



AGENDA

BERKELEY CITY COUNCIL MEETING

Tuesday, April 25, 2023

6:00 PM

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

TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI

DISTRICT 2 – TERRY TAPLIN

DISTRICT 3 – BEN BARTLETT

DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN

DISTRICT 6 – SUSAN WENGRAF

DISTRICT 7 – RIGEL ROBINSON

DISTRICT 8 – MARK HUMBERT

This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. For in-person attendees, face coverings or masks that cover both the nose and the mouth are encouraged. If you are feeling sick, please do not attend the meeting in person.

Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244.

*Remote participation by the public is available through Zoom. To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL: <https://cityofberkeley-info.zoomgov.com/j/1606229605>. 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 by rolling over the bottom of the screen. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter Meeting ID: **160 622 9605**. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair.*

Please be mindful that the meeting will be recorded and all rules of procedure and decorum apply for in-person attendees and those participating by teleconference or videoconference.

To submit a written communication for the City Council's consideration and inclusion in the public record, email council@cityofberkeley.info.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953 and applicable Executive Orders as issued by the Governor that are currently in effect. Any member of the public may attend this meeting. Questions regarding this matter may be addressed to Mark Numainville, City Clerk, (510) 981-6900. The City Council may take action related to any subject listed on the Agenda. Meetings will adjourn at 11:00 p.m. - any items outstanding at that time will be carried over to a date/time to be specified.

Preliminary Matters

Roll Call:

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

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

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

Public Comment on Non-Agenda Matters: *Persons will be selected to address matters not on the Council agenda. If five or fewer persons wish to speak, each person selected will be allotted two minutes each. If more than five persons wish to speak, up to ten persons will be selected to address matters not on the Council agenda and each person selected will be allotted one minute each. Persons attending the meeting in-person and wishing to address the Council on matters not on the Council agenda during the initial ten-minute period for such comment, must submit a speaker card to the City Clerk in person at the meeting location and prior to commencement of that meeting. The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the end of the agenda.*

Consent Calendar

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

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

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

Public Comment on Consent Calendar and Information Items Only: *The Council will take public comment on any items that are either on the amended Consent Calendar or the Information Calendar. Speakers will be entitled to two minutes each to speak in opposition to or support of Consent Calendar and Information Items. A speaker may only speak once during the period for public comment on Consent Calendar and Information items.*

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

Consent Calendar

- 1. Lease Amendment: Cazadero Performing Arts Camp (CPAC), 5385 Cazadero Hwy, Cazadero, CA 95421**
From: City Manager
Recommendation: Adopt second reading of Ordinance No. 7,858-N.S. authorizing the City Manager to execute an amendment to a lease agreement with Cazadero Performing Arts Camp, at 5385 Cazadero Hwy, Cazadero, CA 95421, for City to disburse up to \$400,000 to tenant to implement capital improvements to satisfy City's obligations under the lease.
First Reading Vote: All Ayes.
Financial Implications: Measure T1 Fund - \$400,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 2. Adopt Ordinance Adding Chapter 2.102 to the Berkeley Municipal Code to Establish a Labor Peace Policy Minimizing Labor/Management Conflict in Berkeley Marina Zone**
From: Councilmember Harrison (Author), Mayor Arreguin (Co-Sponsor), Councilmember Taplin (Co-Sponsor), Councilmember Bartlett (Co-Sponsor)
Recommendation: Adopt second reading of Ordinance No. 7,859-N.S. Adding Chapter 2.102 to the Berkeley Municipal Code (BMC) to Establish a Labor Peace Policy minimizing labor/management conflict in Berkeley Marina Zone.
First Reading Vote: All Ayes.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
- 3. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 25, 2023**
From: City Manager
Recommendation: Approve the request for proposals or invitation for bids (attached to staff report) that will be, or are planned to be, issued upon final approval by the requesting department or division. All contracts over the City Manager's threshold will be returned to Council for final approval.
Financial Implications: General Fund - \$2,035,590
Contact: Henry Oyekanmi, Finance, (510) 981-7300

Consent Calendar

4. Grant Application: Funding from the Federal Emergency Management Agency (FEMA) to Hire Additional Firefighters

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to apply for and accept a grant, and any amendments, from FEMA for up to \$5,093,748 with no matching City funds to hire six additional firefighters to help the City meet the National Fire Protection Association (NFPA) 1710 Standard for the Organization and Deployment of Fire Suppression Operations, Emergency Medical Operations, and Special Operations to the Public by Career Fire Departments and to partially accomplish one of the recommendations from the City Gate, LLC Standards of Coverage and Community Risk Assessment.

Financial Implications: See report

Contact: David Sprague, Fire, (510) 981-3473

5. Extension of the Alameda County Abandoned Vehicle Abatement Program

From: City Manager

Recommendation: Adopt a Resolution approving the extension of the Alameda County Abandoned Vehicle Abatement Program through May 31, 2033, and directing the City Manager to take any actions necessary, including executing any resultant agreements, to extend this program and secure related funding.

Financial Implications: See report

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

6. Revenue Contract: Alameda County for Vector Program

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract with Alameda County for the Vector Program in the Environmental Health Division of the Health, Housing, and Community Services Department; to accept the grant funds; execute any resultant revenue agreements and amendments in line with the grant award, which may be larger or smaller than the projected award of \$1,050,000 for FY2022 through FY2024 to be deposited in Fund 325 (Vector Control); and implement the projects and appropriation of funding for related expenses, subject to securing the grant.

Financial Implications: See report

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

Consent Calendar

- 7. Contracts: Freitas Landscaping and Pacific Site Management for On-Call Vegetation Management Services**
From: City Manager
Recommendation: Adopt two Resolutions authorizing the City Manager or her designee to execute the following contracts and any amendments for on-call landscape vegetation management and removal in City-owned parks, pathways, and landscaped areas over a period of three years, with an option to extend the contract for two additional one-year terms, for a total amount not to exceed \$1,200,000: 1. Freitas Landscaping and Maintenance, for an amount not to exceed \$600,000; and 2. Pacific Site Management, for an amount not to exceed \$600,000.
Financial Implications: Various Funds - \$1,200,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 8. Contracts: Redwood Engineering and OBS Engineering for As-Needed Irrigation Services**
From: City Manager
Recommendation: Adopt two Resolutions authorizing the City Manager to execute contracts and any amendments with the following firms for irrigation repair and improvement services as-needed, for contract periods of May 15, 2023 to May 15, 2026: 1. Redwood Engineering Construction, for an amount not to exceed \$100,000; and 2. OBS Engineering Incorporated, for an amount not to exceed \$100,000.
Financial Implications: Various Funds - \$200,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 9. Contract No. 32200178 Amendment: Mountain Valley Environmental Services for Chief Water Plant Operator Services for Berkeley Tuolumne Camp**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 32200178 with Mountain Valley Environmental Services for Chief Water Plant Operator Services for Berkeley Tuolumne Camp, increasing the amount by \$120,000 for a total not-to-exceed contract amount of \$169,900.
Financial Implications: Camps Fund - \$120,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 10. Grant Application: Clean California Local Grant Program – Tom Bates Fields Beautification Project**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to submit a grant application in the amount of up to \$5,000,000 to the Clean California Local Grant Program for the Tom Bates Fields Beautification Project; accept any grants; execute any resulting grant agreements and any amendments; and that Council authorize the implementation of the project and appropriation of funding for related expenses, subject to securing the grant.
Financial Implications: See report
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

Consent Calendar

- 11. Contract No. 31900207 Amendment: Epic Recruiting for Recruiting, Advertising, and Marketing Strategy for the Berkeley Police Department (BPD)**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 31900207 with Epic Recruiting to provide additional recruiting and advertising services for the Berkeley Police Department, in the amount of \$100,000 for a total contract amount not to exceed \$410,000, and extending the term through April 30, 2024.
Financial Implications: BPD General Fund - \$100,000
Contact: Jennifer Louis, Police, (510) 981-5900
- 12. Contract: GradeTech Inc. for Restroom in the Right of Way: Channing Way at Telegraph Ave Project**
From: City Manager
Recommendation: Adopt a Resolution: 1. Approving plans and specifications for the Restroom in the Right of Way: Channing Way at Telegraph Ave Project (Project), Specification No. 23-11552-C; 2. Accepting the bid of GradeTech Inc. as the lowest responsive and responsible bidder; and 3. Authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications, for an amount not to exceed \$262,666.
Financial Implications: Various Funds - \$262,666
Contact: Liam Garland, Public Works, (510) 981-6300
- 13. Contract No. 112199-1 Amendment: Technology, Engineering and Construction, Inc., dba TEC Accutite, for Fuel Storage Tank Maintenance, Repairs, and Certification Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 112199-1 with Technology, Engineering, and Construction, Inc., dba TEC Accutite, for fuel storage tank maintenance, repairs, and certification services, increasing the contract by \$164,000 for a total contract amount not to exceed \$414,000 and extending the term through June 30, 2024.
Financial Implications: Various Funds - \$164,000
Contact: Liam Garland, Public Works, (510) 981-6300
- 14. Contract No. 112725-1 Amendment: Du-All Safety, LLC for Safety and Training Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 112725-1 with Du-All Safety, LLC for continued safety training and consulting services, increasing the amount by \$250,000 for a total contract amount not to exceed \$650,000.
Financial Implications: Various Funds - \$250,000
Contact: Liam Garland, Public Works, (510) 981-6300

Consent Calendar

- 15. Fiscal Year 2024 Street Lighting Assessments – Initiating Proceedings**
From: City Manager
Recommendation: Adopt two Resolutions describing proposed improvements to be used to determine the annual assessments levied for Berkeley Street Lighting Assessment District No. 1982-1 and Street Lighting Assessment District No. 2018, and order the preparation of Engineer’s Reports.
Financial Implications: See report
Contact: Liam Garland, Public Works, (510) 981-6300
- 16. Purchase Order Amendment: Diesel Direct West, Inc. to Purchase Fuel for City Vehicles and Equipment**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend the multi-year purchase orders with Diesel Direct West, Inc. for the purchase of fuel for City vehicles and equipment, increasing the combined amount by \$750,000 for a total amount not to exceed \$11,494,000.
Financial Implications: Various Funds - \$750,000
Contact: Liam Garland, Public Works, (510) 981-6300
- 17. Reject Bids for the MRP Trash Capture FY 2023 Project, Specification No. 23-11556-C**
From: City Manager
Recommendation: Adopt a Resolution rejecting all bids and authorizing the City Manager to re-advertise the work associated with the MRP Trash Capture FY 2023 Project, Specification No. 23-11556-C.
Financial Implications: Staff time
Contact: Liam Garland, Public Works, (510) 981-6300

Council Consent Items

- 18. Resolution to Support AB 441**
From: Mayor Arreguin (Author)
Recommendation: Adopt a Resolution in support of Assembly Bill 441, introduced by Assembly Member Matt Haney, and send a copy of the Resolution to Governor Gavin Newsom, State Senator Nancy Skinner, and Assembly Members Matt Haney and Buffy Wicks.
Financial Implications: Staff time
Contact: Jesse Arreguin, Mayor, (510) 981-7100
- 19. Budget Referral: Berkeley Marina J&K Parking Lot**
From: Councilmember Taplin (Author)
Recommendation: Refer to the Fiscal Year 2024 budget process \$1.5 million for design and implementation of the Marina’s J&K Parking Lot reconstruction.
Financial Implications: General Fund - \$1,500,000
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120

Consent Calendar

20. **Budget Referral: Berkeley Waterfront Bike Park**
From: Councilmember Taplin (Author), Councilmember Wengraf (Co-Sponsor)
Recommendation: Refer to the Fiscal Year 2024 budget process \$800,000 to design and implement the construction of a Berkeley Waterfront Bike Park
Financial Implications: General Fund - \$800,000
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
21. **Budget Referral: Dreamland for Kids Playground Design**
From: Councilmember Taplin (Author)
Recommendation: Refer to the Fiscal Year 2024 budget process \$300,000 for the conceptual design of the reconstruction of the Dreamland for Kids Playground at Aquatic Park.
Financial Implications: General Fund - \$300,000
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
22. **Budget Referral: Shorebird Park Playground Design**
From: Councilmember Taplin (Author)
Recommendation: Refer to the Fiscal Year 2024 budget process \$200,000 for the conceptual design of the reconstruction of the Shorebird Park Playground.
Financial Implications: General Fund - \$200,000
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
23. **Celebración Cultural Sylvia Mendez (Spring Cultural Celebration) by the Sylvia Mendez School PTA: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**
From: Councilmember Bartlett (Author)
Recommendation: Approve the expenditure of funds, including \$1,000 from the discretionary council office budget of Vice Mayor Ben Bartlett, to the Sylvia Mendez Elementary School PTA to host a Spring Cultural Celebration event on April 30, 2023, in the courtyard on campus. The funds will be relinquished to the City's General Fund from the discretionary council office budget of Vice Mayor Ben Bartlett and the discretionary council office budgets of any other City Councilmembers who would like to contribute.
Financial Implications: See report
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130
24. **Referral to the June 2023 Budget Process for \$100,000 in Traffic Safety Upgrades for the MLK and Haste Intersection**
From: Councilmember Harrison (Author)
Recommendation: Referral to the June 2023 Budget Process for \$100,000 in traffic safety improvements at MLK and Haste.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

Council Consent Items

- 25. Referring \$372,000 to the June 2023 Budget Process for Staffing Costs Associated with Administering the Empty Homes Tax**
From: Councilmember Harrison (Author)
Recommendation: Refer \$372,000 to the June 2023 Budget Process for annual City staffing costs to administer the Empty Homes Tax: Accounting Office Specialist III (Finance) 0.25 FTE - \$38,750; Associate Planner (Rent Stabilization Board) 1 FTE - \$185,670; Office Specialist II (Rent Stabilization Board); 1 FTE - \$115,000 Mailing Costs for Outreach and Noticing (Rent Stabilization Board) \$10,000; 7.4% Overhead Costs for Counselors, General Counsel, and Office of Executive Director (Rent Stabilization Board) \$22,250.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
- 26. Letter in Support of AB 73 (Idaho Stop)**
From: Councilmember Robinson (Author), Mayor Arreguin (Co-Sponsor)
Recommendation: Send a letter to Assemblymember Tasha Boerner Horvath (cc: Governor Gavin Newsom, Senator Nancy Skinner, Assemblymember Buffy Wicks) in support of AB 73, which would allow bicyclists 18 years of age and older to treat all-way stop signs as yield signs.
Financial Implications: See report
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170

Action Calendar

The public may comment on each item listed on the agenda for action. For items moved to the Action Calendar from the Consent Calendar or Information Calendar, persons who spoke on the item during the Consent Calendar public comment period may speak again during one of the Action Calendar public comment periods on the item. Public comment will occur for each Action item (excluding public hearings, appeals, and/or quasi-judicial matters) in one of two comment periods, either 1) before the Action Calendar is discussed; or 2) when the item is taken up by the Council.

A member of the public may only speak at one of the two public comment periods for any single Action item.

The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, to determine the number of persons interested in speaking at that time. Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may, with the consent of persons representing both sides of an issue, allocate a block of time to each side to present their issue.

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

Action Calendar – Scheduled Public Comment Period

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

Action Calendar – New Business

27. Proposition 218 Procedures and Five Year Zero Waste Rate Schedule

From: City Manager

Recommendation: 1. Adopt a Resolution approving initiation of the Proposition 218 procedures for the proposed Zero Waste Fund Five Year Rate Schedule and adding Zero Waste customers to the City's Very Low Income Refund program; and
2. Adopt first reading of an Ordinance amending Berkeley Municipal Code Section 12.38.090 to clarify that General Funds may be used to subsidize low income residents.

Financial Implications: See report

Contact: Liam Garland, Public Works, (510) 981-6300

Council Action Items

28. Project Manager/Coordinator for potential Alta Bates Hospital Closure

From: Mayor Arreguin (Author), Councilmember Hahn (Co-Sponsor)

Recommendation: Direct the City Manager to enter into a contract with CONCUR in an amount of \$35,000 to support a Project Manager/Coordinator for the purpose of creating a strategic plan to engage Sutter Health, healthcare expertise and regional communities to alleviate the health impacts as identified in the Health Impact Analysis (HIA), completed by the Institute of Urban and Regional Development, University of California Berkeley in December 2018, by the proposed closure of Alta Bates Hospital. The contract term will be for four (4) months and will be funded from the Mayor's Office Personnel Budget.

Financial Implications: See report

Contact: Jesse Arreguin, Mayor, (510) 981-7100

Public Comment – Items Not Listed on the Agenda

Adjournment

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

Archived indexed video streams are available at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>.

Channel 33 rebroadcasts the following Wednesday at 9:00 a.m. and Sunday at 9:00 a.m.

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

the public record, please do not include that information in your communication. Please contact the City Clerk Department for further information.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at the City Clerk Department located on the first floor of City Hall located at 2180 Milvia Street as well as posted on the City's website at <https://berkeleyca.gov/>.

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

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

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

COMMUNICATION ACCESS INFORMATION:

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

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



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

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***I hereby certify that the agenda for this meeting of the Berkeley City Council was posted at the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City's website, on April 13, 2023.***

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

Mark Numainville, City Clerk

## **Communications – April 25, 2023**

*Council rules limit action on Communications to referral to the City Manager and/or Boards and Commissions for investigation and/or recommendations. All communications submitted to Council are public record.*

### **Item #20: Budget Referral: Berkeley Waterfront Bike Park**

1. Dan Leaverton (2)
2. Andrew Graham

### **2190 Shattuck**

3. 20 similarly-worded from letters
4. Eric Johnson
5. Stephanie Beechem
6. John Minot, on behalf of East Bay for Everyone
7. Claude Fischer
8. Erika Shore
9. Inger Acking

### **Potholes in Berkeley**

10. Franziska Raedeker

### **Homelessness**

11. Thom Lauret (2)

### **Keep Innovation in Berkeley**

12. Christine Shirilla, on behalf of Biocom California

### **Bus Rapid Transit on University**

13. John Caner, on behalf of Downtown Berkeley

### **Hybrid Meetings for the Disabled and Seniors**

14. Katharine Bierce

### **UA Theater**

15. Andrea Yankowski
16. Jeffrey Matucha

### **FireSafe Council**

17. Henry DeNero
18. David Sprague, Interim Fire Chief

### **Paris Bans e-Scooter Rentals**

19. Bryce Nesbitt

### **Support West Berkeley Youth and Seniors in Budget Revision**

20. Kiern Darkwater

**No Mail Delivery**

21. Dorothea Dorenz

**People's Park**

22. Michael Fullerton

**Support Wellness and Civility**

23. Meg Holm

**Dangerous Trees on Public Property**

24. David Lerman (2)

**South Berkeley 2023 Dilemma**

25. Carolyn Moore

**BPD Monthly Newsletter – March 2023**

26. Dee Williams-Ridley, City Manager

**Berkeley Police: Notice of Fatality, Significant or Unusual Incident**

27. Dee Williams-Ridley, City Manager (3)

**Credit Card Surcharge for Paying Trash Pickup Online**

28. Bob Kelson

**Rampant Crime in Berkeley**

29. Saji Kuman

30. Yolanda Yturralde

31. Shana Fruman

**Elected Officials Compensation**

32. Eric Swidler

33. Ally Almendarez, on behalf of City of Alameda

**Tenants Opportunity to Purchase Act (TOPA)**

34. Diana Bohn

35. Hanne Williams-Raron

36. Maria Gerdyman

**Harriett Tubman Terrace Apartments**

37. Darinxoso Oyamasela

38. Casandra Palanza

**Time and Meeting Management Ideas**

39. Barbara Gilbert

### **Parking Enforcement for Bus Stops**

40. Kristin Stangl

### **Women's Center**

41. Mee345@

### **2580 Bancroft Way #210**

42. Leah Naomi Gonzales

### **Bay Area Book Festival Leadership Transition**

43. Cherilyn Parson

### **Gongju, Sister City – Dog Meat Capital of South Korea**

44. 33 similarly-worded form letters

### **URL's Only**

45. Vivian Warkentin (2)

46. Brian Donahue

### **Supplemental Communications and Reports**

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

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

ORDINANCE NO. 7,858-N.S.

LEASE AMENDMENT TO CAZADERO PERFORMING ARTS CAMP FOR THE PROPERTY AT 5385 CAZADERO HWY, CAZADERO, CA 95421

BE IT ORDAINED by the Council of the City of Berkeley as follows:

Section 1.

The City Manager or designee is hereby authorized to execute an amendment to a lease agreement, with Cazadero Performing Arts Camp, for the property at 5385 Cazadero Hwy, Cazadero, CA 95421. Such lease amendment shall be on substantially the same terms as set forth in Exhibit A.

Section 2.

On December 15, 2020, Council adopted the final list of projects for implementation in Phase 2 of the Measure T1 Infrastructure Bond Program. The main provisions of this amendment to authorized the disbursement of Measure T1 Funds, up to \$400,000 to Cazadero Performing Arts Camp for implementation of projects list in Phase 2. This amendment provides funds for Cazadero Performing Arts Camp to manage and complete the City's required improvements.

Section 3.

Copies of this Ordinance shall be posted for two days prior to adoption in the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way. Within 15 days of adoption, copies of this Ordinance shall be filed at each branch of the Berkeley Public Library and the title shall be published in a newspaper of general circulation.

At a regular meeting of the Council of the City of Berkeley held on April 11, 2023, this Ordinance was passed to print and ordered published by posting by the following vote:

Ayes: Bartlett, Hahn, Harrison, Humbert, Kesarwani, Robinson, Taplin, Wengraf, and Arreguin.

Noes: None.

Absent: None.

Exhibit A: Lease Amendment

AMENDMENT TO LEASE AGREEMENT

This lease amendment (“**Amendment**”) is made as of \_\_\_\_ May 2023 between the CITY OF BERKELEY (“**Landlord**”) and Cazadero Performing Arts Camp (“**Tenant**”), who agree as follows:

This Amendment is made with reference to the following facts and objectives, to which Landlord and Tenant respectively acknowledge and agree:

A. Landlord and Tenant entered into a Lease Agreement effective March 1, 2021 (“**Lease**”) to use and manage the Landlord’s property located at 5385 Cazadero Hwy, Cazadero, CA 95421 (“**Cazadero Camp**”), as set forth in the Lease. A copy of the Lease is attached hereto as Exhibit A.

B. The Initial Term of the Lease expires on December 31, 2045, subject to a 10-year option to renew.

C. The Lease provides for specified Capital Improvements and Repairs at Cazadero Camp.

1. Tenant is required to complete property improvements as set forth in Table 1 of the Lease during the first 10 years of the Term. The cost of such Tenant property improvements is estimated at \$815,843.
2. Landlord agreed to make its best efforts to complete property improvements as set forth in Table 2 of the Lease and further agreed that inability to fund such property improvements on or before February 28, 2026 would entitle Tenant to a rent reduction for the period from March 1, 2026 through February 28, 2031. The cost of such Landlord property improvements is estimated at \$404,710.

D. On December 15, 2020, Landlord’s City Council adopted the final list of projects for implementation in Phase 2 of the Measure T1 Infrastructure Bond Program; the project list includes dining hall and ADA improvements at Cazadero Camp with a budget allocated of \$400,000 (“**Cazadero Camp T1 Funds**”).

E. Landlord and Tenant agree that the most cost-effective and timely way to complete the Cazadero Camp dining hall and ADA improvements is for Tenant to implement those improvements subject to approval and oversight by Landlord.

Therefore, Landlord and Tenant agree to amend the Lease as follows:



1. Section 3. "**Capital Improvements and Repairs**", subsection c., of the Lease is deleted in its entirety and replaced by the following:

- c. Landlord will disburse Cazadero Camp T1 Funds in an amount not to exceed \$400,000 to Tenant, and Tenant shall use such funds to manage and complete the property improvements set forth in Table 2. Landlord and Tenant agree that such disbursement of the Cazadero Camp T1 Funds satisfies Landlord's obligations towards capital improvements under the Lease.

The Cazadero Camp T1 Funds will be disbursed according to the following schedule:

- Tenant will develop project scopes and budgets to complete the property improvements set forth in Table 2 and submit it to Landlord for review.
- Upon Landlord's approval of each project scope and budget, the lesser of 75% of the estimated project costs or \$300,000 will be advanced.
- Tenant will submit to Landlord all permits, invoices, and payment receipts.
- The lesser of any remaining project costs actually incurred or \$100,000 will be paid to Tenant upon completion each project, subject to Landlord's inspection and approval.

Tenant expressly acknowledges and agrees that all work must be completed in time for Landlord to disburse payments by December 31, 2025. Tenant further expressly acknowledges and agrees that total payments will not exceed \$400,000. Notwithstanding the foregoing, if any of the capital improvements set forth in Table 2 cannot be completed solely with the Cazadero Camp T1 Funds, Landlord and Tenant shall meet and negotiate in good faith to identify the best strategy for completing the work.

**IN WITNESSS WHEREOF, City** and Lessee have executed this Amendment as of the date written on the first paragraph above.

CITY OF BERKELEY

By:

\_\_\_\_\_  
City Manager

\_\_\_\_\_  
City Attorney

REGISTERED BY:

\_\_\_\_\_  
City Auditor

\_\_\_\_\_  
Deputy City Clerk

LESSEE:

\_\_\_\_\_  
BY:  
Title:

\_\_\_\_\_  
City of Berkeley Business License No.

ORDINANCE NO. 7,859–N.S.

ADDING CHAPTER 2.102 TO THE BERKELEY MUNICIPAL CODE TO ESTABLISH A LABOR PEACE POLICY MINIMIZING LABOR/MANAGEMENT CONFLICT IN BERKELEY MARINA ZONE

BE IT ORDAINED by the Council of the City of Berkeley as follows:

Section 1. That Chapter 2.102 of the Berkeley Municipal Code is added to read as follows:

**Chapter 2.102**

**LABOR PEACE POLICY - MINIMIZING LABOR-MANAGEMENT CONFLICT IN BERKELEY MARINA ZONE**

**Sections:**

**2.102.010 Findings and Purpose.**

**2.102.020 Definitions.**

**2.102.030 City of Berkeley—Labor Peace Policy**

**2.102.040 Procedures to Minimize Disruption Caused by Labor/Management Conflict.**

**2.102.050 Applicability and Exemptions.**

**2.102.060 Prospective Effect.**

**2.102.070 Preemption.**

**2.102.080 Severability.**

**2.102.010 Findings and Purpose.**

The Council of the City of Berkeley finds and declares as follows:

- A. Berkeley is a world-class tourist destination, welcoming more than a million visitors annually. The City of Berkeley holds in trust pursuant to the Public Trust Tidelands grant from the State of California property along and near the City's waterfront known as the Berkeley Marina Zone, a major tourist hub and destination. The City leases its real property along and near the Marina Zone facilities to Hospitality Operation companies, and in so doing faces the same risks and liabilities as private businesses participating in management of similar facilities. As a result, the City has an ongoing Proprietary Interest in the management and use of that Marina real property and harbor facilities and must make prudent business decisions, as would any private business, to ensure efficient and cost-effective management of its business concerns, and to maximize benefit and minimize risk.
- B. This Chapter is intended to maximize the returns and minimize the risk to the City's Proprietary Interest resulting from possible conflict between Employers leasing, and operating Hospitality Operations on City property, and Labor Organizations, arising out of union organizing campaigns, labor negotiations, and disruption that may be caused by such conflict. Experience of public entities and private employers demonstrates that union organizing drives and union efforts to secure representation rights and an initial collective bargaining agreement can deteriorate into protracted and acrimonious conflict. Such conflict threatens the City's Proprietary Interest when private employers enter into leases to use City property, and labor conflict could jeopardize base rent payments or rent payments calculated on a percentage of sales. That threat is most acute during the period when a Labor Organization (1) seeks to gain recognition as the collective bargaining representative for Employees and (2) if recognized, seeks a First Contract with the Employer.
- C. The sole purpose of this Chapter is to protect the City's Proprietary Interest in the Hospitality Operation Leases. This Chapter does not favor any particular procedure for determining employee preference, or lack of preference, regarding Labor Organization representation, or the outcome of any such procedure; skew such procedures to favor or hinder any party; interfere with the negotiation, terms, or scope of a First Contract, if applicable; or express or implement any generally applicable policy regarding private sector labor/management relations, or regulate those relations in any way.

**2.102.020 Definitions.**

"Demand for Recognition Period" means the period during which the Labor Organization seeks recognition as the collective bargaining representative of the Employees.

"Economic Action" means concerted action initiated or conducted by a Labor Organization, or Employees acting in concert with a Labor Organization, at the Employees' worksite, to bring economic pressure to bear on an Employer, as part of a campaign to organize Employees or prospective Employees of that Employer, or in attempting to secure a First Contract, if applicable. "Economic Action" includes such activities as striking, picketing, or boycotting. "Economic Action" does not include a lawsuit to enforce this Chapter.

“Employee” means anyone performing work for an Employer for compensation relating to Hospitality Operations on a full-time, part-time, seasonal, or temporary basis, including those made available to work for the Employer through a temporary service, staffing agency, or similar agency.

“Employer” means any person or entity, including a subcontractor, with Employees engaged in Hospitality Operations.

“Hospitality Operations Lease” means a lease, sublease, license, sublicense, or other means of granting the right to a Hospitality Operation to use Marina Zone property, in which the City receives rent, a flat fee, or a charge. An “Hospitality Operations Lease” must be for a term of at least 12 months.

“Hospitality Operation” shall mean any hotel or motel operation, conference center, restaurant, bar, or other food and beverage service operation meeting the criteria specified in Section 2.102.050.

“Hospitality Operations” means any work done by Employees at or relating to a Hospitality Operation under a Hospitality Operation Lease.

“First Contract” means the first enforceable contract entered into between an Employer and a Labor Organization setting one or more terms or conditions of employment.

“First Contract Period” means, if a Labor Organization is recognized as the collective bargaining representative of Employees, the period between such recognition and execution of a First Contract.

“Labor Organization” means any organization of any kind, or any agency or employee representation committee, in which Employees participate and which exists for the purpose, in whole or part, of dealing with Employers concerning grievances, labor disputes, wages, rates of pay, hours of employment, or other terms and conditions of employment.

“Labor Peace Agreement” shall mean a binding and enforceable agreement with any Employer and a Labor Organization that represents or seeks to represent Hospitality Operations workers, as described more fully in Section 2.102.040.

“Marina Zone” shall mean all land held in trust by the City of Berkeley pursuant to the Public Trust Tidelands grant from the State of California to the City of Berkeley, Stats. 1962, Ch. 55; specifically, Aquatic Park and all land, including submerged land, which is west of Marina Boulevard as it is presently constructed and as if it were extended, in both northerly and southerly directions, to the Berkeley city limits and all land north of Spinnaker Way as it is presently constructed and as if it were extended to the shoreline, to the east, and to the Berkeley city limits, to the west.

“Proprietary Interest” means any nonregulatory arrangement or circumstance in which the City has a financial or other nonregulatory interest including any of the following:

- (1) through a lease of real property that is owned by the City and used for the Hospitality Operation, the City receives ongoing revenue, excluding government fees, tax revenue, or assessment revenue, or similar fees and revenues, except for tax revenue under the circumstances specified in paragraphs (2) and (3) of this subsection;
- (2) the City receives ongoing revenue from the Hospitality Operation to repay loans provided by the City to assist in the development or operation of the project;
- (3) the City receives ongoing revenue from the Hospitality Operation to pay debt service on bonds provided by the City to assist in the development of the project;

(4) the City has assets at risk because it has agreed to underwrite or guarantee the development of the hospitality operation or loans related to the hospitality operation; or (5) the City has an ongoing economic and non-regulatory interest at risk in the financial success of a Hospitality Operation which is likely to be adversely affected by labor-management conflict, except that no interest shall be considered economic and non-regulatory if it arises from the exercise of regulatory or police powers such as taxation (except as set forth in paragraphs (2) and (3) of this subsection), zoning, or the issuance of permits or licenses.

“Parties” means an Employer and Labor Organization that has requested to be, or has been, recognized as the collective bargaining representative of Employees.

“Pre-existing Lease” means any Hospitality Operation Lease entered into before the effective date of this Chapter.

“Subcontract” means any agreement between the authorized tenant, licensee, or other user under a Hospitality Operation Lease and another person or entity that contemplates or permits that other person or entity to operate or manage all or a portion of the Hospitality Operations.

“Subcontractor” means the person or entity that operates or manages all or a portion of Hospitality Operations under a Subcontract.

“Substantial Amendment” means an amendment to, or the City’s discretionary renewal or extension of:

(1) A lease of Marina Zone property entered into before the effective date of this Chapter that did not include Hospitality Operations but is expanded to include Hospitality Operations; or

(2) A Pre-existing Lease that provides for, or permits, any of the following:

(i) A new term that extends the duration of the lease beyond that provided in the Pre-existing Lease;

(ii) The right to construct improvements to support or serve Hospitality Operations, if not previously allowed under the Pre-existing Lease;

(iii) Rent credits or potential rent credits to a Marina Zone Hospitality Operation tenant that may be applied against 25% or more of the fixed rent under the Pre-existing Lease during the period in which the rent credits may be used; or

(iv) Rent credits or potential rent credits to a Marina Zone Hospitality Operation tenant that may be applied against 50% or more of the remaining percentage or participation rent (not including any portion of the rent), if any, under the Pre-existing Lease during the period in which the rent credits may be used.

### **2.102.030 City of Berkeley—Labor Peace Policy**

A. The City shall not execute Hospitality Operations Lease or Substantial Amendment providing for the use, development, or operation of a Hospitality Operation within the Marina Zone in which the City has a proprietary interest, unless and until the project applicant, developer, or owner, and any operator or manager of the Hospitality Operation has provided evidence that it has entered into a Labor Peace Agreement covering the Hospitality Operations as specified pursuant to Section 2.102.040.

B. Each such Hospitality Operations Lease or other contract or agreement shall further require that any future Subcontractor, tenant, sub-lessee, or manager that operates the Hospitality Operation shall be required to enter into a Labor Peace Agreement as

specified under Section 2.102.040.

C. The City shall make these requirements express components of any request for proposal, request for qualifications, or other similar solicitation for a Hospitality Operation projects.

**2.102.040 Procedures to Minimize Disruption Caused by Labor/Management Conflict.**

A. An Employer who receives a written request by a Labor Organization to enter into a Labor Peace Agreement shall:

(1) Inform the City Manager, within five business days of receiving the request, that a Labor Organization seeking to represent its Employees has requested the Employer to enter into a Labor Peace Agreement required by this Chapter;

(2) Enter into a Labor Peace Agreement, with the Labor Organization as to the Employees it seeks to represent, containing the following provisions:

(i) The Labor Organization, on behalf of itself and its members, in exchange for good and valuable consideration agrees not to engage in Economic Action against the Employer during the Demand for Recognition Period, and should the Labor Organization be recognized, the First Contract Period;

(3) Upon the City Manager's request, promptly provide to the City Manager a report attesting to the status of the Employer's compliance with the requirements of this Section 2.102.040, including a statement by any Labor Organization that has requested that the Employer enter into a Labor Peace Agreement certifying the accuracy of the Employer's report; and

(4) Include as a material term in any Subcontract a provision requiring the Subcontractor(s) to comply with this Chapter. This provision shall be a material and mandatory term of such Subcontract, and shall state: "Berkeley Municipal Code Chapter 2, commencing at Section 2.102.040, which applies to [Subcontractor], incorporated herein by reference. To the extent [Subcontractor] employs Employees in Hospitality Operations within the scope of Berkeley Municipal Code 2.102.040, [Subcontractor] hereby agrees as a material condition of this subcontract to enter into and abide by a Labor Peace Agreement with a Labor Organization or Organizations that represents, or seeks to represent, [Subcontractor's] Employees, if and as required by Chapter 2, and to otherwise fully comply with the requirements of that Chapter."

B. In the event that an Employer is unable to agree to terms of a Labor Peace Agreement with a Labor Organization within thirty (30) days of a written request by a labor Organization for a Labor Peace Agreement, the Employer may file a request with the Berkeley City Council to be excused from such obligations with respect to that Labor Organization. A public hearing shall be held by the City Council on the Employer's request for hearing. Notice of the public hearing shall be sent at least ten days before the public hearing date to the requesting Employer and the subject Labor Organization. The hearing shall be conducted in the same manner as public hearings for land use, zoning, landmarks, and public nuisance matters. The Council may approve a request by the Employer to be relieved of and excused from its obligations under this Section 2.102.040(A) with respect to the subject Labor Organization if the Council finds, after holding the noticed hearing, that forcing the Employer to adhere to the requirements of this Section 2.102.040(A) would be detrimental to the City's Proprietary Interests

because: a. the Employer has attempted in good faith to reach a Labor Peace Agreement with the subject Labor Organization, and b. the Labor Organization has (i) refused to negotiate in good faith to reach a Labor Peace Agreement or (ii) placed condition(s) on Labor Peace Agreement that are arbitrary and capricious, in light of practices at other, similar venues that are subject to governmental labor peace requirements.

C. The City Manager shall include in every Hospitality Operation Lease a provision requiring the tenant, and any Employers operating under the Hospitality Operation Lease, to comply with the requirements of this Chapter and all other applicable laws.

### **2.102.050 Applicability and Exemptions.**

A. This Chapter shall not apply to any Employer that does not employ employees in a Hospitality Operation. The City Manager shall determine the applicability of an exemption under this subsection A. on a case-by-case basis. Any Employer claiming an exemption must submit a written request, including the evidentiary basis for the exemption, to the City Manager within five business days of receiving a request to enter into a Labor Peace Agreement. The Employer shall have the burden of proving that an exemption is applicable.

B. This Chapter shall not apply to an Employer if:

- (1) The City has no Proprietary Interest in the Hospitality Operation Lease under which the Employer operates a Hospitality Operation; or
- (2) The total floor area of the Hospitality Operation is less than 2,500 square feet; or
- (3) The Employer operates under a Pre-existing Lease. This exemption applies to an Employer for the duration of such Pre-existing Lease unless the Pre-Existing Lease is subject to a Substantial Amendment after the effective date of this Ordinance; or
- (4) The Employer is a signatory to valid and binding collective bargaining agreement(s) covering all of its Employees at the Marina Zone property; or
- (5) The Employer is a governmental agency, and the law would prohibit application of this Chapter.

C. Nothing in this Ordinance shall require or compel an employee to be a member of any labor organization, nor shall it require the developer, operator or any tenant, subcontractor, or sub-tenant of a Hospitality Operation to recognize a labor organization as the bargaining representative for its employees or to enter into a collective bargaining agreement with any labor organization.

### **2.102.060 Prospective Effect.**

This Chapter is intended to have prospective effect only. This Chapter shall be interpreted to avoid violating any laws that prevent the City from impairing obligations under any Pre-existing Lease.

### **2.102.070 Preemption.**

Nothing in this Chapter shall be interpreted or applied so as to create any right, power, or duty in conflict with any Federal or State law.

### **2.102.080 Severability.**



If any word, phrase, sentence, part, section, subsection, or other portion of this Chapter, or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this Chapter, and all applications thereof, not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The City Council hereby declares that it would have passed this title, and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases had been declared invalid or unconstitutional.

Section 2. Copies of this Ordinance shall be posted for two days prior to adoption in the display case located near the walkway in front of the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way. Within 15 days of adoption, copies of this Ordinance shall be filed at each branch of the Berkeley Public Library and the title shall be published in a newspaper of general circulation.

At a regular meeting of the Council of the City of Berkeley held on April 11, 2023, this Ordinance was passed to print and ordered published by posting by the following vote:

Ayes: Bartlett, Hahn, Harrison, Humbert, Kesarwani, Robinson, Taplin, Wengraf, and Arreguin.  
Noes: None.  
Absent: None.





Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Henry Oyekanmi, Director, Finance  
 Subject: Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 25, 2023

RECOMMENDATION

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

FISCAL IMPACTS OF RECOMMENDATION

Total estimated cost of items included in this report are **\$2,035,590**.

| <u>PROJECT</u>                                                                   | <u>Fund</u> | <u>Source</u> | <u>Amount</u>      |
|----------------------------------------------------------------------------------|-------------|---------------|--------------------|
| Healthy Berkeley Community-Based Organizations 2-Year Funding for FY24 and FY25. | 011         | General Fund  | \$2,035,590        |
| <b>Total:</b>                                                                    |             |               | <b>\$2,035,590</b> |

CURRENT SITUATION AND ITS EFFECTS

On May, 6, 2008, Council adopted Ordinance No. 7,035-N.S. effective June 6, 2008, which increased the City Manager’s purchasing authority for services to \$50,000. As a result, this required report submitted by the City Manager to Council is now for those purchases in excess of \$100,000 for goods; and \$200,000 for playgrounds and construction; and \$50,000 for services. If Council does not object to these items being sent out for bid or proposal within one week of them appearing on the agenda, and

Formal Bid Solicitations and Request for Proposals  
Scheduled for Possible Issuance After Council  
Approval on April 25, 2023

CONSENT CALENDAR  
April 25, 2023

upon final notice to proceed from the requesting department, the IFB (Invitation for Bid) or RFP (Request for Proposal) may be released to the public and notices sent to the potential bidder/respondent list.

BACKGROUND

On May 6, 2008, Council adopted Ordinance No. 7,035-N.S., amending the City Manager's purchasing authority for services.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The Finance Department reviews all formal bid and proposal solicitations to ensure that they include provisions for compliance with the City's environmental policies. For each contract that is subject to City Council authorization, staff will address environmental sustainability considerations in the associated staff report to City Council.

RATIONALE FOR RECOMMENDATION

Need for the services.

ALTERNATIVE ACTIONS CONSIDERED

None.

CONTACT PERSON

Darryl Sweet, General Services Manager, Finance, 510-981-7329

Attachments:

- 1: Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 25, 2023
  - a. Healthy Berkeley Community-Based Organizations 2-Year Funding for FY24 and FY25.

Note: Original of this attachment with live signature of authorizing personnel is on file in General Services.

DATE SUBMITTED: April 25, 2023

| SPECIFICATION NO.  | DESCRIPTION OF GOODS / SERVICES BEING PURCHASED                                  | APPROX. RELEASE DATE | APPROX. BID OPENING DATE | INTENDED USE                                                                                                                 | ESTIMATED COST     | BUDGET CODE TO BE CHARGED                                                                                        | DEPT. / DIVISION          | CONTACT NAME & PHONE                                                                                 |
|--------------------|----------------------------------------------------------------------------------|----------------------|--------------------------|------------------------------------------------------------------------------------------------------------------------------|--------------------|------------------------------------------------------------------------------------------------------------------|---------------------------|------------------------------------------------------------------------------------------------------|
| 23-11583-C         | Healthy Berkeley Community-Based Organizations 2-Year Funding for FY24 and FY25. | 4/26/2023            | 6/1/2023                 | Two-year grant opportunity to fund programs to reduce the consumption of SSBs and to address the effects of SSB consumption. | \$2,035,590        | 011-51-507-507-0000-000-459-636110<br><br>Project Code:<br>HHHSSB2401-<br>NONPERSONN-<br>CONTRACTS-<br>CMMNTYAGY | HHCS/<br>Public<br>Health | Janice Chin, PH<br>Division Manager<br>981-5121<br><br>JoAnn<br>Evangelista, Sr.<br>HSPS<br>981-7710 |
| <b>DEPT. TOTAL</b> |                                                                                  |                      |                          |                                                                                                                              | <b>\$2,035,590</b> |                                                                                                                  |                           |                                                                                                      |
| <b>TOTAL</b>       |                                                                                  |                      |                          |                                                                                                                              | <b>\$2,035,590</b> |                                                                                                                  |                           |                                                                                                      |





Office of the City Manager

CONSENT CALENDAR

April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: David Sprague, Interim Chief, Fire Department

Subject: Grant Application: Funding from the Federal Emergency Management Agency (FEMA) to hire additional firefighters to meet NFPA 1710 standards and recommendations from the City Gate, LLC Standards of Coverage and Community Risk Assessment

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to apply for and accept a grant, and any amendments, from the Federal Emergency Management Agency (FEMA) for up to \$5,093,748 with no matching City funds to hire six additional firefighters to help the City meet the National Fire Protection Association (NFPA) 1710 *Standard for the Organization and Deployment of Fire Suppression Operations, Emergency Medical Operations, and Special Operations to the Public by Career Fire Departments* and to partially accomplish one of the recommendations from the City Gate, LLC Standards of Coverage and Community Risk Assessment.

FISCAL IMPACTS OF RECOMMENDATION

There are no matching funds required for this grant award.

CURRENT SITUATION AND ITS EFFECTS

A grant award will provide funding for the City to hire an additional six firefighters and increase the staffing of two engine companies from three to four firefighters for the three years of the grant performance period.

The Berkeley Fire Department (Department) is not meeting nationally recognized standards that outline how many firefighters should arrive at an incident within a designated time following a 9-1-1 call. The Department's model for providing service has not kept pace with the increased calls for service and the City's substantial infill and growth. Efforts to make incremental changes to Department staffing and deployment over the past 40 years were not sufficient and the organization is now faced with a large gap between the existing community risk and Department capacity. The City contracted with Citygate Associates, LLC to complete a Standards of Cover and Community Risk Assessment study (SOC) to better understand this gap. Citygate offered several recommendations to bring the Department into alignment with the City's current and future service needs including a recommendation to up-staff six of nine fire companies from three to four firefighters.

Studies performed by the International Association of Fire Fighters (IAFF) demonstrate that four-person firefighting crews are more efficient than three-person crews. A fire engine staffed with four people completed the same number of fireground tasks 5.1 minutes faster than the three-person crew. The four-person crews were able to complete necessary fireground tasks on a residential structure fire nearly 25% faster than the three-person crews.

The importance of shaving even seconds off the time it takes to assemble and complete firefighting and search and rescue of trapped occupants of a fire becomes clear when evaluating the data from the Underwriter Laboratory's (UL) Firefighter Safety Research Institute (FSRI) study "New Comparison of Natural and Synthetic Home Furnishings" which demonstrates that modern fires develop faster than legacy fires, leaving occupants under 5 minutes post ignition to escape vs over 30 minutes before.

Similarly, in emergency medical incidents, there are a significant number of actions that need to occur simultaneously and expeditiously in order to provide residents with the best chance of survival. The Department runs just over 16,000 incidents per year. Of those, approximately 700 patients were classified in a category where the time it takes responders to arrive on the scene, the swiftness with which that crew initiated critical medical interventions, or speed with which the patient is transported to the emergency department has a direct impact to outcome and survival.

The increased staffing this grant will provide in key areas of the City will decrease the amount of time it takes to assemble the necessary number of responders on the scene of an incident and reduce the amount of time it takes personnel to begin and complete critical interventions to mitigate the emergency.

### BACKGROUND

Over the past 30 years, the Department contracted in size from 10 stations to 7; from 180 firefighters to 130; and from four firefighters to three per fire engine or ladder truck. During the same 30 years, call volume has increased from 6,500 to over 16,000 incidents per year.

The SOC states that Berkeley is undergoing an intensification of land uses and populations, making the city configuration more typical of the largest metropolitan cities. The Department must grow from a suburban agency to that of a major urban fire department in staffing, unit types, and facility locations. The SOC describes that population, density, and traffic congestion impacts the Department's ability to deliver the appropriate number of responders to an emergency scene within nationally recognized arrival times.

The City has responded to a regional affordable housing shortage by revising zoning standards and increasing the number of mid-rise and high-rise buildings. While Berkeley has a relatively small land area of 10.43 square miles, it has developed a metro risk profile



based on density, development, and congestion. Berkeley is already the second most dense city (behind only San Francisco) in the top 51 most populated cities in California. The projected growth over the coming years coupled with proposed traffic calming projects will only increase density, congestion and the time it takes fire apparatus to travel to an incident and then if necessary to the emergency department.

ENVIRONMENTAL SUSTAINABILITY

There are no environmental impacts from this grant.

RATIONALE FOR RECOMMENDATION

The Department is responsible for evaluating the risk profile of the community to ensure it is operationally prepared to mitigate the types of incidents in ways that meet or exceed national recommendations, industry best practices, and community expectations.

ALTERNATIVE ACTIONS CONSIDERED

Submitting a budget request for six additional firefighters in the FY24 budget process.

CONTACT PERSON

David Sprague, Interim Fire Chief, 510-981-3473

Attachments:

1: Resolution

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

GRANT APPLICATION: FUNDING FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO HIRE ADDITIONAL FIREFIGHTERS TO MEET NFPA 1710 STANDARDS AND RECOMMENDATIONS FROM THE CITY GATE, LLC STANDARDS OF COVERAGE AND COMMUNITY RISK ASSESSMENT

WHEREAS, over the past 40 years, the Berkeley Fire Department (Department) contracted in size from 10 stations to 7, 180 firefighters to 130 and from four firefighters to three per fire engine or ladder truck; and

WHEREAS, during the same 40 years, call volume has increased from 6,500 to over 16,000 incidents per year; and

WHEREAS, subsequently the Departments model for providing service has not kept pace with the increased calls for service and the City's substantial infill and growth specifically with regard to capacity to meet nationally recognized standards that outline total response time and how quickly an appropriate number of firefighters should be assembled at an incident within a designated period of time following a 9-1-1 call; and

WHEREAS, the City contracted with Citygate Associates, LLC to complete a Standards of Cover and Community Risk Assessment study (SOC) to better understand this gap; and

WHEREAS, Citygate offered several recommendations to bring the Department into alignment with the City's current and future service needs including a recommendation to up-staff six of nine fire companies from three to four firefighters; and

WHEREAS, the SOC states that Berkeley is undergoing an intensification of land uses and populations, making the city configuration more typical of the largest metropolitan cities. It recommends the Department grow from a suburban agency to that of a major urban fire department in staffing, unit types, and facility locations; and

WHEREAS, the City has responded to a regional affordable housing shortage by revising zoning standards and increasing the number of mid-rise and high-rise buildings. While Berkeley has a relatively small land area of 10.43 square miles, it has developed a metro risk profile based on density, development, and congestion. The City is already the second most dense City (behind only San Francisco) in the top 51 most populated cities in California. The projected growth over the coming years coupled with proposed traffic calming projects will only increase density, congestion and the time it takes fire apparatus to travel to an incident and then if necessary to the emergency department.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee is authorized to apply for and accept a grant, and any amendments, from the Federal Emergency Management Agency (FEMA) for up to \$5,093,748 with no matching City funds to hire six additional firefighters to help the City meet the National Fire Protection Association (NFPA) 1710 *Standard for the Organization and Deployment of Fire Suppression Operations, Emergency Medical Operations, and Special Operations to the Public by Career Fire Departments* and to partially accomplish one of the recommendations from the City Gate, LLC Standards of Coverage and Community Risk Assessment.



Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Lisa Warhuus, Director, Health, Housing, and Community Services  
 Subject: Extension of the Alameda County Abandoned Vehicle Abatement Program

RECOMMENDATION

Adopt a Resolution approving the extension of the Alameda County Abandoned Vehicle Abatement (Alco AVA) Program until May 31, 2033, and directing the City Manager to take any actions necessary, including executing any resultant agreements, to extend this program and secure related funding.

SUMMARY

The current program is set to expire at the end of May 2023. New legislation allows the local service authorities to extend the programs every 10 years with the approval of the County and a majority of the cities comprising a majority of the population of the incorporated areas. Adoption of the attached resolution is the first step towards the extension of this important program.

FISCAL IMPACTS OF RECOMMENDATION

Extension of the Alco AVA Program will allow continued funding for an additional ten-year period to the City's Department of Health, Housing, and Community Services' Environmental Health Division (HHCS/EH) to address and abate abandoned vehicles on private property. The revenue will be deposited into Fund 161. In the past, the City has received about \$100,000 per year from this source.

CURRENT SITUATION AND ITS EFFECTS

Vehicle registration fees are collected by the California Department of Motor Vehicles and allocated to Alameda County by the State Controller's Office pursuant to Section 9250.7 VC. Fees are then allocated to the Alco AVA's participating agencies based on an adopted formula involving their individual percentage of vehicles abated, population, and land area in relation to the totals for these factors in the Alco AVA as a whole. The current participating agencies are the County of Alameda, and all other Alameda County cities *except* Albany and Emeryville.

The current program is set to expire at the end of May 2023. New legislation allows the local service authorities to extend the programs every 10 years with the approval of the

County and a majority of the cities comprising a majority of the population of the incorporated areas. Adoption of the attached resolution is the first step towards the extension of this important program.

### BACKGROUND

In 1990, the California State Legislature enacted legislation allowing for the creation of county-based vehicle service authorities, pursuant to the provisions of Section 22710 VC. In 1993, the Alco AVA was formed and imposed a one-dollar annual vehicle registration fee on vehicles registered to an owner with an address in the County of Alameda.

Since the inception of the program almost 30 years ago, the Alco AVA has received approximately \$34.8 million, which has allowed staff in the participating agencies to abate approximately 465,000 abandoned vehicles.

HHCS/EH receives funding from this program to pay for various program-related expenses. This includes staffing and program-related equipment; including a vehicle and other technical equipment and supplies to conduct abandoned vehicle abatement efforts.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are no identifiable environmental effects or opportunities associated with the subject of this report.

### RATIONALE FOR RECOMMENDATION

Approving the attached resolution affirms the City of Berkeley's commitment to the Alco AVA program, thereby enabling its extension to fund abandoned vehicle abatement in Berkeley through May 2033.

### ALTERNATIVE ACTIONS CONSIDERED

The City could choose not to participate in the Alco AVA program, which would result in a loss of funding for abandoned vehicle abatement, and could jeopardize the rest of the County's ability to continue the program. Staff do not recommend this approach.

### CONTACT PERSON

Ronald J. Torres, Manager, Environmental Health, HHCS, (510) 981-5261

### Attachments

1. Resolution

RESOLUTION NO. –N.S.

APPROVING THE EXTENSION OF THE ALAMEDA COUNTY ABANDONED  
VEHICLE ABATEMENT PROGRAM UNTIL MAY 31, 2033

WHEREAS, the Alameda County Abandoned Vehicle Abatement Authority was formed in 1993 and the City of Berkeley is an active member; and

WHEREAS, since 1993, the Alameda County Abandoned Vehicle Abatement Authority and Program has provided approximately \$34.8 million county-wide which has supported the participating agencies in the abatement of approximately 465,000 abandoned vehicles in Alameda County; and

WHEREAS, the Alameda County Abandoned Vehicle Abatement Program is set to expire May 31, 2023; and

WHEREAS, new legislation allows for an extension of the Program with the approval of the County and a majority of the cities comprising a majority of the population of the incorporated areas; and

WHEREAS, it is important to the City of Berkeley to have the program continue in order to maintain vehicle abatement efforts.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that it approves the ten-year extension of the Alameda County Abandoned Vehicle Abatement Program through May 31, 2033, and directs the City Manager to take any actions necessary, including executing any resultant agreements, to extend this Program and secure related funding. A record signature of said Resolution to be on file in the office of the City Clerk.





Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Lisa Warhuus, Director, Health, Housing, and Community Services  
 Subject: Revenue Contract: Alameda County for the Vector Program

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute a contract with Alameda County for the Vector Program in the Environmental Health Division of the Health, Housing, and Community Services Department; to accept the grant funds; execute any resultant revenue agreements and amendments in line with the grant award, which may be larger or smaller than the projected award of \$1,050,000 for FY2022 through FY2024 to be deposited in Fund 325 (Vector Control); and implement the projects and appropriation of funding for related expenses, subject to securing the grant.

FISCAL IMPACTS OF RECOMMENDATION

This revenue contract will allow the City to be reimbursed for up to \$328,704 for FY22, \$359,476 in FY23 and a projected \$361,820 in FY24 for the actual costs of providing vector services as defined in the contract. Funds will be deposited in Fund 325 (Vector Control) and will be included in the adopted budget.

On March 20, 2023, the County provided the maximum reimbursement amounts for FY22 and FY23. The maximum reimbursement amount for FY24 has not yet been determined by Alameda County but is projected to be similar.

CURRENT SITUATION AND ITS EFFECTS

The Vector Program is a program of the Department of Health, Housing, and Community Services' Environmental Health Division (HHCS/EH). County Vector Program funding supports City staff who can respond to vector-related questions and complaints from residents. Vector program funds are collected from Alameda County tax payers and the amount in the City's contract reflects the County's calculation of the amount attributable to Berkeley, less charges for the County's administration and any vector services the County provides within Berkeley.

The County requires a reporting of staff time to the minute associated with a specific address in order to calculate reimbursements, and places a cap on any time not spent on direct service. As a result, over the past three years, the City has averaged about

\$170,000 in annual revenue from this contract, despite a higher allowable amount. The new contract will include the County's agreement to pay for 100% of a staff position that is assigned 100% to vector services, without the same level of documentation. HHCS anticipates being able to bill for more of the contract once the position has been filled.

The Vector Program is a Strategic Plan Priority Project, advancing our goal to create a resilient, safe, connected, and prepared city.

### BACKGROUND

Environmental health is the branch of public health concerned with all aspects of the natural and built environment affecting human health. In the Vector Program, HHCS/EH responds to requests for service related to disease vectors such as rodents, insects (bed bugs, fleas, flies, cockroaches), arachnids (mites, ticks), and nuisance wildlife (bats, raccoons, opossums, skunks), as well as causative conditions, such as garbage, rubbish, overgrowth and abandoned/neglected properties.

HHCS/EH inspectors identify vector issues, make recommendations on how to address them, and educate residents about preventing and addressing vector issues. HHCS/EH is not a pest control service provider. While most environmental health departments in California are operated by counties, the City has historically had its own.

Staffing costs have increased over the past years but the size of the vector program contract has stayed relatively similar, which makes sustaining these services increasingly difficult even if all services are reimbursed.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are no sustainability impacts associated directly with the subject of this report.

### RATIONALE FOR RECOMMENDATION

HHCS/EH saw a marked increase in calls for vector services during the pandemic. Renewing this contract will allow HHCS/EH to continue providing these services to the Berkeley community.

### ALTERNATIVE ACTIONS CONSIDERED

The City could elect not to accept these funds and not provide related vector services. Because of the increase in calls for vector services since 2020, and the importance of these services to the community, this approach is not recommended.

### CONTACT PERSON

Ron Torres, Manager of Environmental Health, HHCS, (510) 981-5261

Attachments:  
1: Resolution



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

REVENUE CONTRACT: ALAMEDA COUNTY FOR THE VECTOR PROGRAM

WHEREAS, environmental health is the branch of public health concerned with all aspects of the natural and built environment affecting human health; and

WHEREAS, the City of Berkeley had its own vector control program since before Alameda County established a vector control County Service Area (CSA) funded primarily by a benefit assessment charge onto each real property in the district; and

WHEREAS, in 1984 Alameda County established a service contract with the City of Berkeley so the City would continue provide its own vector control services to the residents of Berkeley each year; and

WHEREAS, the latest Alameda County and City of Berkeley vector program contract ended in FY2022.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee is hereby authorized to execute a contract with Alameda County for the Vector Program in the Environmental Health Division of the Health, Housing, and Community Services Department; to accept the grant funds; execute any resultant revenue agreements and amendments in line with the grant award, which may be larger or smaller than the projected award of \$1,050,000 for FY2022 through FY2024 to be deposited in Fund 325 (Vector Control); and implement the projects and appropriation of funding for related expenses, subject to securing the grant. A record signature copy of said agreements and any amendments shall be on file in the office of the City Clerk.





Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront  
 Subject: Contracts: Freitas Landscaping and Pacific Site Management for On-Call Vegetation Management Services

RECOMMENDATION

Adopt two Resolutions authorizing the City Manager or her designee to execute the following contracts and any amendments for on-call landscape vegetation management and removal in City-owned parks, pathways, and landscaped areas over a period of three years, with an option to extend the contract for two additional one-year terms, for a total amount not to exceed \$1,200,000:

1. Freitas Landscaping and Maintenance, for an amount not to exceed \$600,000; and
2. Pacific Site Management, for an amount not to exceed \$600,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding is available in the Fiscal Year (FY) 2023 budget in the General Fund, in the Parks Tax Fund, in the Marina Fund, and in the Measure FF Fund. In future years, funds will be budgeted annually at these levels for a total amount not to exceed \$1,200,000.

