all people) to foster mutual support, integrating communities to offer various programs and services. This organization is needed more than ever because public government funding for the existing programs and services has a weak support structure and are running out and need a series of new model of services. Below is a detail description of a brief idea for each program:

My non-profit, Community Cooperative Center will be the ultimate goals to broaden its services and programs to the general public and to other groups of people with disabilities. As for the community and resource center, these centers will consist of a recreation hall where people from the public can use for weddings and formal affairs, business meeting/ seminars and other multifunctional uses. As for the resource center, the main purpose of this facility is to provide up to date and state of the art services for all people with disabilities and the public. These services will include information about disability awareness, doctor referrals, and everything from education to how to succeed by living independently. Below are the programs that I would to create with my organization:

- 1) Disability Art Museum and art studio**
- 2) Disability Empowerment and Advocacy Program**
- 3) Disability TV and Radio Station**
- 4) Disability Publishing Company.**
- 5) Disability Health and Exercise Program / Gym**
- 6) Disability Travel and Attendant Program**
- 7) Disability Technology and website program**
- 8) Disability Nutritional Program / Gardening your own food**
- 9) Disability Emergency Program and repair shop**
- 10) Disability Coop Independent Training Center and Living Community Center with medical facility near by. Public Transportation is a requirement near the living community center.**
- 11) A disability resource / funding / working together with other disability related non-profits for getting funds, and collaborative over large program, put little satellite offices of some of the non-profits, a conference room to meet in.**
- 12) Run a disability restaurant and bakery - run by people with disabilities and every aspects of the restaurant has all elements of universal design concepts and all accessible:**

- i. All tables are automatic that goes up and down
 - ii. Lights are automatic with a timer switch
 - iii. Have special utensils and environmental friendly accessible dish wares and straws available
 - iv. Artwork for the restaurant made by people with disabilities
 - v. Kids and adult bibs and towels.
- 13) Disability Employment and Social groups program.
- 14) Sports and Recreation Program
- 15) Advocacy and Awareness Program
- 16) Activity Space, Day care center
- 17) First Aid, Urgent care clinic
- 18) Library, Resource Center, Computer/Media/Accessible Technology Center
- 19) Set up chat rooms / social clubs in communities across the country online.
 - i. Create a pen pal / best buddies / mentorship
 - ii. Pen pal can be a kid in the united states and aboard
 - iii. Best buddies can be any kid and youth to be buddies with one another.
- 20) Mentorship can be any kid / youth matched up with any adult – professionally in a job, parents, senior volunteering and in a school settings.
- 21) The Co-op village community living apartment spaces will be consist of 10 separate apartments which explains below:
 - i. Apartment unit complex 1: Seniors
 - ii. Apartment unit complex 2: People with disabilities
 - iii. Apartment unit complex 3: Doctors, Nurses, Teachers, Therapists (Physical, Occupational, and Psychologist), Massage, nutritionist, trainers for gym and exercise and other alternative services.
 - iv. Apartment unit complex 4: Attendants and their families
 - v. Apartment unit complex 5: Open to the public who can contribute their skills and talents to help maintain the co-op over the age of 18.
 - vi. Apartment unit complex 6: Transitional and independent training living center for all people including college students, those with disabilities, and lower income for one year.
 - vii. Apartment unit complex 7: Families
 - viii. Apartment unit complex 8: Management people: Office managers, gardeners, builders & fixers, technicians, Website developers, Public Relations and others.
 - ix. Apartment unit complex 9: Single occupants
 - x. Apartment unit complex 10: Selected homeless and recovery space.

The only challenges that my organization faces is to get people to be dedicated to my cause, getting people together for a board, getting the funds to start up and applying for grants and finding investors. The solutions to address these challenges is

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to keep networking with people about this idea for non-profit, keep writing my ideas for each program above, and not to give up on this dream job and develop my service app idea.

Notes to flesh out:

Housing dept.

City planner.

Ombudsman.

Research foundations which support people with disabilities

Angel donor?

Eileen. ? Who is she? Why can't she help?

Eden housing

what is a rental flow necessary to carry a building?

Preston Butcher

City. Land. Tax easement. Expedition of permits.

Proposal for Communal Housing for Physically Disabled Community

Goal:

Build a housing complex for the physically disabled.
Shared housing facilitates with access to attendants and other services.

Summary:

Build an apartment complex with 100% handicap accessible units. Initial project 24 units, expanding to 64 units.
Some units would be sold as condos, some market rate rentals and some below market rate rentals.
Common areas would all be geared to the handicapped, including physical therapy offices, gym, and on call staff and attendants.

Location:

The ideal location is wheelchair distance from public transportation. Also close to downtown services and hospitals. For example near the Ashby Bart.

Sponsors:

?

COSTS:

Land: 50 year Land Lease from City free
Building: 24 units * \$700,000 = 16,800,000
 40 units * \$700,000 = 28,000,000

Total Cost \$44,800,000

(Land lease and building costs, financing, sales and all numbers are just guesses)

FINANCING:

CONDO SALES: 20* 1,000,000= \$20,000,000

Bank Loan: 24,800,000 at 4% with 40 yr amo =\$103,649
per month

\$103,649 /40 units average debt service = \$2,591 per month debt service

RE Tax: city of Berkeley reduced rate .25% rather than 1%, including bonds = .75%
.75% * \$25,600,000 = \$192,000/64=3,000/12=\$250 month

Debt service	2,591
RE Tax	250
Insurance:	100
Utilities:	200

Total average monthly rent \$3,141