CURRENT SITUATION AND ITS EFFECTS

On February 2, 2023, to prepare for a new contract for these services, the City conducted a Request For Proposal (RFP) competitive bidding process to solicit proposals for the removal of vegetation accumulation and to manage other vegetation in high-risk areas of City-owned parks, pathways, and landscaped areas (Specification No. 23-11560-C).

On March 14, 2023 the City received two bids; one from Freitas Landscaping and Maintenance and the other from Pacific Site Management. Staff have determined that both Freitas Landscape and Maintenance and Pacific Site Management meet the criteria described in the RFP. Staff recommends that new contracts with Freitas Landscaping and Maintenance and Pacific Site Management be authorized.

BACKGROUND

On June 9, 1992, the City Council of the City of Berkeley authorized the creation of the Fire Fuel Management Program for public properties in response to the Oakland Hills Firestorm Disaster of October 1991. The program objectives are to remove hazardous vegetation accumulation and to manage other vegetation in high-risk areas of City owned parks, pathways, and landscaped areas. The City does not have the resources to accomplish this work using in-house staff, and therefore uses contracted services.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Chapter 1 of the City's Climate Action Plan acknowledges that California will experience a rise in wildfires due to climate change. This program preserves natural habitat by removing unwanted invasive plant species and vegetative debris that are recycled and converted into usable compost. This services contract is an essential component in the proper maintenance of the City's open spaces.

RATIONALE FOR RECOMMENDATION

The Parks, Recreation and Waterfront Department has evaluated the ongoing needs for hazardous vegetation mitigation and other vegetation management and has determined that Freitas Landscaping and Maintenance and Pacific Site Management meet the requirements as set out in the RFP.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Bruce Pratt, Parks Superintendent, 981-6667

Melissa Marizette-Green, Senior Landscape Gardener Supervisor, 981-6684

Attachments:

1. Resolution: Contract with Freitas Landscaping and Maintenance
2. Resolution: Contract with Pacific Site Management

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

CONTRACT: FREITAS LANDSCAPING AND MAINTENANCE FOR ON-CALL  
VEGETATION MANAGEMENT AND REDUCTION SERVICES

WHEREAS, on June 9, 1992, the City Council of the City of Berkeley authorized the creation of the Fire Fuel Management Program for public properties in response to the Oakland Hills Firestorm Disaster of October 1991; and

WHEREAS, the program objectives are to remove hazardous vegetation accumulations and to manage other vegetation in high-risk areas of City owned parks, pathways, and landscaped areas. The City does not have the resources to accomplish this work using in-house staff, and therefore uses contracted services; and

WHEREAS, on February 2, 2023, to prepare for a new contract for these services, the City conducted a Request For Proposal (RFP) competitive bidding process to solicit proposals for the removal of hazardous vegetation accumulations and to manage other vegetation in high-risk areas of City-owned parks, pathways, and landscaped areas (Specification No. 23-11560-C); and

WHEREAS, on March 14, 2023, the City received two (2) bids, which were reviewed by staff; and

WHEREAS, staff determined that Freitas Landscaping and Maintenance meets the criteria described in the RFP; and

WHEREAS, the desired landscape maintenance firms will be available on an on-call basis over a three-year period for an amount not to exceed \$600,000; and

WHEREAS, funding is available in the General Fund, in the Parks Tax Fund, in the Marina Fund, and in the Measure FF Fund for the 2023 Fiscal year. In future years, funds will be budgeted annually at these levels for a total amount not to exceed \$600,000.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee is hereby authorized to execute a contract and any amendments with Freitas Landscaping and Maintenance for a period of three years, with an option to extend the contract for two additional years, for a total amount not to exceed amount of \$600,000. A record signature copy of said contract will be on file in the Office of the City Clerk.

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

CONTRACT: PACIFIC SITE MANAGEMENT FOR ON-CALL VEGETATION  
MANAGEMENT AND REDUCTION SERVICES

WHEREAS, on June 9, 1992, the City Council of the City of Berkeley authorized the creation of the Fire Fuel Management Program for public properties in response to the Oakland Hills Firestorm Disaster of October 1991; and

WHEREAS, the program objectives are to remove hazardous vegetation accumulations and to manage other vegetation in high-risk areas of City owned parks, pathways, and landscaped areas. The City does not have the resources to accomplish this work using in-house staff, and therefore uses contracted services; and

WHEREAS, on February 2, 2023, to prepare for a new contract for these services, the City conducted a Request For Proposal (RFP) competitive bidding process to solicit proposals for the removal of hazardous vegetation accumulations and to manage other vegetation in high-risk areas of City-owned parks, pathways, and landscaped areas (Specification No. 23-11560-C); and

WHEREAS, on March 14, 2023, the City received two (2) bids, which were reviewed by staff; and

WHEREAS, staff determined that Pacific Site Management meets the criteria described in the RFP; and

WHEREAS, the desired landscape maintenance firms will be available on an on-call basis over a three-year period for an amount not to exceed \$600,000; and

WHEREAS, funding is available in the General Fund, in the Parks Tax Fund, in the Marina Fund, and in the Measure FF Fund for the 2023 Fiscal year. In future years, funds will be budgeted annually at these levels for a total amount not to exceed \$600,000.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee is hereby authorized to execute a contract and any amendments with Pacific Site Management for a period of three years, with an option to extend the contract for two additional years, for a total not to exceed amount of \$600,000. A record signature copy of said contract will be on file in the Office of the City Clerk.



Office of the City Manager

CONSENT CALENDAR

April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront  
 Subject: Contracts: Redwood Engineering and OBS Engineering for As-Needed Irrigation Services

RECOMMENDATION

Adopt two Resolutions authorizing the City Manager to execute contracts and any amendments with the following firms for irrigation repair and improvement services as-needed, for contract periods of May 15, 2023 to May 15, 2026:

1. Redwood Engineering Construction, for an amount not to exceed \$100,000; and
2. OBS Engineering Incorporated, for an amount not to exceed \$100,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding for the as-needed contracts is available in the FY 2023 budget in the Parks Tax Fund (138) and Marina Fund (608). Funding for FY 2024 through FY 2026 is subject to appropriation in various funding sources in the Parks Tax and Marina Fund budgets and will be identified as needs arise.

CURRENT SITUATION AND ITS EFFECTS

As-needed irrigation services are needed from qualified contractors at various parks and greenways throughout the City. Fixing failing irrigation infrastructure has become overwhelming because much of our irrigation inventory has surpassed life expectancy. Currently broken irrigation lines are the primary cause of water waste for the City of Berkeley. These irrigation services will include repair and replacement of water piping systems, mainlines, lateral lines, valves, backflows, and controllers. The City needs new irrigation systems designed and installed for additional tree plantings, gardens, and drought tolerant green areas. It is important that irrigation systems are operating at optimum efficiency to reduce the waste of water.

## BACKGROUND

The Parks, Recreation and Waterfront Department contracts with private companies for a variety of services that includes traffic control, excavation, main water supply line repair, irrigation infrastructure repairs, and concrete and asphalt replacement. On Tuesday, January 31, 2023 the City published a Request for Proposal (RFP) seeking qualified firms or individuals to provide irrigation repair services on an as-needed basis (Specification No. 23-11570).

On March 7, 2023, the City received Statements of Proposals (SOPs) from two (2) separate construction and engineering service firms. A panel of City staff reviewed the SOPs and recommended both firms for acceptance.

## ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Section D.2 in chapter 3 of the City's **Climate Action Plan** seeks to promote tree planting, landscaping, and the creation of green and open space that is safe and attractive and that help restore the natural processes with significant environmental benefits in the form of carbon dioxide absorption and oxygen production as well as storm water retention, and climate control. These service contracts play an instrumental role in the City's ability to provide adequate irrigation infrastructure to meet the needs of the **Climate Action Plan** as well as meeting the requirements established for water conservation by East Bay Municipal Utility District (EBMUD).

## RATIONALE FOR RECOMMENDATION

The Parks, Recreation and Waterfront Department has evaluated the ongoing needs for added irrigation infrastructure repair work. The deteriorating infrastructure of Parks and Waterfront irrigation systems has proven to exceed the size and scope manageable by City staff alone. Redwood Engineering Construction and OBS Engineering Incorporated best meet the requirements as set out in the Bid Specification No. 23-11570. Additionally, these contracts will expand the City's capacity to respond to emergencies, such as after-hour repairs that might otherwise exceed the capacity of limited City Parks Facilities resources.

## ALTERNATIVE ACTIONS CONSIDERED

No alternative actions were considered. The City needs assistance from contractors to provide on-call irrigation repair services quickly and safely.

## CONTACT PERSON

Scott Ferris, Director, Parks, Recreation & Waterfront, 981-6700  
Bruce Pratt, Parks Superintendent, Parks, Recreation and Waterfront 981-6632  
Walter Vandernald, Senior Building Maintenance Supervisor, Parks, Recreation and Waterfront 981-6727

## Attachments:

1. Resolution: Redwood Engineering Construction
2. Resolution: OBS Engineering Inc.



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

CONTRACT: REDWOOD ENGINEERING CONTRUCTION

WHEREAS, the Building Maintenance Unit of the Parks, Recreation and Waterfront Department contracts with private companies for traffic controls, excavation, main water supply line repair, irrigation infrastructure repairs, concrete and asphalt replacement etc.; and

WHEREAS, on Tuesday, January 31, 2023 the City published a Request for Proposal (RFP) seeking qualified firms or individuals to provide irrigation repair services on an as-needed basis; and

WHEREAS, on March 7, 2023, the City received two (2) submissions, which were reviewed and rated; and

WHEREAS, Redwood Engineering Construction was determined to be fully qualified and responsive to the City's request; and

WHEREAS, the desired irrigation repair service firm will be available on an as-needed basis over a two-year period for an amount not to exceed \$100,000; and

WHEREAS, funding is available in the FY 2023 budget in the Parks Tax Fund (138) and Marina Fund (608). Funding for FY 2024 through FY 2026 is subject to appropriation in various funding sources in the Parks Tax and Marina Fund budgets and will be identified as needs arise.

NOW THEREFORE, BE IT RESOLVED, that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, or change orders with Redwood Engineering Construction for as-needed irrigation repair services for the contract period of May 15, 2023 through May 15, 2026 in an amount not to exceed \$100,000. A recorded signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.

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

CONTRACT: OBS ENGINEERING INCORPORATED

WHEREAS, the Building Maintenance Unit of the Parks, Recreation and Waterfront Department contracts with private companies for traffic controls, excavation, main water supply line repair, irrigation infrastructure repairs, concrete and asphalt replacement etc.; and

WHEREAS, on Tuesday, January 31, 2023 the City published a Request for Proposal (RFP) seeking qualified firms or individuals to provide irrigation repair services on an as-needed basis; and

WHEREAS, on March 7, 2023, the City received two (2) submissions, which were reviewed and rated; and

WHEREAS, OBS Engineering Incorporated was determined to be fully qualified and responsive to the City's request; and

WHEREAS, the desired irrigation repair service firm will be available on an as-needed basis over a two-year period for an amount not to exceed \$100,000; and

WHEREAS, funding is available in the FY 2023 budget in the Parks Tax Fund (138) and Marina Fund (608). Funding for FY 2024 through FY 2026 is subject to appropriation in various funding sources in the Parks Tax and Marina Fund budgets and will be identified as needs arise.

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, or change orders with OBS Engineering Incorporated for as-needed irrigation repair services for the contract period of May 15, 2023 through May 15, 2026 in an amount not to exceed \$100,000. A recorded signature copy of the agreement and any amendments to be on file in the Office of the City Clerk.



Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: Scott Ferris, Director, Parks, Recreation & Waterfront

Subject: Contract No. 32200178 Amendment: Mountain Valley Environmental Services for Chief Water Plant Operator Services for Berkeley Tuolumne Camp

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend Contract No. 32200178 with Mountain Valley Environmental Services for Chief Water Plant Operator Services for Berkeley Tuolumne Camp, increasing the amount by \$120,000 for a total not-to-exceed contract amount of \$169,900.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this contract is available in the FY 2023 and FY 2024 budgets and is subject to appropriation in the FY 2025 budget in the Camps Fund (Fund 125). No other funding is required, and no other projects or services will be delayed due to this expenditure.

CURRENT SITUATION AND ITS EFFECTS

On April 4, 2022 the City entered into a contract with Mountain Valley Environmental Services for Berkeley Tuolumne Camp Chief Water Plant Operator Services for a not-to-exceed amount of \$24,000. The Contract was subsequently amended for a new not to exceed amount of \$49,900 under City Manager authority.

An ongoing need exists for these services to be provided for the operation of Berkeley Tuolumne Camp for the upcoming summer seasons. Mountain Valley Environmental Services possess the staff and expertise needed to operate the water treatment plant to meet the requirements of the State drinking water permit.

BACKGROUND

In 2022, the City completed the rebuilding of Berkeley Tuolumne Family Camp after the 2013 Rim Fire Disaster and re-opened camp to the public. In order to operate a full-service Overnight Camp, the City must provide potable water that meets the requirements of our drinking water permit from the State. While the City's summer seasonal staff perform the day-to-day operations of the Water Treatment Plant, the City

does not have qualified internal staff to perform the necessary oversight and reporting that is required by the State drinking water permit.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The provision of safe drinking water at Berkeley Tuolumne Camp helps the City to meet Strategic Plan Goal 1 to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

RATIONALE FOR RECOMMENDATION

Mountain Valley Environmental Services is highly qualified and responsive. They facilitated the successful operation of the Berkeley Tuolumne Camp Water Plant for the re-opening of the rebuilt Camp in the Summer of 2022. The consistency and continuity of Water Plant operations is critical to the overall success of Berkeley Tuolumne Camp.

ALTERNATIVE ACTIONS CONSIDERED

None.

CONTACT PERSON

Scott Ferris, Director, Parks, Recreation & Waterfront, 981-6700

Attachment:  
1: Resolution

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

CONTRACT NO. 32200178 AMENDMENT: MOUNTAIN VALLEY ENVIRONMENTAL SERVICES FOR CHIEF WATER PLANT OPERATOR SERVICES FOR BERKELEY TUOLUMNE CAMP

WHEREAS, the state permit for the drinking water system at Berkeley Tuolumne Camp requires specialized oversight; and

WHEREAS, the City has neither the labor nor the expertise necessary to perform this project; and

WHEREAS, a Request for Proposal (RFP) was duly advertised on February 2, 2022, bids were opened on February 15, 2022, and the City received 4 proposals; and

WHEREAS, the proposal from Mountain Valley Environmental Services best met the criteria described in the RFP; and

WHEREAS, the contract with Mountain Valley Environmental Services for Chief Water Plant Operator Services for Berkeley Tuolumne Camp was executed on April 4, 2022 for a total amount not to exceed \$24,000 and was subsequently amended to a new not to exceed amount of \$49,900 under City Manager authority; and

WHEREAS, an increase of \$120,000 to the not-to-exceed contract amount is necessary to continue providing these services for Berkeley Tuolumne Camp for upcoming summer seasons; and

WHEREAS, funding for this contract is available in the FY 2023 and FY 2024 budgets and is subject to appropriation in the FY 2025 budget in the Camps Fund (Fund 125).

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 32200178 with Mountain Valley Environmental Services for Chief Water Plant Operator Services for Berkeley Tuolumne Camp, increasing the contract amount by \$120,000, for a total amended amount not to exceed \$169,900. A record signature copy of any amendments to be on file in the Office of the City Clerk.





Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront  
 Subject: Grant Application: Clean California Local Grant Program – Tom Bates Fields Beautification Project

RECOMMENDATION

Adopt a Resolution authorizing the City Manager or her designee to submit a grant application in the amount of up to \$5,000,000 to the Clean California Local Grant Program (CCLGP) for the Tom Bates Fields Beautification Project; accept any grants; execute any resulting grant agreements and any amendments; and that Council authorize the implementation of the project and appropriation of funding for related expenses, subject to securing the grant.

FINANCIAL IMPLICATIONS

For the FY2024 PRW budget, \$2,500,000 from Measure T1 Phase 2 funds was budgeted for the new fieldhouse/restroom and \$1,500,000 from Parks Tax funds for the pickleball and youth soccer field. This funding will provide the local match required by the CCLGP grant program. This project location qualifies for either a 37.5% or 50% match requirement, which allows for a maximum grant award of up to \$5,000,000.

CURRENT SITUATION AND ITS EFFECTS

In March 2023, the State announced Round 2 of the CCLGP, administered by the California Department of Transportation (Caltrans), to provide approximately \$296,000,000 as part of a two-year program to beautify and improve streets and roads, tribal lands, parks, pathways, and transit centers to restore pride in public spaces. Eligible projects must meet at least one of the following project goals: litter and graffiti abatement, greening and the use of native drought-tolerant plantings, improving access to public space, public engagement in project development, and projects in underserved communities. Proposals are due on April 28, 2023, grant awards will be announced in May 2023, and projects must be completed by June 30, 2025.

BACKGROUND

In 2021, after an extensive community engagement process, the City completed a preferred conceptual plan for the proposed Tom Bates Fieldhouse/Restroom, youth soccer field, and pickleball court project. With the recent announcement of the Clean

California Round 2 grant program, the City has an opportunity to complete all elements of the master plan for the Tom Bates Regional Sports Field Complex, which include beautification and ADA accessibility improvements to the parking lots, entrances, landscaping, and stormwater treatment.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

All parks improvement construction projects are required to comply with the City of Berkeley Climate Action Plan, specifically in terms of reducing construction waste, as well as environmentally preferred purchasing guidelines to reduce waste and increase the use of renewable resources. This project helps the City meet Strategic Goal 1 – infrastructure.

RATIONALE FOR RECOMMENDATION

The allocation of local funds for parks improvement projects allows the City to apply for grant opportunities that require significant local matching funds.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Scott Ferris, Director of Parks, Recreation & Waterfront, 981-6703  
Nelson Lam, Supervising Civil Engineer, Parks, Recreation & Waterfront, 981-6439

Attachments  
1: Resolution



RESOLUTION NO. -N.S

GRANT APPLICATION: CLEAN CALIFORNIA LOCAL GRANT PROGRAM FOR THE  
TOM BATES FIELDS BEAUTIFICATION PROJECT

WHEREAS in March 2023, the State of California announced Round 2 of the Clean California Local Grant Program (CCLGP), administered by the California Department of Transportation (Caltrans), to provide approximately \$296,000,000 as part of a two-year program to beautify and improve streets and roads, tribal lands, parks, pathways, and transit centers to restore pride in public spaces. Eligible projects must meet at least one of the following project goals: litter and graffiti abatement, greening and the use of native drought-tolerant plantings, improving access to public space, public engagement in project development, and projects in underserved communities. Proposals are due on April 28, 2023, grant awards will be announced in May 2023, and projects must be completed by June 30, 2025; and

WHEREAS, in 2021, after an extensive community engagement process, the City completed a preferred conceptual plan for the proposed Tom Bates Fieldhouse/Restroom, youth soccer field, and pickleball court project. With the recent announcement of the Clean California Round 2 grant program, the City has an opportunity to complete all elements of the master plan for the Tom Bates Regional Sports Field Complex, which include beautification and ADA accessibility improvements to the parking lots, entrances, landscaping, and stormwater treatment; and

WHEREAS, for the FY2024 PRW budget, \$2,500,000 from Measure T1 Phase 2 funds was budgeted for the new fieldhouse/restroom and \$1,500,000 from Parks Tax funds for the pickleball and youth soccer field. This funding will provide the local match required by the CCLGP grant program. This project location qualifies for either a 37.5% or 50% match requirement, which allows for a maximum grant award of up to \$5,000,000.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee is authorized to submit a grant application in the amount of up to \$5,000,000 to the Clean California Local Grant Program for the Tom Bates Fields Beautification Project; accept any grants; execute any resulting grant agreements and any amendments; and that Council authorize the implementation of the project and appropriation of funding for related expenses, subject to securing the grant. A record signature copy of said agreements and any amendments to be on file in the Office of the City Clerk.





Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Jennifer Louis, Interim Chief of Police  
 Subject: Contract No. 31900207 Amendment: Recruiting, Advertising, and Marketing Strategy for the Berkeley Police Department

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment, and any follow up amendments to Contract No. 31900207 with Epic Recruiting for continued recruiting, advertising and marketing strategies, increasing the amount by \$100,000 for a total contract amount not-to-exceed \$410,000 and extending the term through April 30, 2024.

FISCAL IMPACTS OF RECOMMENDATION

The Berkeley Police Department is requesting authority to extend the current contract and increase the contract amount to \$410,000. This amendment will allow the BPD to continue the police recruiting campaign through FY 2024. Funds for this contract are available within the BPD General Fund Budget Code: 011-71-704-816-0000-000-421-612990.

CURRENT SITUATION AND ITS EFFECTS

This request will allow BPD to prioritize marketing and branding in order to recruit the best qualified police candidates, which aligns with the first priority area, Recruiting for Talent (Marketing & Branding), on the City Manager's Employer of Choice Roadmap.

On February 19, 2019, the City Council adopted Resolution No. 68,758 authorizing the City Manager to execute a contract with Epic Recruiting to provide a digital marketing campaign in support of recruiting police and professional staff for the Berkeley Police Department. The contract has provided the Police Department with a professional recruiting website; cinema quality recruitment video production; branding design and photography; search engine optimization, development and launch of recruiting social media accounts; strategic ad placement campaigns using sites such as Google, YouTube, Facebook, and Instagram; assistance with posting and engaging on social media; website data analytics; a job fair booth banner, 500 recruiting pamphlets and monthly performance reports since the launch of the digital marketing campaign in September 2019.

The Berkeley Police Department must continue to be diligent and creative with its recruiting efforts in order to fill current and anticipated police and professional staff vacancies. In 2022, over 54,000 users clicked on our advertisement displayed in search engines and on all major social media platforms. Of the 54,000 users that visited the Berkeley Police Department recruitment website, approximately 4,491 users stayed and browsed the webpage. 1,718 went to the Berkeley recruitment website and clicked on *Apply Now* and provided personal contact information to Berkeley Police recruiters. Numerous prospects have mentioned Epic's digital marketing campaign as a significant factor in considering employment at BPD.

### BACKGROUND

On December 7, 2018 the City of Berkeley issued Request for Proposal No. 19-11276 for a Recruiting Advertising and Marketing Strategy for the Berkeley Police Department. After receiving four bidders, staff selected Epic Recruiting as the proposal that best met the criteria contained in the RFP.

Epic Recruiting is a digital marketing firm, and recently focuses their work towards providing online police organization recruiting services. Unlike other recruiting agencies, Epic targets the next generation of law enforcement and supports our efforts to improve and modernize existing hiring strategies. Epic uses online technologies and strategies such as online search, recruitment videos, and social networking. Professional recruitment videos for both sworn and professional employees produced by Epic can be placed on electronic billboards and on social media for a good return on investment.

This contract is a Strategic Plan Priority Project, advancing our goal to attract and retain a talented and diverse City government workforce.

The Scope of Services for the existing contract will be fulfilled in April 2023 at the conclusion of the current contract with EPIC. Additional services are required in order to continue to support recruiting efforts through an online media presence.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are positive environmental impacts as the majority of the interactions take place online and with digital products which minimize the use of various print media.

### RATIONALE FOR RECOMMENDATION

The law enforcement job market is extremely competitive, with agencies across the region, state, and country aggressively recruiting the best qualified candidates from a limited pool of applicants. The Berkeley Police Department has become far more competitive and agile in its recruitment efforts, in no small part due to improved recruiting efforts by using the specialty services of Epic Recruiting. Innovative Police Officer and Public Safety Dispatcher recruiting strategies are the cornerstone for reaching and soliciting potential candidates. By continuing our digital marketing and

Contract No. 31900207 Amendment: Epic Recruiting for Recruiting, Advertising, and Marketing Strategy for the Berkeley Police Department

CONSENT CALENDAR  
April 25, 2023

social media advertising campaigns, the department will have a greater chance to share unique aspects of our department and our community, and highlight professional and desirable opportunities for those considering joining the department. We will remain highly competitive in our recruitment and hiring efforts, with the ultimate goal of attracting highly qualified individuals whose interests and ambitions resonate with the messages we convey. Extending the contract to April 30, 2024 will allow us to continue to recruit qualified candidates in this competitive environment.

ALTERNATIVE ACTIONS CONSIDERED

To not extend the contract, which would leave BPD staff without strategic advertising placement, and require staff to navigate and manage social media channels and our recruiting website without the specialized support of a professional marketing firm. There would be no digital marketing or strategic ad placement, thereby returning recruiting strategies to the less effective means used in the past.

CONTACT PERSON

Peter Lee, Sergeant, Police, 510-981-5734

Attachments:

1: Resolution

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

CONTRACT NO. 31900207 AMENDMENT: EPIC RECRUITING FOR RECRUITING,  
ADVERTISING, AND MARKETING STRATEGY FOR THE BERKELEY POLICE  
DEPARTMENT

WHEREAS, Epic Recruiting has provided professional, cinema quality recruiting videos, developed social media and recruiting products, and provides specialized online police recruiting services for the Berkeley Police Department; and

WHEREAS, the Berkeley Police Department has had an increase in the number of potential applicant contacts through Epic Recruiting's branding and marketing strategies; and

WHEREAS, in 2018, four prospective vendors submitted proposals in response to the RFP to provide Recruiting Advertising and Marketing Strategies; and

WHEREAS, Epic Recruiting was ranked highest by the selection panel as the vendor that best met the criteria listed in the RFP; and

WHEREAS, June 17, 2019, the City entered into a contract with Epic Recruiting to provide the Berkeley Police Department with web design, video production, photography, branding, and social media/digital marketing with the goal of increasing the number of qualified recruit and lateral applicants; and

WHEREAS, the Scope of Services for the contract will be fully met on April 30, 2023, and is approaching the authorized not to exceed amount of \$310,000, and additional advertising and recruiting services are required to fill Police Department vacancies; and

WHEREAS, The Berkeley Police Department is requesting authority to extend the current contract and increase the contract amount to \$410,000. This amendment will allow the BPD to continue the police recruiting campaign through FY 2024. Funds for this contract will be allocated in BPD General Fund Budget Code: 011-71-704-816-0000-000-421-612990.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is hereby authorized to execute an amendment, and any follow up amendments to Contract No. 31900207 with Epic Recruiting for continued recruiting, advertising and marketing strategies, increasing the amount by \$100,000 for a total contract amount not-to-exceed \$410,000 and extending the term through April 30, 2024.



Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
From: Dee Williams-Ridley, City Manager  
Submitted by: Liam Garland, Director, Department of Public Works  
Subject: Contract: GradeTech Inc. for Restroom in the Right of Way: Channing Way at Telegraph Ave Project.

RECOMMENDATION

Adopt a Resolution:

1. Approving plans and specifications for the Restroom in the Right of Way: Channing Way at Telegraph Ave Project (Project), Specification No. 23-11552-C;
2. Accepting the bid of GradeTech Inc., as the lowest responsive and responsible bidder; and
3. Authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications, for an amount not to exceed \$262,666.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this project (\$262,666) is available in the FY 2023 budget:

- \$ 2,666: T1 Fund (511)
- \$ 260,000: UC Berkeley Settlement Fund (147)

|                                  |                  |
|----------------------------------|------------------|
| Low bid by GradeTech Inc.. ..... | \$218,888        |
| Contingency (20%) .....          | \$43,778         |
| <b>Total Construction Cost</b>   | <b>\$262,666</b> |

No other funding is required, and no other projects will be delayed due to this expenditure.

CURRENT SITUATION AND ITS EFFECTS

This Project was advertised for bids on January 17, 2023. Bids were opened on February 16, 2023. The City received six (6) bids in amounts ranging from \$218,888 to \$538,384. The lowest responsive and responsible bidder was determined to be GradeTech Inc. Therefore, staff recommends that a construction contract for the project be awarded to GradeTech Inc.

**BACKGROUND**

This Project is the first City project with a prefabricated restroom (Portland Loo) in the City's right of way, serving the public 24/7. The Telegraph-Channing location will serve as a pilot project for future restroom projects. The restroom will have a water and sewer connection. The public facility will provide a safe place for restroom needs. Maintenance on the facility will be funded by the City and provided by the Telegraph Business Improvement District. Public Works is preparing a midcycle budget request for this maintenance funding.

In 2020, Hyphae Design Laboratory, a local expert in public sanitation and ecological design, conducted an assessment to identify areas in need of a public sanitation facility. This and other locations were recommended throughout Berkeley to meet the City's long-term public sanitation needs.

This Project supports the Strategic Plan goals of creating a resilient, safe, connected, and prepared city and state-of-the-art, well-maintained infrastructure, amenities, and facilities.

**ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS**

The Portland Loo is a pre-manufactured bathroom structure that operates with solar power. The power produced by the solar panels is used for interior and exterior LED lighting. The excess power is stored in a backup battery conserving energy and powering the entire unit off of the grid.

**RATIONALE FOR RECOMMENDATION**

Contracted services are required for this project as the City does not have the in-house expertise to complete this specialized work.

**ALTERNATIVE ACTIONS CONSIDERED**

None.

**CONTACT PERSON**

Farid Javandel, Deputy Director of Public Works, Transportation and Engineering,  
(510) 981-6303

Ronald Nevels, Interim City Engineer, Department of Public Works, (510) 981-6439

Elmar Kapfer, Supervising Civil Engineer, Department of Public Works, (510) 981-6435

Attachments:

1: Resolution

2: Abstract of Bids



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

CONTRACT: GRADETECH INC. FOR RESTROOM IN THE RIGHT OF WAY:  
CHANNING WAY AT TELEGRAPH AVE PROJECT, SPECIFICATION NO. 23-11552-  
C, AT CHANNING WAY-TELEGRAPH AVE

WHEREAS, the project consists of site improvements and the installation of a pre-manufactured stand-alone restroom structure per Plans and Specifications No.23-11552-C; and

WHEREAS, The City has neither the labor nor the equipment necessary to undertake this project; and

WHEREAS, an invitation for bids (Plans and Specifications No.23-11552-C) was duly advertised, and GradeTech Inc. was determined to be the lowest responsive and responsible bidder; and

WHEREAS, funds are available in the FY 2023 budget in the T1 Fund and UC Berkeley Settlement Fund.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Berkeley that the Plans and Specifications No. 23-11552-C for the Restroom in the Right of Way: Channing at Telegraph Ave Project are approved.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley accepts the bid of GradeTech, Inc. as the lowest responsive and responsible bidder.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions or change orders, until completion of the project in accordance with the approved plans and specifications with GradeTech Inc. for the Restroom In The Right Of Way: Channing Way At Telegraph Ave in an amount not to exceed \$262,666 which includes a 20% contingency for unforeseen circumstances. A record signature copy of the agreement and any amendments will be on file in the Office of the City Clerk.



City of Berkeley  
Abstract of Bid Worksheet

Finance Department  
General Services Division

23-11552-C

Bid Date: 2.16.2023

FOR: Restrooms in Right of Way

required w/ bid

|    | Bidders          | Base Bid      | Bid Bond | Addenda (2) | Registration / Experience | Sub List | Non-Collusion Aff. | Bidder Cert. |
|----|------------------|---------------|----------|-------------|---------------------------|----------|--------------------|--------------|
| 1  | Angotti & Reilly | \$ 266,000.00 | x        | x           | x                         | x        | x                  | x            |
| 2  | Grade Tech, Inc  | \$ 218,888.00 | x        | x           | x                         | x        | x                  | x            |
| 3  | Bay Construction | \$ 440,000.00 | x        | x           | x                         | x        | x                  | x            |
| 4  | Sposeto          | \$ 290,000.00 | x        | x           | x                         | x        | x                  | x            |
| 5  | Stellar BG       | \$ 290,000.00 | x        | x           | x                         | x        | x                  | x            |
| 6  | VNH Builders     | \$ 538,384.00 | x        | x           | x                         | x        | x                  | x            |
| 7  |                  |               |          |             |                           |          |                    |              |
| 8  |                  |               |          |             |                           |          |                    |              |
| 9  |                  |               |          |             |                           |          |                    |              |
| 10 |                  |               |          |             |                           |          |                    |              |

Bid Recorder: Darryl Sweet

Date Feb 16, 2023

Bid Opener: Josh Roben

  
Josh Roben (Feb 16, 2023 15:43 PST)

Date Feb 16, 2023

Project Manager: Uriel Gonzalez

Date Feb 16, 2023












# 23-11552-C Bid Abstract

Final Audit Report

2023-02-16

|                 |                                              |
|-----------------|----------------------------------------------|
| Created:        | 2023-02-16                                   |
| By:             | Josh Roben (JRoben@cityofberkeley.info)      |
| Status:         | Signed                                       |
| Transaction ID: | CBJCHBCAABAAZPI3-BKumvHJul4f1OCZyzHGZGmLSKIk |

## "23-11552-C Bid Abstract" History

-  Document created by Josh Roben (JRoben@cityofberkeley.info)  
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Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Liam Garland, Director, Public Works  
 Subject: Contract No. 112199-1 Amendment: Technology, Engineering and Construction, Inc., dba TEC Accutite, for Fuel Storage Tank Maintenance, Repairs, and Certification Services

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 112199-1 with Technology, Engineering, and Construction, Inc., dba TEC Accutite, for fuel storage tank maintenance, repairs, and certification services, increasing the contract by \$164,000 for a total contract amount not to exceed \$414,000 and extending the term through June 30, 2024.

FISCAL IMPACTS OF RECOMMENDATION

This contract provides for on-call repairs and routine inspections of the fuel storage tanks owned by the City. Annual routine costs are approximately \$30,000. Upgrades at the Corporation Yard to the tank monitoring software system are estimated at \$48,000, and the fuel dispenser replacement is estimated to be \$56,000 and is in urgent need.

Funding is currently available for the routine costs in the FY 2023 budget as follows:

| Fund                       | Budget Code                         | Amount   |
|----------------------------|-------------------------------------|----------|
| Library Fund               | 101-22-242-272-0000-000-463-612990- | \$2,500  |
| Fire Department Fund       | 011-72-742-835-0000-000-422-613120- | \$2,500  |
| Equipment Maintenance Fund | 672-54-626-722-0000-000-474-624110- | \$25,000 |

Funding for the dispenser and monitoring system upgrades anticipated to be completed in FY 2023 is currently available as follows:

| Fund                     | Budget Code                        | Amount    |
|--------------------------|------------------------------------|-----------|
| Capital Improvement Fund | 501-54-623-677-3014-000-444-662110 | \$104,000 |

The remaining funding to support this contract amendment in the amount of \$10,000 for Fiscal Year 2024 will be appropriated as part of the mid-year budget process.

### CURRENT SITUATION AND ITS EFFECTS

Technology, Engineering and Construction, Inc. doing business as TEC Accutite (Accutite) maintains and inspects above ground and underground fuel storage tanks at the City's Corporation Yard, Transfer Station, Central Library, Public Safety Building, and all Fire Stations. The underground fuel tank storage systems at the Transfer Station, Corporation Yard, and Public Safety Building must be tested annually, and maintained to ensure proper operation of the monitoring and dispensing equipment.

Additional improvements include the replacement of fueling dispensers that have reached the end of their useful life and upgrading the tank monitoring hardware to be compatible with the City's new fuel monitoring software, providing for more accurate accounting and monitoring of the fuel systems.

Amending the contract supports the Strategic Plan Priority of advancing our goal of providing a state-of-the-art, well-maintained infrastructure, amenities, and facilities.

### BACKGROUND

In August 2016, the City entered into agreement with Accutite (Contract No. 10350) for tank maintenance and certification services for a not to exceed amount of \$50,000, following an RFP process and City Council approval.

On June 11, 2019, the City Council authorized a contract amendment (Resolution No. 68,949-N.S.) increasing the not to exceed amount to \$150,000 and extending the contract to June 30, 2021. The current contract has been subsequently extended by letter through June 30, 2023.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Regular maintenance and testing of the fuel storage tanks and fueling dispensers are critical to ensure that the equipment remains intact and functioning properly, and minimize potential contamination risk to soil and groundwater.

### RATIONALE FOR RECOMMENDATION

The recommended amendment will enable the City to continue to comply with annual regulatory testing, conduct routine maintenance, and provide for unforeseen repairs. Accutite has consistently provided high-quality, cost-effective, and timely professional services to the City.

In addition, this amendment will allow for system integration to be completed between AssetWorks and Syntech and for updating the dispensing system at the Corporation Yard. These upgrades will also allow for more accurate accounting and monitoring of the fuel systems.

ALTERNATIVE ACTIONS CONSIDERED

A new request for proposals could be issued, which would delay the integration of the software systems. Additionally, Accutite is knowledgeable about the City's infrastructure and systems, and it would take additional time for a new vendor to learn further delaying integration and implementation.

CONTACT PERSON

Andrew Brozyna, Deputy Director of Public Works, Operations (510) 981-6369  
Joy Brown, Operations Manager, Department of Public Works (510) 981-6629  
Greg Ellington, Superintendent, Department of Public Works (510) 981-6490  
Robert Hernandez, Env. Comp. Spec, Department of Public Works (510) 981-6644

Attachment:  
1: Resolution

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

CONTRACT NO. 112199-1 AMENDMENT: TECHNOLOGY, ENGINEERING, AND  
CONSTRUCTION, INC., DBA TEC ACCUTITE, FOR TANK MAINTENANCE,  
REPAIRS, AND CERTIFICATION SERVICES

WHEREAS, Public Works needs maintenance and certification services to provide maintain the aboveground and underground fuel storage tanks for the City; and

WHEREAS, Public Works needs additional improvements including the replacement of fueling dispensers that have reached the end of their useful life and upgrading the tank monitoring hardware to be compatible with the City's new fuel monitoring software; and

WHEREAS, Technology, Engineering, and Construction, Inc. was selected through the City's competitive bid process, and in August 2016 the City Manager executed Contract No. 10350 to provide tank maintenance and certification services and training in an amount not-to-exceed \$50,000 for a 3-year term; and

WHEREAS, on June 11, 2019, City Council approved a contract amendment for a revised not to exceed amount of \$100,000 for continued tank maintenance and certification services through June 30, 2021; and

WHEREAS, the contract was extended by letter through June 30, 2023, under City Manager authority; and

WHEREAS, funds are available in FY 2023 Budget Equipment Maintenance Fund (Fund 672), Fire Department Fund (Fund 011), Library Fund (Fund 101), and Capital Improvement Fund (Fund 501) for this amendment and the remaining amount for FY 2024 will be appropriated as part of the mid-year budget process.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to Contract No. 112199-1 with Technology, Engineering, and Construction, Inc., dba TEC Accutite, for tank maintenance, repairs, and certification services, increasing the contract by \$164,000 for a total contract amount not to exceed \$414,000 and extending the term through June 30, 2024. A record signature copy of said agreement and any amendments to be on file in the Office of the City Clerk.





Office of the City Manager

CONSENT CALENDAR

April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Liam Garland, Director, Department of Public Works  
 Subject: Contract No. 112725-1 Amendment: Du-All Safety, LLC for Safety and Training Services

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 112725-1 with Du-All Safety, LLC for continued safety training and consulting services, increasing the amount by \$250,000 for a total contract amount not to exceed \$650,000.

FISCAL IMPACTS OF RECOMMENDATION

The annual expenditures are based on training and safety program needs and are estimated to be approximately \$100,000. Funding in the amount of \$50,000 is currently available in Zero Waste Fund 601 and Sewer Fund 611. Additional funding up to the not to exceed amount is subject to appropriation as part of the FY 2024 budget process from the following funds: General Fund 011, Sanitary Sewer Fund 611, Zero Waste Fund 601, Facilities Maintenance Fund 673, Street Light 142, Equipment Maintenance Fund 672, Used Oil Payment Fund 329, Park Tax Fund 138. Funds will be allocated as training needs arise.

CURRENT SITUATION AND ITS EFFECTS

Public Works employs over 300 staff in the following divisions: Zero Waste, Engineering, Transportation, Administration and Finance, Equipment Maintenance, Facilities, Streets, and Utilities. Many of these divisions require job-specific safety training to comply with certain Cal/OSHA regulations including protection measures against Bloodborne Pathogens, Confined Space Awareness, and Fall Protection. Du-All supports the City's in-house safety program and provides ongoing site inspections, policy recommendations, and identifies areas for improvement.

Du-All Safety continues to provide online access to Safety Data Sheets (SDS) which Public Works uses to support safety compliance efforts. Additionally, Du-All Safety offers online safety training which will assist in our compliance efforts.

Authorizing this contract amendment supports the City's Strategic Goal of creating a resilient, safe, connected, and prepared City.

**BACKGROUND**

The City issued a June 2016 Request for Proposals for safety training and support services, received two proposals, and selected Du-All Safety as the most responsive and qualified vendor to meet the needs of the Public Works safety program. On October 24, 2016, the City Manager entered into a contract with Du-All Safety to provide these services in an amount not to exceed \$50,000.

On May 30, 2017, City Council adopted Resolution No. 68,005-N.S. which authorized an amendment to the contract for an amount not to exceed \$200,000 and extend the contract term through December 31, 2020.

On December 10, 2019, City Council adopted Resolution No. 69,229-N.S. which authorized the amendment of the contract for an amount not to exceed \$300,000 and extend the contract term through December 31, 2022;

On March 22, 2022, City Council adopted Resolution No. 70,273-N.S. which authorized the amendment of the contract for an amount not to exceed \$400,000 and extend the contract term through December 31, 2025;

Du-All Safety is a Bay Area business that works with many municipalities to support and improve their safety programs by ensuring that employees are trained in hazardous materials handling, spill response, and required safety training. The current contract with Du-All Safety is approaching its not to exceed limit due to an increase in safety training needs. Therefore, City staff is requesting to amend the existing contract amount so that Du-All Safety can continue to provide ongoing support in implementation of written programs and in person and virtual training.

**ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS**

Du-All Safety provides training to City staff in hazardous materials handling, spill response, and asbestos management. When staff are properly prepared for these occurrences, City employees and citizens are protected, and the environment is safeguarded from the further release of toxic substances.

**RATIONALE FOR RECOMMENDATION**

Du-All Safety provides training to City staff in hazardous materials handling, spill response, and asbestos management. When staff are properly prepared for these occurrences, City employees and citizens are protected, and the environment is safeguarded from the further release of toxic substances.

**ALTERNATIVE ACTIONS CONSIDERED**

None.

**CONTACT PERSON**

Andrew Brozyna, Deputy Director of Public Works, (510) 981-6396  
Joy Brown, Operations Manager, (510) 981-6629  
David Peery, Occupational Health & Safety Officer, (510) 981-6485

Contract No. 112725-1 Amendment: Du-All Safety, LLC  
for Safety and Training Services

CONSENT CALENDAR  
April 25, 2023

Attachment:  
1: Resolution

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

CONTRACT NO. 112725-1 AMENDMENT: DU-ALL SAFETY, LLC FOR SAFETY CONSULTING AND TRAINING SERVICES

WHEREAS, Du-All Safety, LLC has provided excellent safety training and written safety program improvements during the contract term and requires additional funding to provide required trainings; and

WHEREAS, in 2016 the Department of Public Works requested proposals for safety training and consulting services and Du-All Safety, LLC was selected as the most qualified firm to provide these services; and

WHEREAS, on October 24, 2016, the City Manager authorized Contract No. 10396 with Du-All Safety, LLC for safety training and consulting services, in an amount not to exceed \$50,000 for the period of August 5, 2016 through June 30, 2019; and

WHEREAS, on May 30, 2017, City Council adopted Resolution No. 68,005-N.S. which authorized the amendment of the contract for an amount not to exceed \$200,000 and extend the contract term through December 31, 2020; and

WHEREAS, on December 10, 2019, City Council adopted Resolution No. 69,229-N.S. which authorized the amendment of the contract for an amount not to exceed \$300,000 and extend the contract term through December 31, 2022; and

Whereas, on March 22, 2022, City Council adopted Resolution No. 70,273-N.S. which authorized the amendment of the contract for an amount not to exceed \$400,000 and extend the contract term through December 31, 2025; and

WHEREAS, City staff need additional support and training from the services provided by Du-All Safety, LLC; and

WHEREAS, funding in the amount of \$50,000 is currently available in Zero Waste Fund 601 and Sewer Fund 611. Additional funding up to the not to exceed amount is subject to appropriation as part of the FY 2024 budget process from the following funds: General Fund 011, Sanitary Sewer Fund 611, Zero Waste Fund 601, Facilities Maintenance Fund 673, Street Light 142, Equipment Maintenance Fund 672, Used Oil Payment Fund 329, Park Tax Fund 138.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute an amendment to the contract with Du-All Safety, LLC for ongoing safety training and consulting services, increasing the contract amount by \$250,000 for a total amount not to exceed \$650,000. A record signature copy of the contract and any amendments to be on file in the City Clerk Department.



Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
From: Dee Williams-Ridley, City Manager  
Submitted by: Liam Garland, Director, Department of Public Works  
Subject: Fiscal Year 2024 Street Lighting Assessments – Initiating Proceedings

RECOMMENDATION

Adopt two Resolutions describing proposed improvements to be used to determine the annual assessments levied for Berkeley Street Lighting Assessment District No. 1982-1 and Street Lighting Assessment District No. 2018, and order the preparation of Engineer’s Reports.

FISCAL IMPACTS OF RECOMMENDATION

Staff will prepare the Engineer’s Reports for Berkeley Street Lighting Assessment District No. 1982-1 (the “1982 District”) and Street Lighting Assessment District No. 2018 (the “2018 District”). This effort to prepare the reports has been included in the budget process for the City’s operation and maintenance of the street lights. These reports will be prepared in accordance with the Landscaping and Lighting Act of 1972 (the “Act”), promulgated in California Streets and Highways Code Section 22500 et seq., and are required to be prepared for each fiscal year (FY) for which assessments are to be levied and collected.

In FY 2024, the assessments will generate approximately \$1.42 million for the 1982 District, and \$774,000 for the 2018 District, with a combined total of approximately \$2.20 million in revenue for the Street Lighting program in the Streetlight Assessment District Fund (Fund 142).

CURRENT SITUATION AND ITS EFFECTS

The Act requires the City’s governing body to adopt a resolution generally describing any proposed new improvements to be used to determine the annual assessments levied for the City’s street lighting districts, and order the preparation of Engineer’s Reports for the assessments. These are the first steps in allowing the City to levy and collect the assessments necessary to operate and maintain the street lighting districts. The improvements to be made in these assessment districts are generally described as maintenance and/or servicing of existing and future public lighting facilities including traffic signals, installation and construction of curbs, gutters, walls, sidewalks or paving, water, irrigation, or drainage related to the operation of the public lighting facilities.

Collecting the street lighting fees are necessary to maintain and implement needed improvements and services to support the City's Strategic Plan goals of creating a resilient, safe, connected, and prepared city and of providing state-of-the-art, well-maintained infrastructure, amenities, and facilities.

**BACKGROUND**

The 1982 District was established in accordance with the requirements of the Act on July 27, 1982 (Resolution No. 51,449-N.S.). The 2018 District was established in accordance with the requirements of the Act on June 12, 2018 (Resolution No. 68,482-N.S.). The Act requires the City prepare Engineer's Reports for each fiscal year for which assessments are to be levied and collected. City staff and Consultants will prepare the reports in accordance with the Act.

The City's original assessment structure for the 1982 District failed to generate sufficient revenue to sustain the long-term operations of the City's Street Lighting Program (the "Program"). For a period beginning in FY 2006 and running through FY 2017, the City used General Funds to sustain operations necessary to the Program. To establish financial sustainability for the Program and to avoid significant reductions to service in the future, the City moved forward with the formation of the 2018 District. This district was formed separately from the 1982 District, leaving the 1982 District's structure and rates in place. Assessments for the 2018 District were first levied in FY 2019. Allowable annual inflation adjustments of the 2018 District assessment rates are expected to increase revenues over the coming years.

**ENVIRONMENTAL SUSTAINABILITY**

The City exclusively uses LED (light emitting diode) street lighting. LED lights provide environmental benefits by: reducing the level of greenhouse gases emitted; reducing level of toxic materials disposed; maximizing energy cost savings; complying with the City's illumination standards; and minimizing administration costs and staff time for street light maintenance. Assessing and levying the street lighting fees for the 1982 District and the 2018 District will allow the City to sustain environmental benefits of the LED lights.

**RATIONALE FOR RECOMMENDATION**

Failure to adopt Resolutions ordering the preparation of Engineer's Reports for the City's street lighting assessments would result in non-compliance with the requirements set forth in the Act. Failure to comply with the Act would jeopardize the City's ability to levy and collect assessments in Fiscal Year 2024. The collection of these assessments is needed to establish financial sustainability for the Program and to avoid significant reductions in service.

**CONTACT PERSON**

Farid Javandel, Deputy Director of Public Works, Transportation and Engineering, (510) 981-6303  
Ronald Nevels, Acting Manager of Engineering/City Engineer, (510) 981-6439

**Attachments:**

- 1: Resolution – Initial Proceedings – Street Lighting Assessment District 1982-1
- 2: Resolution – Initial Proceedings – Street Lighting Assessment District 2018

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

INITIATE PROCEEDINGS FOR BERKELEY STREET LIGHTING ASSESSMENT DISTRICT 1982-1 FOR FISCAL YEAR 2024 AND ORDER CITY STAFF TO PREPARE AND FILE THE ENGINEER'S REPORT FOR FISCAL YEAR 2024

WHEREAS, on July 27, 1982, the City Council of the City of Berkeley Adopted Resolution No. 51,449–N.S. that completed proceedings to form the Berkeley Street Lighting Assessment District No. 1982-1 pursuant to Chapter II of the Landscaping and Lighting Act of 1972 Streets and Highways Code Section 22585-22613; and

WHEREAS, Section 22622 of the Street and Highway Code requires the City Council to adopt a resolution generally describing any proposed new improvements to be used to determine the annual assessment levied for any assessment district created under the Landscaping and Lighting Act of 1972; and

WHEREAS, Section 22622 further requires that the City Council order the preparation of an Engineer's Report prior to initiating proceedings to set the annual levy and collection of assessments for such assessment districts.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Berkeley that improvements to be included in Berkeley Street Lighting Assessment District No. 1982-1 for assessing Fiscal Year 2024 fees are generally described as maintenance or servicing, or both, of existing and future public lighting facilities, including, but not limited to, traffic signals and the installation and construction of public lighting or the maintenance or servicing thereof, including but not limited to grading, clearing, removal of debris, installation and construction of curbs, gutters, walls, sidewalk or paving, or water, irrigation, or drainage related to operation of the public lighting facilities.

BE IT FURTHER RESOLVED, pursuant to Street and Highways Code Section 22622, that the City Engineer is hereby directed to prepare the annual Engineer's Report prior to initiating proceedings to levy and collect the annual assessment for Berkeley Street Lighting Assessment District No. 1982-1 in Fiscal Year 2024.



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

INITIATE PROCEEDINGS FOR STREET LIGHTING ASSESSMENT DISTRICT 2018 FOR FISCAL YEAR 2024 AND ORDER CITY STAFF TO PREPARE AND FILE THE ENGINEER'S REPORT FOR FISCAL YEAR 2024

WHEREAS, on June 12, 2018, the City Council of the City of Berkeley Adopted Resolution No. 68,432–N.S. that completed proceedings to form the Street Lighting Assessment District 2018 pursuant to Chapter II of the Landscaping and Lighting Act of 1972 (the “Act”) Streets and Highways Code Section 22585-22613; and

WHEREAS, Section 22622 of the Street and Highway Code requires the City Council to adopt a resolution generally describing any proposed new improvements to be used to determine the annual assessment levied for any assessment district created under the Act; and

WHEREAS, Section 22622 further requires that the City Council order the preparation of an Engineer's Report prior to initiating proceedings to set the annual levy and collection of assessments for such assessment districts.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Berkeley that improvements to be included in Street Lighting Assessment District 2018 for assessing Fiscal Year 2024 fees are generally described as maintenance or servicing, or both, of existing and future public lighting facilities, including, but not limited to, traffic signals and the installation and construction of public lighting or the maintenance or servicing thereof, including but not limited to grading, clearing, removal of debris, installation and construction of curbs, gutters, walls, sidewalk or paving, or water or irrigation, drainage related to operation of the public lighting facilities.

BE IT FURTHER RESOLVED, by the City Council of the City of Berkeley that SCI Consulting Group is hereby designated as Engineer of Work for purposes of these proceedings and is hereby ordered to prepare an Engineer's Report in accordance with Street and Highways Code Section 22622. Upon completion, the Engineer shall file the Engineer's Report with the City for submission to the City Council.





Office of the City Manager

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
From: Dee Williams-Ridley, City Manager  
Submitted by: Liam Garland, Director, Public Works  
Subject: Purchase Order Amendment: Diesel Direct West, Inc. to Purchase Fuel for City Vehicles and Equipment

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend the multi-year purchase orders with Diesel Direct West, Inc. for the purchase of fuel for City vehicles and equipment, increasing the combined amount by \$750,000 for a total amount not to exceed \$11,494,000.

FISCAL IMPACTS OF RECOMMENDATION

Funding to pay for continued fuel purchases is available in the FY 2023 Equipment Maintenance Fund (Fund 672) and Fire Department (General Fund 011) Budgets. Individual departments are charged by the Equipment Maintenance Division for actual usage. If necessary, additional appropriations to the fuel budget may be added subject to Council approval of the Second Amendment to the Annual Appropriations Ordinance for FY 2023 Update or will be covered by the FY 2024 Baseline Equipment Maintenance budget for fuel.

| Department   | Estimated Amount |
|--------------|------------------|
| Public Works | \$650,000        |
| Fire         | \$100,000        |

CURRENT SITUATION AND ITS EFFECTS

Fuel is purchased by Public Works Equipment Maintenance Division for use by the City's vehicles and equipment including emergency generators. The previously approved City Council total not to exceed amount with Diesel Direct is nearing the end of its authorized funding limit faster than anticipated due to the high cost of fuel. To continue the uninterrupted delivery of fuel for the City's fleet, staff recommends the approval of the proposed contract amendment, increasing the total by \$750,000 for a not to exceed amount of \$11,494,000.

Public Works Equipment Maintenance endeavors to procure the most fuel-efficient vehicles and equipment that are suitable for the required tasks. For every fleet purchase, staff researches the feasibility and availability of fully electric vehicles and

hybrid-electric powertrains to support the City's transition from fossil fuels to renewable energy resources. However, for most heavy and medium duty applications that support Public Works operations and others, staff research finds that there are no viable electric vehicles or equipment for consideration at this time. The current need for conventional and alternative fuel aligns with the 2020 Municipal Fleet Electrification assessment that recognizes the lack of commercially available and viable fully electric medium and heavy-duty vehicles.

This Purchase Order amendment supports the Strategic Plan Priority goal of creating a resilient, safe, connected, and prepared city.

### BACKGROUND

In January, 2016, City Council approved, Resolution No. 67,363-N.S. for a four (4) year contract with three (2) year options to extend, for a total maximum period of ten years, with Golden Gate Petroleum (now Diesel Direct) for fuel for City vehicles and equipment in the amount not to exceed \$7,444,000.

In 2018 Diesel Direct West, Inc. notified the City of Berkley that the company had acquired Golden Gate Petroleum's fuel delivery business and would continue to offer the City the same in terms of pricing, delivery, and schedule.

The City Manager signed an Extension to Term of Contract extending the multi-year purchase order authorization term with Diesel Direct West, Inc. from June 30, 2020 to June 30, 2021 and again extending the term through September 30, 2021.

City Council approved Resolution No. 70,026 N.S. authorizing the City Manager City Manager to execute a purchase order extension with Diesel Direct, Inc. for fuel for City vehicles and equipment, increasing the combined amount by \$1,400,000 for a total amount not to exceed \$8,844,000, and extending the term through June 30, 2022.

City Council approved Resolution No. 70,428 N.S. authorizing the City Manager City Manager to execute a purchase order extension with Diesel Direct, Inc. for fuel for City vehicles and equipment, increasing the combined amount by \$1,900,000 for a total amount not to exceed \$10,744,000, and extending the term through December 30, 2023.

### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The City currently uses a combination of renewable diesel, gasoline, and electricity to power its fleet and equipment. The City has used renewable diesel exclusively for diesel vehicles and equipment since 2016. The City is urgently transitioning its light duty fleet to electric but will need to continue to purchase fuel as commercially available and viable fully electric medium and heavy-duty vehicles are not available at this time.

In June 2020, the City Council received the Municipal Fleet Electrification Assessment. The assessment proposed to install 51 charging Stations with 100

chargers and upgrade all 129 vehicles in the light-duty fleet to EVs by the year 2030. Public Works (PW) has made significant progress toward the electrification of the City's municipal fleet by installing 31 charging stations with 61 chargers and transitioning the City's existing light-duty fleet. In 2020, there were 46 hybrids and 15 plug-in hybrid vehicles. Since, PW has facilitated vehicle orders/purchases for 48 EVs (sedans and pickups), 26 hybrid SUVs for the Police Department, and 23 renewable diesel vehicles to replace gasoline vehicles. These improvements are moving the City's fleet towards a fossil-free goal and have reduced its consumption of traditional gasoline by 37% from its 2001 peak.

Public Works is on track to complete the conversion of the light-duty fleet to EVs by 2028, two years ahead of the assessment's schedule. Additionally, funding was allocated to the Public Works Capital Improvement Fund to construct charging infrastructure for the Corporation Yard. This project is currently in the design phase with anticipated construction beginning in the Fall of 2023.

Additionally, the City is transitioning away from Compressed Natural Gas vehicles to renewable diesel to further reduce the carbon footprint of the City's fleet.

#### RATIONALE FOR RECOMMENDATION

With the existing purchase orders and fuel market volatility, backed up by monitoring Oil Pricing Information Service (OPIS) prices, staff finds extension of the current Purchase Orders to be prudent and cost effective. Fuel, primarily renewable diesel, is required for emergency response vehicles, critical equipment, vehicles, and emergency generators.

#### ALTERNATIVE ACTIONS CONSIDERED

The City can choose to purchase fuel on the open market without indexed price or cost savings from volume considerations. However, this is not recommended since the City will be unable to realize the cost savings.

#### CONTACT PERSON

Greg Ellington, Equipment Superintendent, Public Works, (510) 981-6469

Joy Brown, Operations Manager, Public Works, (510) 981-6629

Andrew Brozyna, Deputy Director of Public Works, Operations, (510) 981-6396

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

PURCHASE ORDER AMENDMENT: DIESEL DIRECT, INC. FOR FUEL FOR CITY VEHICLES AND EQUIPMENT

WHEREAS, fuel is needed for purchase by Public Works Equipment Maintenance for use by City vehicles and equipment including emergency generators, and by the Fire Department for fuel at City fire stations; and

WHEREAS, on January 26, 2016, City Council approved Resolution No. 67,363-N.S. for a four (4) year contract with three (2) year options to extend, for a total maximum period of ten years, with Golden Gate Petroleum (now Diesel Direct) for fuel for City vehicles and equipment in the amount not to exceed \$7,444,000; and

WHEREAS, in 2018 Diesel Direct West, Inc. notified the City of Berkley that the company had acquired Golden Gate Petroleum's fuel delivery business and would continue to offer the City the same in terms of pricing, delivery, and schedule; and

WHEREAS, the City Manager signed an Extension to Term of Contract extending the multi-year purchase order authorization term with Diesel Direct West, Inc. from June 30, 2020 to June 30, 2021 and again extending the term through September 30, 2021; and

WHEREAS, on September 14, 2021, City Council approved Resolution No. 70-026 N.S. authorizing the City Manager to execute a purchase order extension with Diesel Direct, Inc. for fuel for City vehicles and equipment, increasing the combined amount by \$1,400,000 for a total amount not to exceed \$8,844,000, and extending the term through June 30, 2022; and

WHEREAS, on June 28, 2022 City Council approved Resolution No. 70,428 N.S. authorizing the City Manager to execute a purchase order extension with Diesel Direct, Inc. for fuel for City vehicles and equipment, increasing the combined amount by \$1,900,000 for a total amount not to exceed \$10,744,000, and extending the term through December 30, 2023; and

WHEREAS, funding will be appropriated in the FY 2023 budget in General Fund 011 and Equipment Maintenance Fund 672 or will be covered by the FY 2024 Baseline Equipment Maintenance budget for fuel.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to amend the multi-year purchase orders with Diesel Direct, Inc. for fuel for City vehicles and equipment, increasing the combined amount by \$750,000 for a total amount not to exceed \$11,494,000.



Office of the City Manager

CONSENT CALENDAR

April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: Liam Garland, Director, Department of Public Works

Subject: Reject Bids for the MRP Trash Capture FY 2023 Project, Specification No. 23-11556-C

RECOMMENDATION

Adopt a Resolution rejecting all bids and authorizing the City Manager to re-advertise the work associated with the MRP Trash Capture FY 2023 Project, Specification No. 23-11556-C.

FISCAL IMPACTS OF RECOMMENDATION

Additional staff time will be required to re-advertise the MPR Trash Capture FY 2023 Project (Project).

CURRENT SITUATION AND ITS EFFECTS

The MRP Trash Capture FY 2023 Project (Specification No. 23-11556-C) was released for bids on January 11, 2023, and bids were opened on February 2, 2023. Four non-local bids were received, from a low of \$421,950 to a high of \$620,000. The engineer's estimate for the project was \$420,000.

Three bids were publicly read. A fourth bid submitted by United Storm Water, Inc. (United) was missing at the time of the public opening due to a clerical error on the City's behalf. This bid was opened shortly after the public bid opening. United's bid was the lowest and all bidders received an email notification recognizing United as the apparent low bidder on February 3, 2023. A bid protest was submitted on February 6, 2023 by the second lowest bidder, Paulson Cox Construction, Inc. The protest contended that United's bid was non-responsive because it was not publicly read.

An internal investigation by City staff determined that no impropriety or unfair advantage had resulted from the clerical error. However, due to the technical defect resulting from United's bid not being publicly read, staff recommends rejecting bids and re-advertising the project. This course of action would avoid controversy from a perceived impropriety and avoid potential litigation.

**BACKGROUND**

Under the Municipal Regional National Pollutant Discharge Elimination System (NPDES) Stormwater Discharge Permit (MRP), the City is mandated to implement trash load reduction controls to reduce trash discharges to receiving water bodies. The current MRP, Order No. R2-2022-0018, stipulates permittees are required to reduce 2009 trash discharge levels by 90 percent by June 30, 2023, and by 100 percent by June 30, 2025.

To date, the City has achieved a 73.1 percent trash load reduction by implementing the following:

- Installing full trash capture devices throughout many of the City’s medium, high, and very high trash generation areas; and
- Biannual creek and shoreline cleanups.

Full trash capture devices (FTCDs) capture trash in storm drain inlets keeping it from flowing further downstream and into receiving waters. This Project would install approximately 200 FTCDs, mostly in moderate and high trash generating areas, allowing the City to achieve an additional 10 percent trash load reduction credit.

Table 1. Trash Load Reduction Summary

|                                                                                |              |
|--------------------------------------------------------------------------------|--------------|
| <b>Trash Load Reductions</b>                                                   |              |
| Current Trash Reduction Achieved with FTCDs                                    | 63.1%        |
| Reduction Expected from MRP Trash Capture FY 2023 Project                      | 10%          |
| <b>Trash Offsets</b>                                                           |              |
| Offset Associated with Creek and Shoreline Cleanups                            | 10%          |
| <b>Total Trash Load Reduction</b>                                              | <b>83.1%</b> |
| <b>Additional Reduction Needed to Achieve June 30, 2023 target<sup>1</sup></b> | <b>6.9%</b>  |

Delays resulting from re-advertising the Project will likely impact the City’s ability to meet the stipulated June 30, 2023, trash load reduction milestone. As required by MRP Section C.10, staff will be preparing and submitting a revised trash load reduction plan with a schedule of implementation, to ensure the City is on track to meet the June 30, 2025 benchmark.

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<sup>1</sup> The City is actively seeking alternative compliance methods which will allow the City to meet regulatory compliance milestones.



ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

This Project supports efforts to reduce trash and litter entering the storm drain systems, improve the health and water quality of Berkeley's creeks and waterways, and prevent pollutants from entering San Francisco Bay.

RATIONALE FOR RECOMMENDATION

Staff recommends rejecting bids and re-advertising the project as this course of action would avoid controversy from a perceived impropriety and avoid potential litigation.

ALTERNATIVE ACTIONS CONSIDERED

Staff considered awarding the contract to United Storm Water, Inc., but determined that this course of action could potentially result in litigation and a public perception of impropriety.

CONTACT PERSON

Farid Javandel, Deputy Director of Public Works, Transportation and Engineering,  
(510) 981-7061

Ronald Nevels, Interim Manager of Engineering, Public Works, (510) 981-6439

Srinivas Muktevi, Supervising Civil Engineer, Public Works, (510) 981-6402

Attachments:

1: Resolution

2: Abstract of Bids

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

REJECT BIDS FOR THE MRP TRASH CAPTURE FY 2023 PROJECT,  
SPECIFICATION NO. 23-11556-C

WHEREAS, the City is a permittee under Municipal Regional National Pollutant Discharge Elimination System (NPDES) San Francisco Bay Region Stormwater Discharge Permit, Order No. R2-2022-0018 (MRP 3); and

WHEREAS, under Provision C.10 of MRP 3, by June 30, 2023, the City is required to reduce the trash load reaching San Francisco Bay by 90% relative to benchmark levels established in 2009; and

WHEREAS, the MRP Trash Capture FY 2023 Project is part of the City's ongoing progress to reach the regulatory trash load reduction milestones; and

WHEREAS, the City does not possess the in-house labor necessary to undertake this Project in a timely fashion; and

WHEREAS, an invitation for bids was duly advertised (Specification No. 23-11556-C) and bids were opened on February 2, 2023; and

WHEREAS, four total bids were received. Three bids were publicly read. A fourth bid submitted by United Storm Water, Inc. (United) was unavailable at the time of public opening as a result of a clerical error on the City's behalf. This bid was opened shortly after the public bid opening. United's bid was the lowest and all bidders received an email notification identifying United as the apparent low bidder on February 3, 2023; and

WHEREAS, on February 6, 2023, the City received a Bid Protest from the second lowest bidder, Paulson Cox Construction, Inc. and the protest contended that United's bid was non-responsive because it was not publicly opened; and

WHEREAS, staff have evaluated the potential litigation risk of awarding to United Storm Water, Inc., and determined it to be in the City's best interest to re-advertise the project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Berkeley that all bids received are rejected and the City Manager is authorized to re-bid the MRP Trash Capture FY 2023 Project, Specification No. 23-11556-C.



City of Berkeley  
Abstract of Bid Worksheet

Finance Department  
General Services Division

Spec. No. 23-11556-C

Bid Date:

2/2/2023

FOR: [MRP TRASH CAPTURE FY 2023](#)

required w/ bid

|    | Bidders                               | Base Bid      | Bid Bond | Addendum (1) | Experience -<br>Fin. Qual. | Taxpayer ID | Nuclear<br>Free | Opp.States | Sanctuary<br>City | EBO |
|----|---------------------------------------|---------------|----------|--------------|----------------------------|-------------|-----------------|------------|-------------------|-----|
| 1  | Bay Construction Co.                  | \$ 620,000.00 | X        | X            | X                          | X           | X               | X          | X                 | X   |
| 2  | Koios Engineering, Inc                | \$ 541,325.00 | X        |              | X                          | X           | X               | X          | X                 | X   |
| 3  | Paulson Cox Construction, Inc. (PCCI) | \$ 493,900.00 | X        | X            | X                          | X           | X               | X          | X                 | X   |
| 4  | United Storm Water, Inc.              | \$ 421,950.00 | X        | X            | X                          | X           | X               | X          | X                 | X   |
| 5  |                                       |               |          |              |                            |             |                 |            |                   |     |
| 6  |                                       |               |          |              |                            |             |                 |            |                   |     |
| 7  |                                       |               |          |              |                            |             |                 |            |                   |     |
| 8  |                                       |               |          |              |                            |             |                 |            |                   |     |
| 9  |                                       |               |          |              |                            |             |                 |            |                   |     |
| 10 |                                       |               |          |              |                            |             |                 |            |                   |     |

Bid Recorder: Josh Roben

Josh Roben (Feb 6, 2023 09:24 PST)

Date Feb 6, 2023

Bid Opener: Josh Roben

Josh Roben (Feb 6, 2023 09:24 PST)

Date Feb 6, 2023

Project Manager: Srinivas Muktevi

Date Feb 6, 2023





Office of the Mayor

CONSENT CALENDAR

April 25, 2023

To: Members of the City Council  
 From: Mayor Jesse Arreguín  
 Subject: Resolution to Support AB 441

RECOMMENDATION

Adopt a Resolution in support of Assembly Bill 441, introduced by Assembly Member Matt Haney, and send a copy of the Resolution to Governor Gavin Newsom, State Senator Nancy Skinner, and Assembly Members Matt Haney and Buffy Wicks.

SUMMARY

If adopted, Assembly Bill 441 would authorize the Franchise Tax Board to provide advance monthly payments to tax filers who are eligible for \$1,000 or greater in combined tax credits from the CalEITC, Young Child Tax Credit and Foster Youth Tax Credit, offer direct deposit whenever possible, and increase protections for filers to maintain their eligibility. This change would provide allow eligible low-income residents to receive more frequently by instructing the State to deliver these tax credits on a monthly instead of lump-sum, yearly basis.

BACKGROUND

California's refundable tax credits, which include the California Earned Income Tax Credit (CalEITC), Young Child Tax Credit, and Former Foster Youth Tax Credit, has been shown to increase the economic well-being of low-income, tax-paying Californians by returning \$1 billion into their pocketbooks each year<sup>1</sup>. As 3 in 4 eligible Californians are people of color<sup>2</sup>, these tax credits can be a helpful tool in supporting economic racial equity across the State. While these programs are rightfully celebrated as among our state's most effective tools to helping people meet their basic needs, their impact could be expanded by paying out tax credits as they are earned, on a monthly basis, instead of paid out once a year.

Returning tax credits to low-income residents on a monthly basis will provide financial security by way of delivering stable monthly payments. These payments can help mitigate the risk of financial volatility experienced by 30% of California households<sup>3</sup>.

<sup>1</sup> Governor Newsom raised the State's level of investment for CalEITC from \$400M to \$1B in 2020. <https://www.csd.ca.gov/Pages/CalEITC.aspx>

<sup>2</sup> According to All Home California. <https://www.allhomeca.org/wp-content/uploads/2023/03/AB-441-Monthly-Payments-Background.pdf>

<sup>3</sup> Source: Prosperity Now Scorecard via U.S. Census. <https://scorecard.prosperitynow.org/reports#report-state-profile/6>

With one in three Bay Area residents<sup>4</sup> consistently depleting their income before the end of the month, our low-income neighbors across and around Berkeley are regularly faced with making difficult decisions to afford their basic needs. This reality has been further exasperated by the economic side effects experienced in our society from COVID-19. The City's remains committed to ensuring its residents have access to the means of securing a safe, enriching, and healthy life, and seeks to remove any barriers to this charge through equitable manners whenever possible.

AB 441 would work to remove obstacles for the City's low-income residents, safeguard them from economic volatility, offer greater control over their tax liability for these residents and those caring for our disenfranchised youth, and help expand the impact of the State's tax credit program. In addition, AB 441 would also offer pragmatic benefits, such as protecting taxpayers and the State from overpayments, streamlining the process for taxpayers to receive credits, give recipients greater flexibility in managing their eligibility, and protect a taxpayer's federal and state benefits. AB 441 would advance monthly payments to tax filers who are eligible for \$1,000 or greater in combined tax credits from the CalEITC, Young Child Tax Credit and Foster Youth Tax Credit and:

- deliver advanced monthly payments equal to 80% of the estimated total credit amount to each eligible tax filer, with the other 20% of the credits made available upon tax filing;
- pay taxpayers more immediately via direct deposit where possible, or otherwise deliver payments via check or debit card;
- allow recipients to opt out of payments and make any changes affecting their eligibility for the credits on the State's myFTB platform on an ad hoc basis;
- prevent monthly payments of tax credits from being counted as regular income for the purpose of determining state benefits;
- require the clarification of any federal tax law impacting one's eligibility to be made clear before providing advanced monthly payments; and
- require the Franchise Tax Board to request any federal agency waivers that are necessary to protect a taxpayers' federal benefits.

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<sup>4</sup> Source: 2020 "Taking Count" study conducted by Tipping Point and the Othering and Belonging Institute at UC Berkeley. <https://tippingpoint.org/wp-content/uploads/2020/07/Taking-Count-2020-A-Study-on-Poverty-in-the-Bay-Area.pdf>

As demonstrated through the passage of the nation's most expansive Fair Work Week Ordinance<sup>5</sup>, expansion of our shelter and services through Measure P<sup>6</sup>, and commitment to protecting our undocumented residents as a Sanctuary City<sup>7</sup>, the City of Berkeley remains committed to supporting our most vulnerable residents. AB 441 is in-line with this commitment, as it aims to support low-income families, those at risk of living in or returning to poverty, children supported by the foster care system, and one missed payment away from losing their housing and/or maintaining a safe, enriching, and healthy life.

#### ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

No environmental impact.

#### CONTACT PERSON

Mayor Jesse Arreguín, 510-981-7100  
Anthony Rodriguez, Senior Legislative Assistant

#### Attachments:

- 1: Resolution (SUPPORT OF CALIFORNIA ASSEMBLY BILL 441)
- 2: Text of AB 441 (as of March 29, 2023)

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<sup>5</sup> On November 21, 2022 the City Council passed the Fair Work Week Ordinance, adding to the City's municipal code Chapter 13.102 during a Special City Council meeting. In it, the City mandated large employers give lower-wage workers their shift schedules at least two weeks in advance, with a pay bonus given if they call employees in or cancel their shifts on short notice.

<sup>6</sup> The City's voter passed Measure P in November of 2018, providing \$10M in funding to pay for homeless services from a property transfer tax. Passed with 72.4% of the vote, these services, among many, include navigation centers, mental health support, rehousing.

<sup>7</sup> On February 13, 2018 the City Council passed the Sanctuary City Ordinance, followed by the Sanctuary City Contracting Ordinance on December 13, 2019. Both offer protections to undocumented immigrants by way of limiting the City's ability to provide information on the citizenship status to the United States Immigration and Customs Enforcement (USICE) agency, and engaging in a new, amended, or extended contract or agreement with any entity that provides USICE with data broker or extreme vetting services.

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

SUPPORTING ASSEMBLY BILL 441

WHEREAS, the California Earned Income Tax Credit (CalEITC), Young Child Tax Credit, and Former Foster Youth Tax Credit have been shown to increase the economic well-being of low-income, tax-paying Californians by returning \$1 billion to them each year; and

WHEREAS, All Home California notes 3 in 4 eligible Californians who receive one or more of these tax credits are people of color whom could benefit from this tool in providing economic racial equity across the State; and

WHEREAS, the Propensity Now Scorecard prepared using U.S. Census data shows that tax credits given to these recipients can help mitigate the risk of financial volatility experienced by 30% of California households; and

WHEREAS, the “Taking Count” study conducted by Tipping Point and the Othering and Belonging Institute at UC Berkeley found one in three Bay Area residents consistently deplete their income before the end of the month, rendering them vulnerable to making difficult decisions that limit their ability to meet their basic needs; and

WHEREAS, Assembly Bill 441, introduced by Assembly Member Matt Haney, would remove obstacles for the City’s low-income residents, safeguard them from economic volatility, offer greater control over their tax liability for these residents and those caring for our disenfranchised youth, and help expand the impact of the State’s tax credit program; and

WHEREAS, Assembly Bill 441 would offer pragmatic benefits, such as protecting taxpayers and the State from overpayments, streamlining the process for taxpayers to receive credits, give recipients greater flexibility in managing their eligibility, and protect a taxpayer’s federal and state benefits; and

WHEREAS, Assembly Bill 441 would advance monthly payments to tax filers who are eligible for \$1,000 or greater in combined tax credits from the CalEITC, Young Child Tax Credit and Foster Youth Tax Credit; and

WHEREAS, the City of Berkeley believes Assembly Bill 441 is in-line with its commitment, to supporting low-income families, those at risk of living in or returning to poverty, children supported by the foster care system, and those vulnerable to financial volatility; and

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that it hereby supports AB 441.



BE IT FRUTHER RESOLVED that copies of the Resolution be sent to Governor Gavin Newsom, State Senator Nancy Skinner, and Assembly Members Matt Haney and Buffy Wicks.

AMENDED IN ASSEMBLY MARCH 29, 2023

AMENDED IN ASSEMBLY MARCH 9, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

**ASSEMBLY BILL**

**No. 441**

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**Introduced by Assembly Member Haney**

February 6, 2023

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An act to amend Sections 17052, 17052.1, and 17052.2 of, and to add Section 17052.3 to, the Revenue and Taxation Code, relating to taxation, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 441, as amended, Haney. Earned Income Tax Credit: young child tax credit: foster youth tax credit: periodic payments.

The Personal Income Tax Law, in modified conformity with federal income tax laws, allows an earned income tax credit against personal income tax and a payment from the continuously appropriated Tax Relief and Refund Account for an allowable credit in excess of tax liability to an eligible individual that is equal to that portion of the earned income tax credit allowed by federal law, as determined by the earned income tax credit adjustment factor, as specified. The Personal Income Tax Law also allows a young child tax credit and a foster youth tax credit against the taxes imposed by that law, and a payment from the Tax Relief and Refund Account for allowable credits in excess of tax liability to a qualified individual, as defined.

This bill would require the Franchise Tax Board to establish a program for making periodic payments from the Tax Relief and Refund Account to qualified taxpayers, as defined. The bill would require the aggregate of these periodic payments in any calendar year to be equal to 80% of

the estimated total amount allowed to the taxpayer as an earned income tax credit, a young child tax credit, and a foster youth tax credit. The bill would define “qualified taxpayer” for these purposes to mean a taxpayer that is eligible to receive an earned income tax credit, a young child tax credit, or a foster youth tax credit, but only if the combined total of ~~such~~ *those* credits allowed to the taxpayer in the applicable year is \$1,000 or more. The bill would reduce the amount allowed as an earned income tax credit, young child tax credit, or foster youth tax credit ~~credit~~ *credit, but not below zero*, to the extent the taxpayer received any periodic payments related to those credits. The bill would require the Franchise Tax Board to allow a qualified taxpayer to report changes to their income, household size, filing status, or any other personal information relevant to estimating the amount of any credit allowed to the taxpayer, and would authorize the Franchise Tax Board to modify the estimated value of credits allowed to the taxpayer. The bill would further allow the Franchise Tax Board to adjust the periodic payments, as necessary, to account for any modification to the estimated value of credits allowed to a qualified taxpayer. *The bill would require the Franchise Tax Board, upon receiving a tax return from a qualified taxpayer, to compare the aggregate amount of periodic payments received during the relevant calendar year to the aggregate total of tax credits the taxpayer was allowed. In the case that the amount of the periodic payments received by the taxpayer exceeds the total of tax credits the taxpayer was allowed by more than \$300, the bill would require the taxpayer to repay so much of the difference that exceeds \$300.* The bill would require the Controller to make transfers from the Personal Income Tax Fund to the Tax Relief and Refund Account as required to make the estimated payments. By authorizing additional payments from a continuously appropriated fund, this bill would make an appropriation.

*This bill would also require the Franchise Tax Board, in coordination with the State Department of Public Health, the State Department of Social Services, and any other relevant state agency, to request a waiver from any federal agency that administers specified benefits programs to exclude any amount paid in monthly advance payments authorized by the bill from income in determining eligibility for, or calculation of benefits under, those benefit programs. The bill would state its provisions would only become operative upon the enactment of federal legislation, promulgation of federal regulation, or similar guidance from federal agencies, that the advance payments authorized by the bill*

would be excluded from income for purposes of determining eligibility for, or the calculation of benefits under, those federal benefit programs.

Vote: 2/3. Appropriation: yes. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 17052 of the Revenue and Taxation Code  
2 is amended to read:

3 17052. (a) (1) For each taxable year beginning on or after  
4 January 1, 2015, there shall be allowed against the “net tax,” as  
5 defined by Section 17039, an earned income tax credit in an amount  
6 equal to an amount determined in accordance with Section 32 of  
7 the Internal Revenue Code, relating to earned income, as applicable  
8 for federal income tax purposes for the taxable year, except as  
9 otherwise provided in this section.

10 (2) (A) The amount of the credit determined under Section 32  
11 of the Internal Revenue Code, relating to earned income, as  
12 modified by this section, shall be multiplied by the earned income  
13 tax credit adjustment factor for the taxable year.

14 (B) Unless otherwise specified in the annual Budget Act, the  
15 earned income tax credit adjustment factor for a taxable year  
16 beginning on or after January 1, 2015, shall be 0 percent.

17 (C) The earned income tax credit authorized by this section  
18 shall only be operative for taxable years for which resources are  
19 authorized in the annual Budget Act for the Franchise Tax Board  
20 to oversee and audit returns associated with the credit.

21 (3) The amount of the credit allowed pursuant to this section  
22 shall be ~~reduced~~ *reduced, but not below zero dollars (\$0)*, by any  
23 amount received by the eligible individual pursuant to Section  
24 17052.3 that relates to an estimated allowance of a credit under  
25 this section.

26 (b) (1) In lieu of the table prescribed in Section 32(b)(1) of the  
27 Internal Revenue Code, relating to percentages, the credit  
28 percentage and the phaseout percentage shall be determined as  
29 follows:

|    |                                       |                |                |
|----|---------------------------------------|----------------|----------------|
| 30 |                                       |                |                |
| 31 | In the case of an eligible individual | The credit     | The phaseout   |
| 32 | with:                                 | percentage is: | percentage is: |
| 33 | No qualifying children                | 7.65%          | 7.65%          |

|   |                               |     |     |
|---|-------------------------------|-----|-----|
| 1 | 1 qualifying child            | 34% | 34% |
| 2 | 2 qualifying children         | 40% | 40% |
| 3 | 3 or more qualifying children | 45% | 45% |

4

5 (2) (A) In lieu of the table prescribed in Section 32(b)(2)(A)  
6 of the Internal Revenue Code, the earned income amount and the  
7 phaseout amount shall be determined as follows:

8

|    |                                       |                   |              |
|----|---------------------------------------|-------------------|--------------|
| 9  | In the case of an eligible individual | The earned income | The phaseout |
| 10 | with:                                 | amount is:        | amount is:   |
| 11 | No qualifying children                | \$3,290           | \$3,290      |
| 12 | 1 qualifying child                    | \$4,940           | \$4,940      |
| 13 | 2 or more qualifying children         | \$6,935           | \$6,935      |

14

15 (B) Section 32(b)(2)(B) of the Internal Revenue Code, relating  
16 to joint returns, shall not apply.

17 (c) (1) Section 32(c)(1)(A)(ii)(I) of the Internal Revenue Code  
18 is modified by substituting “this state” for “the United States.”

19 (2) For each taxable year beginning on or after January 1, 2018,  
20 Section 32(c)(1)(A)(ii)(II) of the Internal Revenue Code is modified  
21 by deleting “25 but not attained age 65” and inserting in lieu thereof  
22 the following: “18.”

23 (3) Section 32(c)(2)(A) of the Internal Revenue Code is modified  
24 as follows:

25 (A) Section 32(c)(2)(A)(i) of the Internal Revenue Code is  
26 modified by deleting “plus” and inserting in lieu thereof the  
27 following: “and only if such amounts are subject to withholding  
28 pursuant to Division 6 (commencing with Section 13000) of the  
29 Unemployment Insurance Code.”

30 (B) Section 32(c)(2)(A)(ii) of the Internal Revenue Code shall  
31 not apply.

32 (4) For taxable years beginning on or after January 1, 2017,  
33 paragraph (3) shall not apply and in lieu thereof Section 32(c)(2)(A)  
34 of the Internal Revenue Code is modified as follows:

35 (A) Section 32(c)(2)(A)(i) of the Internal Revenue Code is  
36 modified by deleting “plus” and inserting in lieu thereof the  
37 following: “and only if such amounts are subject to withholding  
38 pursuant to Division 6 (commencing with Section 13000) of the  
39 Unemployment Insurance Code, plus.”

1 (B) Section 32(c)(2)(A)(ii) of the Internal Revenue Code shall  
2 apply.

3 (5) Section 32(c)(3)(C) of the Internal Revenue Code, relating  
4 to place of abode, is modified by substituting “this state” for “the  
5 United States.”

6 (d) Section 32(i)(1) of the Internal Revenue Code is modified  
7 by substituting “\$3,400” for “\$2,200.”

8 (e) (1) In lieu of Section 32(j) of the Internal Revenue Code,  
9 relating to inflation adjustments, for taxable years beginning on  
10 or after January 1, 2016, the amounts specified in paragraph (2)  
11 of subdivision (b) and in subdivision (d) shall be recomputed  
12 annually in the same manner as the recomputation of income tax  
13 brackets under subdivision (h) of Section 17041.

14 (2) For each taxable year beginning on or after January 1, 2018,  
15 and before January 1, 2019, when recomputing the amounts  
16 referenced in paragraph (1), the percentage change in the California  
17 Consumer Price Index shall be deemed to be the greater of 3.1  
18 percent or the percentage change in the California Consumer Price  
19 Index as calculated under subdivision (h) of Section 17041 for that  
20 taxable year.

21 (3) For each taxable year beginning on or after January 1, 2019,  
22 and before January 1, 2020, when recomputing the amounts  
23 referenced in paragraph (1), the percentage change in the California  
24 Consumer Price Index shall be deemed to be the greater of 3.5  
25 percent or the percentage change in the California Consumer Price  
26 Index as calculated under subdivision (h) of Section 17041 for that  
27 taxable year.

28 (f) If the amount allowable as a credit under this section exceeds  
29 the tax liability computed under this part for the taxable year, the  
30 excess shall be credited against other amounts due, if any, and the  
31 balance, if any, shall be paid from the Tax Relief and Refund  
32 Account and refunded to the taxpayer.

33 (g) (1) The Franchise Tax Board may prescribe rules,  
34 guidelines, procedures, or other guidance to carry out the purposes  
35 of this section. Chapter 3.5 (commencing with Section 11340) of  
36 Part 1 of Division 3 of Title 2 of the Government Code shall not  
37 apply to any rule, guideline, or procedure prescribed by the  
38 Franchise Tax Board pursuant to this section.

39 (2) (A) The Franchise Tax Board may prescribe any regulations  
40 necessary or appropriate to carry out the purposes of this section,

1 including any regulations to prevent improper claims from being  
2 filed or improper payments from being made with respect to net  
3 earnings from self-employment.

4 (B) The adoption of any regulations pursuant to subparagraph  
5 (A) may be adopted as emergency regulations in accordance with  
6 the rulemaking provisions of the Administrative Procedure Act  
7 (Chapter 3.5 (commencing with Section 11340) of Part 1 of  
8 Division 3 of Title 2 of the Government Code) and shall be deemed  
9 an emergency and necessary for the immediate preservation of the  
10 public peace, health and safety, or general welfare. Notwithstanding  
11 Chapter 3.5 (commencing with Section 11340) of Part 1 of Division  
12 3 of Title 2 of the Government Code, these emergency regulations  
13 shall not be subject to the review and approval of the Office of  
14 Administrative Law. The regulations shall become effective  
15 immediately upon filing with the Secretary of State, and shall  
16 remain in effect until revised or repealed by the Franchise Tax  
17 Board.

18 (h) Notwithstanding any other law, amounts refunded pursuant  
19 to this section shall be treated in the same manner as the federal  
20 earned income refund for the purpose of determining eligibility to  
21 receive benefits under Division 9 (commencing with Section  
22 10000) of the Welfare and Institutions Code or amounts of those  
23 benefits.

24 (i) (1) For the purpose of implementing the credit allowed by  
25 this section for the 2015 taxable year, the Franchise Tax Board  
26 shall be exempt from the following:

27 (A) Special Project Report requirements under State  
28 Administrative Manual Sections 4819.36, 4945, and 4945.2.

29 (B) Special Project Report requirements under Statewide  
30 Information Management Manual Section 30.

31 (C) Section 11.00 of the 2015 Budget Act.

32 (D) Sections 12101, 12101.5, 12102, and 12102.1 of the Public  
33 Contract Code.

34 (2) The Franchise Tax Board shall formally incorporate the  
35 scope, costs, and schedule changes associated with the  
36 implementation of the credit allowed by this section in its next  
37 anticipated Special Project Report for its Enterprise Data to  
38 Revenue Project.

39 (j) (1) In accordance with Section 41, the purpose of the  
40 California Earned Income Tax Credit is to reduce poverty among

1 California's poorest working families and individuals. To measure  
2 whether the credit achieves its intended purpose, the Franchise  
3 Tax Board shall annually prepare a written report on the following:

- 4 (A) The number of tax returns claiming the credit.  
5 (B) The number of individuals represented on tax returns  
6 claiming the credit.  
7 (C) The average credit amount on tax returns claiming the credit.  
8 (D) The distribution of credits by number of dependents and  
9 income ranges. The income ranges shall encompass the phase-in  
10 and phaseout ranges of the credit.  
11 (E) Using data from tax returns claiming the credit, including  
12 an estimate of the federal tax credit determined under Section 32  
13 of the Internal Revenue Code, an estimate of the number of families  
14 who are lifted out of deep poverty by the credit and an estimate of  
15 the number of families who are lifted out of deep poverty by the  
16 combination of the credit and the federal tax credit. For the  
17 purposes of this subdivision, a family is in "deep poverty" if the  
18 income of the family is less than 50 percent of the federal poverty  
19 threshold.

20 (2) The Franchise Tax Board shall provide the written report to  
21 the Senate Committee on Budget and Fiscal Review, the Assembly  
22 Committee on Budget, the Senate and Assembly Committees on  
23 Appropriations, the Senate Committee on Governance and Finance,  
24 the Assembly Committee on Revenue and Taxation, and the Senate  
25 and Assembly Committees on Human Services.

26 (k) The tax credit allowed by this section shall be known as the  
27 California Earned Income Tax Credit.

28 (l) The amendments made to this section by Chapter 722 of the  
29 Statutes of 2016 shall apply to taxable years beginning on or after  
30 January 1, 2016.

31 (m) (1) For each taxable year beginning on or after January 1,  
32 2017, and before January 1, 2018, if the amount of credit computed  
33 pursuant to subdivisions (a) and (b) is less than or equal to one  
34 hundred dollars (\$100) multiplied by the ratio of the earned income  
35 tax credit adjustment factor for that taxable year divided by 0.85  
36 for an eligible individual with no qualifying children, or less than  
37 or equal to two hundred fifty dollars (\$250) multiplied by the ratio  
38 of the earned income tax credit adjustment factor for that taxable  
39 year divided by 0.85 for an eligible individual with one or more  
40 qualifying children, and the earned income amount is greater than



1 or equal to the corresponding amount in the table set forth in  
2 paragraph (2) below, then in lieu of the table prescribed in  
3 paragraph (1) of subdivision (b), the credit percentage and the  
4 phaseout percentage shall be determined as follows:

|    |                                             |                           |                             |
|----|---------------------------------------------|---------------------------|-----------------------------|
| 5  |                                             |                           |                             |
| 6  | In the case of an eligible individual with: | The credit percentage is: | The phaseout percentage is: |
| 7  |                                             |                           |                             |
| 8  | No qualifying children                      | 2.20%                     | 1.22%                       |
| 9  | 1 qualifying child                          | 3.10%                     | 2.29%                       |
| 10 | 2 qualifying children                       | 2.13%                     | 3.45%                       |
| 11 | 3 or more qualifying children               | 2.12%                     | 3.49%                       |
| 12 |                                             |                           |                             |

13  
14 (2) For each taxable year beginning on or after January 1, 2017,  
15 and before January 1, 2018, if the amount of credit computed  
16 pursuant to subdivisions (a) and (b) is less than or equal to one  
17 hundred dollars (\$100) multiplied by the ratio of the earned income  
18 tax credit adjustment factor for that taxable year divided by 0.85  
19 for an eligible individual with no qualifying children, or less than  
20 or equal to two hundred fifty dollars (\$250) multiplied by the ratio  
21 of the earned income tax credit adjustment factor for that taxable  
22 year divided by 0.85 for an eligible individual with one or more  
23 qualifying children, then in lieu of the table prescribed in  
24 subparagraph (A) of paragraph (2) of subdivision (b), the earned  
25 income amount and the phaseout amount shall be determined as  
26 follows:

|    |                                             |                              |                         |
|----|---------------------------------------------|------------------------------|-------------------------|
| 27 |                                             |                              |                         |
| 28 | In the case of an eligible individual with: | The earned income amount is: | The phaseout amount is: |
| 29 |                                             |                              |                         |
| 30 | No qualifying children                      | \$5,354                      | \$5,354                 |
| 31 | 1 qualifying child                          | \$9,484                      | \$9,484                 |
| 32 | 2 qualifying children                       | \$13,794                     | \$13,794                |
| 33 | 3 or more qualifying children               | \$13,875                     | \$13,875                |
| 34 |                                             |                              |                         |

35  
36 (n) (1) For each taxable year beginning on or after January 1,  
37 2018, and before January 1, 2019, if the amount of credit computed  
38 pursuant to subdivisions (a) and (b) is less than or equal to one  
39 hundred three dollars (\$103) multiplied by the ratio of the earned  
40 income tax credit adjustment factor for that taxable year divided

1 by 0.85 for an eligible individual with no qualifying children, or  
 2 less than or equal to two hundred fifty-eight dollars (\$258)  
 3 multiplied by the ratio of the earned income tax credit adjustment  
 4 factor for that taxable year divided by 0.85 for an eligible individual  
 5 with one or more qualifying children, and the earned income  
 6 amount is greater than or equal to the corresponding amount in  
 7 the table set forth in paragraph (2) below, then in lieu of the table  
 8 prescribed in paragraph (1) of subdivision (b), the credit percentage  
 9 and the phaseout percentage shall be determined as follows:

10

|    |                                             |                           |                             |
|----|---------------------------------------------|---------------------------|-----------------------------|
| 11 | In the case of an eligible individual with: | The credit percentage is: | The phaseout percentage is: |
| 12 |                                             |                           |                             |
| 13 | No qualifying children                      | 2.20%                     | 1.08%                       |
| 14 | 1 qualifying child                          | 3.10%                     | 2.00%                       |
| 15 | 2 qualifying children                       | 2.13%                     | 2.82%                       |
| 16 | 3 or more qualifying children               | 2.12%                     | 2.85%                       |
| 17 |                                             |                           |                             |

18

19 (2) For each taxable year beginning on or after January 1, 2018,  
 20 and before January 1, 2019, if the amount of credit computed  
 21 pursuant to subdivisions (a) and (b) is less than or equal to one  
 22 hundred three dollars (\$103) multiplied by the ratio of the earned  
 23 income tax credit adjustment factor for that taxable year divided  
 24 by 0.85 for an eligible individual with no qualifying children, or  
 25 less than or equal to two hundred fifty-eight dollars (\$258)  
 26 multiplied by the ratio of the earned income tax credit adjustment  
 27 factor for that taxable year divided by 0.85 for an eligible individual  
 28 with one or more qualifying children, then in lieu of the table  
 29 prescribed in subparagraph (A) of paragraph (2) of subdivision  
 30 (b), the earned income amount and the phaseout amount shall be  
 31 determined as follows:

32

|    |                                             |                              |                         |
|----|---------------------------------------------|------------------------------|-------------------------|
| 33 | In the case of an eligible individual with: | The earned income amount is: | The phaseout amount is: |
| 34 |                                             |                              |                         |
| 35 | No qualifying children                      | \$5,520                      | \$5,520                 |
| 36 | 1 qualifying child                          | \$9,778                      | \$9,778                 |
| 37 | 2 qualifying children                       | \$14,222                     | \$14,222                |
| 38 | 3 or more qualifying children               | \$14,305                     | \$14,305                |
| 39 |                                             |                              |                         |

40

1 (o) (1) For each taxable year beginning on or after January 1,  
 2 2019, if the amount of credit computed pursuant to subdivisions  
 3 (a) and (b) is less than or equal to two hundred dollars (\$200)  
 4 multiplied by the ratio of the earned income tax credit adjustment  
 5 factor for that taxable year divided by 0.85 for an eligible individual  
 6 with no qualifying children, or less than or equal to five hundred  
 7 five dollars (\$505) multiplied by the ratio of the earned income  
 8 tax credit adjustment factor for that taxable year divided by 0.85  
 9 for an eligible individual with one or more qualifying children,  
 10 and the earned income amount is greater than or equal to the  
 11 corresponding amount in the table set forth in paragraph (2) below,  
 12 then in lieu of the table prescribed in paragraph (1) of subdivision  
 13 (b), the credit percentage and the phaseout percentage shall be  
 14 determined as follows:

15

|    |                                             |                           |                             |
|----|---------------------------------------------|---------------------------|-----------------------------|
| 16 | In the case of an eligible individual with: | The credit percentage is: | The phaseout percentage is: |
| 17 |                                             |                           |                             |
| 18 | No qualifying children                      | 5.43%                     | 0.92%                       |
| 19 | 1 qualifying child                          | 6.33%                     | 2.88%                       |
| 20 | 2 qualifying children                       | 4.20%                     | 3.75%                       |
| 21 | 3 or more qualifying children               | 4.15%                     | 3.78%                       |

22

23

24 (2) For each taxable year beginning on or after January 1, 2019,  
 25 if the amount of credit computed pursuant to subdivisions (a) and  
 26 (b) is less than or equal to two hundred dollars (\$200) multiplied  
 27 by the ratio of the earned income tax credit adjustment factor for  
 28 that taxable year divided by 0.85 for an eligible individual with  
 29 no qualifying children, or less than or equal to five hundred five  
 30 dollars (\$505) multiplied by the ratio of the earned income tax  
 31 credit adjustment factor for that taxable year divided by 0.85 for  
 32 an eligible individual with one or more qualifying children, then  
 33 in lieu of the table prescribed in subparagraph (A) of paragraph  
 34 (2) of subdivision (b), the earned income amount and the phaseout  
 35 amount shall be determined as follows:

36

|    |                                             |                              |                         |
|----|---------------------------------------------|------------------------------|-------------------------|
| 37 | In the case of an eligible individual with: | The earned income amount is: | The phaseout amount is: |
| 38 |                                             |                              |                         |
| 39 | No qualifying children                      | \$4,334                      | \$4,334                 |
| 40 | 1 qualifying child                          | \$9,381                      | \$9,381                 |

|   |                       |          |          |
|---|-----------------------|----------|----------|
| 1 | 2 qualifying children | \$14,137 | \$14,137 |
| 2 | 3 or more qualifying  | \$14,302 | \$14,302 |
| 3 | children              |          |          |

4

5 (3) For taxable years beginning on or after January 1, 2020, and  
6 until and including the taxable year in which the minimum wage,  
7 as defined in paragraph (1) of subdivision (b) of Section 1182.12  
8 of the Labor Code, is set at fifteen dollars (\$15) per hour, both of  
9 the following shall occur:

10 (A) The amounts in paragraphs (1) and (2) shall be recomputed  
11 annually in the same manner as the recomputation of income tax  
12 brackets under subdivision (h) of Section 17041.

13 (B) The phaseout percentage for each of the four categories of  
14 eligible individuals shall be recalculated by the Franchise Tax  
15 Board in such a manner that, for a taxpayer with an earned income  
16 of thirty thousand dollars (\$30,000), the calculated amount of credit  
17 is equal to zero.

18 (4) (A) For taxable years beginning after the taxable year in  
19 which the minimum wage, as defined in paragraph (1) of  
20 subdivision (b) of Section 1182.12 of the Labor Code, is set at  
21 fifteen dollars (\$15) per hour, the amounts in paragraphs (1) and  
22 (2) shall be recomputed annually in the same manner as the  
23 recomputation of income tax brackets under subdivision (h) of  
24 Section 17041.

25 (B) For taxable years beginning after the taxable year in which  
26 the minimum wage, as defined in paragraph (1) of subdivision (b)  
27 of Section 1182.12 of the Labor Code, is set at fifteen dollars (\$15)  
28 per hour, the phaseout percentages for the prior taxable year, as  
29 recalculated under subparagraph (B) of paragraph (3), shall apply.

30 (p) For each taxable year beginning on or after January 1, 2020,  
31 Section 32(m) of the Internal Revenue Code, relating to  
32 identification numbers, is modified as follows:

33 (1) By deleting “(other than a social security number issued  
34 pursuant to clause (II) (or that portion of clause (III) that relates  
35 to clause (II)) of section 205(c)(2)(B)(i) of the Social Security  
36 Act.”

37 (2) By substituting “federal individual taxpayer identification  
38 number or a social security number” for “social security number.”

1 (q) An eligible individual, eligible individual's spouse, or  
2 qualifying child using a federal individual taxpayer identification  
3 number as authorized under subdivision (p) shall:

4 (1) Upon request of the Franchise Tax Board, provide:

5 (A) Identifying documents acceptable for purposes of obtaining  
6 a California driver's license or identification card as authorized  
7 by subdivisions (a), (b), and (c) of Section 12801.9 of the Vehicle  
8 Code and related regulations adopted for purposes of establishing  
9 documents acceptable to prove identity.

10 (B) Identifying documents used to report earned income for the  
11 taxable year.

12 (2) Upon receiving a valid social security number issued to that  
13 individual by the Social Security Administration, notify the  
14 Franchise Tax Board, in the time and manner prescribed by the  
15 Franchise Tax Board.

16 (r) The Legislature finds and declares that, to the extent they  
17 are otherwise qualified for a credit under this section,  
18 undocumented persons are eligible for the tax credit authorized  
19 by this section within the meaning of subsection (d) of Section  
20 1621 of Title 8 of the United States Code.

21 SEC. 2. Section 17052.1 of the Revenue and Taxation Code  
22 is amended to read:

23 17052.1. (a) (1) For each taxable year beginning on or after  
24 January 1, 2019, there shall be allowed against the "net tax," as  
25 defined by Section 17039, a young child tax credit to a qualified  
26 taxpayer, in an amount as determined under paragraph (2).

27 (2) (A) (i) The amount of the young child tax credit shall be  
28 equal to one thousand one hundred seventy-six dollars (\$1,176),  
29 multiplied by the earned income tax credit adjustment factor for  
30 the taxable year as specified for in Section 17052.

31 (ii) The amount of the young child tax credit specified under  
32 clause (i) shall be recomputed annually in the same manner as the  
33 recomputation of income tax brackets under subdivision (h) of  
34 Section 17041.

35 (B) The young child tax credit allowable in any taxable year to  
36 any qualified taxpayer shall be limited to the maximum amount  
37 specified in clause (i) of subparagraph (A) as recomputed under  
38 clause (ii) of subparagraph (A).

39 (C) (i) The young child tax credit shall be reduced by twenty  
40 dollars (\$20) for each one hundred dollars (\$100), or fraction

1 thereof, by which the qualified taxpayer's earned income, as  
2 defined in Section 17052, exceeds the "threshold amount." For  
3 purposes of this section, the "threshold amount" shall be  
4 twenty-five thousand dollars (\$25,000).

5 (ii) (I) For each taxable year beginning on or after January 1,  
6 2022, and before January 1, 2023, the twenty dollars (\$20) in clause  
7 (i) shall be recomputed annually in the same manner as the  
8 recomputation of income tax brackets under subdivision (h) of  
9 Section 17041, except that the resulting products shall be rounded  
10 off to the nearest cent.

11 (II) For taxable years beginning after the taxable year in which  
12 the minimum wage, as defined in paragraph (1) of subdivision (b)  
13 of Section 1182.12 of the Labor Code, is set at fifteen dollars (\$15)  
14 per hour, the amount calculated under subclause (I) shall substitute  
15 for the twenty dollars (\$20) in clause (i).

16 (iii) For taxable years beginning after the taxable year in which  
17 the minimum wage, as defined in paragraph (1) of subdivision (b)  
18 of Section 1182.12 of the Labor Code, is set at fifteen dollars (\$15)  
19 per hour, the "threshold amount" in this subparagraph shall be  
20 recomputed annually in the same manner as the recomputation of  
21 income tax brackets under subdivision (h) of Section 17041.

22 (D) The young child tax credit authorized by this section shall  
23 only be operative for taxable years for which resources are  
24 authorized in the annual Budget Act for the Franchise Tax Board  
25 to oversee and audit returns associated with the credit allowed  
26 under Section 17052.

27 (3) The amount of the credit allowed pursuant to this section  
28 shall be ~~reduced~~ *reduced, but not below zero dollars (\$0)*, by any  
29 amount received by the qualified taxpayer pursuant to Section  
30 17052.3 that relates to an estimated allowance of a credit under  
31 this section.

32 (b) (1) "Qualified taxpayer" means an eligible individual who  
33 has at least one qualifying child and who satisfies either of the  
34 following:

35 (A) Has been allowed a tax credit under Section 17052.

36 (B) Meets all of the following requirements:

37 (i) Would otherwise have been allowed a tax credit under  
38 Section 17052, but has earned income, as defined in Section  
39 32(c)(2) of the Internal Revenue Code, as modified by Section  
40 17052, of zero dollars (\$0) or less.

1 (ii) Does not have net losses in excess of thirty thousand dollars  
2 (\$30,000) in the taxable year.

3 (iii) Does not have wages, salaries, tips, and other employee  
4 compensation in excess of thirty thousand dollars (\$30,000) in the  
5 taxable year.

6 (2) For each taxable year beginning on or after January 1, 2022,  
7 the amounts specified under clauses (ii) and (iii) of subparagraph  
8 (B) shall be recomputed annually in the same manner as the  
9 recomputation of income tax brackets under subdivision (h) of  
10 Section 17041.

11 (c) “Qualifying child” shall have the same meaning as under  
12 Section 17052, except that the child shall be younger than six years  
13 of age as of the last day of the taxable year.

14 (d) (1) The Franchise Tax Board may prescribe rules,  
15 guidelines, procedures, or other guidance to carry out the purposes  
16 of this section. Chapter 3.5 (commencing with Section 11340) of  
17 Part 1 of Division 3 of Title 2 of the Government Code shall not  
18 apply to any rule, guideline, or procedure prescribed by the  
19 Franchise Tax Board pursuant to this section.

20 (2) (A) The Franchise Tax Board may prescribe any regulations  
21 necessary or appropriate to carry out the purposes of this section,  
22 including any regulations to prevent improper claims from being  
23 filed or improper payments from being made with respect to net  
24 earnings from self-employment.

25 (B) The adoption of any regulations pursuant to subparagraph  
26 (A) may be adopted as emergency regulations in accordance with  
27 the rulemaking provisions of the Administrative Procedure Act  
28 (Chapter 3.5 (commencing with Section 11340) of Part 1 of  
29 Division 3 of Title 2 of the Government Code) and shall be deemed  
30 an emergency and necessary for the immediate preservation of the  
31 public peace, health and safety, or general welfare. Notwithstanding  
32 Chapter 3.5 (commencing with Section 11340) of Part 1 of Division  
33 3 of Title 2 of the Government Code, these emergency regulations  
34 shall not be subject to the review and approval of the Office of  
35 Administrative Law. The regulations shall become effective  
36 immediately upon filing with the Secretary of State, and shall  
37 remain in effect until revised or repealed by the Franchise Tax  
38 Board.

39 (e) If the amount allowable as a credit under this section exceeds  
40 the tax liability computed under this part for the taxable year, the

1 excess shall be credited against other amounts due, if any, and the  
2 balance, if any, shall be paid from the Tax Relief and Refund  
3 Account and refunded to the qualified taxpayer.

4 (f) Notwithstanding any other law, amounts refunded pursuant  
5 to this section shall be treated in the same manner as the federal  
6 earned income refund for the purpose of determining eligibility to  
7 receive benefits under Division 9 (commencing with Section  
8 10000) of the Welfare and Institutions Code or amounts of those  
9 benefits.

10 (g) (1) In accordance with Section 41, the purpose of the Young  
11 Child Tax Credit is to reduce poverty among California's poorest  
12 working families and young children. To measure whether the  
13 credit achieves its intended purpose, the Franchise Tax Board shall  
14 annually prepare a written report on the following:

15 (A) The number of tax returns claiming the credit.

16 (B) The number of qualifying children represented on tax returns  
17 claiming the credit.

18 (C) The average credit amount on tax returns claiming the credit.

19 (2) The Franchise Tax Board shall provide the written report to  
20 the Senate Committee on Budget and Fiscal Review, the Assembly  
21 Committee on Budget, the Senate and Assembly Committees on  
22 Appropriations, the Senate Committee on Governance and Finance,  
23 the Assembly Committee on Revenue and Taxation, and the Senate  
24 and Assembly Committees on Human Services.

25 (h) The Legislature finds and declares that, to the extent they  
26 are otherwise qualified for a credit under this section,  
27 undocumented persons are eligible for the tax credit authorized  
28 by this section within the meaning of subsection (d) of Section  
29 1621 of Title 8 of the United States Code.

30 (i) The amendments made to this section by the act adding this  
31 subdivision shall apply for taxable years beginning on or after  
32 January 1, 2022, except as provided in subparagraph (C) of  
33 paragraph (2) of subdivision (a).

34 SEC. 3. Section 17052.2 of the Revenue and Taxation Code  
35 is amended to read:

36 17052.2. (a) (1) For each taxable year beginning on or after  
37 January 1, 2022, there shall be allowed against the "net tax," as  
38 defined by Section 17039, a foster youth tax credit to a qualified  
39 taxpayer, in an amount as determined under paragraph (2).



1 (2) (A) The amount of the foster youth tax credit shall be equal  
2 to one thousand one hundred seventy-six dollars (\$1,176),  
3 multiplied by the earned income tax credit adjustment factor for  
4 the taxable year, as specified in Section 17052.

5 (B) For taxable years beginning on or after January 1, 2022, the  
6 amount in subparagraph (A) shall be recomputed annually in the  
7 same manner as the recomputation of income tax brackets under  
8 subdivision (h) of Section 17041.

9 (C) (i) The foster youth tax credit shall be reduced by twenty  
10 dollars (\$20) for each one hundred dollars (\$100), or fraction  
11 thereof, by which the qualified taxpayer's earned income, as  
12 defined in Section 17052, exceeds the threshold amount.

13 (ii) (I) For taxable years beginning on or after January 1, 2022,  
14 and before January 1, 2023, the twenty dollars (\$20) in clause (i)  
15 shall be recomputed in the same manner as the recomputation of  
16 income tax brackets under subdivision (h) of Section 17041, except  
17 that for purposes of this clause, subparagraph (B) of paragraph (2)  
18 of subdivision (h) of Section 17041 shall be modified by  
19 substituting "nearest cent" for "nearest one dollar (\$1)."

20 (II) For taxable years beginning after the taxable year in which  
21 the minimum wage, as defined in paragraph (1) of subdivision (b)  
22 of Section 1182.12 of the Labor Code, is set at fifteen dollars (\$15)  
23 per hour, the amount calculated under subclause (I) shall substitute  
24 for the twenty dollars (\$20) in clause (i).

25 (iii) For taxable years beginning after the taxable year in which  
26 the minimum wage, as defined in paragraph (1) of subdivision (b)  
27 of Section 1182.12 of the Labor Code, is set at fifteen dollars (\$15)  
28 per hour, the threshold amount shall be recomputed annually in  
29 the same manner as the recomputation of income tax brackets  
30 under subdivision (h) of Section 17041.

31 (3) The amount of the credit allowed pursuant to this section  
32 shall be ~~reduced~~ *reduced, but not below zero dollars (\$0)*, by any  
33 amount received by the qualified taxpayer pursuant to Section  
34 17052.3 that relates to an estimated allowance of a credit under  
35 this section.

36 (b) The foster youth tax credit authorized by this section shall  
37 only be operative for taxable years for which resources are  
38 authorized in the annual Budget Act for the Franchise Tax Board  
39 to oversee and audit returns associated with the earned income tax  
40 credit allowed under Section 17052.

1 (c) For purposes of this section, the following definitions shall  
2 apply:

3 (1) “Qualified taxpayer,” means an individual who satisfies all  
4 of the following:

5 (A) Has been allowed a tax credit under Section 17052 for the  
6 taxable year.

7 (B) Is 18 to 25 years of age, inclusive, as of the last day of the  
8 taxable year.

9 (C) Was in foster care while 13 years of age or older in an  
10 AFDC-FC placement, as described in Section 11402 of the Welfare  
11 and Institutions Code, including a tribally approved home, as  
12 defined in subdivision (r) of Section 224.1 of the Welfare and  
13 Institutions Code, or Approved Relative Caregiver Funding  
14 Program eligible placement, as described in Article 6 (commencing  
15 with Section 11450) of Chapter 2 of Part 3 of Division 9 of the  
16 Welfare and Institutions Code, by a Title IV-E agency, pursuant  
17 to a voluntary placement agreement or a juvenile court order.

18 (2) “Threshold amount” shall be twenty-five thousand dollars  
19 (\$25,000).

20 (3) “Title IV-E agency” means either of the following:

21 (A) A county child welfare agency or probation department that  
22 administers foster care placements under Title IV-E of the federal  
23 Social Security Act (Part E (commencing with Section 670) of  
24 Subchapter IV of Chapter 7 of Title 42 of the United States Code).

25 (B) An Indian tribe, tribal organization, or tribal consortium  
26 located in California or with lands that extend into the state that  
27 has an agreement with the State Department of Social Services  
28 pursuant to Section 10553.1 of the Welfare and Institutions Code  
29 to administer foster care placement under Title IV-E of the federal  
30 Social Security Act (Part E (commencing with Section 670) of  
31 Subchapter IV of Chapter 7 of Title 42 of the United States Code).

32 (d) (1) As provided for in Section 10850.8 of the Welfare and  
33 Institutions Code, and subject to federal approvals or waivers, the  
34 State Department of Social Services shall provide to the Franchise  
35 Tax Board the data regarding a qualified taxpayer placed by a Title  
36 IV-E agency that may be necessary to verify that an individual  
37 qualifies for the foster youth tax credit. The data provided shall  
38 remain confidential and shall be used only for purposes directly  
39 connected with the foster youth tax credit.

1 (2) In the event federal approval or waivers pursuant to  
2 paragraph (1) are not provided, the Franchise Tax Board and the  
3 State Department of Social Services shall explore alternative  
4 methods to verify foster care status for individuals described in  
5 paragraph (1) of subdivision (c) in a manner consistent with state  
6 and federal law.

7 (3) The State Department of Social Services shall seek all  
8 appropriate federal waivers or approvals for the implementation  
9 of this subdivision as necessary. This subdivision shall be  
10 implemented only if necessary federal waivers or approvals are  
11 granted.

12 (e) (1) The Franchise Tax Board may prescribe rules, guidelines,  
13 procedures, or other guidance to carry out the purposes of this  
14 section.

15 (2) The Franchise Tax Board may prescribe any regulations  
16 necessary or appropriate to carry out the purposes of this section,  
17 including any regulations to prevent improper claims from being  
18 filed or improper payments from being made with respect to net  
19 earnings from self-employment.

20 (3) Chapter 3.5 (commencing with Section 11340) of Part 1 of  
21 Division 3 of Title 2 of the Government Code shall not apply to  
22 any regulation, guideline, or procedure prescribed by the Franchise  
23 Tax Board pursuant to this section.

24 (f) If the amount allowable as a credit under this section exceeds  
25 the tax liability computed under this part for the taxable year, the  
26 excess shall be credited against other amounts due, if any, and the  
27 balance, if any, shall be paid from the Tax Relief and Refund  
28 Account and refunded to the qualified taxpayer.

29 (g) Notwithstanding any other law, amounts refunded pursuant  
30 to this section shall be treated in the same manner as the federal  
31 earned income refund for the purpose of determining eligibility to  
32 receive benefits under Division 9 (commencing with Section  
33 10000) of the Welfare and Institutions Code or amounts of those  
34 benefits.

35 (h) Notwithstanding any other law, the payment authorized  
36 pursuant to this section shall not be taken into account as income,  
37 and shall not be taken into account as resources for a period of 12  
38 months from receipt, for purposes of determining the eligibility  
39 of ~~such~~ *the* individual, or any other individual, for benefits or  
40 assistance or the amount or extent of benefits or assistance under

1 any state or local program not covered in subdivision (g). With  
2 respect to a state or local program, this subdivision shall only be  
3 implemented to the extent that it does not conflict with federal law  
4 relating to that program, and that any required federal approval or  
5 waiver is first obtained for that program.

6 (i) The Legislature finds and declares that, to the extent they  
7 are otherwise qualified for a credit under this section,  
8 undocumented persons are eligible for the tax credit authorized  
9 by this section within the meaning of subsection (d) of Section  
10 1621 of Title 8 of the United States Code.

11 (j) (1) In accordance with Section 41, the purpose of the Foster  
12 Care Tax Credit is to reduce poverty among California's young  
13 adults who have been in the foster care program. To measure  
14 whether the credit achieves its intended purpose, the Franchise  
15 Tax Board shall annually prepare a written report on the following:

16 (A) The number of tax returns claiming the credit.

17 (B) The average credit amount on tax returns claiming the credit.

18 (2) The Franchise Tax Board shall provide the written report,  
19 in compliance with Section 9795 of the Government Code, to the  
20 Senate Committee on Budget and Fiscal Review, the Assembly  
21 Committee on Budget, the Senate and Assembly Committees on  
22 Appropriations, the Senate Committee on Governance and Finance,  
23 the Assembly Committee on Revenue and Taxation, and the Senate  
24 and Assembly Committees on Human Services.

25 (3) The disclosure provisions of this subdivision shall be treated  
26 as an exception to Section 19542 under Article 2 (commencing  
27 with 19542) of Chapter 7 of Part 10.2.

28 SEC. 4. Section 17052.3 is added to the Revenue and Taxation  
29 Code, to read:

30 17052.3. (a) For purposes of this section, the following  
31 definitions apply:

32 (1) "Annual advance amount" means, with respect to a qualified  
33 taxpayer for any calendar year, the amount, if any, that the  
34 Franchise Tax Board estimates is equal to 80 percent of the  
35 aggregate amount allowed as a credit under Sections 17052,  
36 17052.1, and 17052.2 for the qualified taxpayer's taxable year that  
37 begins in that calendar year.

38 (2) (A) "Qualified taxpayer" means an eligible individual, as  
39 that term is defined in Section 17052, or a qualified taxpayer as  
40 that term is defined in either Section 17052.1 or 17052.2.

1 (B) Notwithstanding subparagraph (A), “qualified taxpayer”  
2 does not include a taxpayer if the combined total amount allowed  
3 as a credit to the taxpayer under Sections 17052, 17052.1, and  
4 17052.2 is less than one thousand dollars (\$1,000) for the  
5 applicable taxable year.

6 (b) (1) The Franchise Tax Board shall establish a program for  
7 making periodic payments to qualified taxpayers from the Tax  
8 Relief and Refund Account.

9 (2) The combined total of all periodic payments made to a  
10 qualified taxpayer during any calendar year shall equal the annual  
11 advance amount determined with respect to that taxpayer.

12 (c) The Franchise Tax Board may modify the annual advance  
13 amount with respect to a qualified taxpayer for a calendar year to  
14 take into account information made available to the Franchise Tax  
15 Board that may lead to a change in the annual advance amount,  
16 including, but not limited to, a tax return filed by the qualified  
17 taxpayer. In the case of any modification of the annual advance  
18 amount pursuant to this subdivision, the Franchise Tax Board may  
19 adjust the amount of any periodic payment made after the date of  
20 the modification to properly adjust the amount by which any prior  
21 periodic payments were greater than or less than the amount the  
22 payment would have been based on the modified annual advance  
23 amount.

24 ~~(d) The Franchise Tax Board shall distribute periodic payments~~  
25 ~~of the annual advance amount by direct deposit if possible or by~~  
26 ~~debit card or paper check if direct deposit is not possible. Upon~~  
27 ~~receiving a tax return from a qualified taxpayer, the Franchise~~  
28 ~~Tax Board shall determine the aggregate amount allowed to the~~  
29 ~~taxpayer as a credit under Sections 17052, 17052.1, and 17052.2~~  
30 ~~for the taxable year.~~

31 *(1) In the event the advance monthly payments made to a*  
32 *qualified taxpayer exceed the aggregate amount allowed as*  
33 *determined by this subdivision by more than three hundred dollars*  
34 *(\$300), the qualified taxpayer shall be liable to repay the portion*  
35 *of the difference that is in excess of three hundred dollars (\$300).*  
36 *The qualified taxpayer shall repay that amount within three taxable*  
37 *years after receiving notice from the Franchise Tax Board of the*  
38 *excess payment.*

39 *(2) In the event that the advance monthly payments already paid*  
40 *to a qualified taxpayer under this section exceed the qualified*

1 *taxpayer's calculated aggregate amount by less than three hundred*  
2 *dollars (\$300), the taxpayer shall not be liable to repay that*  
3 *amount.*

4 (e) The Franchise Tax Board, through its internet website, shall  
5 allow a qualified taxpayer to report changes to their income,  
6 household size, filing status, or any other personal information  
7 that the Franchise Tax Board deems relevant to the calculation of  
8 the annual advance amount.

9 (1) The Franchise Tax Board shall send at least two annual  
10 reminders to people likely to be qualified taxpayers to record any  
11 changes to relevant personal information.

12 (2) Tax filers shall be allowed to decline participation in periodic  
13 payments at any time through the Franchise Tax Board's internet  
14 website.

15 (f) (1) The Franchise Tax Board may prescribe any regulations  
16 necessary or appropriate to carry out the purposes of this section,  
17 including any regulations to prevent improper claims from being  
18 filed or improper payments from being made.

19 (2) The Franchise Tax Board may prescribe rules, guidelines,  
20 procedures, or other guidance to carry out the purposes of this  
21 section. Chapter 3.5 (commencing with Section 11340) of Part 1  
22 of Division 3 of Title 2 of the Government Code shall not apply  
23 to any rule, guideline, or procedure prescribed by the Franchise  
24 Tax Board pursuant to this section.

25 (g) Notwithstanding any other law, amounts distributed pursuant  
26 to this section shall be treated in the same manner as the federal  
27 earned income refund for the purpose of determining eligibility to  
28 receive benefits under Division 9 (commencing with Section  
29 10000) of the Welfare and Institutions Code or amounts of those  
30 benefits.

31 (h) The Controller shall transfer, as needed, to the Tax Relief  
32 and Refund Account, from the Personal Income Tax Fund, an  
33 amount necessary to make the estimated payments provided for  
34 under subdivision (b).

35 (i) *The Franchise Tax Board, in coordination with the State*  
36 *Department of Public Health, the State Department of Social*  
37 *Services, and any other relevant state agency, shall request a*  
38 *waiver from any federal agency that administers benefits, for which*  
39 *eligibility, or calculation of which, is based on a recipient's*  
40 *monthly income, to exclude from income any amount paid in*

1 *monthly advance payments authorized under this section for*  
 2 *purposes of determining eligibility for, or calculation of benefits*  
 3 *under, those programs, including, but not limited to, the following:*

- 4 (1) *Federal childcare assistance.*
- 5 (2) *Federal housing assistance.*
- 6 (3) *Low Income Home Energy Assistance Program (LIHEAP).*
- 7 (4) *Medicaid.*
- 8 (5) *Supplemental Nutrition Assistance Program (SNAP).*
- 9 (6) *Supplemental Security Income.*
- 10 (7) *Temporary Assistance for Needy Families (TANF).*
- 11 (8) *The Special Supplemental Nutrition Program for Women,*  
 12 *Infants, and Children (WIC).*

13 (j) *This section shall be operative for taxable years beginning*  
 14 *on or after January 1 of the year that includes the date on which*  
 15 *either of the following occurs:*

16 (1) *The federal government enacts legislation declaring that*  
 17 *periodic payments of specified state tax credits, including the*  
 18 *credits allowed under Sections 17052, 17052.1, and 17052.2, shall*  
 19 *be excluded from the definition of income for the purpose of*  
 20 *determining eligibility for, or calculation of benefits under, any*  
 21 *federal public assistance program, eligibility for which is*  
 22 *dependent upon a recipient's monthly income, including, but not*  
 23 *limited to, federal childcare assistance, federal housing assistance,*  
 24 *LIHEAP, Medicaid, SNAP, Supplemental Security Income, TANF,*  
 25 *or WIC.*

26 (2) *The publication of regulations, guidelines, memoranda, or*  
 27 *letters to a state agency official by any relevant federal agency*  
 28 *declaring that periodic payments of specified state tax credits,*  
 29 *including the credits allowed under Sections 17052, 17052.1, and*  
 30 *17052.2, shall be excluded from the definition of income for the*  
 31 *purpose of determining eligibility for, or calculation of benefits*  
 32 *under, any federal public assistance program, including, but not*  
 33 *limited to, federal childcare assistance, federal housing assistance,*  
 34 *LIHEAP, Medicaid, SNAP, Supplemental Security Income, TANF,*  
 35 *or WIC.*

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Consent Calendar  
April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Councilmember Terry Taplin

Subject: Budget Referral: Berkeley Marina J&K Parking Lot

#### RECOMMENDATION

Refer to the Fiscal Year 2024 budget process \$1.5 million for design and implementation of the Marina's J&K Parking Lot reconstruction.

#### FINANCIAL IMPLICATIONS

\$1.5 million in General Fund impact.

#### BACKGROUND

The J&K Parking Lot is utilized by residents and community members to access stored boats, commercial fishing and tour boats, and to access destinations including Hana Japan Steak and Seafood, the Berkeley Marina Sportsmans Center, the Berkeley Marina Office, and more. Without necessary improvements, visitors will be deterred, resulting in a further loss of revenue and increase of blight. The vast majority of the existing infrastructure at the Berkeley Marina, including its parking lots, was originally constructed in the 1960s and 1970s, has reached the end of its useful life, and is starting to fail. If investments are not made as soon as possible, it will cost the city more, whether through forced implementation of emergency funding or by forced closures.

The Marina Fund manages all Waterfront revenues and expenditures, but is projected to be insolvent in the next budget cycle due to a decline in revenue as a result of safety and security concerns, failing infrastructure, and the pandemic. Although the city is working on a long-term planning effort to achieve financial viability, there remains a need to address an estimated \$146 million in infrastructure repairs, according to the city's Adopted Budget for Fiscal Year 2023 and 2024<sup>1</sup> as well as the Adopted Fiscal Year 2023 - Fiscal Year 2027 Capital Improvement Plan<sup>2</sup>. The City of Berkeley's Marina Master Plan<sup>3</sup> includes a guiding principle of maintaining and upgrading infrastructure, including parking lots.

#### CONTACT

Councilmember Terry Taplin, District 2, (510) 981-7120, [TTaplin@cityofberkeley.info](mailto:TTaplin@cityofberkeley.info)

<sup>1</sup> <https://berkeleyca.gov/sites/default/files/documents/FY-2023-2024-Adopted-Budget-Book.pdf>

<sup>2</sup> [https://berkeleyca.gov/sites/default/files/documents/FY-23-27-Capital-Improvement-Program\\_0.pdf](https://berkeleyca.gov/sites/default/files/documents/FY-23-27-Capital-Improvement-Program_0.pdf)

<sup>3</sup> <https://berkeleyca.gov/sites/default/files/2022-02/Berkeley-Marina-Master-Plan-1.pdf>





Consent Calendar  
April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Councilmember Terry Taplin (Author), Councilmember Susan Wengraf (Co-Sponsor)

Subject: Budget Referral: Berkeley Waterfront Bike Park

RECOMMENDATION

Refer to the Fiscal Year 2024 budget process \$800,000 to design and implement the construction of a Berkeley Waterfront Bike Park

FINANCIAL IMPLICATIONS

\$800,000 in General Fund impact.

BACKGROUND

Since April of 2022, city staff have been collecting community input to inform the conceptual design for a bike park near the entrance of the Berkeley Marina between University Avenue and the San Francisco Bay Trail (north/south) and between Frontage Road and Marina Boulevard (west/east). In addition to various comments shared via email and phone, the community input process has included a focus group, a questionnaire, and three community workshops garnering feedback from residents and community members, including youth and young adults, mountain bikers, BMX bikers, adaptive cyclists, and more.

City staff has estimated the total design and construction cost to be \$1.6 million. The \$800,000 in allocated funds will enable city staff to leverage additional funding that requires the city to match 50% of the total project cost.

CONTACT

Councilmember Terry Taplin, District 2, (510) 981-7120, [TTaplin@cityofberkeley.info](mailto:TTaplin@cityofberkeley.info)

ATTACHMENTS

- 1 - First Community Workshop Notes
- 2 - Public Email Comments
- 3 - Questionnaire Results
- 4 - Second Community Workshop Concept Plans
- 5 - Second Community Workshop Presentation

## UNIVERSITY AVE BIKE PARK

### COMMUNITY WORKSHOP #1 NOTES

April 28, 2022

#### Project Team:

Zach Wormhoudt/ Lief McKay/ Julian Simeoni / Ali Endress / Scott Ferris

Attendees: Vivian Dai, Seth Watchel / Hannah from Waterside Workshops / Anton Migdal / Alex Fowler / Skate Xp / Carlos Moria-Arias / Leif Carlson / Diego Melo / Danielle / Diago Melo / Chris Spencer / Michael Camp / Chris Spencer / Travis R / Sam B / Christina Erickson Dept Director / Sam / Vivian Dai / Tetsu Tokunaga / Seth Watchel / Sierra / Ryan Majors / Nagar Gabby / Mike / Mike M – Oakland Pumptrack / Mara Mahmood / Peter / Sam / Nicolas / Sebastian / Aaron / + others.....

- Are skateboard elements a consideration?
- A skatepark would be great, there is one in Berkeley but its not street skating. There is a regional park for mountain biking 2 miles away.
- Advocating for skate plaza, hard to skate at Berkley park.. closed part of year. Want a street plaza... even if bike majority, some street skating plaza would be beneficial.
- Advocating for skate in new site. Berkeley Skate Park is dated. Skate park of all ages and walks of life can all convene at a skate park. Consider having a street skate course at the site. Using existing skate park for bmx, work with Tony Hawk.
- BMX street park wanted, plus pump track. City does not have dedicated bmx park and is needed.
- Right off Bay trail, people are already there on bikes.
- Build a new skate park, existing skate park takes a long time to dry.
- Skateboarding – Berkeley skate park is too far from house, too many people, and no street elements.
- Support for bike park, mountain biking birth place was here, mountain biking not represented. Would like a pump track for kids. Place for high schoolers to train to build skills for high school students, Marin high schoolers have great skills. Need training opportunities.
- Had bmx jumps on water, torn down 15 years ago, asphalt preferred for little to no maintenance. If asphalt, skate boarders could use it.
- Skate Park for quad skates. Straight skating with street elements. Hybrid park? Bikes / skateboards / quad skates
- Like downwind flow. Work with wind. Drop zones.... Ladder drops.... Build up skills
- Any park is awesome, long linear shape means for breaking up into areas.... Paved area for biking and skateboarding.
- Seating and other furnishings could be skate elements. Ledges.. drops, Places to sit and skate.
- Want a bike park, not a skate park. Bay area has hardly any biking, skating can go anywhere. Mixing skating and biking would make the park too complicated.
- 2 daughters 7 and 12, advocating for skating friendly skate park or multi use like the one in Vallejo. Have to drive far to a skate park. Skate park is family friendly. Skating for different levels.

- Earth based features, progressive jumps, shade for resting. Should be dedicated space for bikes.
- Mixed use space – paved pump track for bike and skates. Biking at Berkley skate park not allowed. Small area for ledges for skaters and possibly bikers. Paved area preferred for maintenance reasons.
- Skateboard features liked, all inclusive space for mainly mountain bikes. No street features at Berkeley skate park. Park for all users.
- Has 7 year old skater, and is a life long skater. Want little pump track for mountain bikers but want also want skate parks.
- Excited for a new park, ...neighbor on 5<sup>th</sup> street. Concern for dirt park... more people that can use it for skaters and bikers. Emeryville has a long and narrow park with combined features .
- Pump track preferred, paved pump track can be used by skateboarders and rollerbladers could be sued. Wooden skinny features are fun and other bike specific features.
- Bike specific park preferred. Already quite a lot of opportunities for skateboarders. Advocate for pump track plus ramps, tables, gaps etc.
- Skate park essential for Berkeley community, some skate park should be included.
- New skate park needed.
- Existing skate park has rough concrete. Smooth concrete for skate boarders is essential.
- Want skate and bike park. Include some skate park, very supportive of it being a skate park. Do go to other areas for dirt. Want comfortable area for parents to watch with shade, shelter from wind, drink fountains. Upgrade existing Berkeley skate park.
- Started this process a few years ago... other park went away, Hooked up with professor Watchel landscape arch professor, had students to design.... They came up with 3 parks for students and adults and little kids (east end), larger area in middle for adult and big kids adventure.. west end to include for adaptive cycling... this would be unique, very inclusive to have these 3 spaces. As a narrow space, lends itself to 3 spaces.
- Want more skate parks in Berkeley, existing one ok, but heavily used, need 1 or 2 more. Parking and accessibility need to be considered in this area, as well as drainage.
- Son loves skateboarding, not a lot of opportunities for street skating. Skating has uplifted many kids in pandemic, opportunity for another environment, share space for whole community
- Berkeley skate park, enjoyed time, but has fallen there... but compared to other space... other parks a little something for everyone. Berkeley skate park takes too long to dry. No street skating at Berkeley skate park. Doesn't want to drive too far to other skate park.
- Roller skaters in Bay Area. Like mini half park at other park, and is very smooth. No skate park close to them that is smooth. A lot more roller skaters now, would like half pipe.
- Mountain biker, mountain biker coach. City should fix Berkeley skate park. Narrow space, not a lot of options, jump line would work well. Breaking up into 3 zones would work. Need more bike access.
- Skateboarder advocating for skateboarding, existing park very rough. Berkeley doesn't have any street skating.
- Want street skate park. Berkeley is just a few bowls.
- Shade for parents, Stafford lake did a good job on elevated wood features, wide features not too tall for learning like Stafford lake.

## Bike Park Comments Received: May – July 2022

**From:** Chris Spencer <chris@nationalmtb.org>  
**Sent:** Thursday, May 12, 2022 2:18 PM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Berkeley Bike Park- Awareness of Limited Vehicle Parking

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hello,

As a Berkeley resident, member of the Cal Sailing Club, Member of the Berkeley Paddling and Rowing Club and also a mountain biker, I do want to bring attention to the limited parking at the Berkeley Marina. A benefit of a bike-only park will be that cyclists can ride using the existing bike path to the bike park. A concern I have if the park is to be made for uses requiring car-transportation, is adding to the already congested vehicle traffic at the marina. Thanks for your consideration.

-Chris

--

**Chris Spencer** | Director of Outcomes, Risk and Safety  
He, Him, His.  
National Interscholastic Cycling Association

2414 Sixth Street, Berkeley, CA 94710  
*d* 510.524.5464 Ext. 705  
[www.nationalmtb.org](http://www.nationalmtb.org)



*We build strong minds, bodies, character, and communities through cycling.*



**From:** Ben Paulos <benpaulos@gmail.com>  
**Sent:** Thursday, June 2, 2022 11:38 AM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>; Ferris, Scott <SFerris@cityofberkeley.info>  
**Subject:** Other examples of bike parks

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Ali and Scott,

I got an email from other fans of bike parks, with a couple examples of state-of-the-art bike parks built in Bentonville, Arkansas. (If only we had a massive global corporation headquartered in Berkeley to pay for nice things! And plenty of free space!)

<https://www.thejonescenter.net/bike-park>

<https://americanrampcompany.com/projects/runway-bike-park-springdale-ar/>

Note that the The Jones Center park has three separate areas: Pump Track, Skills Course, and Bicycle Playground.

Note too that their pump track is paved — "one of the largest asphalt tracks in North America." I have the suspicion you are going to be less interested in a pure dirt facility, given the maintenance needs and proximity to the Bay water. I wonder if crushed granite would be a nicer surface for biking, giving it more of an off-road feel without as much maintenance or damage when wet. Though I have no idea of the durability or maintenance of that (or any other) surface, so I leave it to you experts.

(By the way, you may have heard that Dirt World in Richmond got a big state grant. I assume they are going to spend it on some better surface. You might see what they are planning.)

I slightly prefer making the big kids & adults part a "skills park" rather than a "pump track" since it gives more of biking experience. But I am strongly in favor of a bicycle playground for little kids on the east end of the parcel, and an adaptive cycling area on the west end, as Seth Wachtel & students laid out in their plan. I think those parts are excellent and are very responsive to Berkeley needs and values of inclusivity and access.

We certainly heard a lot at the meeting from the skaters and skateboarders about a "street skating" setup. I can see why they would want that but I don't see how the bike park can serve both purposes. It is quite far away from where anyone lives, which means most or all of the skaters will drive or be driven there, which goes against City goals to reduce car emissions and traffic. The only parking will be in the new Brickyard Cove lot. Bikers can of course bike there along the Bay Trail. And in basic terms of fairness, we already have a skatepark, even if it is not their favorite; and we have no bike park.

On a more symbolic level — the City is building more protected bike lines, recently on Milvia, coming soon on Hopkins and the San Pablo Corridor. The ballot measure this fall may put significant money into Complete Streets, which will accelerate pursuit of the bike master plan. I see the bike park as part of that future vision, to promote a non-car culture for our low-carbon future. The bike park is the playful part of the vision. So I see it as more than just a fun thing for kids, but as part of how we instill values in future generations. I don't see where skaters fit in that bigger vision.

But, given the smaller footprint of a street skating facility, like the one in Emeryville, I wonder if it can be located somewhere in the center of town, like near a school or pool or existing park. (San Pablo?) I'll let them scout out spots, I've been through that with the bike park.







**Pete Martin**

Senior, Brand & Product Marketing  
Cruise

**From:** Julian Henry Alcala <zenloop@gmail.com>  
**Sent:** Friday, May 13, 2022 11:30 AM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Berkeley Bike Park

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi Ali,

I cannot tell you how excited I am about this project. Do you know the timeline on such a project? What completion date would be? Also can you speak to the interest of this project? I know many people who have filled out the survey. Do you have a count on responses? Would love for this project to gain traction. Anything cyclists in Berkeley can do to help make this a reality? Thanks again.  
-Julian Alcala

**From:** Joel Shrock <joel@shrockie.com>  
**Sent:** Thursday, May 12, 2022 2:47 PM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Bike park ideas - Images

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi Ali,

The meeting went great last night. I'm pretty sure the goal was to discuss design of the bike park and not to rally for the cause, so we didn't blast it out to the 10,000 members in our Bay Area Mountain Biking group. I figured it would be better to have more focused design input.

I guess I should have stated in my intro that I'm the advocacy lead for the 10K member group to help add perspective to the skateboarders requests. It seems it got out into some local skate groups and I can hardly blame them for wanting another facility to use.

I've been working up a list of design ideas/ guidelines that I think would help position the park for success. I've been to a lot of bike parks. Pleasanton, Lake Stafford, Truckee (the best in the US), Incline village, Bellingham, Whistler, Lake Cunningham and have learned a fair bit from each of them. Here's an outline of what would be nice to have in the park and different skill zones.

Overall needs:

- Sitting area with shade for parents/ grandparents to watch over their rider (not mixed with skateboards)
- Bathroom
- Water
- Jump lines flow eastward, down wind.

Green zone: (push bikes/ early riders)

- Easy pump track. Paved is nice, like at dirt world. A little bigger though.
- Easy features, like a 2"x6" "Skinny" laying on the ground.

Blue Zone: Progressing intermediate riders

- Intro jump line(s): (see Pleasanton Bmx park blue zone)
  - Roll-in to gain speed. wood or dirt.
  - 2-4 jumps in a line. 2'-3' high with 3'-4' table tops
  - All dirt lips and landings okay, wood lips hold shape better.
  - Berm at the end to turn back to the start
- drop zone: (see Truckee bike park drop zone)
  - Could use the same roll-in as jumps
  - 4 drop options. 6", 9", 12", 15"
    - Could be rock drop, or wood ladder
- Balance Skills: ( Stafford Lake skill zone is great)
  - 20" wide wood features to ride over (could be on the way back to the roll-in)
    - Rollers
    - Angle up/down
    - Teeter totter
    - turning pathway with a drop

Black zone: Advanced riders

- Roll-in, if dirt, please add steps. Wood is okay too.
- Jump line. (see incline village bike park)
  - Wood lips are much better. kids trample dirt lips and wear them down.
  - 4' -5' lips, 5'-10' tables. Dirt landings
- Larger drop zone would be cool.
  - 2', 3', 4' drops
  - Downhill dirt landings
  - Could have a ramp to landing, so riders can build up
    - Rollable (both wheels), manual (rear wheel), send (air over ramp)
  - The ride back area to the roll-in could have pumpable rollers on it, like an in-line pump track.

Construction: Good dirt is crucial, and hard to assess some times. Dirt world struggles, There's not enough clay in their dirt so it crumbles and causes loss of traction. They had to do a treatment, like watered down Elmer's glue, but I think it was only marginally successful.

Paving the pump track with blacktop is a way to ensure it holds up well, as well as Wood lips for jumps. I highly recommend wood lips for the black zone. Kids smash the lips at dirt world by walking on them. Many ride the gaps like rollers, just to see if they can.. It destroys the jumps.

Compacted gravel with cement mixed in is something new.. The waterfront bike park in Bellingham, where it rains a lot, was constructed with this method. It really helps hold things in place. If you would like, I can get you the actual material content there, as my buddy Eric Brown runs the Whatcom County Mountain Bike Alliance that got it approved and built.

I've attached some photos to show the wood lips at Incline, the drop zone at Truckee and the balance skills at Lake Stafford.

I hope all of this is helpful! Please let me know if I can help out in any way.

Best,

Joel

---

Joel Shrock  
415-225-6420  
Shrockie LLC  
6050 Lowell St. #112  
Oakland, CA 94608







-----Original Message-----

From: RobinKibby <robinkibby@gmail.com>

Sent: Thursday, May 12, 2022 3:27 PM

To: Endress, Alexandra <AEndress@cityofberkeley.info>

Subject: Berkeley Bike Park-hooray!

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi

I'm so happy Berkeley is evaluating a dirt park for bike riding.

Our middle schooler recently joined Oakland Devo bike club and the pump track has been helpful for beginners to practice and build confidence and have fun on a mountain bike. Our younger child loves it too! Biking is good for their mental and physical health, and I hope more kids have access to this great sport.

Having a park in central Berkeley would make the sport more accessible since it's easier to get there, than up into the hills, and more kids and adults can get outside.

Oakland Devo said the JMP pump track build was quick, but permitting took 5 years! I encourage you to talk to them to find out how to expedite the process. The sooner kids can ride the better.

I hope you'll also consider how to protect the area from crime, given the recent gunpoint robberies.

Sincerely  
Robin Kibby  
Berkeley

**From:** Scott Bartlebaugh <sbartlebaugh@sbcglobal.net>  
**Sent:** Thursday, May 12, 2022 1:38 PM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Support for Berkeley Waterfront park

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Ali,

I'm writing to provide support for the Berkeley Waterfront Bike Park Project on behalf of the Bicycle Trails Council of the East Bay and our 300+ members. A bike park at the waterfront would be a great asset to the youth and adults of Berkeley providing a safe place to ride, recreate, receive benefits to physical and mental health, build community, and conserve the environment with a planned park in a designated location.

Some key features to consider including:

- Provide a progression of features to enable safe experiences for new riders to begin and build their skills with progressively more challenging features. Unplanned jump lines or features often progress a builder's skills and don't provide as safe an experience for new users. A planned and designated area has the advantage of providing a range of experiences to match varied skills and allow development in a safe manner.

- Consider a paved facility for features that allow it such as pump track features. While the initial cost of construction is more than dirt features a paved track provides and more consistent and lower maintenance facility and better serves the community with a long term lower cost of ownership and better experience.
- Consider a 'bicycle playground' area that is geared to the very youngest of riders that are on 'strider' type bikes. This can be a very small footprint but is an excellent way to connect with the youngest members of our community and better serve families with children of all ages.
- I've heard there is interest from the skate community on having access. Where possible to design such that features are accessible to both skaters and bikes it would help serve a broader segment of the overall community. Many paved pump tracks also find interest from riders on scooters as well expanding the range of users.

We thank the City of Berkeley for considering this project and hope it becomes a reality. If there is some way the Bicycle Trails Council of the East Bay can help out please contact us. We have been active for decades doing trail work in Joaquin Miller Park in Oakland and in the East Bay Regional Park District. We are also active in the Oakland Pump Track at Joaquin Miller Park and have contributed volunteer maintenance days at Dirt World in Richmond.

Regards

Scott Bartlebaugh

Advocacy Director, Bicycle Trails Council of the East Bay  
[www.btceb.org](http://www.btceb.org)



**From:** Heath Maddox <heathmaddox@gmail.com>  
**Sent:** Thursday, May 12, 2022 11:49 AM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Community Bike Park

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi, this is something I've been trying to follow, but finding it challenging! I was just forwarded your survey by the head coach for Wildcat Composite MTB Club, the Berkeley/Albany/El Cerrito middle school team, but it was just to the survey and had very little info.

I think he probably got a tip from BTCEB. I started googling and searching on the City's website and came up with this [stakeholder interest form](#) which has your contact info, but was very sorry to learn that I and presumably all the families of the Wildcat team who live in Berkeley missed public workshop #1 yesterday. These families are your prime audience and should be involved! Also, the Bike Park Project Info link on the stakeholder interest form ([https://www.cityofberkeley.info/PRW\\_CIP/](https://www.cityofberkeley.info/PRW_CIP/)) is broken, so there's no way for people to find out more about the project online!



Thanks,

Heath Maddox  
1565 Rose St, Berkeley, CA 94703

**From:** David Taylor <djoelt1@hotmail.com>  
**Sent:** Thursday, May 12, 2022 9:03 AM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Bike Park Comments

Hi Ali,

I was on the call last night but when you called on me I had my microphone turned off!

Just wanted to get my comments in here.

I'm an avid mountain biker and have been to 5 different mountain bike parks.

Progressive drops that get higher with sloped runout would be great – these can't go to a flat landing.

Jump lines that get progressively longer/higher would be great, but again, there needs to be a pretty high starting ramp to gain speed, and that speed will dissipate over the flat ground there so there needs to be room to pedal between jumps or there needs to be another ramp after, say, 3 jumps. That is, you start down a ramp (dirt or wood), go over a few jumps, then bike up a gradual ramp to another drop in.

IN the bike parks I've been to, the difference between easy and intermediate is immense. More gradations would be helpful! Also, the South Lake Tahoe mountain bike park has a stand alone tall jump similar to those on the advanced line that has a run out on the back covered in deep wood chips. This was useful in transitioning from the beginner jumps to the more advanced ones.

The biggest obstacle with the jump lines in the flat ground - all jump lines I've seen slope downward to help the rider maintain speed. Think about how the rider will maintain speed down the track.

That's it! Great idea and will love to see it built.

-David Taylor

From: Endress, Alexandra  
Sent: Wednesday, May 11, 2022 1:51 PM  
To: Kate Campbell King <kate@northberkeleywealth.com>  
Subject: RE: Bike Park question: skate area?

Hi Kate,

Thanks for reaching out. Skateboard elements are on the table for discussion, but the highest priority goal for this space is to accommodate mountain bikers and BMXers, given that the City already has an existing Skateboard park.

From: Kate Campbell King <kate@northberkeleywealth.com>  
Sent: Wednesday, May 11, 2022 1:30 PM  
To: Endress, Alexandra <AEndress@cityofberkeley.info>  
Subject: Bike Park question: skate area?

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I am interested to know if there will be a portion of this area allocated to skaters (skateboarders, inline skaters, etc). We have nearly no resources in the Berkeley park system for skaters, and there are more and more kids getting into these sports.

Please let me know how I could get involved with the overall design to make space for skaters, too.

Kate

Kate King  
2001 Los Angeles Avenue  
510-219-2861  
Kate.campbell.king@gmail.com

**From:** Kevin Brown <kevinubrown1223@gmail.com>  
**Sent:** Friday, April 22, 2022 7:12 AM  
**To:** Endress, Alexandra <AEndress@cityofberkeley.info>  
**Subject:** Bike park

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi I'm happy to hear that the city of Berkeley is going to get a very much needed bike park! I'm hoping there will be a large section of jobs very similar to what the city of Berkeley tore down that the high school kids built? Is there a reason the focus group is only for young kids when there are tons of adults in the bay area in Berkeley that need a bike park? I am a volunteer bike park builder so I would very much like to be involved with the design. Please let me know any more info you can provide me with and how I can be involved. Thank you.

-Kevin

-----Original Message-----

From: Aleta Abrams <aleta\_abrams@pacbell.net>  
Sent: Thursday, April 21, 2022 5:49 PM  
To: Endress, Alexandra <AEndress@cityofberkeley.info>  
Subject: Berkeley Waterfront Bike Park

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Good idea! Can you please add me to your emailing list?

-----Original Message-----

From: Aleta Abrams <aleta\_abrams@pacbell.net>  
Sent: Thursday, April 21, 2022 5:49 PM  
To: Endress, Alexandra <AEndress@cityofberkeley.info>  
Subject: Berkeley Waterfront Bike Park

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Good idea! Can you please add me to your emailing list?



## City of Berkeley ~ Waterfront Bike Park Design Questionnaire Results

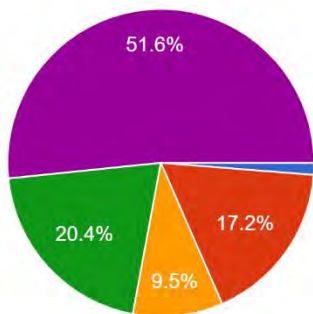
The City of Berkeley is partnering with RRM Design Group and Wormhoudt Incorporated to develop a new Bike Park along University Avenue and the San Francisco Bay Trail, between Frontage Road and Marina Boulevard.

An online Design Questionnaire gathered participant demographics and solicited input for the design of the Bike Park and related site improvements. The Questionnaire was accessible to the public from April 20, 2022 through May 15, 2022. The Questionnaire had 402 total participants. The results of the questionnaire are documented on the following pages.



How old are you?

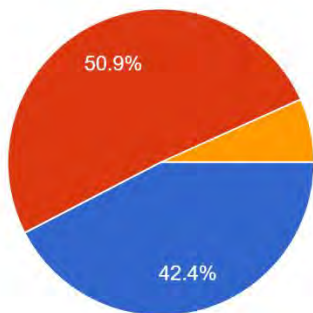
401 responses



- 1-10 years old
- 11-20 years old
- 21-30 years old
- 31-40 years old
- 41 plus years old

Where do you live?

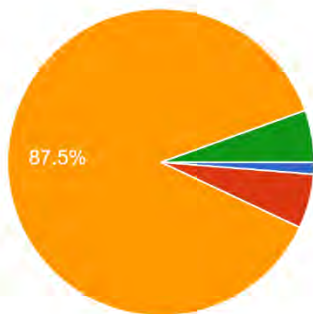
401 responses



- Live within the City of Berkeley
- Live within 15 miles of Berkeley
- Live further than 15 miles of Berkeley

What kind of bike do you ride?

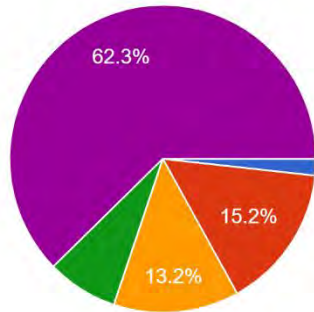
401 responses



- BMX
- Dirt Jumper
- Mountain Bike
- Cyclo-Cross

How many years have you been riding?

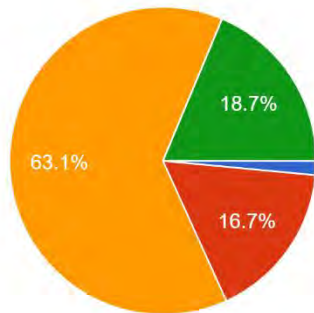
401 responses



- 0-1 years
- 2-3 years
- 4-6 years
- 7-10 years
- 10+ years

How often do you ride?

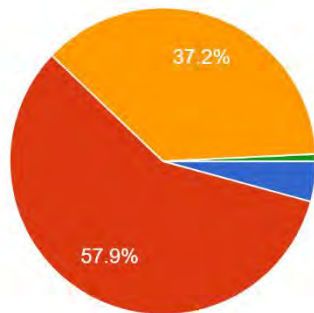
401 responses



- I do not currently ride, but interested in the project
- I ride a few times a month
- I ride a few days a week
- I ride every day

Describe your skill level?

401 responses



- I am a beginning rider
- I am an intermediate level rider
- I am an expert level rider
- I am a professional rider

**List three (3) things you believe are important for the design of the Berkeley Bike Park (An example being: flow, separate areas for separate skill levels, built features). Any ideas are good!**

Bike Playground for little kids on the east end, close to cafe, with benches and drinking fountain. Skills park in the middle for big kids and adults. Adaptive cycling area on the west end.

Progressive drops  
 Progressive Table Tops  
 Kids Pump Track  
 Wood skills features, slightly elevated.

Prioritize as much pump track as possible over other features such as jumps or skills. I would be stoked if the whole thing is a pump track.

Pump track, tabletop line, gap line

Nice flow. Berms that are steep enough to lean on. A assortment of table top jump sizes for intermediate riders to build confidence.

an asphalt pump track for easy maintenance.

Skills, Flow, large pump track. Truckee bike park is a good model

Separate skills areas

Flow, progressive jump lines, skills areas like rock gardens, wall rides, etc

Separate zones with a clear skills progression. Kids zone w/ picnic tables or family viewing, range of length options (pump tracks and flow trails support each other. Check out Stafford Lake for reference)

various areas for different skills

Good flow. Appeals to a range of skill sets. Ability to mix and match routes to change it up.

Bike playground, pump track, jumps

Progression features, like small to big drops  
 Pump track.

Different skill levels. Clear areas (and rules) for learners/little kids and experts -- for the safety and enjoyment of all. Water to help keep park in shape. Areas to rest (e.g., picnic tables). (Truckee California park is an EXCELLENT example of a great park).

Bike parks tend to be free form, meaning you can ride them in any direction. This park should expect very high visitation due to the close proximity to a very large bike population. The bike park will thrive if it is well planned. Features that will be nice to have - The usual pump track with big berms to practice body position in addition to the bigger draw of jumping. All the kids want to jump but lets do more than create jumps. Include a Skills area, meaning raised wood planks to ride on as seen at Tamarancho and other bike parks. 2. A place for the kids and adults to sit, watch, gather. 3. Trash cans and a maintenance crew to keep it looking good.

Built features, range of skills, flow option

Flow trails, a mix of technical downhill and uphill, and a pump track.

Progressive features ( sml , med, lrg).  
 Rideable on any bike, or separate areas for different disciplines.  
 Ease of maintenance.

Flow trail, pump track, small to progressively larger features

Flow trail; jump features that vary in size (small, medium, and large sets) to help riders progress in their skills

|                                                                                                                                                                                                                                                                                                                                            |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Flow, pump track, progressive jumps                                                                                                                                                                                                                                                                                                        |
| pump tracks, jumps for different skill levels                                                                                                                                                                                                                                                                                              |
| A pump track, jump lines for kids, obstacles to ride over.                                                                                                                                                                                                                                                                                 |
| The fake rock garden features are truly a waste of money. Wood ramp take offs and dirt landings will be most cost effective. Modeling the park after the Lake Cunningham park and Lake Stafford park will give Berkeley youth and the surrounding mountain bike community equitable resources that are truly within a bike rides distance. |
| A variety of skill levels and the ability to work up to larger features, a flow area, shade.                                                                                                                                                                                                                                               |
| Engaging infrastructure for a variety of ages & levels                                                                                                                                                                                                                                                                                     |
| flow, separate areas for separate skill levels, built features                                                                                                                                                                                                                                                                             |
| FUN, progressive challenges, bathrooms                                                                                                                                                                                                                                                                                                     |
| Flow, jump line, skill building area                                                                                                                                                                                                                                                                                                       |
| Flow trail, table top jumps, gap jumps.                                                                                                                                                                                                                                                                                                    |
| Pump track, separate skill levels, jumps                                                                                                                                                                                                                                                                                                   |
| separate areas for separate skill levels<br>Accessibility for all kinds of bikes(not limited to BMX/DJ)<br>Fun features that aren't boring                                                                                                                                                                                                 |
| separate areas for different skill levels, pump track, jumps, water fountains                                                                                                                                                                                                                                                              |
| factor in wind, interesting features for everyone which are creative, works with long bikes                                                                                                                                                                                                                                                |
| Pump track, dirt jumps, features to challenge experienced riders                                                                                                                                                                                                                                                                           |
| multiple jump lines with varying difficulties<br>paved pump track<br>good roll in for jumps                                                                                                                                                                                                                                                |
| All different sizes if everything. Diversity of obstacles to make sure everyone feels like they can learn and improve and a friendly environment                                                                                                                                                                                           |
| Beginner, intermediate and expert area. Regular maintenance, instruction                                                                                                                                                                                                                                                                   |
| Burns, flow,                                                                                                                                                                                                                                                                                                                               |
| Fun obstacles, different area for advanced riders, jumps                                                                                                                                                                                                                                                                                   |
| Flow, different features for different skill levels                                                                                                                                                                                                                                                                                        |
| Flow, Jumps, Pump Track                                                                                                                                                                                                                                                                                                                    |
| Flow trails, pump tracks, tabletop jumps, as well as water and restrooms and a bike pump/multi tool station                                                                                                                                                                                                                                |
| Flow. Different skill levels. Practice track including turns to teach new riders                                                                                                                                                                                                                                                           |
| Drop features, jumps, pump track                                                                                                                                                                                                                                                                                                           |
| Separate areas for different skill levels, a large range of difficulty in features                                                                                                                                                                                                                                                         |
| Good transfer lines, bike handling skills obstacles, shaded resting areas                                                                                                                                                                                                                                                                  |
| Separate jumps that progress from easy to expert<br>Flowey pumptrack<br>Wind management. Marina is windy                                                                                                                                                                                                                                   |
| Definitely separate areas for separate skills/levels of competence so that riders can have a progression from easy to hard. Pump track, rollers, jump line. A water source (drinking fountain/bottle filler) would be great. Shade would be great (at the ends of jump lines where people tend to wait).                                   |
| Pump track, jumps with both gaps and tabletops, and multiple runs for different levels                                                                                                                                                                                                                                                     |



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| <p>1. Mountain bike specific jumps<br/>                 2. Pump track<br/>                 3. bmx dirt jumps</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <p>Partnership with East Bay Parks and NorCal Interscholastic Cycling Association (NICA) for enough land to open an MTB cross-country course as riding and race venue for K-12 teams (such as Berkeley High) and using the parking at the Berkeley Marina and/or Golden Gate Fields to host actual NICA races.</p>                                                                                                                                                                                                                                                 |
| <p>I believe that varying skill level jump lines are very important. The easy(green) line should be east enough for people who have ridden a bike very little, and the difficult(black or double black) line should be hard enough for advanced riders to be challenged and have a good time.</p>                                                                                                                                                                                                                                                                  |
| <p>Accessible, fun, challenging</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <p>Pump track and progressive jumps</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>Lots of features, skinnies, drops, etc.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p>Having it be all legal inclusive! Have set rules to help keep the bike park safe! Make sure it's super fun and has features and of course a flow trail or pump track!</p>                                                                                                                                                                                                                                                                                                                                                                                       |
| <p>I think all features should have progressions so it's easy for many types of riders to learn. Features should include flow trails, skills area, pump tracks, dual slaloms, dirt jump lines.</p>                                                                                                                                                                                                                                                                                                                                                                 |
| <p>Jumps and features</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <p>several levels of trails in order to build skills, trails with larger but forgiving features in order to build confidence</p>                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <p>flow trail, wooden features, jump line</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <p>Kids flow trail, progressive jump line, and pump track</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <p>Clear difficulty ratings, a variety of jumps and flowy features and a communal bike tool set near the park entrance</p>                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| <p>Good sized jumps with progression from easy to hard. Mainly tables for safety</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <p>A two lane pump track like Bellingham Washington has. Progressive jumps. Accessible feature in sections so anyone can ride.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <p>Flow, built features that (for the most part) can be skipped), a way to get speed easily even if your bad at pumping (just a high elevated point), and jumps</p>                                                                                                                                                                                                                                                                                                                                                                                                |
| <p>I have been to many bike parks and the difference between intermediate level runs and beginner runs is really large. There should be smaller gradations between levels. The South Lake Tahoe mountain bike park has some tall kickers with soft mulch landings for intermediate riders to make the transition to big jumps. And finally, it's important that the jump lines slope down from the start - Dirtworld in Richmond is too flat. There needs to be a hill to descend to get speed to start, then a means of maintaining speed through the course.</p> |
| <p>Tabletop jumps, pump track, well built burmed corners</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| <p>Pump track, skill building, jumps for all levels</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>Separate areas for different skill levels, features for experts, jumps</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <p>Flow definitely. For jumps/box different skill levels: beginner, intermediate, advanced.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <p>1.)Medium sized dirt flow trail<br/>                 2.)Pump tracks (one for BMX, and one for MTB)<br/>                 3.)Small to medium wooden features such as drops, kicker ramps, and rollers</p>                                                                                                                                                                                                                                                                                                                                                         |
| <p>Separate areas for differing abilities</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <p>Separate areas for different skill levels including an area for kids just learning to ride</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>Different places for different levels, area for adults, and an area for kids</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |

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| Graduated skills features (not necessarily separate - like s, m, large jumps), burmed flow trail, fun built features (skinnies, teeter totter, wall ride)                                                                                                                                                                                                                   |
| Separate skill areas, pump tracks, mix of gaps and doubles                                                                                                                                                                                                                                                                                                                  |
| it would be nice if there were special features like a whale tail, or a box jump. separate areas for different skill levels and activities would be good. flow would be wonderful, but jumps would also be really good (table tops?). skills courses with skinnies and drops would be unique.                                                                               |
| Jumps, skinnies, wall rides                                                                                                                                                                                                                                                                                                                                                 |
| Progressively more challenging features. PLEASE! include a Pump Track -easy to build, very fun for all skill levels and safe (no jumps). Come up to Joaquin Miller to see the one that we built with 100% volunteer money and labor                                                                                                                                         |
| A facility that is physically attractive to riders and non-riders alike<br>Areas that are designated by skill level<br>Combination of BMX jump/ pump track + mountain bike circuit                                                                                                                                                                                          |
| "green", "blue" and "black" rated features for progression; pump track (possibly paved for durability) suitable for mountain bikes; jump line(s)                                                                                                                                                                                                                            |
| Separate loops for different skill levels. Flow is always nice, and it's good for skill development.                                                                                                                                                                                                                                                                        |
| Well built features of ranging size                                                                                                                                                                                                                                                                                                                                         |
| Accessibility to young people and beginner riders, multiple path types: paved and dirt                                                                                                                                                                                                                                                                                      |
| It would certainly be a boon if a cyclocross track was a possibility in the design, the bay area is running out of venues for CX. I'd like pump/flow trails also. I'm CX/MTB focused.                                                                                                                                                                                       |
| Take a look at the SF McLaren Park pump track. It is a good example of a bike park that is under-utilized due to its small size and lack of variety in the experience levels of the lines (I think it only has 1 or 2 lines). I would love to have access to a bike park that encourages progression as a rider, with jump and skill lines for riders to hone their skills. |
| Areas for progressive skill learning, beginner to expert +. Ways to link several sections to create a longer course. Include a cyclocross circuit suitable for a full race (1.5 to 2 mile circuit with stairs, elevation changes.                                                                                                                                           |
| Pump track, progressive jumps, year-round riding                                                                                                                                                                                                                                                                                                                            |
| Features and Flow.                                                                                                                                                                                                                                                                                                                                                          |
| Progressive features for different skill levels                                                                                                                                                                                                                                                                                                                             |
| Progressive jump lines, Table tops, MTB challenge features                                                                                                                                                                                                                                                                                                                  |
| Dirt and Asphalt surfaces with pump track; separate courses for beginning, intermediate, advanced riders; BORP Adaptive Cycling bike park zone                                                                                                                                                                                                                              |
| Features for all skill levels and proper maintenance.                                                                                                                                                                                                                                                                                                                       |
| Children's pump track, skills area, progressive jump lines                                                                                                                                                                                                                                                                                                                  |
| Each feature should ideally have multiple skill levels (easy, intermediate, hard) so riders can progress. Mechanic station. Flow trail.                                                                                                                                                                                                                                     |
| jumps, drops, pump track                                                                                                                                                                                                                                                                                                                                                    |
| a progressive jump line to help people get better, a nice pump track, and separate lines for separate skill levels                                                                                                                                                                                                                                                          |
| I believe it should be a shared park that has room for bikes and skateboards. Berkeley needs street features and a new skate park. Look at lake Cunningham in San Jose as inspiration.                                                                                                                                                                                      |
| Good flow, progressive jump lines, sturdy construction                                                                                                                                                                                                                                                                                                                      |
| Areas for kids, all the way to advanced riders. A safe place to gather. A place to grab a coffee!                                                                                                                                                                                                                                                                           |

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| <p>progression levels so all the kids have a space to progress.<br/>                 BMX and Street Skate area to be shared is needed and not supported at all in Berkeley.<br/>                 Flow trails and jumps with various features for fun.</p>                                                                                                                                            |
| <p>Decent sized jumps<br/>                 Well maintained<br/>                 Jumps for every level</p>                                                                                                                                                                                                                                                                                            |
| <p>Create a loop with various features long enough and wide that multiple skill levels can be on the course at a time and create a viewing stand so people can watch as much of the course as possible</p>                                                                                                                                                                                           |
| <p>Accessibility for multiple ages and skill levels</p>                                                                                                                                                                                                                                                                                                                                              |
| <p>Ability for riders to have fun, learn, and progress.</p>                                                                                                                                                                                                                                                                                                                                          |
| <p>1) Varying degrees of skill level, from tiny to a few really massive features, 2) Opportunity for kids to contribute to building features. (think Adventure Playground), 3) Make it flexible and evolving.</p>                                                                                                                                                                                    |
| <p>Jumps and drops with progression from beginner to advanced, separate areas for each level, more than just a pump track.</p>                                                                                                                                                                                                                                                                       |
| <p>1. full range of skill levels and progressions (please consult with riders/builders on the "advanced" areas, progressive drops, skinnies, etc.), 2. sufficient quality for holding events and races (cyclocross, BMX, pump track, maybe even short track XC), 3. water source for building dirt features and for drinking, 4. parking area within view of riding area to reduce car break-ins</p> |
| <p>Separate areas for different skill levels, a wide spectrum of features that can cater to all abilities from toddler beginners to professional dirt jumpers, food truck accommodations.</p>                                                                                                                                                                                                        |
| <p>Kid space, pump track, feature park</p>                                                                                                                                                                                                                                                                                                                                                           |
| <p>built features</p>                                                                                                                                                                                                                                                                                                                                                                                |
| <p>a separate area for young kids would help keep everyone safe</p>                                                                                                                                                                                                                                                                                                                                  |
| <p>separate areas for separate skill levels, safe access to biking lanes beyond the park for kids to be able to take advantage of the park, built features, seating / shade for parents accompanying smaller children, clean well-maintained safe bathrooms</p>                                                                                                                                      |
| <p>Rock garden; pump track area; board ramps</p>                                                                                                                                                                                                                                                                                                                                                     |
| <p>flow park w/ sufficient technical for high school riders, area for youngest riders but still banked, area for gathering post-ride and enjoying park/bay</p>                                                                                                                                                                                                                                       |
| <p>separation from hikers, features, trees</p>                                                                                                                                                                                                                                                                                                                                                       |
| <p>More than beginner level features, features and areas for all levels of riders. Easily accessible infrastructure and A safe clean environment. Progressing jump lines from green to double black, wooden features, skinnies. Drops, pumptrack. Bike only areas, free of smaller children.</p>                                                                                                     |
| <p>The most important thing is to provide progressive options for different still levels, allowing riders to move up and try more challenging features on the fly. (if you are feeling good, then take the bigger hit, if not, then stay mellow)</p>                                                                                                                                                 |
| <p>Separate skill levels, pump track</p>                                                                                                                                                                                                                                                                                                                                                             |
| <p>Flow, berms and thing to practice turns</p>                                                                                                                                                                                                                                                                                                                                                       |
| <p>separate skills areas, jumps, tabletops</p>                                                                                                                                                                                                                                                                                                                                                       |
| <p>Built features like tabletop jumps, areas for skill progression, features that are hard to find in the east bay</p>                                                                                                                                                                                                                                                                               |
| <p>Flow is very important, bikers should not be able to cross paths or ride toward each other on the same feature. Clear signs for direction of travel.</p>                                                                                                                                                                                                                                          |
| <p>A park for only bikes is needed in Berkeley area, so this is great idea!</p>                                                                                                                                                                                                                                                                                                                      |
| <p>flow</p>                                                                                                                                                                                                                                                                                                                                                                                          |

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| Fun jumps at a variety of skill levels, from beginner to daredevil. Start with simple drops, then tabletops, then ski-jump style launches. Obstacle courses for kids to practice getting their bikes over logs, along rails, etc. Flow trail with switchbacks is also great practice, if space allows. First aid station will be critical!                                     |
| Flow. I don't think it's necessary to have a pump track (there is one in Richmond). Also, potentially a rock garden as well would be good for building skills.                                                                                                                                                                                                                 |
| separate areas for separate skill levels, flow would be fun. built features too.                                                                                                                                                                                                                                                                                               |
| flow, jump/drop progression, built features                                                                                                                                                                                                                                                                                                                                    |
| Wow, I think this would be such a great addition to Berkeley. Having a few different area/levels would be great smaller easier flow with very small or no jumps, an advanced track with beamed corners, bigger jumps. Great to have an area for practicing skinnies, logs, drops or a single jump (small/med/large). Having an arrow to keep everyone going the same direction |
| Separate areas for skill, welcoming to all levels                                                                                                                                                                                                                                                                                                                              |
| Slower zones for younger and less experienced riders Parts with not mandatory gaps Dirt                                                                                                                                                                                                                                                                                        |
| Design                                                                                                                                                                                                                                                                                                                                                                         |
| 1) progression from beginners to higher levels, 2) pump track, 3) paved to make maintenance manageable                                                                                                                                                                                                                                                                         |
| At least two pump tracks, one for beginners and one for advanced riders. Progressive jump areas, with separate lines for beginner to advanced.                                                                                                                                                                                                                                 |
| Flow, separate skill level courses,                                                                                                                                                                                                                                                                                                                                            |
| pump track, jump lines of varying difficulties with good progression, built features                                                                                                                                                                                                                                                                                           |
| separate areas for separate skill levels. Jumps. Skills sections                                                                                                                                                                                                                                                                                                               |
| Pump track in the middle, with cross country tracks on the perimeter with elevation and features                                                                                                                                                                                                                                                                               |
| Flow park, skills park, gnar                                                                                                                                                                                                                                                                                                                                                   |
| flow trails, skills section and some jumps                                                                                                                                                                                                                                                                                                                                     |
| Pump track, built features, flow trail                                                                                                                                                                                                                                                                                                                                         |
| Jump line, separate skills features                                                                                                                                                                                                                                                                                                                                            |
| Separate areas for separate skill levels, marked same way as ski runs at ski resorts;<br>Pump tracks with multiple lines;<br>Clear directional route markings on beginner lines;<br>Pave where beneficial (i.e., pump tracks by Velosolutions);<br>Clearly designated space (if any) for skateboards on any paved pump tracks                                                  |
| flow trail, features                                                                                                                                                                                                                                                                                                                                                           |
| Varied pumptrack for different disciplines of biking, ample terrain that progresses in difficulty, variety of features (rock garden, skinnies, groomed jumps/tables, etc. )                                                                                                                                                                                                    |
| Flow, features, separate areas for different skill levels, a short track course where high school teams can practice.                                                                                                                                                                                                                                                          |
| Flow trails, BMX course, and beginner area for little kids to ride                                                                                                                                                                                                                                                                                                             |
| Cyclocross course                                                                                                                                                                                                                                                                                                                                                              |
| Flow, separate skill levels, safe parking                                                                                                                                                                                                                                                                                                                                      |
| Different jump lines for different skill levels, flow, mix of features                                                                                                                                                                                                                                                                                                         |
| 1. many options for different activities, 2. flow, 3. skill based jumplines                                                                                                                                                                                                                                                                                                    |
| Separate areas for separate skill levels.                                                                                                                                                                                                                                                                                                                                      |
| Flow, big jumps, drops                                                                                                                                                                                                                                                                                                                                                         |

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| A variety of built features that would challenge and help you to train different techniques. It's important that there is a progressive level of technique and skill built into the park so users can progress through time. I think it's important that there is a clear progression through the park. Whether there is maps or some other directions so people aren't just lost. |
| Flow, separate skill levels jumps and tabletops                                                                                                                                                                                                                                                                                                                                    |
| built features, different skill areas, space for parents/non-riders                                                                                                                                                                                                                                                                                                                |
| Good for multiple skill levels. Longer trails and features, not just jumps and air. Safe and well maintained with places for people to hang out. Look to successful parks like Truckee bike park. No reason we cant do just as well here.                                                                                                                                          |
| A mix of flow/pump track with some technical challenges                                                                                                                                                                                                                                                                                                                            |
| Flow and Progressive features that allows for skill projection (ie different levels of jumps that beginners can start at the easiest and move up),                                                                                                                                                                                                                                 |
| flow, mountain bike features, kid features.                                                                                                                                                                                                                                                                                                                                        |
| Areas of different and gradual increasing difficulty; skills features; support for youth programs and development.                                                                                                                                                                                                                                                                 |
| Progressive jump lines (beginner, med, large, etc)                                                                                                                                                                                                                                                                                                                                 |
| Flow; elevation; trees/wind protection                                                                                                                                                                                                                                                                                                                                             |
| kid friendly, mtb skills course, mega jumps/ features                                                                                                                                                                                                                                                                                                                              |
| skill levels, obstacles, flow                                                                                                                                                                                                                                                                                                                                                      |
| Flow trails, park for all ages, fun features!                                                                                                                                                                                                                                                                                                                                      |
| separate areas for separate skill levels, pump track, jumps                                                                                                                                                                                                                                                                                                                        |
| Areas for intermediate level riders, I'm not a jumper and probably won't become one.                                                                                                                                                                                                                                                                                               |
| Flow, progressive features                                                                                                                                                                                                                                                                                                                                                         |
| Skills area. Skinnies. Progressive jump area.                                                                                                                                                                                                                                                                                                                                      |
| separate skill areas is paramount. benches for parents to hang out while their kids ride. enough space so that folks aren't right on top of each other.                                                                                                                                                                                                                            |
| A fun cross-country course with flowing singletrack would be great for a beginner crowd or folks who don't want to climb so much. a skills area to practice logs, teeters, jumps would be great also                                                                                                                                                                               |
| natural and built features that allow skills progression. Would prefer these to flow track style features.                                                                                                                                                                                                                                                                         |
| My suggestion is to look at other municipal bike parks that are viewed with admiration as models to emulate. The one that comes to mind is in Truckee.                                                                                                                                                                                                                             |
| Separate areas for skill levels, feature progression (ie, small, medium and large drops or jumps), and well-designed pump track                                                                                                                                                                                                                                                    |
| Features for all skill levels, kid/family friendly, built features                                                                                                                                                                                                                                                                                                                 |
| flow, different lines for different skill levels, and ease of maintenance/repair. Harvey West in Santa Cruz is a great example to follow, in my opinion.                                                                                                                                                                                                                           |
| * different sized bikes/humans require different sized features. please build for all sizes. * viewing area with seating. * SAFE and SECURE parking for bikes and vehicles.                                                                                                                                                                                                        |
| easy access, open to all levels, clean                                                                                                                                                                                                                                                                                                                                             |
| separate areas for different skill levels, flow                                                                                                                                                                                                                                                                                                                                    |
| Pump track with several loops for different skills, bridge/balance features, separate area for slower/new riders                                                                                                                                                                                                                                                                   |
| Flow and separate skill levels                                                                                                                                                                                                                                                                                                                                                     |

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| Flow trail, MTB jumps,                                                                                                                                                                                                                                                                                                                                                                      |
| Features for all skill levels including expert level with design focused on suitability for mountain bikes. Built wooden and rock features.<br>Lines that include several features in a row.                                                                                                                                                                                                |
| Flow tech and jumps                                                                                                                                                                                                                                                                                                                                                                         |
| flow, one way trails, good drainage                                                                                                                                                                                                                                                                                                                                                         |
| Safe, accessible, and educational.                                                                                                                                                                                                                                                                                                                                                          |
| Sections for different skills. Regular maintenance, different ride features                                                                                                                                                                                                                                                                                                                 |
| Progressive features (like a ski area); access to adjacent trails; pump track , jump line, and bike handling skills zones                                                                                                                                                                                                                                                                   |
| Pump track; dirt jumps with beginner to expert levels; public bathrooms and water fountains; repair station - especially tire pump.                                                                                                                                                                                                                                                         |
| 1. flow trail 2. Jump Line 2. Progressive Drops/Wooden Features                                                                                                                                                                                                                                                                                                                             |
| Green, blue, black diamond style jump lines and flow trails with varying features for each skill level                                                                                                                                                                                                                                                                                      |
| I would love a flow area, a progressive skills park and skinnies                                                                                                                                                                                                                                                                                                                            |
| Family friendly, progressive, paved pump track                                                                                                                                                                                                                                                                                                                                              |
| Parallel jump progression zone (Easy, med, hard lines) like at Stafford Lake. Dual slalom flow trail. Kids skill area (see saws, small jumps, elevated platforms...)                                                                                                                                                                                                                        |
| Jump progressions                                                                                                                                                                                                                                                                                                                                                                           |
| 1) Separate areas to build skills in stages<br>2) Variety of challenges -- Pump vs Jump vs Berm<br>3) Proximity to Picnic benches for parties                                                                                                                                                                                                                                               |
| Separate areas for different skill levels. Progression lines. And take into account the prevailing wind direction.                                                                                                                                                                                                                                                                          |
| Build features that are NOT common to make the park different, unique and attractive. Build a separate track for different skill levels.                                                                                                                                                                                                                                                    |
| Flow trail, kid friendly features and jumps, pump track                                                                                                                                                                                                                                                                                                                                     |
| Flow trail, drop/jump progression (separately), skinnies practice                                                                                                                                                                                                                                                                                                                           |
| Skills zone - progressive jumps, drops, skinnies, etc. - incorporated into a trail. Directional singletrack. Flow trail. Jump line(s).                                                                                                                                                                                                                                                      |
| Built features including wood and stone with technical riding elements like skinnies, drops large wood roller coaster. Asphalt pump track like Velosolutions. Slopestyle jump park with wood ramps like from action sports.                                                                                                                                                                 |
| 1) several different jump/table top lines: beginner, intermediate, expert, pro. Richmond's dirt world has a good layout. 2) a child/beginner pump track, and a larger pump track, 3) Consideration of wind. Currently, the jump lines at Richmond send the rider into a head wind. The direction of the jump lines should be carefully considered based on wind from the bay, freeway, etc. |
| Areas for different skill levels, pump track (fun for kids and adults!)                                                                                                                                                                                                                                                                                                                     |
| Good flow, take into account prevailing wind direction, and distinct separate areas for beginners, intermediate, and advanced                                                                                                                                                                                                                                                               |
| separate areas for skill levels seems the most politically prudent thing to do/say here (but any fun stuff would be rad!)                                                                                                                                                                                                                                                                   |
| separate skill levels, built features                                                                                                                                                                                                                                                                                                                                                       |
| Wind is a big factor. Park design should factor in usual direction of the wind so that riders aren't riding into the wind (which really saps the flow).                                                                                                                                                                                                                                     |

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| flow, jumps and skinnies                                                                                                                                                                                                                                                                                  |
| Good flow, clear skills / level progression whether through separate areas or coding, fun features                                                                                                                                                                                                        |
| Pump track, separate skills area                                                                                                                                                                                                                                                                          |
| Gotta have Flow, progression of features from beginner to pro and it would be amazing to have a dual slalom track to hold events and get more people involved.                                                                                                                                            |
| Progression- jumps for all ability levels from beginner to advanced. Safety- table top jumps for beginners. Variety- a variety of jumps and maybe more natural features                                                                                                                                   |
| Table top jumps, separate skill areas, shade / tables / seating                                                                                                                                                                                                                                           |
| A flow trail, a BMX race tracks, jumps                                                                                                                                                                                                                                                                    |
| Flow. Progressive Jumps.                                                                                                                                                                                                                                                                                  |
| Flow trails, separate areas for skill levels, built features                                                                                                                                                                                                                                              |
| Flow, challenge, progression                                                                                                                                                                                                                                                                              |
| Well maintained, places to practice technical things , pump track                                                                                                                                                                                                                                         |
| Flow. Kids flow. Graduated jump skills with more low end intro jumps.                                                                                                                                                                                                                                     |
| Accessibility, regular maintenance, professionally built lines                                                                                                                                                                                                                                            |
| Flow                                                                                                                                                                                                                                                                                                      |
| separate areas for separate skill levels                                                                                                                                                                                                                                                                  |
| flow, separate areas for separate skill levels, built features                                                                                                                                                                                                                                            |
| Flow; different tracks for different skill levels; good amount of space for a large course(s)                                                                                                                                                                                                             |
| access and flow                                                                                                                                                                                                                                                                                           |
| Asphalt surfacing to reduce maintenance, prefabricated features                                                                                                                                                                                                                                           |
| Have both big and small jump lines and pumptrack loop                                                                                                                                                                                                                                                     |
| Dual slalom, jumps, drops.                                                                                                                                                                                                                                                                                |
| Flowy jumps, areas for different skills, wooden features                                                                                                                                                                                                                                                  |
| I've only been to Dirt World in Richmond so don't have much experience but would love to have a closer place to go to.                                                                                                                                                                                    |
| <ol style="list-style-type: none"> <li>1. jumps side to side which get bigger and bigger so great to learn in</li> <li>2. drops side to side that get bigger and bigger so its easy to learn the basics</li> <li>3. one or two gap jumps so you can learn to get over big features</li> </ol>             |
| separate areas for separate skill levels, features/trails that appeal to different types of riding (MTB, bmx, cyclocross)                                                                                                                                                                                 |
| Flow section, banked turn practice, separate areas for separate skill levels.                                                                                                                                                                                                                             |
| Progressive jump/skills lines, well thought out infrastructure for bikers. And most importantly features that emphasize fun.                                                                                                                                                                              |
| Flow/pump tracks for various skill levels                                                                                                                                                                                                                                                                 |
| Pump track, Jump lines, Different areas for different skills                                                                                                                                                                                                                                              |
| Jumps, jumps and jumps.                                                                                                                                                                                                                                                                                   |
| Separate areas for different skills levels, sizable jumps, wooden features                                                                                                                                                                                                                                |
| Separate areas for skills is good,                                                                                                                                                                                                                                                                        |
| <ol style="list-style-type: none"> <li>1. Water tanks around the jumps so people can water the jumps before riding them. This is to preserve the dirt.</li> <li>2. Wooden Lips because the lip won't wear down. 3. Tables for the beginner lines but doubles for the harder lines to save dirt</li> </ol> |

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| Pump tracks, jumps, and beginner technical features like small rock gardens and logs                                                                                                                                                                                                                                                                                                                                               |
| Separate levels to show progression, flowy track, signs to make it one way.                                                                                                                                                                                                                                                                                                                                                        |
| Different speeds. Safe. Attractive.                                                                                                                                                                                                                                                                                                                                                                                                |
| Variety, progression, skill training help boards                                                                                                                                                                                                                                                                                                                                                                                   |
| Diff level areas should be separate. Place where one can watch safely without being on the way.                                                                                                                                                                                                                                                                                                                                    |
| pump track                                                                                                                                                                                                                                                                                                                                                                                                                         |
| It would be nice to have a flow track. A technical track with no big jumps. something like a XC short track of a cyclo-cross loop                                                                                                                                                                                                                                                                                                  |
| Flow, lots of line choices, rock gardens                                                                                                                                                                                                                                                                                                                                                                                           |
| I'm a beginner and my husband an expert it would be nice to have pump tracks and flow trails for different levels so families can go together, ride and then a place for people to picnic. The good thing about the pandemic is that more families are doing more healthy and active outdoor activities together. On and bathrooms & drinking water spigot. if you have to remove and plant new trees how about local fruit trees. |
| progression, opportunity, ease of maintenance                                                                                                                                                                                                                                                                                                                                                                                      |
| wide range of features; areas for beginners; seating areas for family/non-riders                                                                                                                                                                                                                                                                                                                                                   |
| Features by skill level, progressive jump line, pump track, raised bridges a la north shore, progressive ladder drops, trials park (feel free to ask me what that means)                                                                                                                                                                                                                                                           |
| Variety of features, different lines for different skill levels, Pumps & tools                                                                                                                                                                                                                                                                                                                                                     |
| Clear signage, technical DH, and Jump lines!                                                                                                                                                                                                                                                                                                                                                                                       |
| 1) Pump track 2) skills development area (jumps in increasing height, drops of increasing size, rock gardens, skinny lines, steep lines) 3) jump line                                                                                                                                                                                                                                                                              |
| Kids only section, flow section, tech section                                                                                                                                                                                                                                                                                                                                                                                      |
| I don't know how to split this into three things. My main inspiration is the Stafford Lake Bike Park. It has separate areas for skill levels but more important, it has separate things for different styles/skills. I really like the areas they have with raised ramps, small bumps, and the kids' area.                                                                                                                         |
| Progressive drops, skinnies, pump track                                                                                                                                                                                                                                                                                                                                                                                            |
| Range of areas for all skill levels, built features, Flow flow flow.                                                                                                                                                                                                                                                                                                                                                               |
| Definitely separate areas for different abilities since this is a big city. Some way to make it safe - maybe have it staffed. Large enough to not get bored quickly.                                                                                                                                                                                                                                                               |
| Inclusive for all riders, all bikes to have fun.<br>Flow trail<br>Bike teeter-totter                                                                                                                                                                                                                                                                                                                                               |
| 1) Well-built safe jumps 2) Good progression of jumps 3) Great maintenance, especially after rain                                                                                                                                                                                                                                                                                                                                  |
| Progressive difficulty                                                                                                                                                                                                                                                                                                                                                                                                             |
| Be sure to include options for very young riders (4+ years) where they are not intimidated by older riders Focus on skills over speed                                                                                                                                                                                                                                                                                              |
| I think that it will be important to have jumps for beginner level riders as well as jumps that will provide more of a challenge. I also thing that a pump track would be very important as people of all skill levels can use it.                                                                                                                                                                                                 |
| separate areas for separate skills. separate mini-features for sessioning, and a good vibe!                                                                                                                                                                                                                                                                                                                                        |
| Flow, area for spectators. Bridges and berms. rocky downhill.                                                                                                                                                                                                                                                                                                                                                                      |
| Feature progressions                                                                                                                                                                                                                                                                                                                                                                                                               |



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| 1. Pump track, 2. skills area like ledges, mini rock garden etc. 3. Separate area for different skills/ ages, i.e. have an area for 3-7 year old kids.                                                                                                                       |
| Multiple lines for different ability, progression jumps, skills area, pump track                                                                                                                                                                                             |
| Features for a range of skill levels, built rock garden, plans for regular maintenance                                                                                                                                                                                       |
| Features, flow                                                                                                                                                                                                                                                               |
| Jump trails and trails with rock gardens                                                                                                                                                                                                                                     |
| Features for all skill levels, water or mud features                                                                                                                                                                                                                         |
| flow trail                                                                                                                                                                                                                                                                   |
| Dirt jumps with progression, technical features, and a flow trail.                                                                                                                                                                                                           |
| Flow, Difficulty levels, Skill building features that translate to the trail                                                                                                                                                                                                 |
| separate areas for different skill levels, a progressive jump line and fab flow                                                                                                                                                                                              |
| High starting mound, gentle progression between lines/ features, a skills zone (with drops, teeter-totters, skinnies, etc.)                                                                                                                                                  |
| Separate skill level areas, even progression, flow                                                                                                                                                                                                                           |
| Flow, pump track, drops for different skill levels                                                                                                                                                                                                                           |
| Dirt jumps, wooden slopestyle jumps, paved pump track!                                                                                                                                                                                                                       |
| Dirt jumps with different skill areas, Slalom course, Paved pump track                                                                                                                                                                                                       |
| Separate areas, rock and dirt features, connectors to other trails                                                                                                                                                                                                           |
| Pump track. Flow trail. Separate skill level would be nice.                                                                                                                                                                                                                  |
| flow, separate areas                                                                                                                                                                                                                                                         |
| Somehow keeping off leash dogs, trash, and homeless people out.                                                                                                                                                                                                              |
| Progressive features for all skill levels (Lake Cunningham is a great example), feature maintenance, multi-disciplined (pump track, dirt jumps, slopestyle, slalom).                                                                                                         |
| Flow, built features, separate beginner/young rider area                                                                                                                                                                                                                     |
| Separate areas for different skill levels. Longer continuous rides                                                                                                                                                                                                           |
| Flow, pumps, jumps, drop practice, cornering practice                                                                                                                                                                                                                        |
| flow                                                                                                                                                                                                                                                                         |
| Separate areas for different skill levels, berms, rollers, kickers, tabletop jumps                                                                                                                                                                                           |
| Separate areas for skill level, accessible to beginners, fun for the most adventurous                                                                                                                                                                                        |
| Separate areas for risk takers                                                                                                                                                                                                                                               |
| Separate areas for various skill levels, flow and jump areas, skills/balance areas                                                                                                                                                                                           |
| Flow, separate areas, adequate shade and water fountains                                                                                                                                                                                                                     |
| Flow, separated skill level areas, large amount of space (there will be a TON of people using it!)                                                                                                                                                                           |
| Skill progression, built features, regular maintenance.                                                                                                                                                                                                                      |
| progressive design so all riders can utilize and further develop skills.                                                                                                                                                                                                     |
| Wooden features such as teeter totters, skinnys, wooden lips or drops. For every bigger feature there should be similar smaller features so that riders can warm up or practice features before they hit the big stuff. I also think a bike maintenance stand would be nice. |
| Varying levels of terrain, rest areas, bike repair area                                                                                                                                                                                                                      |
| Pump Tracks, Dirt Jumps, Flow Lines, snack shack will be nice.                                                                                                                                                                                                               |
| Drop zones, slopestyle and maybe dual slalom                                                                                                                                                                                                                                 |
| Flow, skills, and fun                                                                                                                                                                                                                                                        |

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| A few skill level flow trail with jumps on them                                                                                                                                                                                                                                                          |
| Separate areas for different skill levels, especially beginners.                                                                                                                                                                                                                                         |
| Different areas for skill levels, a separate area for young riders, challenge areas to learn skills like riding over logs                                                                                                                                                                                |
| Skills area, progressive jumps, pump track                                                                                                                                                                                                                                                               |
| Skinnies, rock gardens, unbanked downhill turns through obstacles                                                                                                                                                                                                                                        |
| Combined area for many skill levels. Inclusive for BIPOC. Build in room to improve features.                                                                                                                                                                                                             |
| No dogs, flow trail, no RC cars, simple trails for youngest newest riders                                                                                                                                                                                                                                |
| Separate areas for separate skill levels, flow, appearance                                                                                                                                                                                                                                               |
| Built features, separate skill level areas, flow                                                                                                                                                                                                                                                         |
| Variety of features                                                                                                                                                                                                                                                                                      |
| flow trail, rock garden, beginner jumps                                                                                                                                                                                                                                                                  |
| Skills, downhill, flow                                                                                                                                                                                                                                                                                   |
| Jump lines for all skill levels, pump track, and good signage with rules/etiquette.                                                                                                                                                                                                                      |
| Flow trails with progressive mortal sized kickers, rollers, jumps, and gaps.                                                                                                                                                                                                                             |
| Progression in difficulty from beginner kid friendly to expert. Gap jumps. Race course (dual slalom) to race friends and host competitions to fundraise.                                                                                                                                                 |
| beginner, intermediate and advanced jumplines.                                                                                                                                                                                                                                                           |
| Jumps, platforms, pump track                                                                                                                                                                                                                                                                             |
| flow, jumps, beginner area                                                                                                                                                                                                                                                                               |
| flow, features, cyclocross course                                                                                                                                                                                                                                                                        |
| Flow areas for separate skill levels, jumps and drops that progress in challenge, and an elevated launch/start point to allow bikers to get speed before first jump.                                                                                                                                     |
| Skill level appropriate areas, clearly marked return trails, mid-hard level areas less extreme areas.                                                                                                                                                                                                    |
| Features for all skill levels; CX features                                                                                                                                                                                                                                                               |
| Flow for cyclocross or MTB, different areas or sections for skill levels, grass track velodrome                                                                                                                                                                                                          |
| Separate skill level areas, features, pump track                                                                                                                                                                                                                                                         |
| Pump track, separate skill areas, and inclusive options for more difficult trails                                                                                                                                                                                                                        |
| Separate skill areas (like a pump track for 3-7 year old's) and a lot of similar features that get bigger so you can progress, e.g., 3 different drops, a 2 foot, a 4 foot & a 6 foot. Same idea for jumps and other "basic" features.                                                                   |
| separate area for skill levels. security. inclusive                                                                                                                                                                                                                                                      |
| Short track cross country, progressive skills areas, and design for rapid drainage to minimize rain closures.                                                                                                                                                                                            |
| Separate areas for beginners and experts. Some air time spots but I'd appreciate some bike handling challenge courses.                                                                                                                                                                                   |
| Flow track, water fountain, shade rest area                                                                                                                                                                                                                                                              |
| Separate areas for skill levels (including an area good for little kids and beginners), some nice jumps and challenging terrain for advanced riders, good signage for park rules, excellent maintenance and zero tolerance for unlawful activities (vandalism, drugs/alcohol, loitering, camping, etc.). |
| A pump track for young kids and beginners, a flow trail for intermediate riders, and a jump line for more advanced riders.                                                                                                                                                                               |
| all these ideas are good!                                                                                                                                                                                                                                                                                |

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| Don't have any ideas at this time but I think it will be a great spot for young people!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| would love to see some progressive features, so that beginners can work up to bigger/more technical jumps                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| flow, jumps, skills area                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Features built for progression.<br>Enough variety to make it worth a trip for someone in a specific skill level.<br>Some flow trail or slalom style lines to practice cornering too, not just a bunch of steep dirt jumps                                                                                                                                                                                                                                                                                                                                                                                           |
| Year-round access, enough space for beginners and more advanced riders, programming would be great to help people learn skills with support.                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Skill level based areas/ features are a great idea. For example; I often hear people around the bay area asking where they can find drops to practice on. A small-medium-large drop progression area would be very popular.<br>Dual Slalom is gaining popularity and there are precious few tracks to ride (only one that I know of is at Stafford Lake bike park, the only other one I know of is at the Auburn Bike Park)<br>"Skinnies" are slightly elevated, very narrow paths that challenge riders balance and coordination. They are usually very low maintenance and can range from easy to very difficult. |
| Pump track, different levels for all experiences, sustainability                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| I would like a street course for skateboarding                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Drops Table tops and gap jumps                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Flow, jump lines for mountain bikes and dirt jumpers, dual slalom course.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| jumps, drops, slope, skills. advance to keep riders coming back. if too easy then people will not return.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| I just think it will be a great idea                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Berms and flow trail                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Flow trail, Separate skill building area, jumps of different heights and types.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Inclusion                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Water fountain. Safe space for people to ride and have fun.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| flow, amenities (bathrooms, water fountains), areas for more experienced riders                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Flow, berms, multiple skill areas                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Progressive slopestyle jump lines for all skill levels (roller line = beginner, roller mixed with lips line = intermediate, lipped jump line = advanced), model bike park: Stafford Lake Bike Park                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Separate areas for skill levels, features, and nice flow                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Berm turns. Fun park for young kids. Jumps                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Ebike friendly<br>Good trail labels to show difficulty<br>Good mix if tech and flow                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| pump track, year-round riding, and a progressive jump series, separate areas for different skills levels                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Flow, separate areas for different skill levels                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Range of skills, good for families, safety (parking)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| All of the above ideas. But particularly important to have terrain for all levels of riders. Any course design that is kid friendly and encourages kids to learn to ride safely.                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| flow, build features, area for beginners                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Separate skills training areas graded from beginner to expert; Flow features that allow all skill levels (bypasses for difficult features); Signs showing good use practices and tips for each skill                                                                                                                                                                                                                                                                                                                                                                                                                |

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| having a BMX or pump track racecourse, so we can get the community more involved, and host weeknight races for local riders                                                                                                                                                                                                                                                                                                                                         |
| flow, rated trails ex. double black, and pump track                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Pump track, clearly marked zones for different skill levels so there aren't little kids in the way of black diamond lines, tabletop jumps so decreased risk of serious injury                                                                                                                                                                                                                                                                                       |
| Features for various levels, easy flow to get uphill, tools for riders to make repairs                                                                                                                                                                                                                                                                                                                                                                              |
| Features for all skill levels                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| A flow trail and some simple table jumps would be great! They are good for learning on but still fun for more experience folks. I would also suggest that people might want to pay a little to use it because maintenance is very important. Perhaps consider fences as well so homeless and other people don't harass kids or leave garbage.                                                                                                                       |
| Well built jumps<br>Jumps and things that everyone can ride (look at auburn and Truckee bike parks for reference)<br>And maintenance                                                                                                                                                                                                                                                                                                                                |
| separate skill levels, built features                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Separate skill levels, flow, trials.                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Stuff for all levels. Pump track. Things for kids                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Separate areas for different skill levels.                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Separate area for younger kids, shade, good variety of features                                                                                                                                                                                                                                                                                                                                                                                                     |
| Separate area for kids                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 1) Progressive features from beginner (rollers) to expert (gaps & drops); 2) kids' area with physical separation from road & barriers;                                                                                                                                                                                                                                                                                                                              |
| (Answering for my 8-year-old son). I want to learn to do bigger drops. I want to learn to do jumps. I want to practice increasingly tricky and steep downhill technical sections. I am already good with pump tracks and flow trails, but they are fun too. I've been riding in aquatic Park for 4 years on the little side trails. I like to zoom down and then back up the hills. I've often thought there should be a real bike park here for me and other kids. |
| Ca native plants, pump track, barbeque area / outdoor kitchen.                                                                                                                                                                                                                                                                                                                                                                                                      |
| flow, separate areas for separate skill levels, built features.                                                                                                                                                                                                                                                                                                                                                                                                     |
| Beginner areas and features are very important as they bring new/more people to the park but having more advanced features/areas where people can progress their skills is also a must. It would be nice to have shaded areas, tables, and bathroom facilities so the whole family can enjoy the park. Repair and first aid stations would also be helpful.                                                                                                         |
| I like the idea of a flow area and some progressive skill areas with different levels of difficulty                                                                                                                                                                                                                                                                                                                                                                 |
| Flow trails, separate areas for different skills levels, family/kid friendly area and design                                                                                                                                                                                                                                                                                                                                                                        |
| 1) Progression (Beginner up to advanced features)<br>2) Pump Track<br>3) Dual Slalom                                                                                                                                                                                                                                                                                                                                                                                |
| A progressive jump line, A dual slalom / flow trail, and A kid friendly pump track                                                                                                                                                                                                                                                                                                                                                                                  |
| Clearly labelled trails by skill level, variety of features, water stations                                                                                                                                                                                                                                                                                                                                                                                         |
| separate areas for separate skill levels, flow, built features                                                                                                                                                                                                                                                                                                                                                                                                      |
| flow, short track area, and progressive skills area                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 1. "Tabletop" jumps with no gaps 2. progressions from beginner on up 3. some shady spots and places to "hang out" between sessions.                                                                                                                                                                                                                                                                                                                                 |
| support for all skill levels. step-ups, skinnies, teeter totters, etc.                                                                                                                                                                                                                                                                                                                                                                                              |

**Do you have any ideas for the Bike Park that will make it represent Berkeley or be unique to bike parks in the Bay Area?**

The adaptive cycling area for BORP would be unique and awesome.

The location is amazing and very Berkeley.

Having a bike park at all, would be inclusive in a way that's yet to be seen in our city. Off-road cyclists are vastly underrepresented in the East Bay, considering the growth of the sport.

Make it larger than the other bike parks.

Build with progression in mind so the park can grow and evolve with riders. Good to have separate area for new riders and little kids. Clear signage indicating level of line and ride direction to avoid injury/accidents.

The bike park in Bentonville, Arkansas is a great example of a world class bike park that I would love to see in Berkeley. Lots of paved surfaces and wood ramps to minimize upkeep and maintenance.

<https://santacruztrails.org/projects/ramsay-park-pumptrack> is a great example

Naming features after Ohlone names (respectfully of course )

Wooden features would be unique and cool for Berkeley.

A truly family-friendly but still progressive and challenging bike park

There's lots of dirt around here and not a lot of constructed features. wood / concrete / dirt mixed terrain features would be amazing.

No. We have so few bike parks that this is already unique. I suppose if you could highlight the bay somehow, or integrate some of the local native plants. Celebrate some local riders or bike pioneers?

Pave the pump track. I am not aware of any bike playgrounds in the bay area

Community hang out area along with fun progression sections to learn on

Code of conduct - inclusive, supportive, help everyone progress and feel welcomed. The cycling community is actually very supportive - but it's always nice to remind people of what we stand for.

Inclusive language for all guests, not just jumping boys. Signage about local trails & paths, signage showing technique over certain obstacles (just like other exercise areas) and skills, resources for local clubs, teams, lessons and volunteer opportunities to give back.

Perhaps an inclusive/accessible bike park for ADA (TBH I don't even know what that would look like, just think that's one of city values) decorated with art by local graffiti artists

The bike park could dedicate a trail to the BHSMTB team.

Incorporate cross country style trails/ features, as space allows, for high-school and middle school race teams.

Involve the community of local mtb teams, trail builders and young riders, involve indigenous groups to acknowledge the site and name it for an inspiring Berkeleyan.

Great views of the bay; some local trees so it doesn't look barren like parks in other parts of the state

Trails should make a recognizable shape in aerial photos. Maybe a peace sign or something?

The surrounding waterfront property also lends to the potential of creating a cross country loop that goes over to Cesar Chavez park, or near the waterfront by the soccer fields.... or cross the bridge to the old golf course grass lands that could be incorporated with mountain bike features as well. Adding these loops to the park would offer not only the skill and recreation development resources, but also offer longer trails/paths to build endurance, stamina and resilience.

Having a local bike park would serve SO many youth riders who would be able to ride there to use it. Berkeley has a thriving Jr. Mt. Bike team as well as the largest high school team in California. My

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| students currently ride to other nearby towns to practice skills on their bike parks. Having a bike park here would spread out riders and offer more options for play and practice.                                                                                                                                                                                                                                                                                                     |
| With many student-athlete MTB racers in the area, practice/skills area would be a great help! Also, many adult & youth cyclocross racers are always looking hard for practice areas.                                                                                                                                                                                                                                                                                                    |
| bike only!                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| there are no bike parks!                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Having something bike only is already pretty unique to the Bay Area.                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Interesting features and a theme                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Velosolutions asphalt pump track or similar                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| If it's maintained professionally and often, it would stand out from those which aren't. Challenging features would also attract more riders.                                                                                                                                                                                                                                                                                                                                           |
| On site bike tools/pump/station, events held to bring in diversity and make it more welcoming for new riders                                                                                                                                                                                                                                                                                                                                                                            |
| community oriented and created, volunteer maintenance                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| i think volunteer build days are a great idea and a great way to include the Berkeley high mountain bike team in this project.                                                                                                                                                                                                                                                                                                                                                          |
| Plant trees and keep it alive                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Be in Berkeley                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| An area with make your own obstacles, like Adventure Playground boards, ramps, jumps you can move around and reconfigure, etc.                                                                                                                                                                                                                                                                                                                                                          |
| Jumps that are accessible to different skill levels                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Make it big?                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Berkeley built                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Cool designs or other things like that                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| having space for creative transfers and other unique lines tends to keep parks from getting stale for me                                                                                                                                                                                                                                                                                                                                                                                |
| Include expert lines. There is a huge biking community in Berkeley, and we have a lot great riders.                                                                                                                                                                                                                                                                                                                                                                                     |
| Tying the bike park to picnic or gathering areas could allow a wider group to be drawn into biking - watching can spur participation.                                                                                                                                                                                                                                                                                                                                                   |
| Some kind of club or group that meets there to work on skills and maybe build                                                                                                                                                                                                                                                                                                                                                                                                           |
| A more mountain bike focused bike park rather than BMX                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Partnership with East Bay Parks and NorCal Interscholastic Cycling Association (NICA) for enough land to open an MTB cross-country course as riding and race venue for K-12 teams (such as Berkeley High) and using the parking at the Berkeley Marina and/or Golden Gate Fields to host actual NICA races.                                                                                                                                                                             |
| I think something cool could be a park within the park. A skinny is a small board Of wood elevated a couple inches off the ground that twists and turns around. Part of the fun is you have to try multiple times to finally get it. It is like a puzzle, and there are no cool skinny's in the east bay. Another cool feature could be a concrete pump track. This way multiple types of wheel users (bikes, skateboards, scooters, and rollerblades) can have fun and share the park. |
| Drinking water would be nice. Different levels of riders. Small kids up to adults                                                                                                                                                                                                                                                                                                                                                                                                       |
| Single track loop with jumps                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| I think it should have a mural or something fun, but Berkeley is already pretty unique and adding a bike park would make it even more so!                                                                                                                                                                                                                                                                                                                                               |
| It would be nice to have a trail along the outside that has beginner features to help people learn how to mountain bike on trails. Single track, different kinds of turns, small drops, easy to med rock                                                                                                                                                                                                                                                                                |

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| gardens, a roll over or two, a skinny. Things riders can build confidence on when they are first learning.                                                                                                                                         |
| Wooden jumps and features of all levels                                                                                                                                                                                                            |
| have some jumps more designed for longer bikes like mountain bikes                                                                                                                                                                                 |
| city support                                                                                                                                                                                                                                       |
| Having a bike park would be unique                                                                                                                                                                                                                 |
| Maybe some wood features with murals or something on theme                                                                                                                                                                                         |
| Allowing night riding with lights                                                                                                                                                                                                                  |
| Honestly, just making it fun and good would be pretty unique lol, lots of community input during the whole process                                                                                                                                 |
| A community bike repair shop on site - can be staffed by volunteers.                                                                                                                                                                               |
| A dual course and large jumps                                                                                                                                                                                                                      |
| Different types of jumps                                                                                                                                                                                                                           |
| Should definitely be interesting to high skill level riders, not just little kids or beginners                                                                                                                                                     |
| Access for everyone, cleaned and maintained and we can help                                                                                                                                                                                        |
| Adding a larger and more intense dirt jump track, it's hard to find tracks like this nearby, and would really stand out to people looking for fast and high jumps.                                                                                 |
| Wall ride!                                                                                                                                                                                                                                         |
| Features from the Tilden park that was taken down!                                                                                                                                                                                                 |
| with the Oakland pump track and dirt world in Richmond, it would be nice to see a Berkeley version of Stafford lake in Marin.                                                                                                                      |
| Full size BMX race track                                                                                                                                                                                                                           |
| Include a volunteer and "maker" aspect in the spirit of the play area nearby.                                                                                                                                                                      |
| I think building fun features to attract bay trail users and passersby would be cool.                                                                                                                                                              |
| Unique Berkeley urban / hippie aesthetic accentuating the physical beauty of the Bay                                                                                                                                                               |
| maintenance and good signage seem to be lacking at some other bike parks in the area, these would be great to see at a Berkeley Bike park. I think the proximity to so many east bay residents (Oakland, Berkeley, Richmond) will be a huge asset. |
| Wooden features or more permanent features Bay Area is so dry dirt features become dust after a while                                                                                                                                              |
| Street BMX should be included to have a variety of sports included.                                                                                                                                                                                |
| Hire permanent maintenance staff to keep it pristine. Add native accent plantings to keep it pretty.                                                                                                                                               |
| Poison oak! just kidding                                                                                                                                                                                                                           |
| There is not a purpose-built cyclocross circuit anywhere in the Bay Area. It could be done by linking portions of multiple sections of the bike park.                                                                                              |
| have a designated graffiti area                                                                                                                                                                                                                    |
| It is such a narrow space, and along the water, it will be unique.                                                                                                                                                                                 |
| Make it rad                                                                                                                                                                                                                                        |
| Landmark miniature obstacles?                                                                                                                                                                                                                      |
| Annual competition similar to the annual Kite Festival and How Berkeley Can You Get parade.                                                                                                                                                        |
| Special events                                                                                                                                                                                                                                     |
| Free to use                                                                                                                                                                                                                                        |
| longer lines, and more wooden features                                                                                                                                                                                                             |

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| try new features that aren't popular or build something new every couple months to keep it new and maintain the trails well                                                                                                                                                                   |
| Yes- make it a shared bike and skate park. That also is good for parents with kids who like to do both sports- you can bring both kids and keep them engaged.                                                                                                                                 |
| Few mountain bike focused parks around here, if you focus it that way it will be unique                                                                                                                                                                                                       |
| The views!                                                                                                                                                                                                                                                                                    |
| Berkeley is about openness and opportunity for all levels and sports to enjoy themselves. It can't just be a bike park that only bikes are allowed on. We need a place for all wheeled sports to enjoy.                                                                                       |
| 'teach people to fish' - put up an instruction board on how to change a tire and other useful bike maintenance skills. Also create a women friendly feel - include celebrations of local heroes such as Kate Courtney                                                                         |
| Use the space to the Max!!!!                                                                                                                                                                                                                                                                  |
| A really good park with different options like paved pump track, dirt pumptrack, jump line, trials area, and cyclocross loop. Collaboration with bay area clubs/teams. Proper Maintenance and Security (car break ins and bike thefts at gun point are all too common these days).            |
| I think the biggest concern I have is that, since the city is involved, it will be too regulated or "safe." Use Adventure Playground and Dirt World as models: After setting up some initial features, let volunteers and kids do building, but then curate what's built to make it more fun. |
| Use the local land features, make it stand up well in dry weather.                                                                                                                                                                                                                            |
| Have an area with dirt and shovels where people are encouraged to build short-term features. Adventure playground just down the way in Berkeley Marina is the inspiration                                                                                                                     |
| Organized events led by local pro athletes.                                                                                                                                                                                                                                                   |
| a bike repair station would be great to help both the park users and other cyclists                                                                                                                                                                                                           |
| tie dye it? kidding ... can't think of anything off hand ... maybe good Bay Views                                                                                                                                                                                                             |
| include a club-house or community meeting area to support local MTB teams like Berkeley HS, middle school team-- maybe a wall or plaque area about local riders?                                                                                                                              |
| hire a landscape architect                                                                                                                                                                                                                                                                    |
| Art, or unique buildings/infrastructure that will stand out. Great features and Honestly, there are so few bike parks in the area that even building one will stand out. Anything colorful, artistic or just generally cool.                                                                  |
| Have a cyclocross race there? Dirt crits too!                                                                                                                                                                                                                                                 |
| Well, it has a view!                                                                                                                                                                                                                                                                          |
| Use re-used materials. Maybe a solar lighting system?                                                                                                                                                                                                                                         |
| Wooden features that are painted by local artists would add culture to the park                                                                                                                                                                                                               |
| Cool jumps                                                                                                                                                                                                                                                                                    |
| I really like the Richmond dirt world. I would be wonderful to have something similar in Berkeley.                                                                                                                                                                                            |
| Start a volunteer program with onsite coaches on the weekends to help develop all riders and give instruction to those who might not otherwise have access to that. Bike loaner program is also critical to kids in need who just want to have fun but who can't afford a bike.               |
| I think a flow trail within a semi-urban setting that's easily accessible would be great for riders of all skills.                                                                                                                                                                            |
| not particularly, just get good designers to make it right                                                                                                                                                                                                                                    |
| The bike parks in these pictures are beautiful. It would be amazing to have a beautiful and safe area for kids and adults to practice.                                                                                                                                                        |
| Just do it.                                                                                                                                                                                                                                                                                   |



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| Have some murals relating to Berkeley                                                                                                                                                                                                                                                                                                                                                                                                       |
| A sign idk                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Tag it the People's Republic Bike Park                                                                                                                                                                                                                                                                                                                                                                                                      |
| Nothing specific to Berkeley, but if you made a paved pump track, that would draw riders from all over the bay area. Look up Velosolutions                                                                                                                                                                                                                                                                                                  |
| Local art, sculptures mixed in, ocean related                                                                                                                                                                                                                                                                                                                                                                                               |
| Jump lines with quality progression                                                                                                                                                                                                                                                                                                                                                                                                         |
| This park shouldn't try to be a copy of Lake Cunningham, it should stand out by offering the popular parts of it since the jumps are always the most popular, but also make up for its weaknesses such as Lake Cunningham not having enough tech and skills sections. Camp Tamarancho has a small skills section, but they have managed to fit so much into an area the size of a house and it ranges from beginner to beyond expert riding |
| make it nice and maintained. will gladly pay an entry fee                                                                                                                                                                                                                                                                                                                                                                                   |
| More bike access for parks                                                                                                                                                                                                                                                                                                                                                                                                                  |
| reach out to the High School teams to get input                                                                                                                                                                                                                                                                                                                                                                                             |
| Steep terrain would be great                                                                                                                                                                                                                                                                                                                                                                                                                |
| Model it after Cunningham BP. That's a good start.                                                                                                                                                                                                                                                                                                                                                                                          |
| Artwork by local youth only; Events put on by Street Level Cycles & Rich City Rides; LGBTQ ride events/clinics; Events connected to larger scale Berkeley events. Cycling doesn't have to stand alone as an activity/event. Berkeley is a creative place.                                                                                                                                                                                   |
| Sweet asphalt pump track like in Redmond Oregon                                                                                                                                                                                                                                                                                                                                                                                             |
| A short track long enough for short high school races where kids of all levels can practice and play.                                                                                                                                                                                                                                                                                                                                       |
| Something related to Ohlone tribal resources would be nice                                                                                                                                                                                                                                                                                                                                                                                  |
| Cyclocross course                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Have a dog park attached                                                                                                                                                                                                                                                                                                                                                                                                                    |
| mention local bike shops                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Beautiful, natural feeling.                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Have something for all levels of riders, because then the local bike teams could ride there and everyone could have fun                                                                                                                                                                                                                                                                                                                     |
| Definitely a craft coffee shop.                                                                                                                                                                                                                                                                                                                                                                                                             |
| Native trees. Integrate Berkeley art or local artist ideas. Work with local schools and teams to make it special and local. There are endless kids and coaches who will help out.                                                                                                                                                                                                                                                           |
| Progressive jumps and drops - there are not actually that many bike parks in the bay area.                                                                                                                                                                                                                                                                                                                                                  |
| Berkeley has all the resources possible to make a world class facility. Top of the list of priorities should be maintenance, community organization and support, and programs.                                                                                                                                                                                                                                                              |
| Encourage/include communities of color throughout the process, reduce barriers to entry for lower income communities                                                                                                                                                                                                                                                                                                                        |
| Colab with local artists for signs, sculptures, etc.                                                                                                                                                                                                                                                                                                                                                                                        |
| variety of features                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Provide a hang out are for people to grab a snack and take a break in between rides.                                                                                                                                                                                                                                                                                                                                                        |
| Allow the community to get involved. Volunteer efforts, efforts to promote diversity and get more people into cycling                                                                                                                                                                                                                                                                                                                       |

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| Just no. Any money spent trying to represent a signature brand/look/feel is money that would be better spend building a top-notch park (ahem, those ugly statues that have since been removed from the University Ave pedestrian bridge). Don't try to create a message, let the facility speak for itself.                                                                                                       |
| Views of the bay!                                                                                                                                                                                                                                                                                                                                                                                                 |
| skinnies and balance features in addition to jump and flow features                                                                                                                                                                                                                                                                                                                                               |
| I'd love to see our Nica high schoolers involved in the design and to host events there (I am a Nica coach and love when our riders can make a difference in their community).                                                                                                                                                                                                                                    |
| Featuring art installations/artistic representation                                                                                                                                                                                                                                                                                                                                                               |
| if there are wooden features, they could be painted by local artists                                                                                                                                                                                                                                                                                                                                              |
| Fund public art to be installed as part of the bike park. Please budget upkeep of art so it isn't removed after a decade or two.                                                                                                                                                                                                                                                                                  |
| Clif Bar should pay for the whole thing                                                                                                                                                                                                                                                                                                                                                                           |
| More wooden bridges/whale tails/wall rides                                                                                                                                                                                                                                                                                                                                                                        |
| Berkeley sign                                                                                                                                                                                                                                                                                                                                                                                                     |
| Add security cameras                                                                                                                                                                                                                                                                                                                                                                                              |
| Berkeley High was the birthplace of the high school mountain bike league and is still one of the largest teams in the country. Combined with the middle school teams and other high school teams in the East Bay, there is a high demand for a mountain bike focused park. Most other parks in the region are designed for bmx or dirt jumper bikes and not very well suited for developing mountain bike skills. |
| Make a long flow trail and make most of the illegal trails for bikes in Tilden right now legal                                                                                                                                                                                                                                                                                                                    |
| lots of trees, local art, opportunities for community involvement                                                                                                                                                                                                                                                                                                                                                 |
| Community contributions, art, etc.                                                                                                                                                                                                                                                                                                                                                                                |
| Honoring the indigenous cultures and plants indigenous to the area, incorporating the university students                                                                                                                                                                                                                                                                                                         |
| you could have publicly known dig days                                                                                                                                                                                                                                                                                                                                                                            |
| Get local corporate sponsors like GU, REI or even Mike's Bikes. This is the model the Truckee Bike park uses and that seems to work well.                                                                                                                                                                                                                                                                         |
| Bike repair station!                                                                                                                                                                                                                                                                                                                                                                                              |
| A nice area for hanging out                                                                                                                                                                                                                                                                                                                                                                                       |
| Just getting one would be unique                                                                                                                                                                                                                                                                                                                                                                                  |
| Make it bigger & better than other area parks                                                                                                                                                                                                                                                                                                                                                                     |
| Take advantage of any natural terrain or plants in the area                                                                                                                                                                                                                                                                                                                                                       |
| Have displays showcasing various riders with different backgrounds and history                                                                                                                                                                                                                                                                                                                                    |
| UCB Mountain bike team training grounds???                                                                                                                                                                                                                                                                                                                                                                        |
| Make it an indoor park with big see through panels instead of walls. This way it can be used year round and become the #1 go to destination for winter/cold/rainy season.                                                                                                                                                                                                                                         |
| Flow trail, kid friendly features and jumps, pump track                                                                                                                                                                                                                                                                                                                                                           |
| The potential view of the bridges?                                                                                                                                                                                                                                                                                                                                                                                |
| Velo solutions pump track would not require water for maintenance which seems good for drought ridden Bay Area. Any paved, non dirt pump track design might be a good fit.                                                                                                                                                                                                                                        |
| Assault pump track could include paint and mural elements that represent Berkeley. Built trail features could include sculptural elements around or on the track.                                                                                                                                                                                                                                                 |
| Maybe a tool station. Community tools seems very Berkeley. Maybe naming the jump lines very Berkeley names?                                                                                                                                                                                                                                                                                                       |

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| Build it! picnic table nearby could be nice too. I think bike parks are such a fun intro to biking without having to drive into the hills. Once you finish fundamentals, then the trails are easier to tackle. It's fun for kids just to have an open space to ride. accessible to many! There's a fun pump track In Joaquin miller park that Oakland Devo built. Please contact them for help and to expedite the bike park build. They said it took 5 years for permits!!!! Can we do it faster? |
| Collaborate with the Cal Cycling and Berkeley High Mountain Bike teams, since they are experts in the area                                                                                                                                                                                                                                                                                                                                                                                         |
| MOAR squirrels? But seriously: some food carts on the weekend would be cool. Something to draw in non-cyclists/their families. And/or a work station extension from Street Level Cycles, perhaps? As far as tools etc.                                                                                                                                                                                                                                                                             |
| Add Native names and do landscaping with native plants                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Softer dirt is nice (not rocky, if possible).                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Include a (bay) water feature!                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Have weekly races and training classes                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Dual slalom track                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Mountain bikes were invented here, a lot of UC Berkeley students were innovators in the 70s. Could be cool to embrace that legacy.                                                                                                                                                                                                                                                                                                                                                                 |
| It should host many open events with shared bikes                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Pump track with multiple lines                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Don't overthink it. Just having an awesome place for cyclists to come and practice skills and have fun, and to get more kids outside, is good enough.                                                                                                                                                                                                                                                                                                                                              |
| Provide membership model, \$ to keep it nice                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Take full advantage of views. Build skinnies with salvaged downed redwoods to mirror out natural trail environment. Encourage and welcome non white riders in any and every way possible. Make it pretty: plants, not just raw dirt. It's the Bay after all.                                                                                                                                                                                                                                       |
| Skinny lines (ladder features) and Drop features                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| A mix of dirt and wooden features                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| get input from all ranges of cyclists!                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Wood rollercoaster sections                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Redwood accents; maybe themed features (like Golden Gate Bridge, Campanile, etc.)                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Asphalt pump track, prefabricated features, small jump line                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Have both big and small jump lines and pumptrack loop                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| View of bay.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Have a similar sized table top jump next to a gap jump. So if you can clear the table top, then you can be confident to clear the gap jump.                                                                                                                                                                                                                                                                                                                                                        |
| Have maintenance on it every week and security guards there because there is a lot of bikes getting stolen.                                                                                                                                                                                                                                                                                                                                                                                        |
| 1) make it big, 2) lots of different features/trails for different types of riding 3) combine natural and built features                                                                                                                                                                                                                                                                                                                                                                           |
| Mountain biking was invented in Marin, just a few miles away, let's lean into that native history to create the best park.                                                                                                                                                                                                                                                                                                                                                                         |
| Making unique features, stuff that we don't have in the bay area will grant this park plenty of tourism, maybe some larger wooden features/pumptrack and flow trails.                                                                                                                                                                                                                                                                                                                              |
| Really anything built up. The nearest other one is in Novato.                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| I do not. I just want it to be an inclusive and fun place.                                                                                                                                                                                                                                                                                                                                                                                                                                         |

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| Having jumps and obstacles that are big enough to be challenging to an advanced rider.                                                                                                                                                                                                                                                                                                                                                                                                           |
| It doesn't have to be unique; it just needs to be built. Anything would be great!                                                                                                                                                                                                                                                                                                                                                                                                                |
| I think that it being one of the only bike parks in the east bay will make it unique                                                                                                                                                                                                                                                                                                                                                                                                             |
| Wheelchair accessible?                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Create a fun safe environment. Work with mountain bikers when building so that proper style features can be added. Some parks like McLaren Bike Park weren't built the greatest and work only for smaller (BMX) style bikes. A sloping/down hill (dual slalom style) would be really neat if possible.                                                                                                                                                                                           |
| Plan events like races.                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Open to all bikers                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| paved pump track                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Social areas; inclusive posters that everyone is welcome. interactive sculptures that are part of the ride.                                                                                                                                                                                                                                                                                                                                                                                      |
| Not me but I'm sure lots of more experienced riders will.                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| This is a hard one. I suppose art or using redwood as a native material might help provide a tie to local materials.                                                                                                                                                                                                                                                                                                                                                                             |
| There are no dedicated trials parks in the Bay Area                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Taking into consideration the view of the bay will make it very unique                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Just be welcoming and understand the culture of the sport                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Use "ITC Rennie Mackintosh" typeface for all signage. Make is easily accessible to bike paths nearby.                                                                                                                                                                                                                                                                                                                                                                                            |
| Tie dye paint theme                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Dirtworld has mounds/jumps, but it doesn't have raised wooden rails/platforms like Stafford Lake does.                                                                                                                                                                                                                                                                                                                                                                                           |
| Maps of local trails                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| All are welcome!!! please no encampments                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Art/sculptures from local artists in areas where there is no track. Have an annual fundraising event/race for a local community organization.                                                                                                                                                                                                                                                                                                                                                    |
| Rainbow colored paths                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| No. Except it will be in Berkeley which is huge. Everything is pretty far away.                                                                                                                                                                                                                                                                                                                                                                                                                  |
| I think that a well designed bike tack(there is a nice one in JMP in Oakland), and jumps that are separate/are gaps would make it unique. From what I know dirt world is the only other real bike park nearby, but as it is in Richmond it is still not easily accessible. Having a pump track and jumps in Berkeley would also probably encourage more kids to bike, which is very important as covid as made made getting physical activity somewhat of a challenge for many kids in Berkeley. |
| Signs with short skills descriptions (how to bunny hop, etc) would help remind folks that this is an inclusive park for everyone, not just hardcore riders... (and I'm a hardcore rider!)                                                                                                                                                                                                                                                                                                        |
| Trees, streams, obstacles.                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Having any bike park will make it unique since the east bay has so few options for fun mountain biking. Build it!                                                                                                                                                                                                                                                                                                                                                                                |
| Incorporate the use of reclaimed materials. Have local artist make permanent public art on display. Take inspiration from the adventure park at the Berkeley marina.                                                                                                                                                                                                                                                                                                                             |
| Features/design that mimic the Bay geography.                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Add features that are not seen else where                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Show ohlone themed features and interpretive exhibits                                                                                                                                                                                                                                                                                                                                                                                                                                            |

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| local businesses can put their names on tactful signposts, dog waste bags, benches, water spigots, etc. (see Truckee Bike Park). |
| A paved pump track.                                                                                                              |
| name one of the pump lines after Wavy Gravey                                                                                     |
| A dual pumptrack/ dual slalom.                                                                                                   |
| Make it easily accessible                                                                                                        |
| Bathrooms                                                                                                                        |
| On the bay seems like a nice idea                                                                                                |
| Paved pump track                                                                                                                 |
| Dedicated bike access                                                                                                            |
| I don't know Berkeley well to comment on this.                                                                                   |
| have a range of features                                                                                                         |
| Sustainably built with strong community roots.                                                                                   |
| Maybe have bikes available to rent/borrow for riders who may not have a bike.                                                    |
| Love this. Let's make it happen!                                                                                                 |
| No. I guess trust the builders                                                                                                   |
| dirt mounds?                                                                                                                     |
| Rails for BMX                                                                                                                    |
| Oak trees should be prominent                                                                                                    |
| Allow dogs to run with bikers                                                                                                    |
| Tiered drop zone with escalating heights, all with sloped transition landings                                                    |
| Signs that macho misogynistic bike bro culture won't be tolerated                                                                |
| Just build it!                                                                                                                   |
| The design should be all inclusive... something for all to bring the community together.                                         |
| If you want to get really crazy you could try and shape the pumptrack in the shape of a B or a bear.                             |
| Connect it to the bay trail and a bus stop                                                                                       |
| For beginner to expert, need something at the park for everyone!                                                                 |
| Snack shack                                                                                                                      |
| Single track fun with jumps                                                                                                      |
| Sponsor and help disadvantaged youth learn to bike and get them bikes                                                            |
| Not too advanced!                                                                                                                |
| Have bikes available for people to use who cannot afford to buy a bike                                                           |
| More bears!                                                                                                                      |
| Mid park viewing stand/hillslope between park and Bay Trail.                                                                     |
| Name it "People's Bike Park"                                                                                                     |
| Features for inclusion such as family relaxation areas and info about BIPOC riders who contributed to the sport                  |
| Keep as many trees as possible for shade and beauty                                                                              |
| Drops! The closest option is San Jose and those are sketchy!                                                                     |
| a Berkeley mural?                                                                                                                |
| A large paved pump track would really set it apart. A drop zone or other technical practice features would also be unique.       |

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| Just having a bike park of this would make it unique in the East Bay, but connecting with the local NICA Junior High and High School teams to augment their training hosting practices, skill days etc. would be amazing. I can help as an official NICA coach if you reach out.                                                                                                                                                                            |
| Jumps over boats.                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| don't do half measures. if you're going to make a bike park, make it big, awesome and useable for every level of rider.                                                                                                                                                                                                                                                                                                                                     |
| Natural features like tree logs                                                                                                                                                                                                                                                                                                                                                                                                                             |
| name                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Leverage Berkeley landmarks for names of features in the park                                                                                                                                                                                                                                                                                                                                                                                               |
| Make it more than a patch of dirt! Most bike parks are simply a big dirt area and are seen by some as an eyesore. The COB had an opportunity to be a leader and reevaluate landscaping of bike parks. Could include tough/walkable/drought resistant plants, particularly in areas between things. It could be more green and look more beautiful, even including an educational component about native plants used and/or the history of the land it's on. |
| training or skills clinics                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Tree covering artwork/murals                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Some nice Berkeley trees!                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| as green as possible                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Integration with existing topography and shoreline ecosystems, rather than trying to reshape and control the place. Designing for sea level rise resilience and showcasing those design methods.                                                                                                                                                                                                                                                            |
| Nothing more Berkeley than an open and progressive bike park.                                                                                                                                                                                                                                                                                                                                                                                               |
| make it accessible                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Perhaps the park name could tip the hat to quirky Berkeley (People's Pedals, ok that's terrible but you get the idea).                                                                                                                                                                                                                                                                                                                                      |
| Views of the bay and features built with reclaimed wood.                                                                                                                                                                                                                                                                                                                                                                                                    |
| just having one would be great!                                                                                                                                                                                                                                                                                                                                                                                                                             |
| No, just get it made! The bikers will bring the uniqueness :)                                                                                                                                                                                                                                                                                                                                                                                               |
| Peace signs abound                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| bigger!<br>Depending on where the park is located, might be good to consider the wind direction when designing the lines so that it isn't dangerous when jumping                                                                                                                                                                                                                                                                                            |
| The proposed location is great and will showcase Berkeley's beautiful surroundings. Improving and make bike access a priority in the surrounding area would be great, so that people can ride to the park safely and not cause congestion/parking problems by driving.                                                                                                                                                                                      |
| A dual slalom course and or the progressive drop feature would be an easy way to stand out.                                                                                                                                                                                                                                                                                                                                                                 |
| Berkeley needs a street course for skateboarding, and an accessible park for people to learn. Berkeley Skatepark does not have these elements and is very old and not up to safety standards (concrete is cracked, the bowls are flooded when it rains, etc.)                                                                                                                                                                                               |
| A progression line                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| try to keep it close to nature...                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Add art installations from local artists                                                                                                                                                                                                                                                                                                                                                                                                                    |
| It should be advertised as diverse and inclusive in some way (and it should be those things)                                                                                                                                                                                                                                                                                                                                                                |
| unique art                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| Could decorate the park with native plants.                                                                                                                                                                                                                                                                                                                                                                                                                 |

|                                                                                                                                                                                                                                                                                                                                                                      |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Allow volunteer builders and maintenance crew                                                                                                                                                                                                                                                                                                                        |
| North shore wooden features would set Berkeley Bike Park apart from any other in the Bay Area                                                                                                                                                                                                                                                                        |
| Wooded features                                                                                                                                                                                                                                                                                                                                                      |
| Make it mimic fun rides in the Berkeley hills that are closed to cyclists (like side or single-track stuff in Tilden)                                                                                                                                                                                                                                                |
| Uphill Tech trails for ebikes                                                                                                                                                                                                                                                                                                                                        |
| Have lots of trees and shade nearby, include areas for younger kids to hang out,                                                                                                                                                                                                                                                                                     |
| Pride symbolism                                                                                                                                                                                                                                                                                                                                                      |
| Provide a small indoor/outside shelter to be used for lectures, party rentals, tool storage                                                                                                                                                                                                                                                                          |
| Skills classes that are free to all.                                                                                                                                                                                                                                                                                                                                 |
| Invite the local youth bike team riders and coaches to collaborate: Berkeley High, El Cerrito High, Albany High, Wildcat Composite (middle school team).                                                                                                                                                                                                             |
| It should be inclusive - like Berkeley's skate park                                                                                                                                                                                                                                                                                                                  |
| we could have any wooden features made from locally sourced lumber from the eucalyptuses being cut down in the area off Grizzly Peak above the campus.                                                                                                                                                                                                               |
| Golden Gate replica?                                                                                                                                                                                                                                                                                                                                                 |
| Murals/native plants                                                                                                                                                                                                                                                                                                                                                 |
| Picnic tables in shaded areas for breaks                                                                                                                                                                                                                                                                                                                             |
| No                                                                                                                                                                                                                                                                                                                                                                   |
| Keeping it clean and well-kept would make it unique!!!                                                                                                                                                                                                                                                                                                               |
| Wood lips or an asphalt jump track really cut down on the maintenance.                                                                                                                                                                                                                                                                                               |
| Sculpture garden amidst the park.                                                                                                                                                                                                                                                                                                                                    |
| I'm not sure it needs to be unique. What seems to be needed is more bike parks. Build a good safe one and it will be well used.                                                                                                                                                                                                                                      |
| Would be awesome to have scheduled food truck rallies nearby.                                                                                                                                                                                                                                                                                                        |
| This is a fantastic opportunity to include local artwork & native plants alongside the bike park                                                                                                                                                                                                                                                                     |
| If manufacturers like clearly supplied loaner bikes on weekends or did special events with youth coaches on a regular basis that would be rad. The DirtKids group on Facebook just did something similar with private efforts. Also Trips for Kids type community outreach to get poor kids who don't have all the gear and equipment out riding to learn the sport. |
| Stage for live music                                                                                                                                                                                                                                                                                                                                                 |
| Dirt jumps, pump tracks, and wooden features would be nice.                                                                                                                                                                                                                                                                                                          |
| Landscape architecture could make features representative of the history of the shoreline, or local artists could be involved in some way.                                                                                                                                                                                                                           |
| I'm just happy for the possibility of having a bike park closer to home, but with the great location and such an awesome city it would be a shame if the bike park wasn't a world class park!                                                                                                                                                                        |
| Make it fun and not too serious!                                                                                                                                                                                                                                                                                                                                     |
| safe rideable routes to the bike park                                                                                                                                                                                                                                                                                                                                |
| If it's down by the water, that would be amazing. Open to all. Volunteer maintenance crew maybe? Taco truck?                                                                                                                                                                                                                                                         |
| use redwood for the features                                                                                                                                                                                                                                                                                                                                         |

| Describe any additional ideas or preferences you have for the Bike Park.                                                                                                                                                                                                                 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                                                                                                                                                                                                                                                          |
| It would be great if we could move the Bay Trail path over toward the water as far as possible to maximize space for the bike park. The current space is kind of narrow.                                                                                                                 |
| Wood lips or blacktop are easier to maintain than dirt.                                                                                                                                                                                                                                  |
| Truly as much pump track as possible. Perhaps having two distinct sections of the pump track will allow for more users when crowded.                                                                                                                                                     |
| Fun lines: dual slalom, flow track, skills course, drop zone.                                                                                                                                                                                                                            |
| Mentioned above... big berms, nice flow, paved surfaces, wooden ramps, water system/hoses for dirt areas                                                                                                                                                                                 |
| all levels friendly including kids to teens to adults.                                                                                                                                                                                                                                   |
| There are 100s of young riders in Berkeley from MS to HS level. This would be a great resource!                                                                                                                                                                                          |
| Separate areas are encouraged. Should be bike only, suggest paving the pump track to reduce maintenance.                                                                                                                                                                                 |
| I work for City of Berkeley and would be very excited to ride this park before or after work, or on my lunch break. I hope it happens!                                                                                                                                                   |
| Keep it free and accessible to all ages and it can't fail.                                                                                                                                                                                                                               |
| Definitely look successful bike parks such as Pleasanton BMX, dirt world, and Stafford lake for the kinds of arrangements and amenities you can provide. This is going to be great and so needed!                                                                                        |
| Maybe a snack shack near by! Fun place to hang out, have lunch and have community gatherings.                                                                                                                                                                                            |
| shade. areas for spectators away from riding.                                                                                                                                                                                                                                            |
| Lights to allow play until 9 pm?                                                                                                                                                                                                                                                         |
| There will TONS of demand for this, so plan for maintenance/upkeep, recruit local teams for teen trail work                                                                                                                                                                              |
| The bike park should have a NorCal approved race track.                                                                                                                                                                                                                                  |
| The park should be catered to a diverse user group. Any bike will be fun (BMX, downhill, cross country).                                                                                                                                                                                 |
| Make it an outdoor destination for the kids in our community                                                                                                                                                                                                                             |
| Sprinkler system to control dust during the dry months                                                                                                                                                                                                                                   |
| Include picnic tables, rain shelters?                                                                                                                                                                                                                                                    |
| A place to sit and eat snacks.                                                                                                                                                                                                                                                           |
| Modeling the park resources after the Lake Cunningham would be a great start toward equitable resources in the Berkeley.                                                                                                                                                                 |
| Having intro/beginner infrastructure would be welcoming to all.                                                                                                                                                                                                                          |
| multiple features of the same type that gradually step up in skill level                                                                                                                                                                                                                 |
| Lots of local rider groups and youth mountain bike teams that would volunteer to maintain the park if they find it is a useful and valuable resource. I recommend reaching out to this committed and engaged community directly through <a href="http://norcalmtb.org">norcalmtb.org</a> |
| Separate sections for differing skill levels.                                                                                                                                                                                                                                            |
| Loaner bikes for people without a bike                                                                                                                                                                                                                                                   |
| Make park as big as possible! Also, parking close to park                                                                                                                                                                                                                                |
| Preferably near my neighborhood :)                                                                                                                                                                                                                                                       |
| progressive sets of jumps, wooden features, built to flow, a tall roll in, community gathering area/place to watch other riders while you wait for your turn.                                                                                                                            |



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| i agree that jump lines should go away from the wind                                                                                                                                                                                                                                                                |
| Lots of flow                                                                                                                                                                                                                                                                                                        |
| Flow                                                                                                                                                                                                                                                                                                                |
| In addition to an Adventure Playground-like make-your-own obstacle course: Posted riding challenges; mini Strava racecourses that change each month; events and competitions. A place to hang out when not riding tables and food. Camps and after school programs.                                                 |
| Stuff for all riders!                                                                                                                                                                                                                                                                                               |
| Make it fun                                                                                                                                                                                                                                                                                                         |
| Our current bike path along the waterfront is cherished. Used by many to learn to mtn bike, practice cornering and basic bike skills etc. yes it can be improved but over-all it is a fine practice pad. Don't over think the plan.                                                                                 |
| large roll-ins are always fun, calabazas has a really nice one right near the entrance (going into the piano keys.                                                                                                                                                                                                  |
| Shield the park from wind? The marina is very windy.                                                                                                                                                                                                                                                                |
| A do-it-yourself area (like adventure playground) where kids can build their own features.                                                                                                                                                                                                                          |
| If you could think of finding a place with wind cover because the marina often gets very windy which could blow riders away                                                                                                                                                                                         |
| Partnership with East Bay Parks and NorCal Interscholastic Cycling Association (NICA) for enough land to open an MTB cross-country course as riding and race venue for K-12 teams (such as Berkeley High) and using the parking at the Berkeley Marina and/or Golden Gate Fields to host actual NICA races.         |
| I think wooden features would be a really good addition to the bike park! For example, wooden lips and a whale tale as shown in the second picture of the form. They are really unique, and require little to no maintenance over time unlike dirt.                                                                 |
| Focus on fitness rather than risk                                                                                                                                                                                                                                                                                   |
| Open at night with lights                                                                                                                                                                                                                                                                                           |
| Big jumps                                                                                                                                                                                                                                                                                                           |
| There should be a water fountain, and also maybe a repair station like the ones along the greenway!                                                                                                                                                                                                                 |
| Family friendly. I've been to the BMX track in Napa and on the weekends you see families hanging out and taking turns riding. Stafford Bike Park in Novato is the same way. And let's not shy away from jump lines both Dirt World in Richmond and Stafford Bike Park have fun jump lines that could be an example. |
| Lots of features of different levels                                                                                                                                                                                                                                                                                |
| sick features                                                                                                                                                                                                                                                                                                       |
| I think having some larger jumps made to be done on mountain bikes, and separate smaller ones for dirt jump bikes would be good                                                                                                                                                                                     |
| Mountain bike jumps not just steep dirt jumps                                                                                                                                                                                                                                                                       |
| Having a paved pump track                                                                                                                                                                                                                                                                                           |
| Lots of community input during the whole process not just planning                                                                                                                                                                                                                                                  |
| Don't limit it to what can be made with shaped dirt - bigger parks have wood structures that increase the level of obstacles.                                                                                                                                                                                       |
| Access to everyone                                                                                                                                                                                                                                                                                                  |
| Big park                                                                                                                                                                                                                                                                                                            |
| Pump track                                                                                                                                                                                                                                                                                                          |
| A designated area for little kids                                                                                                                                                                                                                                                                                   |

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| A shaded picnic area to the side of the track, allowing for non-bikers to have a place where they can relax and enjoy the scenery or view the riders.                                                                                                                                                                                                                                                                                                                                                          |
| Nice shaded hang out zone.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Opportunity for local graffiti artists to contribute (walls etc.)                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| special hours for RC enthusiasts might be nice.                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Features for young children on push bikes                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Kids want to get big air. Don't fear jumps. If they are not here, they will build them somewhere else. Include a bathroom with running water - sink and drinking fountain. A bench.                                                                                                                                                                                                                                                                                                                            |
| A speed ramp feature would be useful. The site is flat so some sort of elevated platform could be a kind of center for all the trails. Riders would ride down the side for speed.<br>Also for road bikers maybe a mini velodrome?                                                                                                                                                                                                                                                                              |
| Hopefully not a big open dirt pit.<br>Afternoon winds will whip up dust<br>Can't be dependent on irrigation<br>Thank you for considering                                                                                                                                                                                                                                                                                                                                                                       |
| The Truckee Bike Park (Truckee, CA) is a great example of an exceptional bike park.                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Trees!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Cool to have some jumps made for mt bikes since a lot of bike parks are made for dirt jumpers or bmx                                                                                                                                                                                                                                                                                                                                                                                                           |
| Ensure that POC users are included and have access via public transportation                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| A skills/trails section could be fun. For CX have loose gravel and a deep sand pit.                                                                                                                                                                                                                                                                                                                                                                                                                            |
| It could be interesting to have both a dirt and a paved pump track                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Viewing areas. Funding for upkeep! No camping.                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| I'd like it to be earth-based and have shade for resting. I do not think skateboarders should be allowed or take up any space.                                                                                                                                                                                                                                                                                                                                                                                 |
| Not a skate park. I prefer dirt features, environmentally they are better for runoff and nicer to fall on.                                                                                                                                                                                                                                                                                                                                                                                                     |
| Thanks for taking this on                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| BMX Jumps of varying sizes and good ways to build up skills in different zones (pump track flowing into bigger jumps)                                                                                                                                                                                                                                                                                                                                                                                          |
| Shaded bike repair zone for adjustments, tire changes; toilet facilities, shaded observation areas, lots of trees for shade and wind break.                                                                                                                                                                                                                                                                                                                                                                    |
| Make it huge!!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Look to Valmont Bike Park                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Easy bike access from downtown Berkeley. COB skills clinics/camps to help kids grow.                                                                                                                                                                                                                                                                                                                                                                                                                           |
| i would like to have a progression line where you can go from small tabletops to bigger ones, and then onto gaps                                                                                                                                                                                                                                                                                                                                                                                               |
| good jumps, nice pump track, and cool features                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Nothing else to add except some street features for skate would be amazing.                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Progressive jump lines are really fun for all, a slalom course would be fun, and BMX features                                                                                                                                                                                                                                                                                                                                                                                                                  |
| A place to create inclusive programming.                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Bike and Skateboarding are Olympic sports now, if we don't provide a place for kids to progress, how will we expect them to have the opportunity to compete? These types of sports should be built into our public areas in order for kids to want to get outside and be active. We can't just say "we already have a skate park" we want a bike only park. How many Soccer fields do we have, how many Basketball courts or tennis courts do we have? This is an opportunity to build a great center for more |

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| than just Bikes, like the park in Napa (with a skate park and bike park right next to each other). These sports are getting more popular and more mainstream that need more accessible including environments.                                                                                                                                                                                   |
| host cyclocross races                                                                                                                                                                                                                                                                                                                                                                            |
| Have a range of options                                                                                                                                                                                                                                                                                                                                                                          |
| If you haven't already, please reach out to the Wildcat Composite Middle School (Berkeley, Albany, El Cerrito) mountain biking team. I can put you in touch with them. We have a ton of energy and a bunch of kids who would use this frequently. Great idea!                                                                                                                                    |
| I really like the Truckee bike park. You could make it similar to that.                                                                                                                                                                                                                                                                                                                          |
| Will need to proactively prevent it from turning into a homeless encampment. Is there a special park designation that would allow tighter enforcement of no-camping laws?                                                                                                                                                                                                                        |
| Water access, dog play pen?                                                                                                                                                                                                                                                                                                                                                                      |
| One that provides challenges for all ages                                                                                                                                                                                                                                                                                                                                                        |
| Please keep this opportunity open for a bike park rather than another skate park                                                                                                                                                                                                                                                                                                                 |
| Great idea to fill a growing, healthy trend!!!                                                                                                                                                                                                                                                                                                                                                   |
| Please make it accessible to all age riders, different sections for different age groups. See Truckee bike park                                                                                                                                                                                                                                                                                  |
| if there was a course for cyclocross in addition to a flow course-- that might create a lot of event opportunities and CX course would be very unique for the area.                                                                                                                                                                                                                              |
| couldn't this trail go all the way out to C. Chavez park?                                                                                                                                                                                                                                                                                                                                        |
| A clean well maintained area is clean, I'm sure riders will contribute to cleaning up. But sounds like a totally awesome project and I hope that it works out. Build it And the riders will come!                                                                                                                                                                                                |
| RC cars should not be allowed, or only during a very limited hour. Strangely, there's a dynamic at Dirtworld where adults show up with the (expensive) toy cars and kids feel too intimidated to ride. Also, the park surface should be dirt. Features made from wood are OK too, but no concrete or pavement. Note that this will require maintenance, so it needs to planned and budgeted for. |
| Have weeknight dirt crits                                                                                                                                                                                                                                                                                                                                                                        |
| Bike parks are great for getting kids on bikes and off screens. Both of my kids dramatically reduced screen time when they joined the local middle school mountain bike team. My son loves to go to Dirt World in Richmond, it would be great to have another park in the area                                                                                                                   |
| Biking is growing so fast in Berkeley, it would be great to have more spaces where my kids can work on their skills, have fun, and hang out with their friends without having to go to Richmond (Dirt World).                                                                                                                                                                                    |
| Look at the dirt jump park in Pleasanton as a model.                                                                                                                                                                                                                                                                                                                                             |
| No skateboards or hikers, only bikes!                                                                                                                                                                                                                                                                                                                                                            |
| Places for parents to hang out and watch out.                                                                                                                                                                                                                                                                                                                                                    |
| On site mechanic's station. Maybe partner with the folks at aquatic park.                                                                                                                                                                                                                                                                                                                        |
| Make it mandatory for riders to maintain the park and don't let remote-controlled mini vehicles to access it (e.g., Richmond pump track).                                                                                                                                                                                                                                                        |
| Make it dirt.                                                                                                                                                                                                                                                                                                                                                                                    |
| Since you have a large skate park nearby, it would be great if this was for bikes only. There would be less potential for accidents and arguments.                                                                                                                                                                                                                                               |
| We love the one at Stafford lake but it is too far. Something like that would be great                                                                                                                                                                                                                                                                                                           |
| Lots of jumps                                                                                                                                                                                                                                                                                                                                                                                    |

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| I've heard there's skate interest. I think it makes sense to consider incorporating aspects that provide opportunities for both bikes and skates if possible.                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Take a look at Lake Cunningham park in San Jose. They did a pretty good job for the space available.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Community involved maintenance                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| The east bay desperately needs another bike park!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Food trucks or some sort of food court or partnership with food delivery services. It's common knowledge that Berkeley has a problem with bike theft so people, me included, are unwilling to eat in town with their bikes locked up to their cars or left unattended outside of a store front, but if people could bring their bikes with them while they grab a burrito in the parking lot, they'll feel safe and encouraged to spend money inside of the city. I wish Lake Cunningham had food trucks nearby, I always have so much fun there and I leave not because I'm tired, but because I'm hungry. |
| lets ride bikes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| several unique areas, so MTBs don't pile up in waiting                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| The track should be built with maintenance by design, not as an after thought                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Secure and safe.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| Go big. See Truckee Bike Park for example but included a paved pump track too.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Picnic area, access to drinking water, tool station, pumptrack for tots                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| A short track!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Separate beginner trail for little kids                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Cyclocross course                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Make it as accessible as possible to all riders!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| have skill progression, and a pump track                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Take advantage of location by the bay (such as nice views).                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| It would be cool to have a pump track                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| It would be awesome if there would be the ability to hold events in the future. Perhaps some manufacturer supported test rides or other events that would help to support the park and the community.                                                                                                                                                                                                                                                                                                                                                                                                       |
| Large park big jumps                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| I think this is a great idea                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Just build it and then maintain it. Do it fast and not in 10 years. This is desperately needed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| it should be rideable by all skill levels, especially kids.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| None, would just be stoked to see this happen!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| Very excited to have this project implemented!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| I hope there is no parking lot for this park. There is plenty of parking already at the new brickyard cove, not to mention the sports complex, not to mention accessibility by BART and the new Center St parking structure. I hope no space that COULD be used for park space is instead used to store vehicles.                                                                                                                                                                                                                                                                                           |
| The ability to hold events would be awesome.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| trail and skill focused                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Some shade/coverage from the sun would be great!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| involve volunteers.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| I am willing to back with time and financially                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| I don't, but I'm looking forward to it very much.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |

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| Pump track. Skinnyies. Progressive jump lines.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| There's a pump track in Richmond. While those are great, I think a flatter x-country trail would be a more unique addition to the bay. If we could get even a 3 mile loop in the space of technical mtn biking that would be rad.                                                                                                                                                                                                                                                                                                                                                     |
| Thanks for doing this! I am in full support and can't wait to see this come to life.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| a water fountain and/or some way to refill a water bottle nearby.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| allow events to be held at the bike park.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Perhaps use certified volunteer "stewards" to help maintain the park (shaping, digging, watering etc)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| open as many hours as possible. Budget for upkeep and improvements.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Keep it alive!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| Benches sun screen storage boxes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| Pave it so it will last                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Allow for park to grow and evolve rather than build an overly (and possibly poorly) designed park that might not suit the needs of the mtb community. Listen to the high school kids providing guidance.                                                                                                                                                                                                                                                                                                                                                                              |
| King flow trail                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| build it quickly and keep it open ended                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Bathrooms with good lighting and camera in parking lot.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Drops and jumps. Not many natural features to learn on in the bay area                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Ample and secure parking as as public safety come to mind. How do we avoid car break ins and bike thefts.                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| Also how do we support a thriving local economy by encouraging visitors to patronize local businesses                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Be close enough to parking/adequate parking                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| Make it Happen!!!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Excited for the idea!!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| A picnic/ slag hangout area to make the park communal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Just get it done!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Need to ensure ample nearby parking for families with younger kids that cannot ride to the ride                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| Hoses                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| Maybe have events where a pro demonstrates how to use it?                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| would love to see some nice drop progression lines!                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Organize special events to promote the space/sport                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| Longer trails through the woods or perimeter                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| Ensure bike infrastructure and public transit allow those without cars to access.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| Built element like wood, rock and asphalt will have more longevity. Dirt tracks require more maintenance, and the track should have some local club elements to coordinate work days. Suggest having a maintenance budget and coordinating with the bay trails council easy bay. Have a hangout area with shade and tables near the jump and pump track area. Access to water for drink and trail work especially near the larger jump features. Sprinkler system can help maintain and dust suppression on flow trails. Bathrooms. Good Bike access to the park with good Bike racks |
| The jump lines should get progressively harder. So, after mastering jump line 1 (the beginner line), the rider should feel comfortable with the second line. One issue I have with JMP pump track is that the jumps are not well built. Not big enough. Also, there is only one line. 4 jump lines would be great at Berkeley bike park. The 3rd and 4th lines should have sizable jumps. Again, Dirtworld has a really good layout but the wind is terrible.                                                                                                                         |

|                                                                                                                                                                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Keep it fun and safe. Is there a way to<br>Keep the area protected from the recent bike armed robberies ? Or deter encampments?<br>Biking is such a great way for<br>Kids of all ages to get exercise and be outside. They should be able to use the park without fear for<br>basic safety. |
| Keep up the great work on this! I know it takes a lot to get a little done, especially in Berkeley.                                                                                                                                                                                         |
| Water fountains and trash cans and restroom facilities would be nice                                                                                                                                                                                                                        |
| Different lines with progressive difficulty would be great. Since I'm intermediate, I prefer tabletops so<br>that if I can't clear it, I can at least ride it out (instead of casing into the other side and getting<br>destroyed).                                                         |
| Have a restroom and drinking water                                                                                                                                                                                                                                                          |
| great idea for this location                                                                                                                                                                                                                                                                |
| Snack bar or food trucks                                                                                                                                                                                                                                                                    |
| Make it a place where the community can come together, and all people are welcome!                                                                                                                                                                                                          |
| Building along a gentle slope makes a HUGE difference for bikes (thanks gravity!). Biking is an all age<br>activity, so good to keep that in mind.                                                                                                                                          |
| It should be kids friendly                                                                                                                                                                                                                                                                  |
| Pump track with multiple lines                                                                                                                                                                                                                                                              |
| Food trucks are always fun                                                                                                                                                                                                                                                                  |
| Waterfront is a bit flat - why not an offroad route to grizzly peak n back?                                                                                                                                                                                                                 |
| Free tools to use, classes on bike repair etc..                                                                                                                                                                                                                                             |
| Please focus on dust control in this windy location. Limit uncovered dirt to trail only. The rest needs<br>mulch and plants.                                                                                                                                                                |
| Pump track, Jump track, and technical track                                                                                                                                                                                                                                                 |
| I have no notes but please build this                                                                                                                                                                                                                                                       |
| clinics?                                                                                                                                                                                                                                                                                    |
| Make sure it's safe enough area for kids.                                                                                                                                                                                                                                                   |
| We desperately need more bike parks in the Bay Area! We have fallen way behind other parts of<br>California and the country on interesting trails and terrain for bikers.                                                                                                                   |
| pump track                                                                                                                                                                                                                                                                                  |
| Asphalt pump track, prefabricated mtb features, small jump line                                                                                                                                                                                                                             |
| Have both big and small jump lines and pumptrack loop                                                                                                                                                                                                                                       |
| Easy access to nearby bike paths.                                                                                                                                                                                                                                                           |
| N/a                                                                                                                                                                                                                                                                                         |
| Build it and they will come!                                                                                                                                                                                                                                                                |
| I don't have any                                                                                                                                                                                                                                                                            |
| go for it!                                                                                                                                                                                                                                                                                  |
| Food truck days, community clean ups, local school integrations                                                                                                                                                                                                                             |
| A fun supportive pleasant environment, with a good deal of fun mixed in, with something for every<br>type and skill level rider. Build it and they will come!                                                                                                                               |
| Graduated drops, a jump section, safe space for spectators                                                                                                                                                                                                                                  |
| It should be welcoming and fun. I do not want something just for expert riders. I want something that<br>beginners feel welcome at too. All ages and all skill levels.                                                                                                                      |

|                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| It needs sufficient parking and a water supply to keep the park maintained.                                                                                                                                                                                                                                                                                                                                                                             |
| A pump track is fine, but it should be far more than that. I think many parks have pump tracks already. We need bigger jumps. There's nowhere in the Bay Area (besides Pacifica if you count that) to work on improving at higher levels of difficulty of jumps. We need big features. We already have a multitude of smaller features and pump tracks. This should be a place that challenges riders, not something that you can roll over everything. |
| Steeper jumps over longer jump. Thanks for reading my responses                                                                                                                                                                                                                                                                                                                                                                                         |
| Involve the mountain bike community and professional trail builders. Make the jumps progressive.                                                                                                                                                                                                                                                                                                                                                        |
| Gated off if possible, close it at a certain time of day. Keep it clean and safe.                                                                                                                                                                                                                                                                                                                                                                       |
| Handy restrooms                                                                                                                                                                                                                                                                                                                                                                                                                                         |
| There should big jumps, small jumps and thing that beginners to Pro can do                                                                                                                                                                                                                                                                                                                                                                              |
| separate lines for different skill levels would be great                                                                                                                                                                                                                                                                                                                                                                                                |
| Places to sit and picnic; drinking water, ground covers. Next is the velodrome. Thank you for filling this need.                                                                                                                                                                                                                                                                                                                                        |
| Lots of tabletops for learning jumping                                                                                                                                                                                                                                                                                                                                                                                                                  |
| I would like to see jumps built with prefabricated lips, with intuitive progression between line levels of skill. I would like to see an asphalt pump track                                                                                                                                                                                                                                                                                             |
| I like parks that include features more similar to natural terrain, and not just pure pump tracks                                                                                                                                                                                                                                                                                                                                                       |
| Parking nearby would be good, and or emergency vehicle access                                                                                                                                                                                                                                                                                                                                                                                           |
| Jump line, pump track, and drops of varying sizes would be great!                                                                                                                                                                                                                                                                                                                                                                                       |
| I like berms and turtles.                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Focus on skill development and mtb centric jump lines                                                                                                                                                                                                                                                                                                                                                                                                   |
| Paid entry to keep up the track                                                                                                                                                                                                                                                                                                                                                                                                                         |
| Lights for use at night,                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Bigger is always better. More square footage, protected bike routes to get there                                                                                                                                                                                                                                                                                                                                                                        |
| Park district classes and camps at the park!                                                                                                                                                                                                                                                                                                                                                                                                            |
| For for BMX and mountain bikes and fun for a lot of skill levels.                                                                                                                                                                                                                                                                                                                                                                                       |
| Include areas with shade for hot days                                                                                                                                                                                                                                                                                                                                                                                                                   |
| Basically challenging jumps and a nice pump track.                                                                                                                                                                                                                                                                                                                                                                                                      |
| Multiple *explicit* entrances to riding areas (i.e. with an arch or something) - plus some benches outside the riding area, to encourage spectators                                                                                                                                                                                                                                                                                                     |
| Rather than just dirt jumping, nice to incorporate native grassy plants and features.                                                                                                                                                                                                                                                                                                                                                                   |
| The concepts look great!                                                                                                                                                                                                                                                                                                                                                                                                                                |
| Make sure you have funding and/or a really strong commitment from local bike stores & clubs for ongoing maintenance.                                                                                                                                                                                                                                                                                                                                    |
| Repair stand with tools available, shaded seating areas, secure bike area, water fountains, bike loaner program for kids without access to bikes, scheduled coaching opportunities, community message board,                                                                                                                                                                                                                                            |
| Would be a great place to introduce people to the sport rather just be a place for expert riders                                                                                                                                                                                                                                                                                                                                                        |
| something fun for all ages & abilities                                                                                                                                                                                                                                                                                                                                                                                                                  |
| In addition to everything mentioned, drop progression would also be nice too.                                                                                                                                                                                                                                                                                                                                                                           |
| Lights in the winter would be nice                                                                                                                                                                                                                                                                                                                                                                                                                      |
| The park should be safely and easily accessible by bike and by existing bike paths.                                                                                                                                                                                                                                                                                                                                                                     |

|                                                                                                                                                                                                     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Public and open to all                                                                                                                                                                              |
| Wall ride feature would be nice                                                                                                                                                                     |
| Paved pump track would be amazing, with direction marked to avoid injuries due to traffic flow.                                                                                                     |
| Kids are building features and all the city can seem to do is destroy what the kids built by hand and not to a design spec. Please take a new approach and do something positive in this direction. |
| It would be great to have a bike park.                                                                                                                                                              |
| Invite groups for skills days for all ages                                                                                                                                                          |
| Have bathrooms on site.                                                                                                                                                                             |
| Safe for lots of ages. Hang out area for resting. Electricity for music. Maybe a stage for concerts / events                                                                                        |
| Good upkeep                                                                                                                                                                                         |
| area for little kids                                                                                                                                                                                |
| Smooth dirt!                                                                                                                                                                                        |
| Make sure it's accessible to all users.                                                                                                                                                             |
| Tree lined areas s bay view's clean up the homeless camps have it patrolled                                                                                                                         |
| One-Direction pump tracks                                                                                                                                                                           |
| I'm excited                                                                                                                                                                                         |
| Again, as much space as possible to accommodate huge demand                                                                                                                                         |
| Just build it!                                                                                                                                                                                      |
| Pump track is good. But various "skills" elements will help all riders.                                                                                                                             |
| Have a water fountain/bottle refiller. I always bring 4 bottles of water to dirt world if I'm going for a whole day and carrying that in my backpack on a dirt jumper 5 miles is not fun.           |
| This is a great project, we need more bike parks.                                                                                                                                                   |
| Dual Slalom Track, XC Trail, Drop Zone, Slopestyle and more!                                                                                                                                        |
| Snack shack                                                                                                                                                                                         |
| Place where people can come out and have fun                                                                                                                                                        |
| Benches                                                                                                                                                                                             |
| Encourage girls, welcome diverse ethnicities, outreach to underserved communities and provide incentives to engage them in this sport                                                               |
| Space for food trucks to gather                                                                                                                                                                     |
| Let the community maintain the park with city help on scheduled work days. Lights for after-daylight use. Paved so that wet ground doesn't shut it down.                                            |
| Make it big and fun                                                                                                                                                                                 |
| I think it would be great to have one!                                                                                                                                                              |
| Would love it! Also was designated trails in Tilden for mountain bikers                                                                                                                             |
| Landscaping for aesthetics                                                                                                                                                                          |
| Water and bike tools are nice to have, along with a shaded spot for parents or people to rest.                                                                                                      |
| Consider adding a proper BMX track that league can use to host teams and races.                                                                                                                     |
| Keep the zones separate so children aren't in the way of the more advanced features.                                                                                                                |
| host events? and keep it maintained.                                                                                                                                                                |
| Much thanks for this initiative                                                                                                                                                                     |
| bus access                                                                                                                                                                                          |

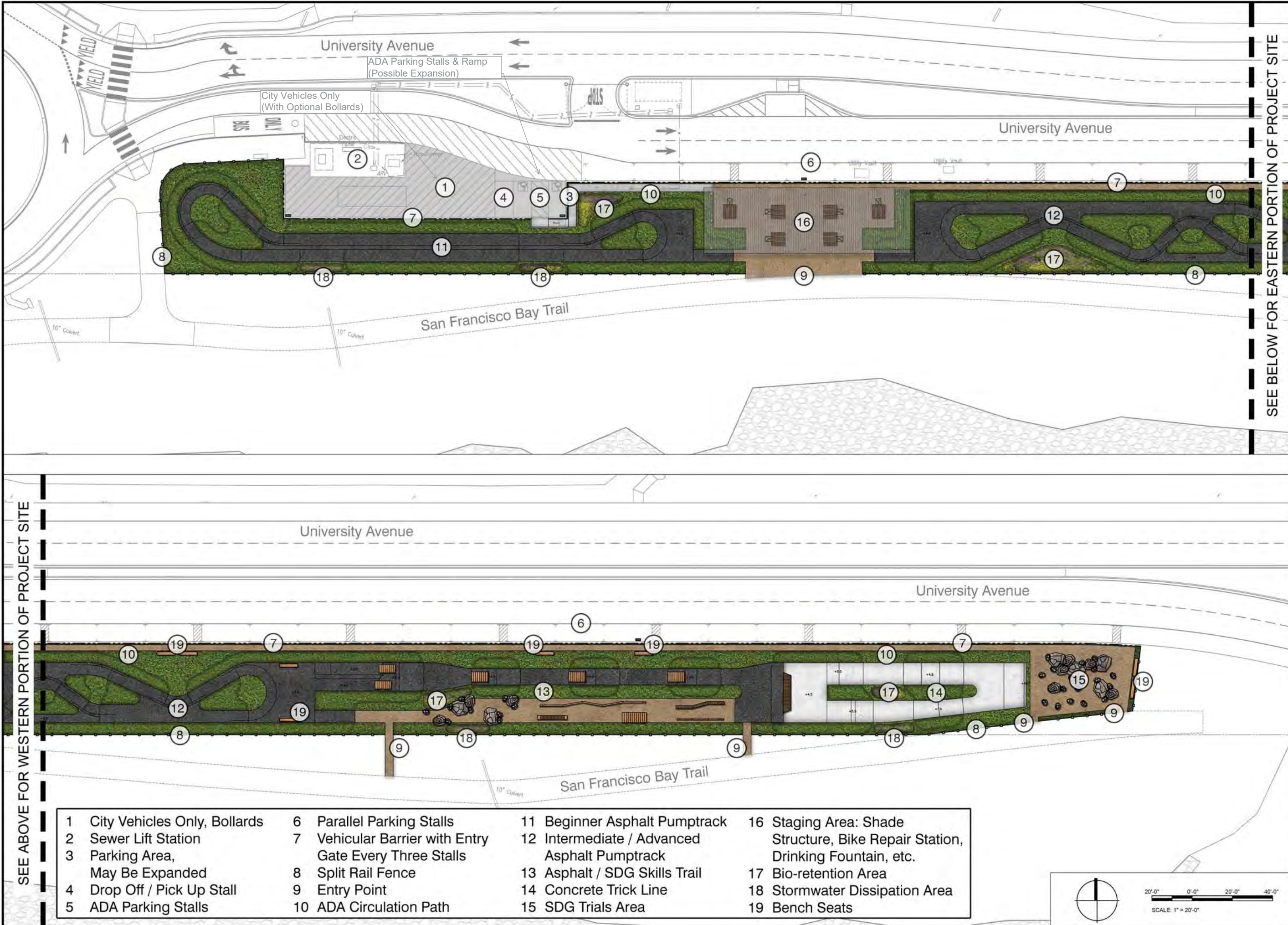


|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>I am a lifelong Albany/Berkeley (now Oakland) resident and previous user of the jumps that were in/near this space. I would love to be involved in whatever capacity possible.<br/>It is very important that this project caters to different skill and age levels. It respects the diversity of the area and the previous use of the land. Truckee Bike Park is a great example of this as well as Stevie Smith Bike Park in Nanaimo, BC.<br/>Please do not create yet another tiny, barely rideable pump track with nothing else!</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p>Skills instruction courses or programs</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>Love this idea, as someone who's ridden for decades but feels like my skills are poor I'd love a safe place for me and my kids to learn.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <p>The more riding availability in the bay area for all skill levels the better</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>Make a good portion of the jumps have geometry for mountain bikes (because BMX and other small bikes can easily hit these larger/longer jumps but longer bikes have trouble on the jumps made specifically for BMX)</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p>more permanent than dirt</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <p>Shade structures and wind breaks for gatherings, breaks, and events.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
| <p>Water fountains, tool area, and bathrooms.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <p>Please do not make it for skateboards - There are already multiple skate parks in Berkeley and surrounding communities</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>Please do it would be great for our kids!</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| <p>Benches for families to rest, a water fountain, and restrooms with frequent maintenance.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |
| <p>All these pictures look awesome!</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| <p>I'm sure other people have great ideas. I just think it's a wonderful thing to happen.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| <p>So hopeful that this will get built- it would be amazing! Thank you!!</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |
| <p>water fountains, bike tools</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <p>A pump track would be great</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
| <p>There are riders of every genre in the bay area, BMX, Dirt Jump, MTB, Gravel, Road.. probably a handful of uni-cyclists as well ( and most of us ride multiple disciplines. Park goers are usually BMX, DJ and MTB however there are always families that come out with small children, I am sure you will have no trouble sourcing ideas for the main crowd of riders but if we can, lets try and provide a quality experience for future riders and their families too.<br/>Some bike parks end up in an isolated area with no restrooms, or any other amenities near by. Somewhere to buy a snack and a drink at or near the park would be awesome.<br/>Side note:<br/>Bike parks are rare in the bay area and I am so happy to see a new one being discussed, but can someone PLEASE give a nudge to the powers that be in the eastern part of Contra Costa County? That whole area is a recreational wasteland and I am tired of driving so far away to take my kids to do something healthy and fun that the whole family can do together. Good for you Berkley for seeing the need and caring enough to fill it!</p> |
| <p>None. Thank you for this project. There are few trails for mountain biking despite so many hills in Berkeley</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <p>Berkeley needs a street course for skateboarding, and an accessible park for people to learn.</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
| <p>A flow track through the trees</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| <p>make it sustainable</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| <p>check out lake Cunningham they get and keep people coming back and they charge...</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |

|                                                                                                                                                                                                                                                |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| A long section of flow with turns and jumps. Not short loops with no room for speed. Wood features to ride on and over. A loop to practice trail riding skills like hopping over obstacles                                                     |
| Clearly marked directional signs, no homeless encampments                                                                                                                                                                                      |
| Tool centers for fixing bike, shade and seated areas with water/vending machines nearby for quick snacks and hydration                                                                                                                         |
| Nice jumps                                                                                                                                                                                                                                     |
| Multiple level areas.                                                                                                                                                                                                                          |
| Easy access and parking                                                                                                                                                                                                                        |
| See the Auburn bike park for example of a great bike park to model the Berkeley one after                                                                                                                                                      |
| Safe for young people                                                                                                                                                                                                                          |
| It is very windy on the waterfront, consider vegetative wind break                                                                                                                                                                             |
| Picnic areas and other places for people to watch and hang out.                                                                                                                                                                                |
| viewing area for non-riders                                                                                                                                                                                                                    |
| Bike polo field; Velodrome!                                                                                                                                                                                                                    |
| i just think being able to do races would be super sick                                                                                                                                                                                        |
| trail etiquette                                                                                                                                                                                                                                |
| Flow/pump track; there aren't really opportunities to practice those skills on trails in Tilden                                                                                                                                                |
| I don't have any                                                                                                                                                                                                                               |
| If this goes well it would be wonderful to see professionals come and visit to do exhibitions. Or maybe even competitions for kids.                                                                                                            |
| As someone who has been riding BMX bikes for 30 years and mountain bikes for 10 (I'm 35 years old) the major thing I see in bike parks being built is that isn't stuff everyone especially the people at a highish level.                      |
| Snack shack.                                                                                                                                                                                                                                   |
| Please have a range of skill level features. Also how to keep it safe from thieves?                                                                                                                                                            |
| Water spigots , rest area                                                                                                                                                                                                                      |
| Please consider prevailing wind direction when designing any feature and consider using native plantings as wind screens where appropriate.                                                                                                    |
| Must have some shaded picnic areas for parents. Hopefully some parking. Get the high school teams involved with mentoring kids who need encouragement.                                                                                         |
| Incorporated under indigenous land trust, offer alternative housing / shelter / space for unhoused people                                                                                                                                      |
| A flow trail would be great.                                                                                                                                                                                                                   |
| I would just LOVE to see a mountain bike park, and more specific mountain bike-related areas, happen in Berkeley. Seems like someone is always mad at us mountain bikers, so it would be nice to have our own space to have some fun outside.  |
| 1) Price will be an important factor for me<br>2) As someone still learning jumps, beginner features (small tables, pumptrack) are important to me                                                                                             |
| Maybe a paved Pump track similar to the one they have in Temecula California?                                                                                                                                                                  |
| Make it fun and not too serious!                                                                                                                                                                                                               |
| I would look to what Santa Cruz has been doing - paving these seem to be the most resilient / sustainable: <a href="https://santacruztrails.org/projects/ramsay-park-pumptrack">https://santacruztrails.org/projects/ramsay-park-pumptrack</a> |
| plenty of mileage                                                                                                                                                                                                                              |

We have so many riders and so few places like this. What a great place for kids to be (from 3 to 80 year old kids). Love the idea!!

I much prefer tabletop jumps to gap jumps.



SEE BELOW FOR EASTERN PORTION OF PROJECT SITE

SEE ABOVE FOR WESTERN PORTION OF PROJECT SITE

|                                                                                                               |           |                        |
|---------------------------------------------------------------------------------------------------------------|-----------|------------------------|
| <b>rm design group</b>                                                                                        |           |                        |
| <b>Wormhoudinc</b><br>849 Arroyo Avenue, Suite 200, San Jose, CA 95128<br>Tel: 408.942.8424 Fax: 408.942.8411 |           |                        |
| ISSUE / REVISION                                                                                              | DATE      | DRAWN BY / REVIEWED BY |
| 001 CONCEPTUAL PLANS                                                                                          | 8/25/2022 | ZW KM                  |
| 002 WORKSHOP # 2                                                                                              | 9/29/2022 | ZW / JS KM             |

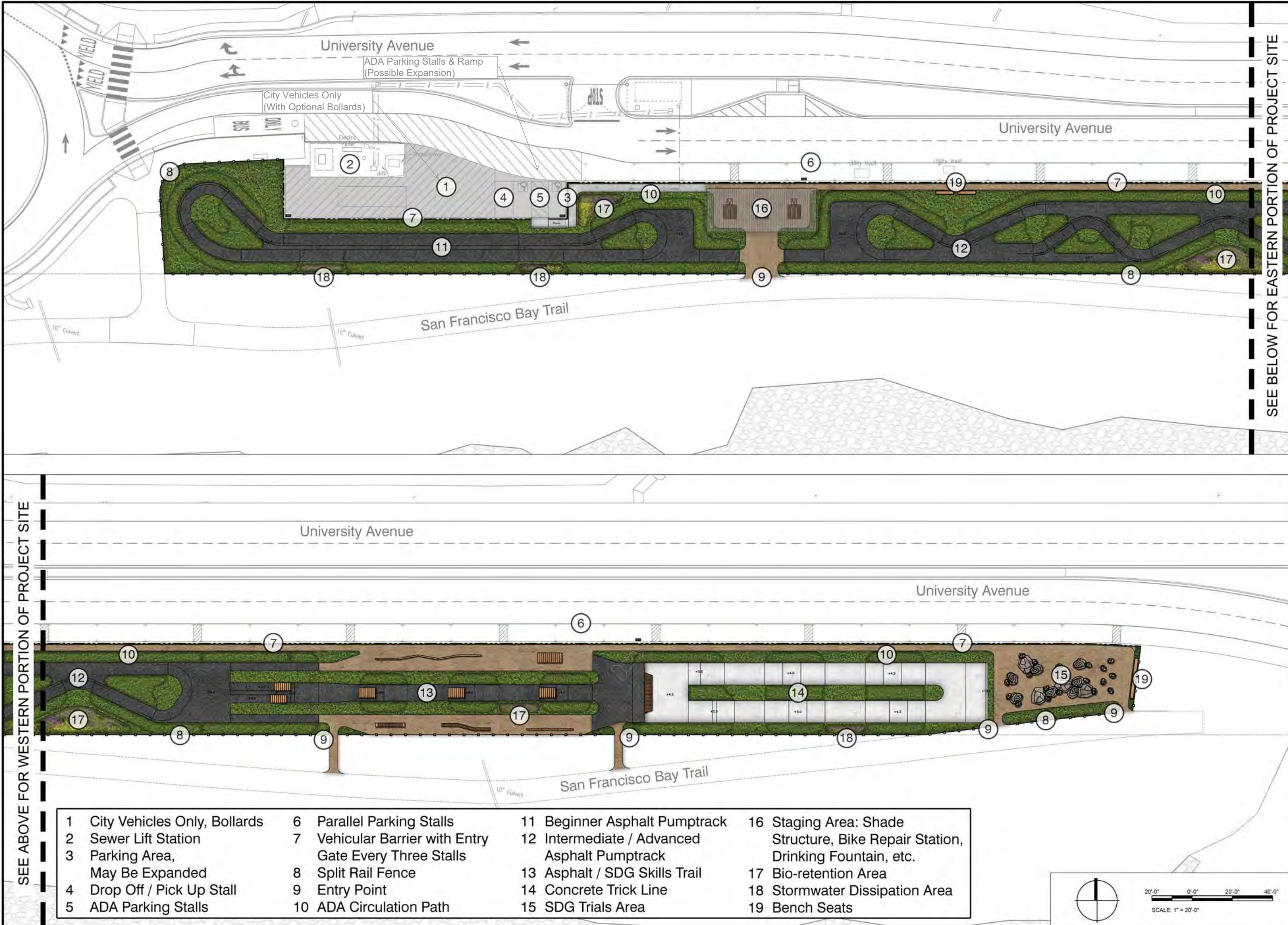
**PROJECT:**  
BERKELEY BIKEPARK  
BERKELEY, CA

**SHEET TITLE:**  
CONCEPT DESIGN #1

SHEET NUMBER

**BP-1.0**

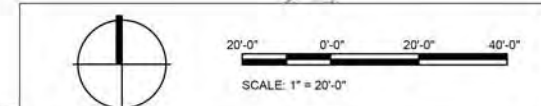
- |                                 |                                                        |                                              |                                                                                |
|---------------------------------|--------------------------------------------------------|----------------------------------------------|--------------------------------------------------------------------------------|
| 1 City Vehicles Only, Bollards  | 6 Parallel Parking Stalls                              | 11 Beginner Asphalt Pumptrack                | 16 Staging Area: Shade Structure, Bike Repair Station, Drinking Fountain, etc. |
| 2 Sewer Lift Station            | 7 Vehicular Barrier with Entry Gate Every Three Stalls | 12 Intermediate / Advanced Asphalt Pumptrack | 17 Bio-retention Area                                                          |
| 3 Parking Area, May Be Expanded | 8 Split Rail Fence                                     | 13 Asphalt / SDG Skills Trail                | 18 Stormwater Dissipation Area                                                 |
| 4 Drop Off / Pick Up Stall      | 9 Entry Point                                          | 14 Concrete Trick Line                       | 19 Bench Seats                                                                 |
| 5 ADA Parking Stalls            | 10 ADA Circulation Path                                | 15 SDG Trials Area                           |                                                                                |



SEE ABOVE FOR WESTERN PORTION OF PROJECT SITE

SEE BELOW FOR EASTERN PORTION OF PROJECT SITE

- |                                 |                                                        |                                              |                                                                                |
|---------------------------------|--------------------------------------------------------|----------------------------------------------|--------------------------------------------------------------------------------|
| 1 City Vehicles Only, Bollards  | 6 Parallel Parking Stalls                              | 11 Beginner Asphalt Pumptrack                | 16 Staging Area: Shade Structure, Bike Repair Station, Drinking Fountain, etc. |
| 2 Sewer Lift Station            | 7 Vehicular Barrier with Entry Gate Every Three Stalls | 12 Intermediate / Advanced Asphalt Pumptrack | 17 Bio-retention Area                                                          |
| 3 Parking Area, May Be Expanded | 8 Split Rail Fence                                     | 13 Asphalt / SDG Skills Trail                | 18 Stormwater Dissipation Area                                                 |
| 4 Drop Off / Pick Up Stall      | 9 Entry Point                                          | 14 Concrete Trick Line                       | 19 Bench Seats                                                                 |
| 5 ADA Parking Stalls            | 10 ADA Circulation Path                                | 15 SDG Trials Area                           |                                                                                |



| No. | ISSUE / REVISION | DATE      | DRAWN BY | REVIEWED BY |
|-----|------------------|-----------|----------|-------------|
| 001 | CONCEPTUAL PLANS | 8/25/2022 | ZW       | ZW          |
| 002 | WORKSHOP # 2     | 9/29/2022 | KM       | ZW / JS     |

**PROJECT:**  
BERKELEY BIKEPARK  
BERKELEY, CA

**SHEET TITLE:**  
CONCEPT DESIGN #2

SHEET NUMBER

BP-2.0



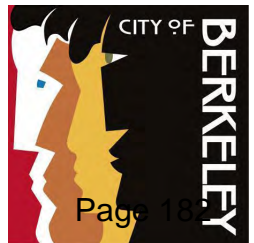
*City of Berkeley*

# WATERFRONT BIKE PARK

Design Options

Public Workshop # 2

September 29, 2022

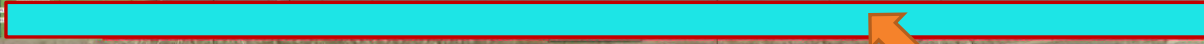


# AGENDA

- Existing Site
- Design Concepts
- Preferred Riding Features
- Preferred Site Amenities
- Open Discussion
- Next Steps



University Avenue



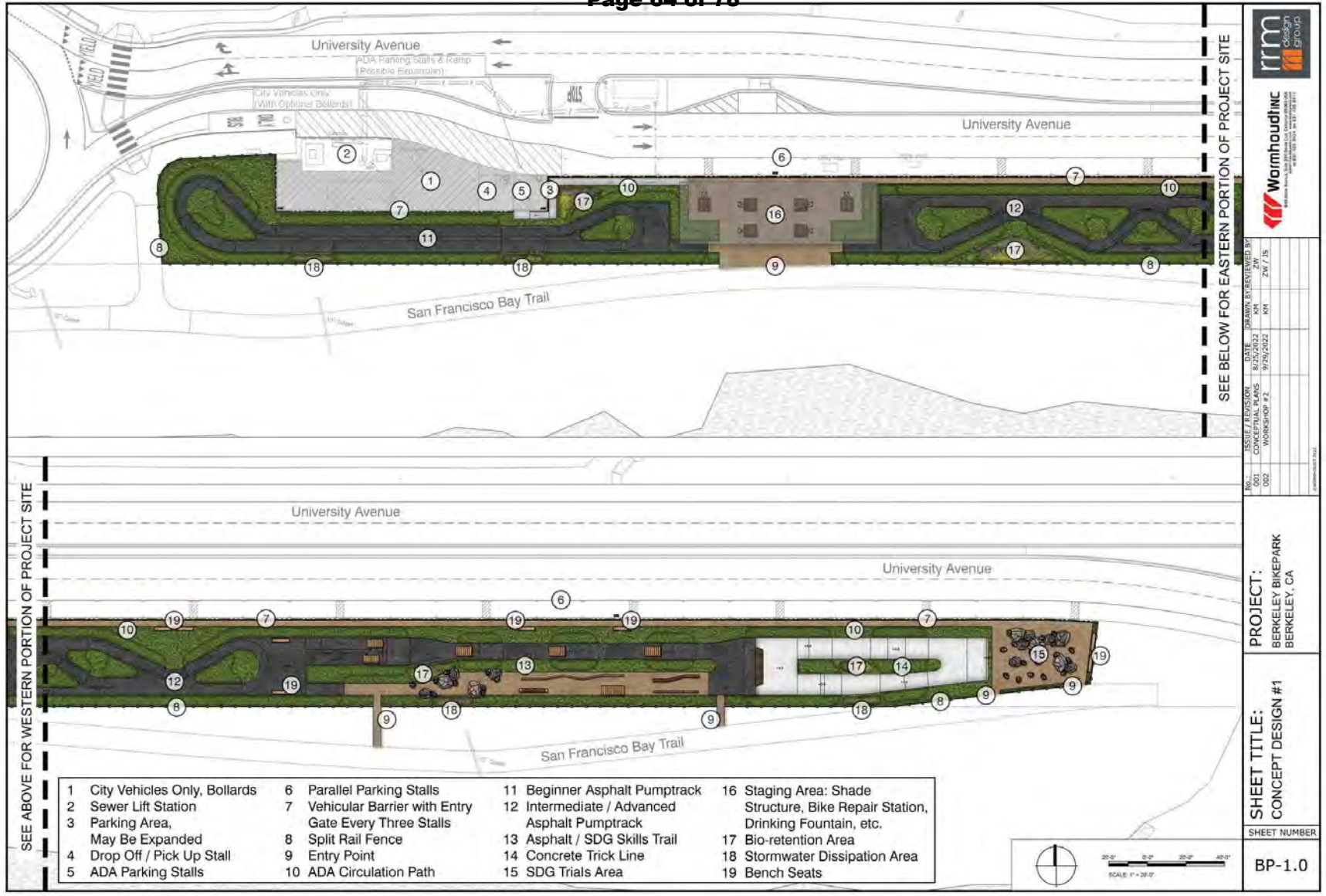
EXISTING SITE

Approximate Bike Park Area adjacent to recently renovated University Avenue Page 184





EXISTING SITE



- |                                 |                                                        |                                              |                                                                                |
|---------------------------------|--------------------------------------------------------|----------------------------------------------|--------------------------------------------------------------------------------|
| 1 City Vehicles Only, Bollards  | 6 Parallel Parking Stalls                              | 11 Beginner Asphalt Pumptrack                | 16 Staging Area: Shade Structure, Bike Repair Station, Drinking Fountain, etc. |
| 2 Sewer Lift Station            | 7 Vehicular Barrier with Entry Gate Every Three Stalls | 12 Intermediate / Advanced Asphalt Pumptrack | 17 Bio-retention Area                                                          |
| 3 Parking Area, May Be Expanded | 8 Split Rail Fence                                     | 13 Asphalt / SDG Skills Trail                | 18 Stormwater Dissipation Area                                                 |
| 4 Drop Off / Pick Up Stall      | 9 Entry Point                                          | 14 Concrete Trick Line                       | 19 Bench Seats                                                                 |
| 5 ADA Parking Stalls            | 10 ADA Circulation Path                                | 15 SDG Trials Area                           |                                                                                |



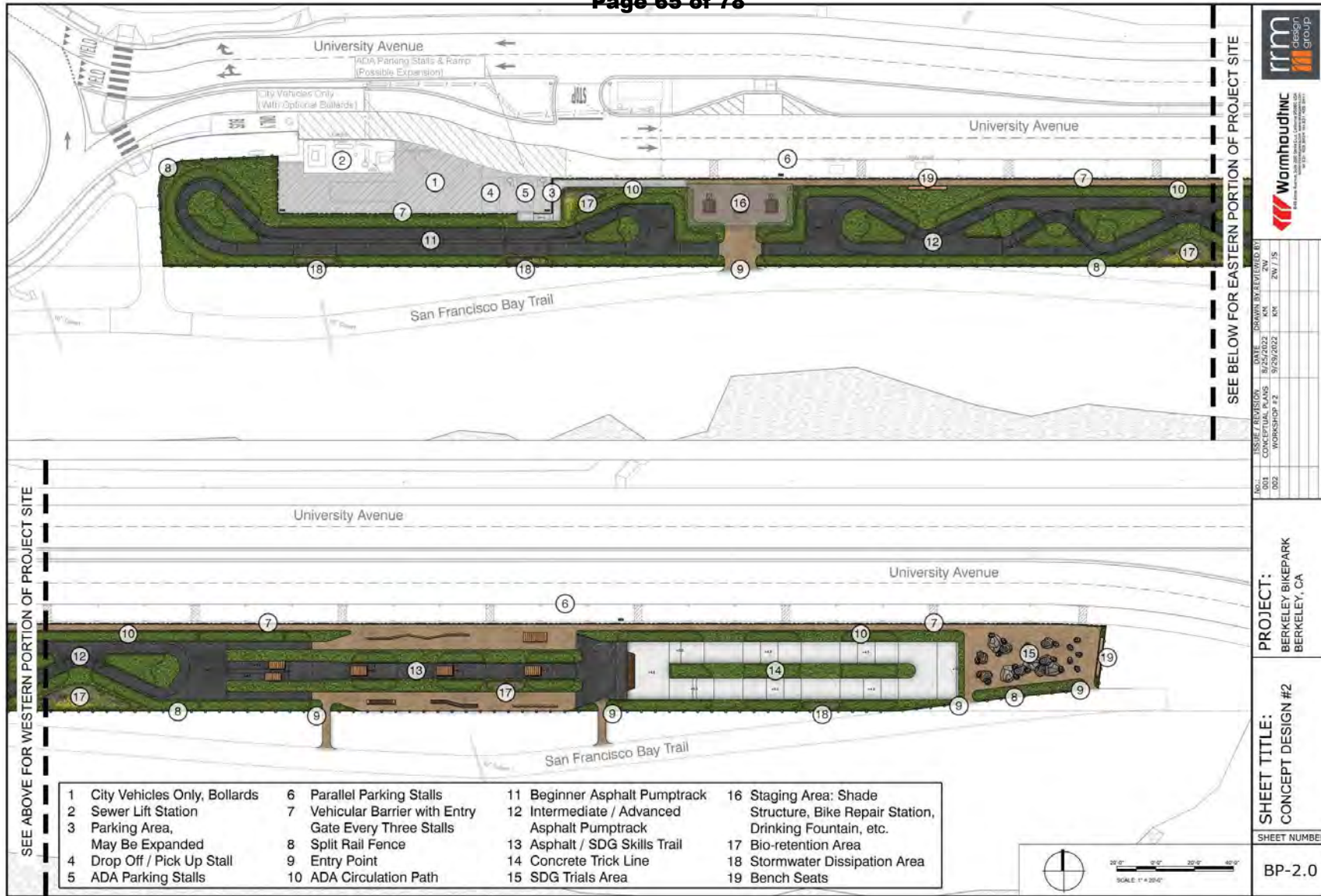
|                  |           |          |             |
|------------------|-----------|----------|-------------|
| ISSUE / REVISION | DATE      | DRAWN BY | REVIEWED BY |
| 001              | 8/25/22   | SW / JS  |             |
| 002              | 9/29/2022 | SW / JS  |             |
| WORKSHOP #2      |           |          |             |

PROJECT:  
BERKELEY BIKEPARK  
BERKELEY, CA

SHEET TITLE:  
CONCEPT DESIGN #1

SHEET NUMBER  
BP-1.0

# CONCEPT DESIGN #1



|     |                  |           |          |            |
|-----|------------------|-----------|----------|------------|
| NO. | ISSUE / REVISION | DATE      | DRAWN BY | CHECKED BY |
| 001 | CONCEPT PLAN     | 9/26/2022 | KCN      | 2NA / JFS  |
| 002 | WORKSHOP 2.0     | 10/1/2022 | KCN      |            |

**PROJECT:**  
BERKELEY BIKEPARK  
BERKELEY, CA

**SHEET TITLE:**  
CONCEPT DESIGN #2

**SHEET NUMBER:**  
BP-2.0



## Paved Pump Track

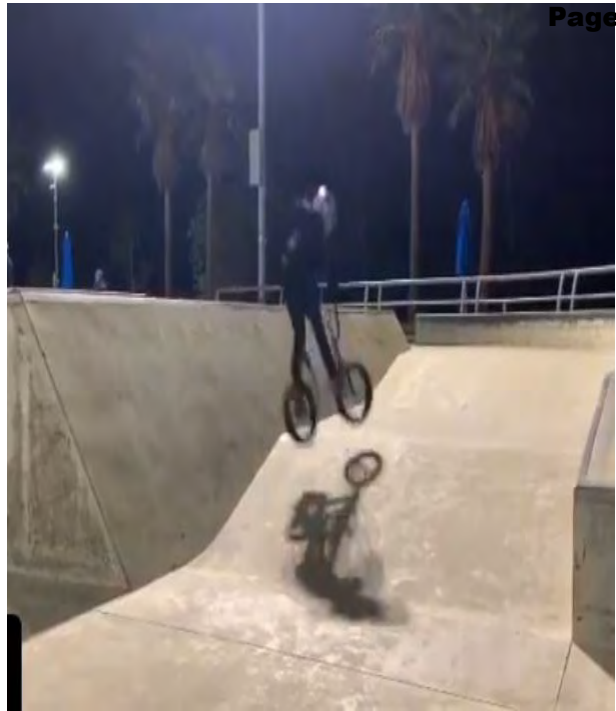


## Skills Trail Built Features

13



## Free Ride and Dirt Jump Style Features (Asphalt /SDG Skills Trail)



14

**Concrete Trick Line**



## Trials Course





Picnic Tables



Bench Seats



Drinking Fountain



Bike Racks



Bike Repair Station





Decompose Granite (stabilized) pathways



Bioretention Swales



Vehicular Guard Rails and Gates (between University Ave and Bike Park)



# OPEN DISCUSSION

- Which concept do you prefer and why?
- What elements do you prefer and why?
- What suggestions do you have for the final concept design?
- Any other feedback?

#1

#1

#2

#2

# COMPARISON

- |                                 |                                                        |                                              |                                                                                |
|---------------------------------|--------------------------------------------------------|----------------------------------------------|--------------------------------------------------------------------------------|
| 1 City Vehicles Only, Bollards  | 6 Parallel Parking Stalls                              | 11 Beginner Asphalt Pumptrack                | 16 Staging Area: Shade Structure, Bike Repair Station, Drinking Fountain, etc. |
| 2 Sewer Lift Station            | 7 Vehicular Barrier with Entry Gate Every Three Stalls | 12 Intermediate / Advanced Asphalt Pumptrack | 17 Bio-retention Area                                                          |
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| 5 ADA Parking Stalls            | 10 ADA Circulation Path                                | 15 SDG Trials Area                           |                                                                                |

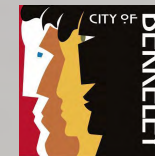


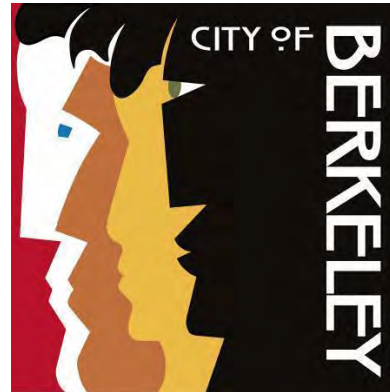
# NEXT STEPS

- Survey, Interest Form, Community Workshop #1 – Spring 2022
- Community Workshop #2 –Tonight
- Prepare Supporting Documents: Drawings / Specifications and Costing
- Community Workshop #3– Present Preferred Concept – November 2022

# THANK YOU FOR SHARING YOUR INPUT FOR THE WATERFRONT BIKE PARK CONCEPTUAL DESIGN PROJECT

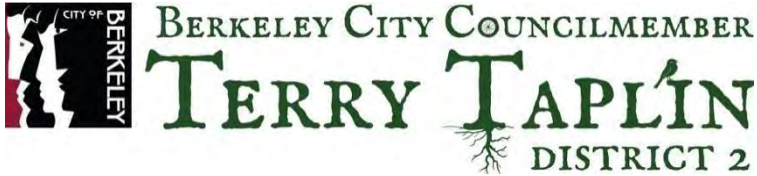
- **Additional Questions & Comments:**  
[aendress@cityofberkeley.info](mailto:aendress@cityofberkeley.info)
- **Project Interest Form:**  
[www.tinyurl.com/BikeParkInterestForm](http://www.tinyurl.com/BikeParkInterestForm)
- **Additional Project Information**  
<https://berkeleyca.gov/your-government/our-work/capital-projects/berkeley-waterfront-bike-park-conceptual-design-project>











Consent Calendar  
April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Councilmember Terry Taplin

Subject: Budget Referral: Dreamland for Kids Playground Design

#### RECOMMENDATION

Refer to the Fiscal Year 2024 budget process \$300,000 for the conceptual design of the reconstruction of the Dreamland for Kids Playground at Aquatic Park.

#### FINANCIAL IMPLICATIONS

\$300,000 in General Fund impact.

#### BACKGROUND

Dreamland is a fantasy playground with wooden towers and a forested landscape, designed in 1999 by Berkeley school children under the guidance of architect Robert Leathers and Associates, that consists of castles, slides, swings, bridges, tunnels, and more to inspire adventure and imagination.

However, several elements of the structure have failed and been removed. Additionally, the playground is currently not compliant with the Americans with Disabilities Act. The general public has indicated their desire to invest in this structure and uplift it as a destination playground. The \$300,000 in allocated funds would cover conceptual design costs through the final design and bidding process.

The City of Berkeley's General Plan's Open Space and Recreation Element<sup>1</sup> includes policies that "give highest priority to maintaining and improving the City's existing network of open space and recreation facilities" and "give high priority to providing additional facilities for populations that are disadvantaged or underserved."

#### CONTACT

Councilmember Terry Taplin, District 2, (510) 981-7120, [TTaplin@cityofberkeley.info](mailto:TTaplin@cityofberkeley.info)

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1

[https://berkeleyca.gov/sites/default/files/documents/08\\_Open%20Space%20and%20Recreation%20Element-FINAL.pdf](https://berkeleyca.gov/sites/default/files/documents/08_Open%20Space%20and%20Recreation%20Element-FINAL.pdf)





Consent Calendar  
April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Councilmember Terry Taplin

Subject: Budget Referral: Shorebird Park Playground Design

#### RECOMMENDATION

Refer to the Fiscal Year 2024 budget process \$200,000 for the conceptual design of the reconstruction of the Shorebird Park Playground.

#### FINANCIAL IMPLICATIONS

\$200,000 in General Fund impact.

#### BACKGROUND

The standards of the Shorebird Park Playground's wood structure are rotting and need replacement. The \$200,000 in allocated funds would cover conceptual design costs through the final design and bidding process.

The City of Berkeley's General Plan's Open Space and Recreation Element<sup>1</sup> includes policies that "give highest priority to maintaining and improving the City's existing network of open space and recreation facilities." The City of Berkeley's Marina Master Plan<sup>2</sup> includes guiding principles of maintaining and improving infrastructure.

#### CONTACT

Councilmember Terry Taplin, District 2, (510) 981-7120, [TTaplin@cityofberkeley.info](mailto:TTaplin@cityofberkeley.info)

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[https://berkeleyca.gov/sites/default/files/documents/08\\_Open%20Space%20and%20Recreation%20Element-FINAL.pdf](https://berkeleyca.gov/sites/default/files/documents/08_Open%20Space%20and%20Recreation%20Element-FINAL.pdf)

<sup>2</sup> <https://berkeleyca.gov/sites/default/files/2022-02/Berkeley-Marina-Master-Plan-1.pdf>



**BEN BARTLETT**

VICE MAYOR

CONSENT CALENDAR

April 25, 2023

To: Honorable Mayor and Members of the City Council

From: Vice Mayor Ben Bartlett (Author)

Subject: Celebración Cultural Sylvia Mendez (Spring Cultural Celebration) by the Sylvia Mendez School PTA: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

RECOMMENDATION:

Approve the expenditure of funds, including \$1,000 from the discretionary council office budget of Vice Mayor Ben Bartlett, to the Sylvia Mendez Elementary School PTA to host a Spring Cultural Celebration event on April 30, 2023, in the courtyard on campus. The funds will be relinquished to the City's General Fund from the discretionary council office budget of Vice Mayor Ben Bartlett and the discretionary council office budgets of any other City Councilmembers who would like to contribute.

BACKGROUND:

This year, the Berkeley Unified School District's (BUSD) only Two-Way Immersion school, Sylvia Mendez Elementary (Sylvia Mendez), will host a Cultural Celebration to celebrate the global heritage, culture, and nationalities of its community. Community members are creating teams to determine the information, tastes, crafts, dress, music, and performances they would like to share at the event. The event will feature food catered by local ethnic restaurants, but teams may bring additional homemade items to share with the greater community.

This is Sylvia Mendez's inaugural Cultural Celebration, though the PTA Executive Committee hopes it will grow into an annual event. With such a diverse community, Sylvia Mendez seeks to contextualize some of our students' cultural influence and background.

To ensure the funds are properly disbursed and provided to offset some of the costs associated with this event, the funds should be sent to the Sylvia Mendez PTA organization to distribute accordingly. This parent-led committee is already funding the majority of the costs of the event and has been a reliable resource to offset budget shortfalls. The donations ultimately support the program guidelines laid out by BUSD (on the [Sylvia Mendez Elementary website](https://www.berkeleyschools.net/schools/elementary-schools/sylviamentez-elementary/)<sup>1</sup>), which is to "develop long-lasting

<sup>1</sup> <https://www.berkeleyschools.net/schools/elementary-schools/sylviamentez-elementary/>



**BEN BARTLETT**

VICE MAYOR

relationships and cultural appreciation for peers who are often separated by race and language.” This is further defined as the vision of the [school on its website](#)<sup>2</sup> “to seek to honor and understand families.”

This event is particularly important to rebuild the community, especially in light of the lack of events over the course of the last few years due to the pandemic. As our schools seek to recover from the social damage due to COVID-19, events like this help foster and build a greater understanding of the families within and the development of our community.

**ENVIRONMENTAL SUSTAINABILITY:**

No negative impact.

**FISCAL IMPACTS OF RECOMMENDATION**

No General Fund impact; \$1,000 is available from the discretionary council office budget of Vice Mayor Ben Bartlett. The cost is as follows: Sylvia Mendez School PTA: Celebración Cultural (Spring Cultural Celebration).

**CONTACT PERSON:**

Vice Mayor Ben Bartlett  
James Chang

[bbartlett@cityofberkeley.info](mailto:bbartlett@cityofberkeley.info)  
[jchang@cityofberkeley.info](mailto:jchang@cityofberkeley.info)

**ATTACHMENT:**

1. Resolution

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<sup>2</sup> <http://sylviamendezschool.org/en/welcome-eng>



**BEN BARTLETT**

VICE MAYOR

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

AUTHORIZE THE EXPENDITURE OF SURPLUS FUNDS FROM THE OFFICE EXPENSE ACCOUNTS OF THE MAYOR AND COUNCILMEMBERS FOR A DONATION TO THE SYLVIA MENDEZ SCHOOL PTA TO PROVIDE SUPPORT FOR A SPRING CULTURAL CELEBRATION EVENT.

**WHEREAS**, Vice Mayor Ben Bartlett has surplus funds in his office expenditure account; and

**WHEREAS**, Sylvia Mendez School PTA, a California non-profit organization, will receive funds in the amount of \$1,000 from Vice Mayor Ben Bartlett's office expenditure account; and

**WHEREAS**, the Sylvia Mendez School PTA supports equitable public education for students, families, and our community through grants and volunteer programs; and

**WHEREAS**, the provisions of such services would fulfill the municipal public purpose of providing students and the youth with opportunities through educational programs and activities to encourage them to learn and embrace cultural diversity;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Berkeley that funds relinquished by the Mayor and Councilmembers from their office budgets, of an amount to be determined by each Councilmember, shall be granted to Sylvia Mendez School PTA for this purpose of supporting students and the youth in highlighting cultural heritage that forms the community of the student body.







Kate Harrison  
Councilmember, District 4

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
From: Councilmember Harrison  
Subject: Referral to the June 2023 Budget Process for \$100,000 in Traffic Safety Upgrades for the MLK and Haste Intersection

RECOMMENDATION

Referral to the June 2023 Budget Process for \$100,000 in traffic safety improvements at MLK and Haste.

CURRENT SITUATION, EFFECTS, AND RATIONALE FOR RECOMMENDATION

The MLK and Haste intersection is just blocks from Berkeley High School and Washington Elementary, and has been the subject of a number of traffic safety incidents, including a recent injury crash involving a senior.

MLK is a major thoroughfare for the Downtown and the broader City, and lack of safety features at this particular intersection, like MLK and Addison, is of particular concern for District 4 residents. According to residents, it appears that there is no arm that extends over MLK for northbound drivers to see, as there are at all other intersections for northbound drivers between Ashby and University.

This intersection serves as an important corridor for seniors, elementary, middle, high school and college students, shoppers, and inhabitants of existing and new housing.

Public Works staff are in the process of obtaining a copy of the recent collision report to investigate the cause of the collision, and to review the bike, pedestrian, and Vision Zero plans to see what upgrades may be planned for this intersection. Staff are also actively working on quick build safety projects on MLK in District 3.

This item will be updated with more specific information and figures in the coming weeks.

FISCAL IMPACTS OF RECOMMENDATION

\$100,000 for traffic safety improvements at the intersection of Martin Luther King Jr. Way and Haste Street.

ENVIRONMENTAL SUSTAINABILITY

Transportation accounts for a substantial portion of Berkeley's total emissions. The City is committed to increasing the modal share of walking and biking to reduce vehicle miles traveled through safety improvements.

CONTACT PERSON

Councilmember Kate Harrison, (510) 981-7140



Kate Harrison  
Councilmember, District 4

CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Councilmember Harrison  
 Subject: Referring \$372,000 to the June 2023 Budget Process for Staffing Costs Associated with Administering the Empty Homes Tax

RECOMMENDATION

Refer \$372,000 to the June 2023 Budget Process for annual City staffing costs to administer the Empty Homes Tax:

|                                                                                                                  |                     |
|------------------------------------------------------------------------------------------------------------------|---------------------|
| Accounting Office Specialist III (Finance)                                                                       | 0.25 FTE - \$38,750 |
| Associate Planner (Rent Stabilization Board)                                                                     | 1 FTE - \$185,670   |
| Office Specialist II (Rent Stabilization Board)                                                                  | 1 FTE - \$115,000   |
| Mailing Costs for Outreach and Noticing (Rent Stabilization Board)                                               | \$10,000            |
| 7.4% Overhead Costs for Counselors, General Counsel, and Office of Executive Director (Rent Stabilization Board) | \$22,250            |

CURRENT SITUATION, EFFECTS, AND RATIONALE FOR RECOMMENDATION

On November 8, 2022 nearly two thirds of Berkeley voters approved Measure M, the Empty Homes Vacancy Tax, intended to incentivize owners of housing property to bring units back on the market and discourage speculation. The law will go into effect beginning January 1, 2024 and is expected to identify thousands of vacant units that could be candidates for acquisition, while also generating millions of dollars in revenue for housing acquisition and production. City staff are needed to administer the tax. As a general tax, funds from the Empty Homes Tax will be placed into the General Fund.

Section 7.54.070 of the tax specifies that “[t]he City Manager or their designee shall enforce the provisions of this Chapter and may prescribe, adopt, and enforce rules and

regulations relating to the administration and enforcement of this chapter.” Therefore, in order to implement the tax consistent with the timeline approved by voters, it is in the public interest to budget appropriate staffing to ensure the tax is operational consistent with the timeline and scope approved by voters.

**BACKGROUND**

The Rent Stabilization Board is poised to handle the outreach, noticing, and customer service facing portion of the tax implementation.

As is done in neighboring cities like Oakland, it is necessary for the City to first establish and maintain a list of properties that may be subject to tax. The primary data point underpinning the Empty Homes Tax is the Rent Stabilization Board’s “not available to rent” (NAR) list. This list includes rental unit owners who have indicated to the City that they no longer intend to rent out their property, which in theory indefinitely takes it off the market and relieves them of their duty to pay Rent Board fees. In 2022, 1,128 fully or partially rent control regulated units have been classified by their owners as indefinitely removed from the market.

This budget referral includes a 1 FTE planner within the Rent Stabilization Board whose role will be helping to review the NAR list and other relevant lists, and conducting field visits as appropriate to determine and maintain a scope of potential and actual properties subject to the tax for outreach and noticing purpose. Using the list of properties potentially subject to the tax, the Planner will coordinate with the Finance Department to contact and/or notice owners up to three times about the tax rules and regulations, including exemptions, and procedures for paying the tax. The Board estimates an annual \$10,000 for mailing costs. The planner may also help coordinate and run community/townhall meetings to provide information and answer questions from affected property owners.

In addition, the Rent Stabilization Board will maintain 1 FTE Office Specialist II position to assist with administrative work, and to assist the planner and other Board staff in establishing a general interface for property owners. This interface will include a dedicated phone line that will be monitored for email/phone inquiries associated with the tax.

To calculate, assess, and collect the tax, this item includes 0.25 FTE for an Accounting Office Specialist III within the Finance Department.

As in Oakland, annual administration costs may drop after the first year.

It is in the public interest to fulfill the voters’ will as part of the June, 2023 budget process.

**FISCAL IMPACTS OF RECOMMENDATION**

\$372,000 in General Funds for the first year in staffing costs to administer the Empty Homes Tax.

ENVIRONMENTAL SUSTAINABILITY

Incentivizing the restoration of underutilized existing housing stock is a lower carbon alternative to demolition and new construction.

CONTACT PERSON

Councilmember Kate Harrison, (510) 981-7140





CONSENT CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Councilmember Rigel Robinson (Author), Mayor Jesse Arreguin (Co-Sponsor)  
 Subject: Letter in Support of AB 73 (Idaho Stop)

### RECOMMENDATION

Send a letter to Assemblymember Tasha Boerner Horvath (cc: Governor Gavin Newsom, Senator Nancy Skinner, Assemblymember Buffy Wicks) in support of AB 73, which would allow bicyclists 18 years of age and older to treat all-way stop signs as yield signs.

### BACKGROUND

AB 73 would allow bicyclists to treat stop signs as yield signs at intersections with an all-way stop. This maneuver is often referred to as an “Idaho Stop,” as Idaho was the first state to allow cyclists to treat stop signs as yield signs in 1982. Currently, California Vehicle Code requires bicyclists to execute a full stop at all stop signs like motorists are required to.

AB 73 would permit cyclists 18 years of age and older to treat stop signs as yield signs. Cyclists under 18 years of age who are stopped for failing to yield at an intersection would be given a warning citation. AB 73 also requires the Commissioner of the California Highway Patrol to submit a report to the State Legislature by January 1, 2029 evaluating the impacts of implementing the Idaho Stop. The bill would sunset on January 1, 2031.

Assemblymember Tasha Boerner Horvath previously authored AB 122 (2021-2022), which was a very similar bill. AB 122 would have also legalized the Idaho Stop, but it did not include an exemption for youth under 18 years of age. Although AB 122 passed the Assembly and the State Senate, Governor Gavin Newsom vetoed it on the grounds that it would be dangerous for young cyclists under 18 years of age to be encouraged to roll through stop signs instead of fully stopping.<sup>1</sup>

In response to the veto, AB 1713 was introduced in early 2022 by Assemblymember Boerner Horvath, which incorporated the exemption for youth under 18. However, the bill was ultimately held on the Senate Floor pending further conversations with the California State Transportation Agency (CalSTA), Caltrans, and California Highway

<sup>1</sup> <https://www.gov.ca.gov/wp-content/uploads/2021/10/AB-122-1082021.pdf>

Patrol (CHP). AB 73 effectively builds upon the language of these bills, which previously were supported by the Berkeley City Council.

#### *Rationale for Recommendation*

It is common practice for bicyclists to treat stop signs as yield signs. Since bicycles do not have the same mass and size as motor vehicles, a properly executed Idaho Stop is safe for cyclists themselves and for nearby pedestrians. A 2010 UC Berkeley School of Public Health Environmental Science Division study evaluating the impacts of the “Idaho Stop” found an immediate 14.5 percent decrease in injuries in the year following the law’s implementation in Idaho.<sup>2</sup> The study found that cities in Idaho are 30.4 percent safer for cyclists overall, and researchers stated that “these inquiries strongly supported adoption of the Idaho Law, and no entity whatsoever identified any negative safety result associated with passage of the law.”

The Idaho Stop is also a racial justice issue; although existing law applies to all cyclists, people of color are disproportionately stopped by police for rolling through stop signs on bikes. Between 2016 and 2018, 59.4 percent of people stopped in bicycle traffic stops in Oakland were Black, while only comprising 23.6 percent of the total population.<sup>3</sup> Beyond disproportionately burdening people of color with fines, allowing police officers to stop cyclists simply for rolling through a stop sign creates unnecessary opportunities for police harassment that may escalate to use of force.

#### FINANCIAL IMPLICATIONS

Sending this letter has no direct financial implications. However, the passage of AB 73 would result in a very minor reduction in fine revenue for the City from traffic stops.

#### ENVIRONMENTAL SUSTAINABILITY

Sending this letter has no direct environmental sustainability implications. However, permitting the Idaho Stop would encourage cycling, a sustainable mode of transportation, by reducing the fear of being stopped by police for minor infractions — especially for people of color who are disproportionately impacted by police violence and fines.

#### CONTACT PERSON

Councilmember Rigel Robinson, (510) 981-7170  
Sam Greenberg, Legislative Assistant, [samgreenberg@berkeleyca.gov](mailto:samgreenberg@berkeleyca.gov)

#### Attachments:

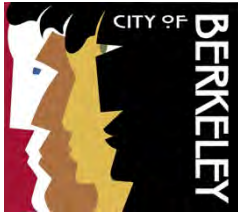
- 1: Letter in Support of AB 73
- 2: AB 73 Bill Text 03-09-20

<sup>2</sup><http://denver.streetsblog.org/wp-content/uploads/sites/14/2018/02/idaho-law-jasonmeggs-2010version-2.pdf>

<sup>3</sup> [Black Cyclists Are Stopped More Often Than Whites, Police Data Shows \(bicycling.com\)](https://www.bicycling.com/news/2018/08/black-cyclists-are-stopped-more-often-than-whites-police-data-shows/)







Assemblymember Tasha Boerner Horvath  
State Capitol  
Sacramento, CA 95814

**RE: City of Berkeley's Support for AB 73**

Dear Assemblymember Boerner Horvath,

The Berkeley City Council writes to express its strong support for AB 73, which would allow bicyclists 18 years and older to treat stop signs as yield signs at intersections with all-way stops. The "Idaho Stop" has already been proven to be a safe and effective maneuver in many states throughout the country, including Idaho, Oregon, and Arkansas.

People riding bicycles often already treat stop signs as yield signs because the Idaho Stop is safe and more efficient than a full stop. Slowing down safely instead of stopping fully allows cyclists to conserve energy, and making this safe and common maneuver legal would encourage Californians to bike to destinations instead of driving.

It is also important to acknowledge that, because current law is enforced selectively, police disproportionately stop people of color for failing to execute a full stop on a bicycle. This opportunity for racially biased policing not only leads people of color to bear a higher burden of fines for traffic violations, but also to more encounters with police and potential for use of force.

State after state is legalizing the Idaho Stop because treating cyclists the same as cars at intersections has proven to be unnecessary and counterproductive. It is time for California to do the same, and the Berkeley City Council thanks you for your leadership on this important issue.

Sincerely,  
The Berkeley City Council

cc: Governor Gavin Newsom  
Senator Nancy Skinner  
Assemblymember Buffy Wicks

AMENDED IN ASSEMBLY MARCH 9, 2023

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

**ASSEMBLY BILL**

**No. 73**

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**Introduced by Assembly Member Boerner Horvath**

December 13, 2022

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~~An act relating to vehicles.~~ *An act to amend, repeal, and add Sections 21800 and 22450 of the Vehicle Code, relating to vehicles.*

LEGISLATIVE COUNSEL'S DIGEST

AB 73, as amended, Boerner Horvath. ~~Vehicles.~~ *Vehicles: required stops: bicycles.*

*Existing law requires the driver of any vehicle, including a person riding a bicycle, when approaching a stop sign at the entrance of an intersection, to stop before entering the intersection. A violation of this requirement is an infraction.*

*This bill would require a person who is 18 years of age or older riding a bicycle upon a two-lane highway when approaching a stop sign at the entrance of an intersection with another roadway with two or fewer lanes, where stop signs are erected upon all approaches, to yield the right-of-way to any vehicles that have either stopped at or entered the intersection, or that are approaching on the intersecting highway close enough to constitute an immediate hazard, and to pedestrians, as specified, and continue to yield the right-of-way to those vehicles and pedestrians until reasonably safe to proceed. The bill would require other vehicles to yield the right-of-way to a bicycle that, having yielded as prescribed, has entered the intersection. The bill would state that these provisions do not affect the liability of a driver of a motor vehicle as a result of the driver's negligent or wrongful act or omission in the operation of a motor vehicle. The bill would impose a warning citation*

for a first violation by a person who is under 18 years of age and fails to stop when approaching a stop sign at the entrance of an intersection.

The bill would also require the Commissioner of the California Highway Patrol to submit a report to the Legislature, as specified, regarding the effects of this bill.

These provisions would be repealed on January 1, 2031.

By changing the elements of an existing crime, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Existing law requires the driver of any vehicle, including a person riding a bicycle, when approaching a stop sign at the entrance of an intersection, to stop before entering the intersection. A violation of this requirement is an infraction.

This bill would state the intent of the Legislature to enact legislation relating to a stop-as-yield pilot program seeking to improve the flow of traffic by allowing both drivers and bicyclists to move safely at an intersection where there is a stop sign.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes. State-mandated local program: ~~no~~-yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 21800 of the Vehicle Code is amended to  
2 read:

3 21800. (a) The driver of a vehicle approaching an intersection  
4 shall yield the right-of-way to any vehicle ~~which~~ that has entered  
5 the intersection from a different ~~highway~~. *highway, including a*  
6 *bicycle that has entered the intersection after yielding as required*  
7 *by subdivision (d) of Section 22450.*

8 (b) (1) When two vehicles enter an intersection from different  
9 highways at the same time, the driver of the vehicle on the left  
10 shall yield the right-of-way to the vehicle on ~~his or her~~ *their*  
11 immediate right, except that the driver of any vehicle on a  
12 terminating highway shall yield the right-of-way to any vehicle  
13 on the intersecting continuing highway.

1 (2) For the purposes of this section, “terminating highway”  
 2 means a highway ~~which~~ *that* intersects, but does not continue  
 3 beyond the intersection, with another highway ~~which~~ *that* does  
 4 continue beyond the intersection.

5 (c) When two vehicles enter an intersection from different  
 6 highways at the same time and the intersection is controlled from  
 7 all directions by stop signs, the driver of the vehicle on the left  
 8 shall yield the right-of-way to the vehicle on ~~his or her~~ *their*  
 9 immediate right.

10 (d) (1) The driver of any vehicle approaching an intersection  
 11 ~~which~~ *that* has official traffic control signals that are inoperative  
 12 shall stop at the intersection, and may proceed with caution when  
 13 it is safe to do so.

14 (2) When two vehicles enter an intersection from different  
 15 highways at the same time, and the official traffic control signals  
 16 for the intersection are inoperative, the driver of the vehicle on the  
 17 left shall yield the right-of-way to the vehicle on ~~his or her~~ *their*  
 18 immediate right, except that the driver of any vehicle on a  
 19 terminating highway shall yield the right-of-way to any vehicle  
 20 on the intersecting continuing highway.

21 (e) This section does not apply to any of the following:

22 (1) Any intersection controlled by an official traffic control  
 23 signal or yield right-of-way sign.

24 (2) Any intersection controlled by stop signs from less than all  
 25 directions.

26 (3) When vehicles are approaching each other from opposite  
 27 directions and the driver of one of the vehicles intends to make,  
 28 or is making, a left turn.

29 (f) *This section shall remain in effect only until January 1, 2031,*  
 30 *and as of that date is repealed.*

31 *SEC. 2. Section 21800 is added to the Vehicle Code, to read:*

32 *21800. (a) The driver of a vehicle approaching an intersection*  
 33 *shall yield the right-of-way to any vehicle that has entered the*  
 34 *intersection from a different highway.*

35 *(b) (1) When two vehicles enter an intersection from different*  
 36 *highways at the same time, the driver of the vehicle on the left*  
 37 *shall yield the right-of-way to the vehicle on their immediate right,*  
 38 *except that the driver of any vehicle on a terminating highway*  
 39 *shall yield the right-of-way to any vehicle on the intersecting*  
 40 *continuing highway.*

1 (2) For the purposes of this section, “terminating highway”  
 2 means a highway that intersects, but does not continue beyond the  
 3 intersection, with another highway that does continue beyond the  
 4 intersection.

5 (c) When two vehicles enter an intersection from different  
 6 highways at the same time and the intersection is controlled from  
 7 all directions by stop signs, the driver of the vehicle on the left  
 8 shall yield the right-of-way to the vehicle on their immediate right.

9 (d) (1) The driver of any vehicle approaching an intersection  
 10 that has official traffic control signals that are inoperative shall  
 11 stop at the intersection, and may proceed with caution when it is  
 12 safe to do so.

13 (2) When two vehicles enter an intersection from different  
 14 highways at the same time, and the official traffic control signals  
 15 for the intersection are inoperative, the driver of the vehicle on  
 16 the left shall yield the right-of-way to the vehicle on their immediate  
 17 right, except that the driver of any vehicle on a terminating  
 18 highway shall yield the right-of-way to any vehicle on the  
 19 intersecting continuing highway.

20 (e) This section does not apply to any of the following:

21 (1) Any intersection controlled by an official traffic control  
 22 signal or yield right-of-way sign.

23 (2) Any intersection controlled by stop signs from less than all  
 24 directions.

25 (3) When vehicles are approaching each other from opposite  
 26 directions and the driver of one of the vehicles intends to make,  
 27 or is making, a left turn.

28 (f) This section shall become operative on January 1, 2031.

29 SEC. 3. Section 22450 of the Vehicle Code is amended to read:

30 22450. (a) ~~The~~ Except as otherwise provided in subdivision  
 31 (d), the driver of any vehicle approaching a stop sign at the entrance  
 32 to, or within, an intersection shall stop at a limit line, if marked,  
 33 otherwise before entering the crosswalk on the near side of the  
 34 intersection.

35 If there is no limit line or crosswalk, the driver shall stop at the  
 36 entrance to the intersecting roadway.

37 (b) The driver of a vehicle approaching a stop sign at a railroad  
 38 grade crossing shall stop at a limit line, if marked, otherwise before  
 39 crossing the first track or entrance to the railroad grade crossing.

1 (c) Notwithstanding any other provision of law, a local authority  
2 may adopt rules and regulations by ordinance or resolution  
3 providing for the placement of a stop sign at any location on a  
4 highway under its jurisdiction where the stop sign would enhance  
5 traffic safety.

6 (d) *A person who is 18 years of age or older riding a bicycle*  
7 *upon a two-lane highway approaching a stop sign at the entrance*  
8 *to, or within, an intersection with another roadway with two or*  
9 *fewer lanes, where stop signs are erected upon all approaches to*  
10 *the intersection shall, upon arriving at the sign, yield the*  
11 *right-of-way to any vehicles that have stopped at the entrance to*  
12 *the intersection, have entered the intersection, or that are*  
13 *approaching on the intersecting highway close enough to constitute*  
14 *an immediate hazard, and to pedestrians as required by Section*  
15 *21950, and shall continue to yield the right-of-way to those vehicles*  
16 *and pedestrians until it is reasonably safe to proceed.*

17 (e) (1) *The Commissioner of the California Highway Patrol*  
18 *shall submit a report to the Legislature, on or before January 1,*  
19 *2029, about the effects of bicycles operating under the provisions*  
20 *of subdivision (d) and subdivision (a) of Section 21800. The report*  
21 *shall include, without limitation, information about statewide*  
22 *injury and fatal traffic crash data and any associated traffic-related*  
23 *safety issues, including, but not limited to, a detailed analysis of*  
24 *the following issues:*

25 (A) *Changes in the frequency of collisions.*

26 (B) *Changes in the severity of collisions.*

27 (C) *Causes of and contributing factors in collisions.*

28 (D) *Location of collisions, including an analysis of collision*  
29 *data.*

30 (E) *Time of day of collisions.*

31 (F) *Ages of bicyclists involved, including a breakdown of minors*  
32 *versus adults.*

33 (G) *Types of bicycles involved in collisions, specifically*  
34 *differences between traditional bicycles and electric bicycles.*

35 (2) *The report required by this subdivision shall be submitted*  
36 *in compliance with Section 9795 of the Government Code.*

37 (f) *This section does not affect the liability of a driver of a motor*  
38 *vehicle as a result of the driver's negligent or wrongful act or*  
39 *omission in the operation of a motor vehicle.*

1 (g) A person who is under 18 years of age riding a bicycle who  
2 fails to stop as required in subdivision (a) shall receive a warning  
3 citation for a first violation.

4 (h) This section shall remain in effect only until January 1, 2031,  
5 and as of that date is repealed.

6 SEC. 4. Section 22450 is added to the Vehicle Code, to read:

7 22450. (a) The driver of any vehicle approaching a stop sign  
8 at the entrance to, or within, an intersection shall stop at a limit  
9 line, if marked, otherwise before entering the crosswalk on the  
10 near side of the intersection.

11 If there is no limit line or crosswalk, the driver shall stop at the  
12 entrance to the intersecting roadway.

13 (b) The driver of a vehicle approaching a stop sign at a railroad  
14 grade crossing shall stop at a limit line, if marked, otherwise before  
15 crossing the first track or entrance to the railroad grade crossing.

16 (c) Notwithstanding any other provision of law, a local authority  
17 may adopt rules and regulations by ordinance or resolution  
18 providing for the placement of a stop sign at any location on a  
19 highway under its jurisdiction where the stop sign would enhance  
20 traffic safety.

21 (d) This section shall become operative on January 1, 2031.

22 SEC. 5. No reimbursement is required by this act pursuant to  
23 Section 6 of Article XIII B of the California Constitution because  
24 the only costs that may be incurred by a local agency or school  
25 district will be incurred because this act creates a new crime or  
26 infraction, eliminates a crime or infraction, or changes the penalty  
27 for a crime or infraction, within the meaning of Section 17556 of  
28 the Government Code, or changes the definition of a crime within  
29 the meaning of Section 6 of Article XIII B of the California  
30 Constitution.

31 ~~SECTION 1. It is the intent of the Legislature to enact~~  
32 ~~legislation relating to a stop-as-yield pilot program seeking to~~  
33 ~~improve the flow of traffic by allowing both drivers and bicyclists~~  
34 ~~to move safely at an intersection where there is a stop sign.~~

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Office of the City Manager

ACTION CALENDAR  
April 25, 2023

To: Honorable Mayor and Members of the City Council  
 From: Dee Williams-Ridley, City Manager  
 Submitted by: Liam Garland, Director, Public Works  
 Subject: Proposition 218 Procedures and Five Year Zero Waste Rate Schedule

RECOMMENDATION

1. Adopt a Resolution approving initiation of the Proposition 218 procedures for the proposed Zero Waste Fund Five Year Rate Schedule and adding Zero Waste customers to the City's *Very Low Income Refund* program; and
2. Adopt first reading of an Ordinance amending Berkeley Municipal Code Section 12.38.090 to clarify that General Funds may be used to subsidize low income residents.

SUMMARY

Staff sought City Council's input on a proposed five year rate schedule at the February 28, 2023 work session. Staff is returning to gain City Council's approval to initiate the Proposition 218 procedures to adjust Zero Waste rates consistent with the phased-in approach recommended by staff at the work session. If City Council approves, notices will be mailed to Berkeley property owners in the next several weeks. These notices will describe how residents can submit written protests in advance of City Council's June 27 public hearing on the Zero Waste rates. At that public hearing, the City Clerk will determine whether a majority protest exists. Per Proposition 218, a majority protest exists if 50% plus one of Berkeley's property owners or tenants (one per parcel) submit valid protests of the proposed rates. If a majority protest exists, the proposed rates cannot move forward. If no majority protest exists, then City Council can consider approval of new rates. Approved rates would be in effect on July 1, 2023. Given vacancies in the Zero Waste Division (ZWD) and Finance Department, implementation of the new rates and enrollments into the *Very Low Income Refund* program may face delays.

CURRENT SITUATION AND EFFECTS

City Council held a work session on a Five Year Zero Waste Rate Schedule on February 28, 2023. Several of the comments and questions raised in the work session are addressed in this staff report.

The proposed rate schedules ensure sustainable and stable funding of the Zero Waste Fund to support City Strategic Plan Goals to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities; be a global leader in addressing climate change, advancing environmental justice, and protecting the environment; and be a customer-focused organization that provides excellent, timely, easily-accessible service and information to the community.

The activities of the Zero Waste Division (ZWD) are funded by the Zero Waste Fund, an enterprise fund in which sufficient revenue must be generated to cover ZWD costs. City staff have worked with HF&H Consultants to review and analyze costs associated with the City's collection and recycling programs, other programs such as Clean Cities (street sweeping, illegal dumping, and other cleanups), and services that make progress toward the City's Zero Waste goal.

Proposition 218 allows the City to collect its costs of providing Zero Waste service through a tiered rate structure. Such rates can cover all costs necessary to delivering the service, including operational, maintenance, financial, and capital expenditures. The proposed rate schedule would provide sufficient revenue for the following:

- ZWD's forecasted operations based on projections from actual and planned costs:
  - residential collection and processing costs of all material types, including refuse, recycling, and composting;
  - commercial collection and processing costs of all material types, including refuse, recycling, and composting;
  - off-site hauling and composting of green/food waste for all customers, and
  - off-site hauling, sorting, and marketing of construction and demolition debris for all customers; and
  - contract costs related to the above services:
    - residential curbside recycling collection (Ecology Center's 10 year contract with not-to-exceed (NTE) of \$54.5 million through June 30, 2031);
    - collected recyclables' sorting and marketing (Community Conservation Centers' 10 year contract with NTE of \$30.1 million through June 30, 2031);
    - organics hauling and composting (Recology's - Blossom Valley Organics North's nine year contract with NTE of \$26.7 million through February 28, 2025); and
    - construction & demotion hauling and recycling (Zanker Recycling's 10 year contract with NTE of \$21.5 million through June 30, 2027);
    - landfill disposal (Waste Management's – Altamont Landfill 15 year contract with NTE of \$32.7 million through December 31, 2026);

- note there is some uncertainty with the revenue and expense from recyclables' sorting and marketing, where these expenses have generally risen but revenue dropped precipitously from 2015 to 2019;
- AMCS, a \$1.5 million computerized management system to replace FUND\$ that will improve customer service/responsiveness, provide clear and concise invoicing, allow educational inserts, and support the City's preparation of required regulatory reports;
- \$6.773 million in pre-construction costs for the Solid Waste and Recycling Transfer Station's (SW&RTS) Replacement Project;
- reducing the quantities of recyclables, green and food materials currently thrown in the refuse cart and landfilled, and contamination in both dual stream and green/food scraps;
- cost of compliance and implementation of SB 1383, *Short-Lived Climate Pollutants for Organic Waste Methane Emissions Reductions*, Countywide Organics Reduction and Recycling Ordinance, AB 341 (mandatory commercial recycling), AB 1826 (mandatory organics recycling), and the City's *Single Use Foodware and Litter Reduction* and *Plastic Bag* ordinances;
- \$990,000 in average annual costs for Transfer Station stormwater repairs and maintenance to reduce trash and pollutants from entering waterways;
- cost to develop the recently initiated *Zero Waste Strategic Plan* and identify new and/or improved programs to achieve Zero Waste; and
- annual paving impact costs of \$1-\$2 million attributable to collection vehicles impact on the City's streets. These costs are based on collection vehicles' weight and loading, which impose a particular, specific, and quantifiable impact on the City's pavement.

The following costs could not be captured with sufficient precision and are not included in the proposed rate schedules: collection fleet's electrification and charging infrastructure, and construction costs for the SW&RTS's replacement.

To fund current operations, including those items discussed above, residential and commercial customer rates need to generate an additional 12%, 9%, 9%, 7%, and 4% over the next five fiscal years, FY 2024 through FY 2028, respectively.

*Residential Rates.* Figure 1 summarizes the current residential rates by container size and number of subscribers. Residential rates include homes with between one and four units. Existing subscribers to 13-gallon and 45-gallon carts are permitted to continue those subscriptions. However, new subscribers and subscribers seeking a change in their subscription level are not offered these size containers as the manufacturer no longer produces them and they cannot be serviced by ZWD collection vehicles' automated arms.

| Solid Waste Container Size | Current \$/mo. | Current Subscriptions |       |
|----------------------------|----------------|-----------------------|-------|
|                            |                | #                     | %     |
| 13-gallon                  | \$17.78        | 744                   | 3.1%  |
| 20-gallon                  | \$27.30        | 3,077                 | 12.7% |
| 32-gallon                  | \$43.66        | 13,670                | 56.5% |
| 45-gallon                  | \$61.38        | 21                    | 0.1%  |
| 64-gallon                  | \$87.28        | 5,585                 | 23.1% |
| 96-gallon                  | \$130.87       | 1,087                 | 4.5%  |

Figure 1 Berkeley's Current Residential Rates and Number of Current Subscribers

Proposition 218 requires the rates charged to customers not exceed the costs to serve them. The costs to serve customers varies by subscription level. For the 20-gallon and 32-gallon subscription levels, the FY 2024 cost of service is \$53.51 and \$58.34, respectively, which is 34-96% above the existing rates charged to these subscribers. On the other hand, rates for 64- and 96-gallon subscribers will be reduced in FY 2024 to approximate their cost of service. (Note, this is a change from the rate tables presented at the February 28, 2023 Work Session.) It is not uncommon to see smaller containers facing rate increases. Historically, many communities set rates for the smaller containers at something less than the cost-of-service to incentivize diversion. However, in accordance with Proposition 218, rates are set to cover costs.

To minimize the immediate rate increases of the cost-of-service approach, staff recommends a phased-in approach that limits annual rate increases for monthly service to \$6.00. For example, the FY 2024 20-gallon cost-of-service would be \$26.21 per month higher than the current rate. Instead of raising the rate all at once, the FY 2024 rate for the 20-gallon service is proposed to increase by \$6.00 per month, to \$33.30 per month. Figure 2 summarizes the phased-in approach to residential rates across the subscription levels over the next five fiscal years. Zero Waste Fund balance would offset the lower revenues resulting from the phased-in approach.

| Solid Waste Container Size | Current \$/mo. | FY 2024 \$/mo. | Change \$/mo. | FY 2025 \$/mo. | Change \$/mo. | FY 2026 \$/mo. | Change \$/mo. | FY 2027 \$/mo. | Change \$/mo. | FY 2028 \$/mo. | Change \$/mo. |
|----------------------------|----------------|----------------|---------------|----------------|---------------|----------------|---------------|----------------|---------------|----------------|---------------|
| 13-gallon                  | \$17.78        | \$23.78        | \$6.00        | \$29.78        | \$6.00        | \$35.78        | \$6.00        | \$41.78        | \$6.00        | \$47.78        | \$6.00        |
| 20-gallon                  | \$27.30        | \$33.30        | \$6.00        | \$39.30        | \$6.00        | \$45.30        | \$6.00        | \$51.30        | \$6.00        | \$57.30        | \$6.00        |
| 32-gallon                  | \$43.66        | \$49.66        | \$6.00        | \$55.66        | \$6.00        | \$61.66        | \$6.00        | \$67.66        | \$6.00        | \$73.66        | \$6.00        |
| 45-gallon                  | \$61.38        | \$66.63        | \$5.25        | \$72.63        | \$6.00        | \$78.63        | \$6.00        | \$84.63        | \$6.00        | \$88.09        | \$3.47        |
| 64-gallon                  | \$87.28        | \$75.60        | (\$11.68)     | \$81.60        | \$6.00        | \$87.60        | \$6.00        | \$93.60        | \$6.00        | \$99.60        | \$6.00        |
| 96-gallon                  | \$130.87       | \$94.47        | (\$36.40)     | \$100.47       | \$6.00        | \$106.47       | \$6.00        | \$112.47       | \$6.00        | \$118.47       | \$6.00        |

Figure 2 Residential Proposed Rate Schedule (FY 2024-FY 2028)

Approximately 80 percent of residential refuse subscribers use a 32-gallon cart or a 64-gallon cart. Effective July 1, 2023, for 32-gallon cart subscribers, monthly rates would increase from \$43.66 monthly to \$49.66, or \$6.00 per month, which translates to a 13.7% increase. FY 2025-2028 rates for 32-gallon containers would increase \$6.00 per month each year. Subscribers with a 64- or 96-gallon cart would see a decrease in their

rate on July 1, 2023 to reflect the cost-of-service, with subsequent annual increases of \$6.00 per month.

This schedule brings residential rates more in line with the costs of servicing customers at these subscription levels. None of the proposed rate schedules reflect staff’s policy preferences. These proposed rates reflect costs of serving customers’ refuse, recyclables, and compost needs. The only exception is, where significant rate increases were required, staff attempted to moderate these increases over the five-year schedule to lessen the immediate detrimental rate impacts on these customers.

As shown in the tables below, Berkeley’s proposed rate for 32-gallon carts in FY 2024 would be in the mid-range of comparable cities.

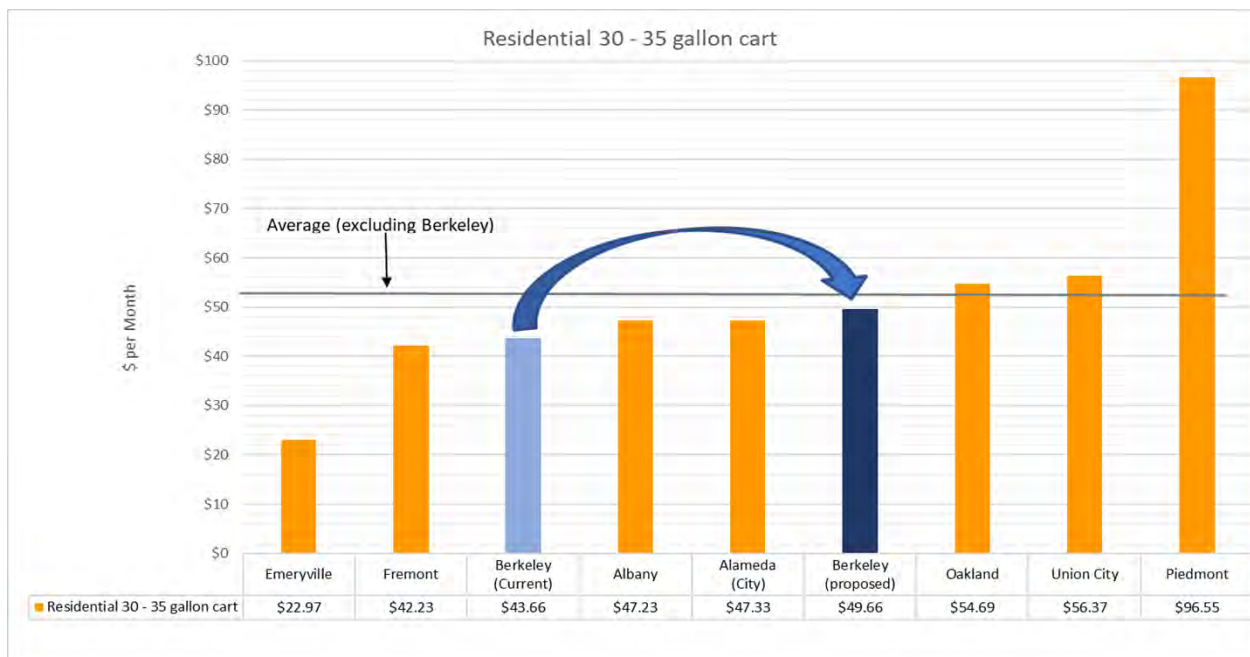


Figure 3 Berkeley's 32-Gallon Rate in Comparison to Other Cities

The comparison for 64-gallon carts is in Figure 4.

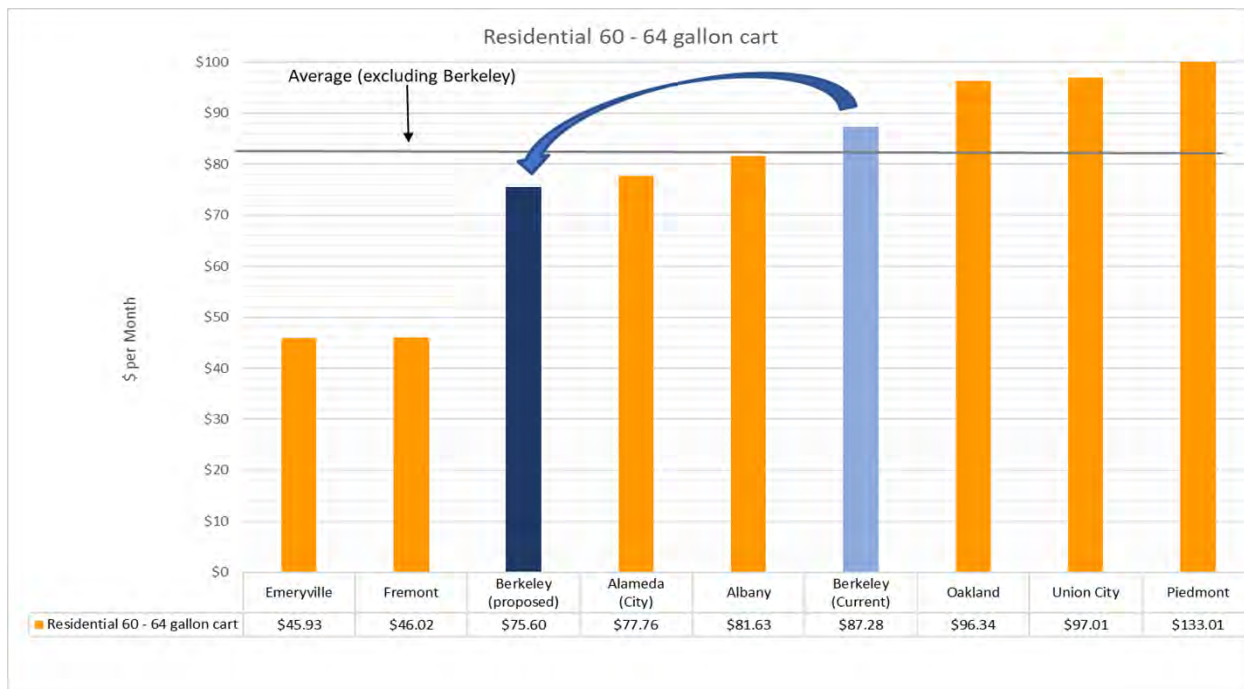


Figure 4 Berkeley's 64-Gallon Rate in Comparison to Other Cities

Comparing FY 2025-2028 rates with comparable cities is not possible given these cities have not yet set rates for future years.

*Service comparisons among cities.* In response to Council’s inquiry about services and programs funded by Zero Waste rates in other cities, staff included Attachment 3, *Residential Rate and Service Comparison with Other Jurisdictions*. Approximately 87% of ZWD’s costs to serve customers includes material collection, processing, marketing, and/or disposal. The remaining 13% includes other costs such as those related to the *Clean Cities* program (illegal dumping, street sweeping, and other cleanups), and the outreach, education, and implementation of City ordinances and State laws.

*Equity.* City Council has incorporated equity into Public Works’ services, e.g., BerkDOT, equity zone in the City’s paving plan, and expansion of low-income discount to customers paying sewer fees. In a similar vein, staff recommends City Council make Zero Waste customers eligible for the City’s *Very Low Income Refund* program. This program provides residents who meet U.S. Department of Housing and Urban Development’s very low income definition a full refund on Berkeley-specific taxes and fees. Given Proposition 218, these refunds must be covered by non-Zero Waste rate revenue, most likely the General Fund. Staff estimate about 100 low-income customers eligible for the *Very Low Income Refund* program, and the estimated General Fund cost for the refunds would be approximately \$100,000. Staff have submitted a midcycle budget request in this amount and are seeking City Council’s amendment of BMC

12.38.090 to clarify that the use of General Funds for subsidizing low income residents is allowed under that section.<sup>1</sup>

*Commercial Rates.* Commercial rates include commercial properties and homes with 5 units or more. Currently, commercial collection costs are allocated to refuse collection carts or containers, green and food waste carts and containers, and recyclables. The cost-of-service analysis found the projected commercial revenue at current rates nearly equal to the FY 2024 costs to provide commercial services. Accordingly, all current commercial rates are proposed to increase only 0.4% for FY 2024.

For FYs 2025-2028, to keep these rates at the cost of service, the proposed rate schedule includes annual revenue increases of 9%, 9%, 7%, and 4%, respectively. However, the rates to produce this level of revenue vary according to cost of service. Proposed commercial rates for the most common subscription levels are provided in the table below.

| Solid Waste Container Size | # of Customers | Current \$/mo. | % Chg:         |                |                |                |                | FY 2028 vs. Current | Avg. Incr. \$/mo. |
|----------------------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|---------------------|-------------------|
|                            |                |                | 0.4%           | 9%             | 9%             | 7%             | 4%             |                     |                   |
|                            |                |                | FY 2024 \$/mo. | FY 2025 \$/mo. | FY 2026 \$/mo. | FY 2027 \$/mo. | FY 2028 \$/mo. |                     |                   |
| 32-gallon, 1x/wk           | 528            | \$35.89        | \$36.03        | \$ 39.28       | \$ 42.81       | \$ 45.81       | \$ 47.64       | \$11.75             | \$2.35            |
| 64-gallon, 1x/wk           | 479            | \$71.74        | \$72.03        | \$ 78.51       | \$ 85.58       | \$ 91.57       | \$ 95.23       | \$23.49             | \$4.70            |
| 96-gallon, 1x/wk           | 518            | \$107.57       | \$108.00       | \$ 117.72      | \$ 128.32      | \$ 137.30      | \$ 142.79      | \$35.22             | \$7.04            |
| 96-gallon, 2x/wk           | 148            | \$225.92       | \$226.83       | \$ 247.24      | \$ 269.49      | \$ 288.36      | \$ 299.89      | \$73.97             | \$14.79           |
| 1 CY, 1x/wk                | 226            | \$173.77       | \$174.47       | \$ 190.17      | \$ 207.29      | \$ 221.80      | \$ 230.67      | \$56.90             | \$11.38           |
| 2-CY, 1x/wk                | 160            | \$327.29       | \$328.60       | \$ 358.17      | \$ 390.41      | \$ 417.74      | \$ 434.45      | \$107.16            | \$21.43           |

Figure 5 Commercial Proposed Rate Schedule (FY 2024-FY 2028)

*Other Fees.* The rate schedule includes other refuse collection fees, many of which are charges for additional services offered to customers but not required of customers. Some of the most common fees are for bin cleaning, distance charges, and key charges.

*Zero Waste Commission/Proposition 218 Concerns.* Public Works briefed the Zero Waste Commission’s subcommittee on staff’s proposed five-year rate schedule on February 9, February 23, and March 10, and the Zero Waste Commission took action at its March 28, 2023 meeting. The Commission’s action (5 ayes with one abstention) did not support the staff recommendation and its advice is reflected at Attachment 4.

The Zero Waste Commission, its subcommittee, and City Council have expressed concern over the tension between Proposition 218’s cost of service approach and the

<sup>1</sup> BMC 12.38.090 was adopted by Council. A voter initiative in 1984 subsequently amended sections of the Recycling Policy Ordinance, but left 12.38.090 unchanged. Council is therefore authorized to amend this section. Even if this section could only be amended by the voters, the proposed new language is merely clarifying, rather than changing, the intent of this section. Providing subsidies to low income residents does not contradict the prohibition on using general funds to “implement the provisions of” the Recycling Policy Ordinance; Zero Waste expenses will continue to be allocated from the Zero Waste fund.

City's policy preference to incentivize subscribers to fewer gallon containers (and less waste). As discussed at the work session, City Council may act to amend its legislative priorities to include a state legislative approach that permits cities more flexibility in addressing this policy tension so that a Zero Waste rate schedule can better encourage recycling and discourage landfilling. The City Council also could deploy non-ratepayer funds, i.e., General Funds, to incentivize 20- and 32-gallon container customers who are effective recyclers and composters (though this would likely require an amendment to BMC 12.38.090). In addition, the Commission, subcommittee and City Council expressed interest in alternatives that might increase recycling and reduce costs. These ideas include customers opting out of collection service or only having garbage collection once every two weeks, elimination of the residential 96-gallon trash cart, and surcharges for customers using 64- and 96-gallon residential carts. The City Council could take action to refer these items for consideration in the development of the recently-initiated *Zero Waste Strategic Plan*.

## BACKGROUND

To assess customers' views of these collection services, Public Works contracted with a public opinion research firm to conduct a scientific survey in May 2021 of both residential and commercial customers. The survey contacted 520 residential and commercial customers, and the results have a margin of error of 4.9% for residential and 10.4% for commercial. The survey found that:

- residential customers have a high satisfaction with the City's recycling, composting, and garbage collection services. Customer satisfaction ranged from 84-92%, which was at or above satisfaction levels for comparable utilities. In addition, 70% of residential customers found rates reasonable (10% unreasonable), outpacing other comparable utilities by 6-17%.
- commercial customers had positive satisfaction, but were less satisfied with services and rates than residential customers. Between 61-63% of commercial customers were satisfied with services, which is 12% or more below comparable utilities. On the other hand, nearly half of commercial customers found rates reasonable, which was on par with commercial customers' views of other utilities' rates.
- customers were very positive about their experiences at the Transfer Station and Berkeley Recycling (85-91% satisfaction).

The City's progress toward Zero Waste continues to fall short. As shown in *Public Works' Performance and Work Measures* at <https://berkeleyca.gov/your-government/about-us/departments/public-works>, the City's landfill diversion rate as of 2021 was 74%, which is short of the City's vision to be a global leader in this regard. Figure 7 shows the landfill tonnage since 2010. Due to the City's aged, inefficient



internal systems, staff were unable to compile data on how many customers over the years are migrating from larger container subscriptions to smaller ones.

| Reporting Year | Annual Tons Landfilled |
|----------------|------------------------|
| 2010           | 65,990                 |
| 2011           | 69,304                 |
| 2012           | 73,316                 |
| 2013           | 60,659                 |
| 2014           | 68,874                 |
| 2015           | 68,221                 |
| 2016           | 92,234                 |
| 2017           | 89,788                 |
| 2018           | 93,896                 |
| 2019           | 91,579                 |
| 2020           | 75,106                 |
| 2021           | 73,075                 |

Figure 6 Landfilled Tonnage 2010-2021

ZWD’s focus on customer service and the Zero Waste goal have been frustrated by a high staff vacancy rate. Public Works’ current vacancy rate stands at 15%. In the past two years, ZWD’s effective vacancy rate climbed on some days to 42%. For ZWD, the vacancy rate has direct impacts on customer service. Fewer staff means drivers are assigned to collect two routes per day (versus one), and are less familiar with the second route, leading to more missed pickups. Persistent vacancies in the Field Representative positions hamper progress towards our Zero Waste goal, as these representatives are the main method for encouraging businesses to improve their recycling and composting.

There are glimmers of hope, however. In the last six months, ZWD’s vacancy rate has reduced to 8%. In addition, Public Works has brought aboard a consultant team to work with City staff, Zero Waste Commission, community, and City Council to develop a *Zero Waste Strategic Plan* that will set the City’s course for achieving Zero Waste.

**ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS**

The proposed rate schedules ensure that the ZWD will generate sufficient revenues to continue to provide services that strive toward the City’s Zero Waste Goal, which is a key component of the 2009 Climate Action Plan; to advance the pre-construction phase of the Solid Waste and Recycling Transfer Station Replacement Project; to comply with various state legislation to improve the commercial sector’s recycling and composting; to implement the City’s *Single Use Foodware and Litter Reduction* and *Plastic Bag* ordinances; and deliver these programs with a modernized fleet using computerized financial and routing systems and reasonable replacement schedule for carts/bin and other capital needs. These environmental, sustainable, and climate goals would be compromised by a Zero Waste Fund that is not financially self-sufficient.

**FISCAL IMPACTS**

Figure 7 below shows the fund impacts should the proposed rates be approved by City Council. Over the five year period, the fund balance is projected to decline from \$24.5 million to \$3.3 million, less than 30 days of operating expenses. Most of this decline is attributable to the fund balance being used to reduce customers’ rate increases. This approach enables the Zero Waste Fund to replace the division’s computerized management system, properly fund the Zero Waste Division’s vehicle maintenance and replacement, sustain the Clean Cities Unit (street sweeping, illegal dumping, and other cleanups), remedy the damage of ZWD’s vehicles on the City’s pavement, complete the pre-construction phase of the Transfer Station Replacement, and gain the City’s compliance on local and state laws (including SB 1383).

Continuing with existing rates leads to a negative fund balance (dotted blue line) before the end of FY 2024 – 2025.

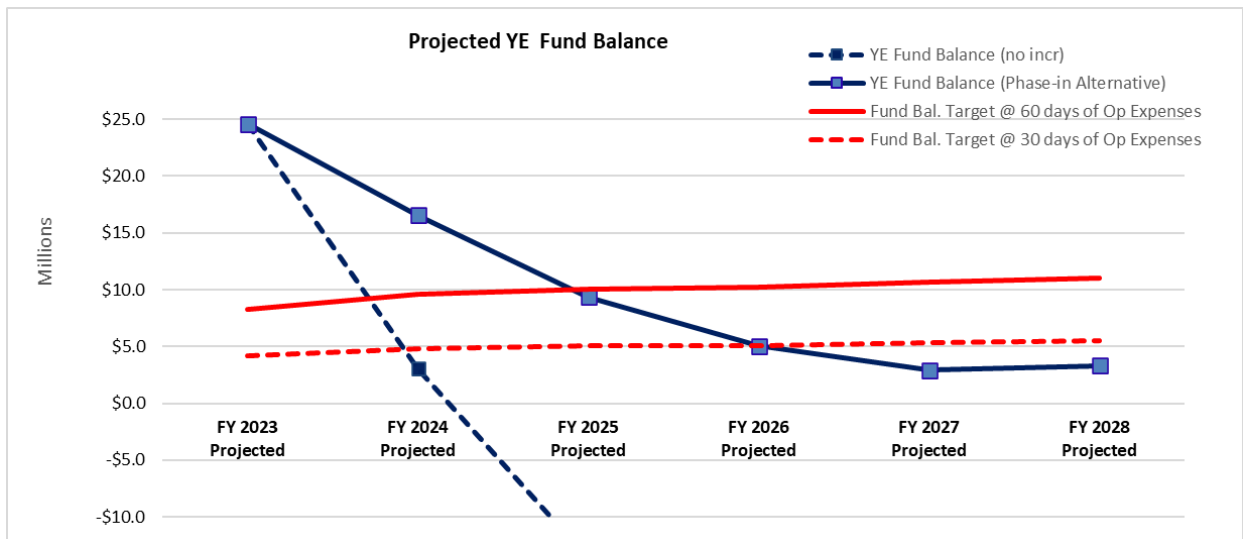


Figure 7 Zero Waste Fund Balances

Staff estimate the cost to the General Fund for adding Zero Waste customers to the *Very Low Income Refund* program at approximately \$100,000.

Per City Council’s inquiry, Zero Waste funding contributes to the City’s street sweeping program. Citation revenue related to street sweeping parking restrictions is deposited in the General Fund. Citation revenue has ranged from \$1.4 million to \$1.7 million annually.

**ALTERNATIVE ACTIONS CONSIDERED**

Staff considered a no action alternative, but that would result in a negative Zero Waste Fund balance within the five-year period of the rate schedule and impede progress toward the City’s Zero Waste goal.

While staff do not recommend this approach, staff have provided an alternate resolution (Attachment 5) in tonight’s packet that, if adopted, would initiate the Proposition 218 procedures on a reduced rate schedule in which vehicle impacts costs are eliminated.

| Solid Waste Container Size | Current \$/mo. | FY 2024 \$/mo. | Change \$/mo. | FY 2025 \$/mo. | Change \$/mo. | FY 2026 \$/mo. | Change \$/mo. | FY 2027 \$/mo. | Change \$/mo. | FY 2028 \$/mo. | Change \$/mo. |
|----------------------------|----------------|----------------|---------------|----------------|---------------|----------------|---------------|----------------|---------------|----------------|---------------|
| 13-gallon                  | \$17.78        | \$22.53        | \$4.75        | \$27.28        | \$4.75        | \$32.03        | \$4.75        | \$36.78        | \$4.75        | \$41.53        | \$4.75        |
| 20-gallon                  | \$27.30        | \$32.05        | \$4.75        | \$36.80        | \$4.75        | \$41.55        | \$4.75        | \$46.30        | \$4.75        | \$51.05        | \$4.75        |
| 32-gallon                  | \$43.66        | \$48.41        | \$4.75        | \$53.16        | \$4.75        | \$57.91        | \$4.75        | \$62.66        | \$4.75        | \$67.41        | \$4.75        |
| 45-gallon                  | \$61.38        | \$66.13        | \$4.75        | \$70.88        | \$4.75        | \$75.63        | \$4.75        | \$80.38        | \$4.75        | \$85.13        | \$4.75        |
| 64-gallon                  | \$87.28        | \$75.60        | (\$11.68)     | \$80.35        | \$4.75        | \$85.10        | \$4.75        | \$89.85        | \$4.75        | \$94.60        | \$4.75        |
| 96-gallon                  | \$130.87       | \$94.47        | (\$36.40)     | \$99.22        | \$4.75        | \$103.97       | \$4.75        | \$108.72       | \$4.75        | \$113.47       | \$4.75        |

Figure 8 Residential Rates – Remove \$7.0 million Paving Costs

City Council could delay the rate adjustment, leaving the rates flat for a fourth consecutive fiscal year. This would require the use of more fund balance to cover operations until a new rate schedule was approved, and may require future rate adjustments be larger than the ones suggested in this staff report.

**CONTACT PERSON**

Leticia Jauregui, Acting Solid Waste & Recycling Manager, Public Works, 981-6359  
Liam Garland, Public Works Director, 981-6303

**Attachments:**

- 1: Resolution
- 2: Ordinance Amending BMC Section 12.38.090
- 3: Residential Rate and Service Comparison with Other Jurisdictions
- 4: Zero Waste Commission’s March 28, 2023 Recommendation
- 5: Alternate Resolution with Vehicle Impact Costs Removed

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

ESTABLISHING FIVE-YEAR RATE SCHEDULES FOR REFUSE, RECYCLING,  
PLANT DEBRIS AND OTHER SERVICES AND CONFORMING TO ARTICLE XIII D § 6  
OF THE CALIFORNIA CONSTITUTION

WHEREAS, in May 20, 2014 City Council Approved a Resolution 66,600 – N. S. for Five-Year Rate Schedules to ensure sufficient revenues are generated to match Zero Waste Division service and program expenses;

WHEREAS, in September 17, 2019, December 7, 2021, and February 28, 2023 work sessions, the City Council provided input to staff with regards to allocation of residential and commercial collection costs and revenues;

WHEREAS, the City has engaged a consultant to evaluate the appropriate allocation of residential and commercial collection costs and revenues, and develop and update a rate model; and

WHEREAS, the City has operated a *Very Low Income Refund* program for various taxes and fees, but to date low income Zero Waste customers have not been eligible for such a program;

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that Council directs City staff to initiate the Proposition 218 process for the five year Zero Waste rate schedule and make Zero Waste customers eligible for the *Very Low Income Refund* program. The following procedures shall be used when increasing a fee or charge or imposing a new fee or charge subject to Article XIID of the California Constitution:

Section One. Notice: Increase in Existing Fee. Prior to increasing a fee or charge, each parcel upon which the fee or charge is proposed for the increase shall be identified. The City Clerk shall mail written notice of the revised fees that will be considered to all record owners of identified parcels whose names and addresses appear on the last equalized tax assessment rolls (as provided in Government Code § 53750(j)).

Section Two. Notice: Imposing a New Fee. Prior to imposing a new fee or charge, each parcel upon which the new fee or charge is proposed to be imposed shall be identified. The City Clerk shall mail written notice of the public hearing at which the revised fee will be considered to all record owners of identified parcels whose names and addresses appear on the last equalized secured property tax assessment roll (as provided in Government Code § 53750(j)).

Section Three. Protest Procedure.

A. The City Council shall consider all protests submitted in accordance with the requirements of this section. Any owners whose names and addresses appear on the last equalized secured property tax assessment roll, or any tenant of the parcel, may submit a protest against the proposed fee or charge or against the proposed increase in an existing or new fee or charge either at the noticed public hearing or, prior to the public hearing, to the City Clerk, 2180 Milvia Street Berkeley, First Floor, California 94704, by no later than 3:00 p.m. on the date of the public hearing. The protest must be in writing. Protests submitted by email or facsimile, as well as verbal protests, will not be considered by the City Council to determine whether a majority of the owners of the identified parcels have submitted protests. All members of the public are entitled to make comments at the public hearing whether or not they choose to submit a written protest or own property that would be subject to the increased or new fee or charge.

B. All written protests must be submitted before the conclusion of the noticed public hearing. The City Clerk shall not accept or consider any protest that is received after the conclusion of the public hearing even if postmarked prior to that time.

C. Written protests must identify the affected property (by assessor's parcel number) and must include the original signature of the person submitting the protest. The person signing the protest shall identify themselves as the owner of the parcel as shown on the last equalized secured property tax assessment roll, the owner's authorized representative, or a tenant of the parcel.

D. One written protest per parcel, submitted by the owner of the parcel whose name appears on the last equalized property tax assessment roll, or a tenant of the parcel, shall be counted. If one of the owners of a parcel that is owned by more than one person or entity submits a written protest, or if one of the tenants of a parcel that is occupied by more than one tenant submits a written protest, that protest shall be included in the calculation of whether there is a majority protest against the fee or charge. Under all circumstances, only one protest per parcel shall be counted.

#### 1. Cooperatives

When property is owned by a cooperative, the cooperative as a single entity may return the written protest, or individual residents may submit a protest. Only one protest per parcel shall be counted. Common areas (including parking spaces) do not count as separate parcels. Whether or not a cooperative protests or casts a ballot is determined by the cooperative's bylaws.

#### 2. Replacement Protests

A property owner may request a replacement protest form be issued. Alternately, a property owner may submit, in writing, a protest not issued by the City, provided that it contains the information required in Section 3(C) above. Requests for replacement

protests must be made in writing (e-mail is permitted) and must contain the property owner's name and the property address.

E. Any person who signs a written protest may withdraw it by submitting a written request that the protest be withdrawn in person at the public hearing or to the City Clerk at 2180 Milvia Street, First Floor, Berkeley, California 94704, by no later than 3:00 p.m. on the date of the public hearing. The written withdrawal of a protest shall identify the parcel and the name of the owner whose name appears on the last equalized secured property tax assessment roll, or the name of the tenant who submitted the protest, and include a request that the protest be withdrawn. The withdrawal of a protest shall only be valid if it is submitted by the same person who submitted the protest. A person who withdraws a protest in person at the public hearing shall provide evidence that they are the person listed on the last equalized secured property tax assessment roll for the affected property, or a tenant of that property.

F. Written protests shall remain sealed until the conclusion of the public hearing. From and after the time they are opened after the conclusion of the public hearing, the written protests shall constitute "public records" (as defined in Government Code § 6254). The City Clerk shall establish appropriate safeguards to ensure that the protests are not opened prior to the conclusion of the public hearing.

G. Failure of any person to receive a protest form shall not invalidate the proceedings.

H. If a protest is lost, withdrawn, destroyed or never received, the City will mail or otherwise provide a replacement protest to the owner upon receipt of a written request delivered to the City Clerk. The replacement protest will be marked to identify it as a replacement protest. Any request for a replacement protest to be mailed to another location must include evidence, satisfactory to the City, of the identity of the person requesting the protest. The same procedure applies to replacement protests which are lost, withdrawn, destroyed, or never received. A person who withdraws a protest, or requests a replacement protest in person at the public hearing shall provide evidence that they are the owner or tenant of the effected property and, in the case of a request to withdraw a protest, that they are the person who submitted the protest to be withdrawn.

I. If a protest is returned by the United States Post Office as undeliverable, the City may mail a redelivered protest to the current property owner, if updated ownership or owner mailing address can be determined. The redelivered protest will be marked to identify it as a redelivered protest.

Section Four. Tabulation of Written Protests. The following procedures are hereby adopted for calculating whether a majority protest against the increase or new fee or charge has been received:

A. The City Clerk shall determine the validity of all protests. The City Clerk shall not accept as valid any protest if the City Clerk determines that any of the following:

- i. The protest does not identify a parcel which receives the property-related service for which the fee or charge is imposed.
- ii. The protest does not bear an original signature of the person submitting the protest.
- iii. The protest does not state its opposition to the proposed fee that is the subject of the protest proceeding.
- iv. The protest was not received by the City Clerk before the close of the public hearing on the proposed fee.
- v. A request to withdraw the protest is received prior to the close of the public hearing on the proposed fee.

B. The City Clerk's decision regarding the validity of protest shall constitute a final action of the City and shall not be subject to appeal to the City Council or to any other board or employee of the City.

C. In the event of a dispute regarding whether the signer of a protest is the owner or tenant of the parcel to which the protest applies, the City will make such determination from the official County Assessor records and any evidence of ownership or tenancy submitted to the City prior to the conclusion of the protest period. The City will be under no duty to obtain or consider any other evidence as to ownership or tenancy of property and its determination of ownership or tenancy will be final and conclusive.

D. In the event of a dispute regarding whether the signer of a protest is an authorized representative of the owner of the parcel, the City may rely on the statement on the protest signed under penalty of perjury that the person completing the protest is the owner's authorized representative, and any evidence submitted to the City prior to the conclusion of the protest period. The City will be under no duty to obtain or consider any other evidence as to whether the signer of the protest is an authorized representative of the owner and its determination will be final and conclusive.

E. The City Clerk shall begin tabulating written protests immediately following the close of the public hearing. The City Manager may retain a private firm with demonstrated experience in tabulating written protests to assist the City Clerk. If, at the conclusion of the public hearing, cursory review of the protests received demonstrates that the number received is manifestly less than one-half of the parcels served by the City with respect to the increase or new fee or charge which is the subject of the protest, then the City Clerk may advise the City Council of the absence of a majority protest without tabulating the protests.

F. The City Council may, if necessary, continue the tabulation to a different time or location accessible to the public, provided it announces the time and location at the hearing.

G. If written protests against the proposed new fee or charge, or against the proposed increase in an existing fee or charge, are presented by a majority of the owners of the identified parcels, the City Council shall not impose the fee or charge.

BE IT FURTHER RESOLVED that this activity is not a project and therefore is not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15060(c)(3) and that the City Council will hold a ballot tabulation and Public Hearing at least forty-five (45) days from the mailing out of written notice.

EXHIBIT A: Draft Resolution, Setting Rates for Residential and Commercial Refuse, Recyclables and Plant Debris Collection and Rescinding Resolution No. 66,600–N.S.



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

SETTING RATES FOR RESIDENTIAL AND COMMERCIAL REFUSE  
COLLECTION AND RESCINDING RESOLUTION NO. XX,XXX - N.S.

WHEREAS, the City is required by law, and in the interest of public health and resource conservation, to provide comprehensive waste management services to the public; and

WHEREAS, the Zero Waste (previously called the Refuse) Fund is an enterprise fund for solid waste management (refuse, recycling and organic) programs and services, and must generate revenue to meet its expenses; and

WHEREAS, on April 25, 2023, the City Council set a public hearing on June 27, 2023, to consider protests and increase residential and commercial refuse, recycling, and organic collection rates if there is no majority protest; and

WHEREAS, the City mailed written protest forms to all record owners of identified parcels whose names and addresses appear on the last equalized secured property tax assessment roll in compliance with the required Proposition 218 majority protest process to increase residential and commercial refuse, recycling, and organics collection rates; and

WHEREAS, the notice mailed established that all written ballots must be submitted before the noticed public hearing is closed by a vote of the Council. The City Clerk shall not accept or consider any ballot that is received after the public hearing is closed even if postmarked prior to that time. The City Clerk, or deputy, shall begin tabulating written protests immediately following the close of the public hearing. If, at the conclusion of the public hearing, cursory review of the protests received demonstrates that the number of protests is manifestly less than one-half of the ballots mailed, then the City Clerk may advise the City Council of the absence of a majority protest without tabulating the protests.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley as follows:

Section 1. Pursuant to Section 12.32.050 of the Berkeley Municipal Code, refuse, recycling and organic (previously termed garbage only) collection service is provided by the City, and all owners of premises and places in the City in or from which refuse, recyclables and organic materials are created, accumulated or produced shall use or cause to be used, and pay the fees charged for the City's collection service; and the City Council adopts the service provisions, charges, and fees set forth below.

Section 2. General Provisions.

(a) Regular residential, single, and multi-family dwelling units of 4 or less, refuse collections shall be made only once each week.

(b) Whenever collection services are discontinued or cancelled prior to the end of the period for which the collection fees have been paid, a refund shall be made of that portion of the fees for the period subsequent to the discontinuance or cancellation of such service; provided, however, that no refund of less than one month's fee shall be made. Requests for such refunds shall be processed administratively under such rules and regulations therefore as shall be prescribed by the City Manager. Refunds may be granted as herein authorized only upon the written approval of the City Manager, Solid

Waste & Recycling Manager or her/his designee.

(c) For purposes of this resolution, the term "commercial" includes multi-family dwellings of 5 or more dwelling units.

Section 3. Regularly Scheduled Cart Service: Citywide refuse collected and removed in carts or bins, the provisions, rates, and charges, for FY 2024, shall be as follows. Rates for FY 2025 through FY 2028 can be found in Attachment 1.

(a) For residential units, the base refuse service also includes recycling and organics service (recycling and organics carts are 64-gallon (split body) and 64-gallon carts, respectively). The monthly residential solid waste management integrated rates for these City provided residential (4 dwelling units or less) carts shall be:

| Solid Waste Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                            | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon                  | \$23.78                        | \$49.81  | \$74.67  | \$104.33 | \$136.33 | \$170.72 | \$199.15 |
| 20 Gallon                  | \$33.30                        | \$69.82  | \$104.79 | \$146.38 | \$191.24 | \$239.52 | \$279.42 |
| 32 Gallon                  | \$49.66                        | \$104.25 | \$156.32 | \$218.37 | \$285.37 | \$357.26 | \$416.85 |
| 45 Gallon                  | \$66.63                        | \$139.87 | \$209.79 | \$293.06 | \$383.01 | \$479.53 | \$559.47 |
| 64 Gallon                  | \$75.60                        | \$158.74 | \$238.09 | \$332.59 | \$434.65 | \$544.26 | \$634.93 |
| 96 Gallon                  | \$94.47                        | \$198.42 | \$297.63 | \$415.76 | \$543.29 | \$680.33 | \$793.71 |

For residential units requiring refuse bin service, the monthly residential solid waste management integrated rates for these City-provided bins (refuse) and carts (recycling and organics) shall be:

| Frequency | Bin Size |          |          |
|-----------|----------|----------|----------|
|           | 1 cy     | 1.5 cy   | 2 cy     |
| 1 /week   | \$174.47 | \$251.44 | \$328.60 |
| 2 /week   | \$336.70 | \$494.81 | \$653.07 |

(b)

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$14.67                        | \$30.73  | \$46.07  | \$64.36  | \$84.11  | \$105.32 | \$122.87 |
| 20 Gallon      | \$22.53                        | \$47.24  | \$70.90  | \$99.03  | \$129.39 | \$162.05 | \$189.04 |
| 32 Gallon      | \$36.03                        | \$75.64  | \$113.43 | \$158.45 | \$207.06 | \$259.22 | \$302.46 |
| 45 Gallon      | \$50.65                        | \$106.33 | \$159.49 | \$222.80 | \$291.18 | \$364.56 | \$425.33 |
| 64 Gallon      | \$72.03                        | \$151.23 | \$226.83 | \$316.86 | \$414.09 | \$518.52 | \$604.90 |
| 96 Gallon      | \$108.00                       | \$226.83 | \$340.24 | \$475.28 | \$621.08 | \$777.74 | \$907.35 |

Rates for FY 2025-2028 are included in Attachment 1.

(c) The FY2024 monthly rates for commercial organics (compost) carts, multi-family dwelling units of 5 or more, and businesses, shall be:

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$28.83                        | \$60.51  | \$90.74  | \$126.76 | \$165.65 | \$207.38 | \$241.96 |
| 64 Gallon      | \$57.63                        | \$120.99 | \$181.46 | \$253.49 | \$331.28 | \$414.81 | \$483.92 |
| 96 Gallon      | \$86.40                        | \$181.46 | \$272.19 | \$380.23 | \$496.86 | \$622.19 | \$725.88 |

Rates for FY 2025-2028 are included in Attachment 1.

(d) New refuse residential service shall be provided a 20-gallon, 32-gallon, or 64-gallon carts. No new or replacement 13- or 45-gallon carts will be provided. Service will continue for existing containers. If the existing 13-gallon cart requires replacement due to age, damage or stolen, a 20-gallon cart shall be provided as replacement and charged at the 20-gallon rate.

(e) No more than two 96-gallon carts will be provided for multi-family customers for refuse, recycling or organics, unless there is inadequate space for a bin (one cubic yard capacity).

Section 4. Regularly Scheduled Commercial Bin Service: The provisions, rates, and charges are applicable for front- and rear-loading refuse, recycling, and organic bins that are mechanically picked up and emptied by the collection vehicles shall be as follows:

(a) The FY2024 monthly rates for refuse and recycling bins (loose), available to 5 dwelling units or more, and businesses, shall be as follows:

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$26.98             | \$147.49                                                          | \$309.72   | \$464.61   | \$649.00   | \$848.09   | \$1,061.95 | \$1,238.95 |
| 1.5                     | \$30.19             | \$221.24                                                          | \$464.61   | \$696.89   | \$973.45   | \$1,272.12 | \$1,592.94 | \$1,858.44 |
| 2                       | \$33.59             | \$295.01                                                          | \$619.49   | \$929.21   | \$1,297.92 | \$1,696.16 | \$2,123.90 | \$2,477.89 |
| 3                       | \$40.38             | \$442.47                                                          | \$929.21   | \$1,393.82 | \$1,946.93 | \$2,544.28 | \$3,185.86 | \$3,716.82 |
| 4                       | \$60.39             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.35 | \$4,247.82 | \$4,955.77 |
| 5                       | \$60.39             | \$737.46                                                          | \$1,548.69 | \$2,323.04 | \$3,244.86 | \$4,240.45 | \$5,309.76 | \$6,194.72 |
| 6                       | \$66.83             | \$884.95                                                          | \$1,858.44 | \$2,787.64 | \$3,893.81 | \$5,088.50 | \$6,371.69 | \$7,433.66 |

Rates for FY 2025-2028 are included in Attachment 1.

## Exhibit A

(b) The FY2024 monthly rates for refuse bins (compacted), available to 5 dwelling units or more, and businesses, shall be as follows:

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                       | \$26.98             | \$294.98                                                          | \$619.44   | \$929.23   | \$1,298.00 | \$1,696.18  | \$2,123.90  | \$2,477.90  |
| 1.5                     | \$30.19             | \$442.49                                                          | \$929.23   | \$1,393.78 | \$1,946.90 | \$2,544.24  | \$3,185.87  | \$3,716.87  |
| 2                       | \$33.59             | \$590.02                                                          | \$1,238.97 | \$1,858.41 | \$2,595.85 | \$3,392.31  | \$4,247.80  | \$4,955.77  |
| 3                       | \$40.38             | \$884.95                                                          | \$1,858.41 | \$2,787.64 | \$3,893.87 | \$5,088.56  | \$6,371.72  | \$7,433.64  |
| 4                       | \$60.39             | \$1,179.95                                                        | \$2,477.90 | \$3,716.87 | \$5,191.77 | \$6,784.69  | \$8,495.64  | \$9,911.54  |
| 5                       | \$60.39             | \$1,474.92                                                        | \$3,097.38 | \$4,646.08 | \$6,489.72 | \$8,480.90  | \$10,619.51 | \$12,389.44 |
| 6                       | \$66.83             | \$1,769.90                                                        | \$3,716.87 | \$5,575.28 | \$7,787.62 | \$10,177.00 | \$12,743.39 | \$14,867.31 |

Rates for FY 2025-2028 are included in Attachment 1.

(c) The FY2024 monthly rates for organic bins, available to 5 dwelling units or more, and businesses, shall be as follows:

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$21.58             | \$117.99                                                          | \$247.78   | \$371.69   | \$519.20   | \$678.47   | \$849.56   | \$991.16   |
| 1.5                     | \$24.16             | \$177.00                                                          | \$371.69   | \$557.52   | \$778.76   | \$1,017.69 | \$1,274.35 | \$1,486.75 |
| 2                       | \$26.87             | \$236.01                                                          | \$495.59   | \$743.36   | \$1,038.34 | \$1,356.92 | \$1,699.12 | \$1,982.31 |
| 3                       | \$32.30             | \$353.97                                                          | \$743.36   | \$1,115.06 | \$1,557.55 | \$2,035.42 | \$2,548.69 | \$2,973.46 |
| 4                       | \$48.31             | \$471.97                                                          | \$991.16   | \$1,486.75 | \$2,076.71 | \$2,713.87 | \$3,398.26 | \$3,964.62 |
| 5                       | \$48.31             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.36 | \$4,247.81 | \$4,955.78 |
| 6                       | \$53.46             | \$707.96                                                          | \$1,486.75 | \$2,230.11 | \$3,115.05 | \$4,070.80 | \$5,097.36 | \$5,946.92 |

Rates for FY 2025-2028 are included in Attachment 1.

For the above commercial rates, no new 1.5 or 5 cubic yard bins are provided.

Section 4. Regularly Scheduled and Temporary Roll-off Container Service: The provisions, rates and charges for roll-off containers, shall be as follows:

(a) The FY2024 monthly rates for roll-off containers (loose) shall be as follows:

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                             | \$91.24                   | \$1,122.82                                                        | \$2,366.08  | \$3,546.07  | \$4,954.77  | \$6,471.74  | \$8,103.05  | \$9,459.44  |
| 12                            | \$148.41                  | \$2,251.73                                                        | \$4,723.64  | \$7,090.93  | \$9,907.11  | \$12,947.13 | \$16,212.19 | \$18,918.89 |
| 14                            | \$170.31                  | \$2,626.41                                                        | \$5,514.36  | \$8,273.36  | \$11,557.89 | \$15,101.53 | \$18,910.37 | \$22,062.30 |
| 15                            | \$178.82                  | \$2,816.18                                                        | \$5,915.80  | \$8,871.88  | \$12,393.62 | \$16,198.81 | \$20,283.79 | \$23,661.99 |
| 16                            | \$188.56                  | \$3,001.09                                                        | \$6,306.30  | \$9,459.44  | \$13,206.24 | \$17,262.02 | \$21,613.42 | \$25,213.02 |
| 20                            | \$210.45                  | \$3,333.19                                                        | \$7,881.65  | \$11,820.65 | \$16,509.02 | \$21,575.71 | \$27,014.64 | \$31,516.88 |
| 25                            | \$212.89                  | \$3,685.97                                                        | \$9,848.72  | \$14,775.51 | \$20,637.79 | \$26,967.20 | \$33,772.26 | \$39,397.32 |
| 30                            | \$217.75                  | \$4,058.22                                                        | \$11,820.65 | \$17,729.16 | \$24,762.92 | \$32,362.34 | \$40,526.22 | \$47,274.10 |

Rates for FY 2025-2028 are included in Attachment 1.

(b) The FY2024 monthly rates for roll-off containers (compacted) shall be as follows:

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                             | \$91.24                   | \$2,245.64                                                        | \$4,732.15  | \$7,092.15  | \$9,909.55  | \$12,943.48 | \$16,206.11 | \$18,918.89 |
| 12                            | \$148.41                  | \$4,503.45                                                        | \$9,447.28  | \$14,181.87 | \$19,814.23 | \$25,894.25 | \$32,424.38 | \$37,837.77 |
| 14                            | \$170.31                  | \$5,252.81                                                        | \$11,028.72 | \$16,546.73 | \$23,115.79 | \$30,203.07 | \$37,820.74 | \$44,124.61 |
| 15                            | \$178.82                  | \$5,632.36                                                        | \$11,831.60 | \$17,743.76 | \$24,787.25 | \$32,397.62 | \$40,567.58 | \$47,323.98 |
| 16                            | \$188.56                  | \$6,002.17                                                        | \$12,612.59 | \$18,918.89 | \$26,412.48 | \$34,524.05 | \$43,226.83 | \$50,426.04 |
| 20                            | \$210.45                  | \$6,666.38                                                        | \$15,763.31 | \$23,641.31 | \$33,018.03 | \$43,151.41 | \$54,029.29 | \$63,033.76 |
| 25                            | \$212.89                  | \$7,371.94                                                        | \$19,697.44 | \$29,551.03 | \$41,275.58 | \$53,934.40 | \$67,544.51 | \$78,794.63 |
| 30                            | \$217.75                  | \$8,116.44                                                        | \$23,641.31 | \$35,458.32 | \$49,525.83 | \$64,724.69 | \$81,052.44 | \$94,548.21 |

Rates for FY 2025-2028 are included in Attachment 1.

(c) There shall be a monthly surcharge of \$54.12 (FY 2024) multiplied by the number of service pickups per week where extra handling (spinning) of roll-off containers, or where reloading of a container onto a truck is required. Rates for FY 2025-2028 are included in Attachment 1.

(d) For short-term (5 consecutive days or less including delivery and removal) rental of roll-off containers, the service rates and additional charges per

haul will be as follows for FY 2024 (Rates for FY 2025-2028 are included in Attachment 1.):

| Temporary Roll-off (Loose) |                                  |                                    |
|----------------------------|----------------------------------|------------------------------------|
| Capacity in Cubic Yards    | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
| 6 (dirt only)              | \$540.15                         | \$432.12                           |
| 12                         | \$374.49                         | \$299.59                           |
| 14                         | \$437.74                         | \$350.20                           |
| 16                         | \$499.99                         | \$399.99                           |
| 20                         | \$567.26                         | \$453.81                           |
| 30                         | \$674.69                         | \$539.75                           |

| Temporary Roll-off (Compacted) |                                  |                                    |
|--------------------------------|----------------------------------|------------------------------------|
| Capacity in Cubic Yards        | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
| 6 (dirt only)                  | not applicable                   | not applicable                     |
| 12                             | \$748.98                         | \$599.19                           |
| 14                             | \$875.49                         | \$700.39                           |
| 16                             | \$999.98                         | \$799.99                           |
| 20                             | \$1,134.52                       | \$907.62                           |
| 30                             | \$1,349.38                       | \$1,079.50                         |

For containers left over 4 days there shall be an additional charge of \$22.40 per day for no more than 2 additional days. For containers left over 6 days the service will be considered a "new" service and a new full short-term rate shall be charged in addition to the original and extra day charges.

Section 5. Other Special Provisions & Collection Services, Rates & Charges:

(a) Bulky Waste Collection, left at the edge of the right-of-way (sidewalk or if no sidewalk at the curb) on the scheduled Bulky Pickup Day constitutes authorization

for the City to provide services to remove the materials, and charge the following for FY 2024:

| Customer Type | 1st Collection in Calendar Year                                  |
|---------------|------------------------------------------------------------------|
| Residential   | No Charge up to 3 Cubic Yard; \$42.15 each additional Cubic Yard |

Rates for FY 2025-2028 are included in Attachment 1.

(b) Extra Pickups. Additional charges apply for collection of carts and bins (any material type) in excess of regularly scheduled service, as follows (for FY 2024):

| Container Size | per Container per Collection |
|----------------|------------------------------|
| 13 Gallon      | \$15.11                      |
| 20 Gallon      | \$15.84                      |
| 32 Gallon      | \$17.10                      |
| 45 Gallon      | \$18.41                      |
| 64 Gallon      | \$19.10                      |
| 96 Gallon      | \$20.55                      |
| 1 Cubic Yd     | \$47.34                      |
| 1.5 Cubic Yds  | \$64.38                      |
| 2 Cubic Yds    | \$81.41                      |
| 3 Cubic Yds    | \$115.47                     |
| 4 Cubic Yds    | \$149.53                     |
| 5 Cubic Yds    | \$183.60                     |
| 6 Cubic Yds    | \$217.66                     |

Rates for FY 2025-2028 are included in Attachment 1.

(c) Collection of City-authorized pre-paid bags or containers for overages (i.e., materials do not fit in the customers container used for regularly scheduled collection services). Customers may use pre-paid bags and containers purchased at locations established or authorized by the Public Works Director. For reasons of worker safety and ready identification of items to be disposed, only bags procured from the City or containers provided by the City will be picked up.

1. Customers placing City-authorized pre-paid bags or containers (for extra garbage or plant debris) for collection alongside their regularly scheduled collection container, on a regularly scheduled collection day, will be collected at no additional charge.
2. For FY 2024, the collection of authorized pre-paid bags or containers (for

extra garbage or plant debris) placed for collection on a day other than a regularly scheduled collection day, or from locations not scheduled for service, shall be charged \$19.10 for collection of the first bag/container and no charge for additional bags/container (up to 10 bags). Charges for FY 2025-2028 are included in Attachment 1.

(d) Customer-Owned Bin Repairs. For FY 2024, commercial customers who own their bins and requests the following repairs, shall be charged as follows:

1. Complete bin replacement 100% of City cost (3<sup>rd</sup> party vendor) plus 10% administrative cost.
2. Wheel replacement, per wheel, \$75.00.
  - With plate replacement, additional, per plate, \$75.00.
3. Side wall(s) replacement, 100% of City cost (3<sup>rd</sup> party vendor) plus 10% administrative fee.
4. Lid replacement, 100% of City cost (3<sup>rd</sup> party vendor) plus 10% administrative fee.

Rates for FY 2025-2028 are included in Attachment 1.

(e) For FY 2024, there shall be a charge of \$26.56 per month, multiplied by the number of service pickups per week of bins and/or carts, for handling customer keys and codes to access containers. There is no charge for use of the standard key recommended by the Zero Waste Division, Solid Waste & Recycling Manager. Rates for FY 2025-2028 are included in Attachment 1.

(f) Damaged Cart Charges. The charge for replacement of a solid waste cart that was maliciously or willfully destroyed, or for which reasonable care was not used in securing or maintaining the cart, shall be 100% of City's 3<sup>rd</sup> party vendor rate, plus a 10% administrative fee.

(g) Container Cleaning. For FY 2024, charges for cleaning containers upon customer's request shall be as follows:

| Container Type          | Cleaning Rate (per container) |
|-------------------------|-------------------------------|
| Wheeled cart (any size) | \$20.00                       |
| Bin (any size)          | \$90.36                       |

Rates for FY 2025-2028 are included in Attachment 1.

(h) Short-Term Bin Service. For FY 2024, short-term (4 consecutive days including delivery and removal days) rental rates are as follows:



| Container Type            | Short-Term Service Rate (per container) |
|---------------------------|-----------------------------------------|
| 1 Cubic Yard Bin          | not available                           |
| 1.5 Cubic Yard Bin        | not available                           |
| 2 Cubic Yard Bin          | \$96.38                                 |
| 3 Cubic Yard Bin          | \$116.46                                |
| 4 Cubic Yard Bin          | \$146.58                                |
| 5 Cubic Yard Bin          | \$166.66                                |
| 6 Cubic Yard Bin          | \$185.74                                |
| Additional Days (per day) | \$27.00                                 |

For bins left over 4 days there shall be an additional charge of \$27.00 per day, for no more than 2 additional days. For bins left over 6 days, the service will be considered a "new" service and a new full short-term rate will be charged in addition to the original and extra day.

Rates for FY 2025-2028 are included in Attachment 1.

(i) Distance Surcharge. To service containers that customers elect to not place at the curb (i.e., on property collection), there shall be an additional charge, as follows (for FY 2024):

| Customer/Container Type                  | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$34.50                                                | \$69.01  | \$103.51 | \$138.02 | \$172.52 | \$207.02 | \$241.53 |
| Bins (1 - 2 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 2 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
|                                          |                                                        |          |          |          |          |          |          |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 3 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Bins (4 - 6 cubic yards), per Bin        | \$63.26                                                | \$126.51 | \$189.77 | \$253.03 | \$316.29 | \$379.54 | \$442.80 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.66                                                 | \$5.31   | \$7.97   | \$10.62  | \$13.28  | \$15.94  | \$18.59  |
| Bins (1 - 3 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
| Bins (4 - 6 cubic yards), per Bin        | \$25.30                                                | \$50.61  | \$75.91  | \$101.21 | \$126.51 | \$151.82 | \$177.12 |

Rates for FY 2025-2028 are included in Attachment 1

(j) Stair Surcharge. To service carts that require climbing stairs, there shall be an additional charge, as follows (for FY 2024):

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$11.50                                                | \$23.00 | \$34.50 | \$46.01 | \$57.51 | \$69.01 | \$80.51 |

Rates for FY 2025-2028 are included in Attachment 1

(k) There shall be a surcharge of 20% of the applicable base service charge rate where access to refuse, recycling, and/or organic bins is difficult, where moving the bin is dangerous due to narrow gateway, narrow passage or extreme slope, or where there is unusually high exposure to liability.

Section 6. Agreements. The City Council may authorize agreements with the Berkeley Unified School District, the University of California, or any other governmental agency or special district for collection and disposal of refuse, recycling, and organic materials upon such terms and conditions as may be mutually agreed upon.

**Attachment 1**  
**Proposed Solid Waste, Recycling, and Organics Collection Rates**  
**for FY2024-FY2028**

Residential Solid Waste Management Integrated Cart Rates

FY 2024

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$23.78                        | \$49.81  | \$74.67  | \$104.33 | \$136.33 | \$170.72 | \$199.15 |
| 20 Gallon      | \$33.30                        | \$69.82  | \$104.79 | \$146.38 | \$191.24 | \$239.52 | \$279.42 |
| 32 Gallon      | \$49.66                        | \$104.25 | \$156.32 | \$218.37 | \$285.37 | \$357.26 | \$416.85 |
| 45 Gallon      | \$66.63                        | \$139.87 | \$209.79 | \$293.06 | \$383.01 | \$479.53 | \$559.47 |
| 64 Gallon      | \$75.60                        | \$158.74 | \$238.09 | \$332.59 | \$434.65 | \$544.26 | \$634.93 |
| 96 Gallon      | \$94.47                        | \$198.42 | \$297.63 | \$415.76 | \$543.29 | \$680.33 | \$793.71 |

FY 2025

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$29.78                        | \$62.38  | \$93.51  | \$130.65 | \$170.73 | \$213.79 | \$249.40 |
| 20 Gallon      | \$39.30                        | \$82.40  | \$123.67 | \$172.75 | \$225.70 | \$282.68 | \$329.76 |
| 32 Gallon      | \$55.66                        | \$116.84 | \$175.21 | \$244.76 | \$319.85 | \$400.43 | \$467.21 |
| 45 Gallon      | \$72.63                        | \$152.46 | \$228.68 | \$319.44 | \$417.48 | \$522.69 | \$609.82 |
| 64 Gallon      | \$81.60                        | \$171.34 | \$256.98 | \$358.99 | \$469.15 | \$587.45 | \$685.32 |
| 96 Gallon      | \$100.47                       | \$211.02 | \$316.53 | \$442.16 | \$577.80 | \$723.54 | \$844.11 |

FY 2026

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$35.78                        | \$74.94  | \$112.35 | \$156.98 | \$205.13 | \$256.87 | \$299.65 |
| 20 Gallon      | \$45.30                        | \$94.98  | \$142.55 | \$199.13 | \$260.16 | \$325.83 | \$380.11 |
| 32 Gallon      | \$61.66                        | \$129.44 | \$194.10 | \$271.14 | \$354.33 | \$443.59 | \$517.57 |
| 45 Gallon      | \$78.63                        | \$165.05 | \$247.57 | \$345.83 | \$451.97 | \$565.87 | \$660.20 |
| 64 Gallon      | \$87.60                        | \$183.94 | \$275.88 | \$385.38 | \$503.64 | \$630.65 | \$735.71 |
| 96 Gallon      | \$106.47                       | \$223.62 | \$335.43 | \$468.57 | \$612.30 | \$766.75 | \$894.52 |

## FY 2027

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$41.78                        | \$87.51  | \$131.19 | \$183.30 | \$239.52 | \$299.94 | \$349.90 |
| 20 Gallon      | \$51.30                        | \$107.56 | \$161.43 | \$225.50 | \$294.61 | \$368.99 | \$430.45 |
| 32 Gallon      | \$67.66                        | \$142.04 | \$212.99 | \$297.53 | \$388.81 | \$486.75 | \$567.94 |
| 45 Gallon      | \$84.63                        | \$177.65 | \$266.46 | \$372.22 | \$486.46 | \$609.05 | \$710.58 |
| 64 Gallon      | \$93.60                        | \$196.54 | \$294.77 | \$411.78 | \$538.14 | \$673.84 | \$786.10 |
| 96 Gallon      | \$112.47                       | \$236.22 | \$354.33 | \$494.97 | \$646.81 | \$809.96 | \$944.93 |

## FY 2028

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$47.78                        | \$100.08 | \$150.04 | \$209.62 | \$273.92 | \$343.02 | \$400.15 |
| 20 Gallon      | \$57.30                        | \$120.14 | \$180.32 | \$251.88 | \$329.07 | \$412.15 | \$480.80 |
| 32 Gallon      | \$73.66                        | \$154.63 | \$231.87 | \$323.91 | \$423.28 | \$529.92 | \$618.30 |
| 45 Gallon      | \$88.09                        | \$184.92 | \$277.37 | \$387.47 | \$506.38 | \$633.99 | \$739.69 |
| 64 Gallon      | \$99.60                        | \$209.13 | \$313.67 | \$438.17 | \$572.63 | \$717.03 | \$836.49 |
| 96 Gallon      | \$118.47                       | \$248.82 | \$373.24 | \$521.38 | \$681.31 | \$853.16 | \$995.34 |

Residential Solid Waste Management Integrated Bin Rates

## FY2024

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$174.47 | \$251.44 | \$328.60 |
| 2x per week | \$336.70 | \$494.81 | \$653.07 |

## FY2025

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$190.17 | \$274.07 | \$358.17 |
| 2x per week | \$367.00 | \$539.34 | \$711.85 |

## FY2026

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$207.29 | \$298.74 | \$390.41 |
| 2x per week | \$400.03 | \$587.88 | \$775.91 |

## FY2027

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$221.80 | \$319.65 | \$417.74 |
| 2x per week | \$428.04 | \$629.04 | \$830.23 |

FY2028

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$230.67 | \$332.43 | \$434.45 |
| 2x per week | \$445.16 | \$654.20 | \$863.44 |

Refuse Commercial Carts and Multi-family Dwelling Units of 5 of More and Businesses

FY2024

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$14.67                        | \$30.73  | \$46.07  | \$64.36  | \$84.11  | \$105.32 | \$122.87 |
| 20 Gallon      | \$22.53                        | \$47.24  | \$70.90  | \$99.03  | \$129.39 | \$162.05 | \$189.04 |
| 32 Gallon      | \$36.03                        | \$75.64  | \$113.43 | \$158.45 | \$207.06 | \$259.22 | \$302.46 |
| 45 Gallon      | \$50.65                        | \$106.33 | \$159.49 | \$222.80 | \$291.18 | \$364.56 | \$425.33 |
| 64 Gallon      | \$72.03                        | \$151.23 | \$226.83 | \$316.86 | \$414.09 | \$518.52 | \$604.90 |
| 96 Gallon      | \$108.00                       | \$226.83 | \$340.24 | \$475.28 | \$621.08 | \$777.74 | \$907.35 |

FY2025

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$15.99                        | \$33.49  | \$50.21  | \$70.16  | \$91.68  | \$114.80 | \$133.92 |
| 20 Gallon      | \$24.56                        | \$51.49  | \$77.28  | \$107.95 | \$141.03 | \$176.63 | \$206.06 |
| 32 Gallon      | \$39.28                        | \$82.45  | \$123.63 | \$172.71 | \$225.69 | \$282.55 | \$329.68 |
| 45 Gallon      | \$55.21                        | \$115.90 | \$173.85 | \$242.85 | \$317.39 | \$397.37 | \$463.61 |
| 64 Gallon      | \$78.51                        | \$164.85 | \$247.24 | \$345.38 | \$451.36 | \$565.18 | \$659.34 |
| 96 Gallon      | \$117.72                       | \$247.24 | \$370.86 | \$518.06 | \$676.98 | \$847.74 | \$989.01 |

FY2026

| Container Size | Number of Collections per Week |          |          |          |          |          |            |
|----------------|--------------------------------|----------|----------|----------|----------|----------|------------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X         |
| 13 Gallon      | \$17.43                        | \$36.51  | \$54.73  | \$76.47  | \$99.93  | \$125.14 | \$145.98   |
| 20 Gallon      | \$26.77                        | \$56.12  | \$84.23  | \$117.66 | \$153.72 | \$192.53 | \$224.60   |
| 32 Gallon      | \$42.81                        | \$89.87  | \$134.76 | \$188.25 | \$246.01 | \$307.98 | \$359.35   |
| 45 Gallon      | \$60.18                        | \$126.33 | \$189.50 | \$264.71 | \$345.95 | \$433.13 | \$505.34   |
| 64 Gallon      | \$85.58                        | \$179.68 | \$269.49 | \$376.46 | \$491.99 | \$616.05 | \$718.68   |
| 96 Gallon      | \$128.32                       | \$269.49 | \$404.24 | \$564.68 | \$737.91 | \$924.03 | \$1,078.02 |

FY2027

| Container Size | Number of Collections per Week |          |          |          |          |          |            |
|----------------|--------------------------------|----------|----------|----------|----------|----------|------------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X         |
| 13 Gallon      | \$18.65                        | \$39.06  | \$58.57  | \$81.82  | \$106.92 | \$133.89 | \$156.20   |
| 20 Gallon      | \$28.64                        | \$60.05  | \$90.13  | \$125.90 | \$164.48 | \$206.01 | \$240.32   |
| 32 Gallon      | \$45.81                        | \$96.16  | \$144.19 | \$201.43 | \$263.23 | \$329.54 | \$384.50   |
| 45 Gallon      | \$64.40                        | \$135.18 | \$202.76 | \$283.24 | \$370.17 | \$463.45 | \$540.71   |
| 64 Gallon      | \$91.57                        | \$192.26 | \$288.36 | \$402.81 | \$526.42 | \$659.17 | \$768.99   |
| 96 Gallon      | \$137.30                       | \$288.36 | \$432.54 | \$604.21 | \$789.56 | \$988.72 | \$1,153.48 |

FY2028

| Container Size | Number of Collections per Week |          |          |          |          |            |            |
|----------------|--------------------------------|----------|----------|----------|----------|------------|------------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X         | 7X         |
| 13 Gallon      | \$19.40                        | \$40.63  | \$60.91  | \$85.10  | \$111.20 | \$139.25   | \$162.44   |
| 20 Gallon      | \$29.79                        | \$62.45  | \$93.73  | \$130.94 | \$171.06 | \$214.25   | \$249.94   |
| 32 Gallon      | \$47.64                        | \$100.01 | \$149.96 | \$209.49 | \$273.76 | \$342.72   | \$399.88   |
| 45 Gallon      | \$66.97                        | \$140.59 | \$210.87 | \$294.57 | \$384.97 | \$481.99   | \$562.34   |
| 64 Gallon      | \$95.23                        | \$199.95 | \$299.89 | \$418.93 | \$547.48 | \$685.54   | \$799.75   |
| 96 Gallon      | \$142.79                       | \$299.89 | \$449.84 | \$628.38 | \$821.14 | \$1,028.26 | \$1,199.62 |

Organics Commercial Carts, Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$28.83                        | \$60.51  | \$90.74  | \$126.76 | \$165.65 | \$207.38 | \$241.96 |
| 64 Gallon      | \$57.63                        | \$120.99 | \$181.46 | \$253.49 | \$331.28 | \$414.81 | \$483.92 |
| 96 Gallon      | \$86.40                        | \$181.46 | \$272.19 | \$380.23 | \$496.86 | \$622.19 | \$725.88 |

FY2025

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$31.43                        | \$65.95  | \$98.90  | \$138.17 | \$180.56 | \$226.04 | \$263.74 |
| 64 Gallon      | \$62.81                        | \$131.88 | \$197.80 | \$276.31 | \$361.09 | \$452.14 | \$527.47 |
| 96 Gallon      | \$94.17                        | \$197.80 | \$296.69 | \$414.45 | \$541.58 | \$678.18 | \$791.21 |

FY2026

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$34.25                        | \$71.89  | \$107.81 | \$150.60 | \$196.81 | \$246.38 | \$287.47 |
| 64 Gallon      | \$68.46                        | \$143.75 | \$215.60 | \$301.17 | \$393.59 | \$492.84 | \$574.95 |
| 96 Gallon      | \$102.65                       | \$215.60 | \$323.39 | \$451.75 | \$590.32 | \$739.22 | \$862.42 |

FY2027

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$36.65                        | \$76.92  | \$115.35 | \$161.14 | \$210.59 | \$263.63 | \$307.60 |
| 64 Gallon      | \$73.26                        | \$153.81 | \$230.69 | \$322.26 | \$421.14 | \$527.34 | \$615.19 |
| 96 Gallon      | \$109.83                       | \$230.69 | \$346.03 | \$483.37 | \$631.65 | \$790.97 | \$922.79 |

FY2028

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$38.12                        | \$80.00  | \$119.97 | \$167.59 | \$219.01 | \$274.17 | \$319.90 |
| 64 Gallon      | \$76.19                        | \$159.97 | \$239.92 | \$335.15 | \$437.98 | \$548.43 | \$639.80 |
| 96 Gallon      | \$114.22                       | \$239.92 | \$359.87 | \$502.70 | \$656.91 | \$822.60 | \$959.70 |

Refuse Commercial Bins (Loose), Multi-family Dwelling Units of 5 of More and Businesses

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$26.98             | \$147.49                                                          | \$309.72   | \$464.61   | \$649.00   | \$848.09   | \$1,061.95 | \$1,238.95 |
| 1.5                     | \$30.19             | \$221.24                                                          | \$464.61   | \$696.89   | \$973.45   | \$1,272.12 | \$1,592.94 | \$1,858.44 |
| 2                       | \$33.59             | \$295.01                                                          | \$619.49   | \$929.21   | \$1,297.92 | \$1,696.16 | \$2,123.90 | \$2,477.89 |
| 3                       | \$40.38             | \$442.47                                                          | \$929.21   | \$1,393.82 | \$1,946.93 | \$2,544.28 | \$3,185.86 | \$3,716.82 |
| 4                       | \$60.39             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.35 | \$4,247.82 | \$4,955.77 |
| 5                       | \$60.39             | \$737.46                                                          | \$1,548.69 | \$2,323.04 | \$3,244.86 | \$4,240.45 | \$5,309.76 | \$6,194.72 |
| 6                       | \$66.83             | \$884.95                                                          | \$1,858.44 | \$2,787.64 | \$3,893.81 | \$5,088.50 | \$6,371.69 | \$7,433.66 |

FY2025

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$29.41                   | \$160.76                                                          | \$337.59   | \$506.43   | \$707.41   | \$924.42   | \$1,157.52 | \$1,350.45 |
| 1.5                        | \$32.91                   | \$241.16                                                          | \$506.43   | \$759.61   | \$1,061.06 | \$1,386.61 | \$1,736.30 | \$2,025.69 |
| 2                          | \$36.61                   | \$321.56                                                          | \$675.24   | \$1,012.83 | \$1,414.74 | \$1,848.81 | \$2,315.05 | \$2,700.89 |
| 3                          | \$44.01                   | \$482.30                                                          | \$1,012.83 | \$1,519.26 | \$2,122.16 | \$2,773.27 | \$3,472.59 | \$4,051.34 |
| 4                          | \$65.82                   | \$643.07                                                          | \$1,350.45 | \$2,025.69 | \$2,829.51 | \$3,697.66 | \$4,630.12 | \$5,401.79 |
| 5                          | \$65.82                   | \$803.83                                                          | \$1,688.07 | \$2,532.11 | \$3,536.90 | \$4,622.09 | \$5,787.64 | \$6,752.24 |
| 6                          | \$72.85                   | \$964.59                                                          | \$2,025.69 | \$3,038.53 | \$4,244.25 | \$5,546.47 | \$6,945.15 | \$8,102.68 |

FY2026

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$32.06                   | \$175.23                                                          | \$367.98   | \$552.01   | \$771.08   | \$1,007.62 | \$1,261.70 | \$1,471.99 |
| 1.5                        | \$35.87                   | \$262.86                                                          | \$552.01   | \$827.98   | \$1,156.56 | \$1,511.41 | \$1,892.57 | \$2,208.01 |
| 2                          | \$39.91                   | \$350.50                                                          | \$736.01   | \$1,103.99 | \$1,542.06 | \$2,015.20 | \$2,523.40 | \$2,943.98 |
| 3                          | \$47.97                   | \$525.70                                                          | \$1,103.99 | \$1,656.00 | \$2,313.15 | \$3,022.86 | \$3,785.12 | \$4,415.96 |
| 4                          | \$71.75                   | \$700.95                                                          | \$1,471.99 | \$2,208.01 | \$3,084.17 | \$4,030.45 | \$5,046.84 | \$5,887.95 |
| 5                          | \$71.75                   | \$876.18                                                          | \$1,840.00 | \$2,760.00 | \$3,855.22 | \$5,038.08 | \$6,308.52 | \$7,359.95 |
| 6                          | \$79.41                   | \$1,051.41                                                        | \$2,208.01 | \$3,312.00 | \$4,626.23 | \$6,045.65 | \$7,570.21 | \$8,831.93 |

FY2027

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$34.30                   | \$187.50                                                          | \$393.74   | \$590.65   | \$825.05   | \$1,078.15 | \$1,350.02 | \$1,575.03 |
| 1.5                        | \$38.38                   | \$281.26                                                          | \$590.65   | \$885.94   | \$1,237.51 | \$1,617.21 | \$2,025.05 | \$2,362.57 |
| 2                          | \$42.70                   | \$375.04                                                          | \$787.53   | \$1,181.27 | \$1,650.01 | \$2,156.27 | \$2,700.04 | \$3,150.05 |
| 3                          | \$51.33                   | \$562.50                                                          | \$1,181.27 | \$1,771.92 | \$2,475.07 | \$3,234.46 | \$4,050.08 | \$4,725.07 |
| 4                          | \$76.77                   | \$750.01                                                          | \$1,575.03 | \$2,362.57 | \$3,300.06 | \$4,312.58 | \$5,400.11 | \$6,300.11 |
| 5                          | \$76.77                   | \$937.51                                                          | \$1,968.80 | \$2,953.20 | \$4,125.08 | \$5,390.74 | \$6,750.12 | \$7,875.14 |
| 6                          | \$84.96                   | \$1,125.01                                                        | \$2,362.57 | \$3,543.84 | \$4,950.07 | \$6,468.84 | \$8,100.12 | \$9,450.16 |



FY2028

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$35.67             | \$195.00                                                          | \$409.48   | \$614.28   | \$858.05   | \$1,121.27 | \$1,404.02 | \$1,638.04 |
| 1.5                     | \$39.92             | \$292.51                                                          | \$614.28   | \$921.37   | \$1,287.01 | \$1,681.90 | \$2,106.05 | \$2,457.07 |
| 2                       | \$44.41             | \$390.04                                                          | \$819.03   | \$1,228.52 | \$1,716.01 | \$2,242.52 | \$2,808.04 | \$3,276.06 |
| 3                       | \$53.38             | \$585.00                                                          | \$1,228.52 | \$1,842.79 | \$2,574.08 | \$3,363.84 | \$4,212.08 | \$4,914.08 |
| 4                       | \$79.84             | \$780.02                                                          | \$1,638.04 | \$2,457.07 | \$3,432.07 | \$4,485.08 | \$5,616.12 | \$6,552.11 |
| 5                       | \$79.84             | \$975.01                                                          | \$2,047.55 | \$3,071.33 | \$4,290.09 | \$5,606.37 | \$7,020.12 | \$8,190.15 |
| 6                       | \$88.36             | \$1,170.01                                                        | \$2,457.07 | \$3,685.59 | \$5,148.07 | \$6,727.60 | \$8,424.13 | \$9,828.17 |

Refuse Commercial Bins (Compacted), Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                       | \$26.98             | \$294.98                                                          | \$619.44   | \$929.23   | \$1,298.00 | \$1,696.18  | \$2,123.90  | \$2,477.90  |
| 1.5                     | \$30.19             | \$442.49                                                          | \$929.23   | \$1,393.78 | \$1,946.90 | \$2,544.24  | \$3,185.87  | \$3,716.87  |
| 2                       | \$33.59             | \$590.02                                                          | \$1,238.97 | \$1,858.41 | \$2,595.85 | \$3,392.31  | \$4,247.80  | \$4,955.77  |
| 3                       | \$40.38             | \$884.95                                                          | \$1,858.41 | \$2,787.64 | \$3,893.87 | \$5,088.56  | \$6,371.72  | \$7,433.64  |
| 4                       | \$60.39             | \$1,179.95                                                        | \$2,477.90 | \$3,716.87 | \$5,191.77 | \$6,784.69  | \$8,495.64  | \$9,911.54  |
| 5                       | \$60.39             | \$1,474.92                                                        | \$3,097.38 | \$4,646.08 | \$6,489.72 | \$8,480.90  | \$10,619.51 | \$12,389.44 |
| 6                       | \$66.83             | \$1,769.90                                                        | \$3,716.87 | \$5,575.28 | \$7,787.62 | \$10,177.00 | \$12,743.39 | \$14,867.31 |

FY2025

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                       | \$29.41             | \$321.52                                                          | \$675.19   | \$1,012.86 | \$1,414.82 | \$1,848.84  | \$2,315.05  | \$2,700.91  |
| 1.5                     | \$32.91             | \$482.31                                                          | \$1,012.86 | \$1,519.22 | \$2,122.12 | \$2,773.23  | \$3,472.60  | \$4,051.39  |
| 2                       | \$36.61             | \$643.13                                                          | \$1,350.48 | \$2,025.67 | \$2,829.47 | \$3,697.62  | \$4,630.10  | \$5,401.79  |
| 3                       | \$44.01             | \$964.59                                                          | \$2,025.67 | \$3,038.53 | \$4,244.32 | \$5,546.53  | \$6,945.17  | \$8,102.67  |
| 4                       | \$65.82             | \$1,286.14                                                        | \$2,700.91 | \$4,051.39 | \$5,659.03 | \$7,395.32  | \$9,260.25  | \$10,803.58 |
| 5                       | \$65.82             | \$1,607.67                                                        | \$3,376.15 | \$5,064.22 | \$7,073.79 | \$9,244.18  | \$11,575.27 | \$13,504.49 |
| 6                       | \$72.85             | \$1,929.19                                                        | \$4,051.39 | \$6,077.06 | \$8,488.50 | \$11,092.93 | \$13,890.29 | \$16,205.37 |

## FY2026

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                             | \$32.06                   | \$350.46                                                          | \$735.95   | \$1,104.02 | \$1,542.15 | \$2,015.23  | \$2,523.40  | \$2,943.99  |
| 1.5                           | \$35.87                   | \$525.72                                                          | \$1,104.02 | \$1,655.95 | \$2,313.11 | \$3,022.82  | \$3,785.13  | \$4,416.01  |
| 2                             | \$39.91                   | \$701.01                                                          | \$1,472.02 | \$2,207.98 | \$3,084.13 | \$4,030.40  | \$5,046.81  | \$5,887.95  |
| 3                             | \$47.97                   | \$1,051.41                                                        | \$2,207.98 | \$3,312.00 | \$4,626.31 | \$6,045.72  | \$7,570.24  | \$8,831.91  |
| 4                             | \$71.75                   | \$1,401.90                                                        | \$2,943.99 | \$4,416.01 | \$6,168.34 | \$8,060.89  | \$10,093.67 | \$11,775.90 |
| 5                             | \$71.75                   | \$1,752.36                                                        | \$3,680.00 | \$5,520.00 | \$7,710.43 | \$10,076.15 | \$12,617.05 | \$14,719.89 |
| 6                             | \$79.41                   | \$2,102.82                                                        | \$4,416.01 | \$6,623.99 | \$9,252.47 | \$12,091.30 | \$15,140.42 | \$17,663.85 |

## FY2027

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                             | \$34.30                   | \$374.99                                                          | \$787.47   | \$1,181.30 | \$1,650.10 | \$2,156.30  | \$2,700.04  | \$3,150.07  |
| 1.5                           | \$38.38                   | \$562.52                                                          | \$1,181.30 | \$1,771.87 | \$2,475.03 | \$3,234.41  | \$4,050.09  | \$4,725.13  |
| 2                             | \$42.70                   | \$750.08                                                          | \$1,575.07 | \$2,362.54 | \$3,300.02 | \$4,312.53  | \$5,400.08  | \$6,300.11  |
| 3                             | \$51.33                   | \$1,125.01                                                        | \$2,362.54 | \$3,543.84 | \$4,950.15 | \$6,468.92  | \$8,100.16  | \$9,450.15  |
| 4                             | \$76.77                   | \$1,500.03                                                        | \$3,150.07 | \$4,725.13 | \$6,600.13 | \$8,625.16  | \$10,800.23 | \$12,600.21 |
| 5                             | \$76.77                   | \$1,875.02                                                        | \$3,937.60 | \$5,906.40 | \$8,250.16 | \$10,781.48 | \$13,500.24 | \$15,750.28 |
| 6                             | \$84.96                   | \$2,250.01                                                        | \$4,725.13 | \$7,087.67 | \$9,900.14 | \$12,937.69 | \$16,200.25 | \$18,900.32 |

## FY2028

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |             |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|-------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X         | 3X         | 4X          | 5X          | 6X          | 7X          |
| 1                             | \$35.67                   | \$389.99                                                          | \$818.97   | \$1,228.55 | \$1,716.11  | \$2,242.55  | \$2,808.04  | \$3,276.07  |
| 1.5                           | \$39.92                   | \$585.02                                                          | \$1,228.55 | \$1,842.75 | \$2,574.03  | \$3,363.79  | \$4,212.10  | \$4,914.14  |
| 2                             | \$44.41                   | \$780.08                                                          | \$1,638.07 | \$2,457.04 | \$3,432.02  | \$4,485.03  | \$5,616.09  | \$6,552.11  |
| 3                             | \$53.38                   | \$1,170.01                                                        | \$2,457.04 | \$3,685.59 | \$5,148.15  | \$6,727.68  | \$8,424.16  | \$9,828.15  |
| 4                             | \$79.84                   | \$1,560.03                                                        | \$3,276.07 | \$4,914.14 | \$6,864.13  | \$8,970.16  | \$11,232.24 | \$13,104.22 |
| 5                             | \$79.84                   | \$1,950.02                                                        | \$4,095.11 | \$6,142.66 | \$8,580.17  | \$11,212.74 | \$14,040.25 | \$16,380.30 |
| 6                             | \$88.36                   | \$2,340.01                                                        | \$4,914.14 | \$7,371.18 | \$10,296.15 | \$13,455.20 | \$16,848.26 | \$19,656.33 |

## Organics Commercial Bins, Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$21.58             | \$117.99                                                          | \$247.78   | \$371.69   | \$519.20   | \$678.47   | \$849.56   | \$991.16   |
| 1.5                     | \$24.16             | \$177.00                                                          | \$371.69   | \$557.52   | \$778.76   | \$1,017.69 | \$1,274.35 | \$1,486.75 |
| 2                       | \$26.87             | \$236.01                                                          | \$495.59   | \$743.36   | \$1,038.34 | \$1,356.92 | \$1,699.12 | \$1,982.31 |
| 3                       | \$32.30             | \$353.97                                                          | \$743.36   | \$1,115.06 | \$1,557.55 | \$2,035.42 | \$2,548.69 | \$2,973.46 |
| 4                       | \$48.31             | \$471.97                                                          | \$991.16   | \$1,486.75 | \$2,076.71 | \$2,713.87 | \$3,398.26 | \$3,964.62 |
| 5                       | \$48.31             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.36 | \$4,247.81 | \$4,955.78 |
| 6                       | \$53.46             | \$707.96                                                          | \$1,486.75 | \$2,230.11 | \$3,115.05 | \$4,070.80 | \$5,097.36 | \$5,946.92 |

FY2025

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$23.52             | \$128.61                                                          | \$270.07   | \$405.14   | \$565.93   | \$739.54   | \$926.02   | \$1,080.36 |
| 1.5                     | \$26.33             | \$192.93                                                          | \$405.14   | \$607.70   | \$848.85   | \$1,109.29 | \$1,389.04 | \$1,620.56 |
| 2                       | \$29.29             | \$257.25                                                          | \$540.19   | \$810.26   | \$1,131.79 | \$1,479.05 | \$1,852.04 | \$2,160.72 |
| 3                       | \$35.20             | \$385.83                                                          | \$810.26   | \$1,215.42 | \$1,697.73 | \$2,218.61 | \$2,778.07 | \$3,241.07 |
| 4                       | \$52.65             | \$514.45                                                          | \$1,080.37 | \$1,620.56 | \$2,263.61 | \$2,958.12 | \$3,704.10 | \$4,321.43 |
| 5                       | \$52.65             | \$643.07                                                          | \$1,350.45 | \$2,025.69 | \$2,829.51 | \$3,697.67 | \$4,630.11 | \$5,401.79 |
| 6                       | \$58.28             | \$771.68                                                          | \$1,620.56 | \$2,430.82 | \$3,395.40 | \$4,437.17 | \$5,556.12 | \$6,482.15 |

FY2026

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$25.64             | \$140.18                                                          | \$294.38   | \$441.60   | \$616.86   | \$806.10   | \$1,009.36 | \$1,177.60 |
| 1.5                     | \$28.70             | \$210.29                                                          | \$441.60   | \$662.39   | \$925.25   | \$1,209.12 | \$1,514.05 | \$1,766.41 |
| 2                       | \$31.93             | \$280.41                                                          | \$588.81   | \$883.19   | \$1,233.65 | \$1,612.16 | \$2,018.73 | \$2,355.18 |
| 3                       | \$38.37             | \$420.56                                                          | \$883.19   | \$1,324.80 | \$1,850.52 | \$2,418.29 | \$3,028.09 | \$3,532.76 |
| 4                       | \$57.39             | \$560.75                                                          | \$1,177.60 | \$1,766.41 | \$2,467.34 | \$3,224.35 | \$4,037.47 | \$4,710.36 |
| 5                       | \$57.39             | \$700.95                                                          | \$1,471.99 | \$2,208.01 | \$3,084.17 | \$4,030.46 | \$5,046.82 | \$5,887.96 |
| 6                       | \$63.52             | \$841.13                                                          | \$1,766.41 | \$2,649.59 | \$3,700.99 | \$4,836.51 | \$6,056.17 | \$7,065.54 |

FY2027

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$27.43                   | \$149.99                                                          | \$314.99   | \$472.51   | \$660.04   | \$862.52   | \$1,080.02 | \$1,260.03 |
| 1.5                        | \$30.71                   | \$225.01                                                          | \$472.51   | \$708.75   | \$990.01   | \$1,293.76 | \$1,620.04 | \$1,890.05 |
| 2                          | \$34.16                   | \$300.03                                                          | \$630.02   | \$945.01   | \$1,320.00 | \$1,725.01 | \$2,160.04 | \$2,520.04 |
| 3                          | \$41.06                   | \$450.00                                                          | \$945.01   | \$1,417.54 | \$1,980.06 | \$2,587.57 | \$3,240.06 | \$3,780.06 |
| 4                          | \$61.41                   | \$600.01                                                          | \$1,260.03 | \$1,890.05 | \$2,640.05 | \$3,450.06 | \$4,320.09 | \$5,040.09 |
| 5                          | \$61.41                   | \$750.01                                                          | \$1,575.03 | \$2,362.57 | \$3,300.06 | \$4,312.59 | \$5,400.10 | \$6,300.11 |
| 6                          | \$67.97                   | \$900.01                                                          | \$1,890.05 | \$2,835.07 | \$3,960.06 | \$5,175.07 | \$6,480.10 | \$7,560.13 |

FY2028

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$28.53                   | \$155.99                                                          | \$327.59   | \$491.41   | \$686.44   | \$897.02   | \$1,123.22 | \$1,310.43 |
| 1.5                        | \$31.94                   | \$234.01                                                          | \$491.41   | \$737.10   | \$1,029.61 | \$1,345.51 | \$1,684.84 | \$1,965.66 |
| 2                          | \$35.53                   | \$312.04                                                          | \$655.22   | \$982.81   | \$1,372.80 | \$1,794.01 | \$2,246.44 | \$2,620.84 |
| 3                          | \$42.70                   | \$468.00                                                          | \$982.81   | \$1,474.24 | \$2,059.26 | \$2,691.07 | \$3,369.66 | \$3,931.26 |
| 4                          | \$63.87                   | \$624.01                                                          | \$1,310.43 | \$1,965.66 | \$2,745.66 | \$3,588.06 | \$4,492.90 | \$5,241.69 |
| 5                          | \$63.87                   | \$780.02                                                          | \$1,638.04 | \$2,457.07 | \$3,432.07 | \$4,485.10 | \$5,616.10 | \$6,552.12 |
| 6                          | \$70.69                   | \$936.01                                                          | \$1,965.66 | \$2,948.47 | \$4,118.46 | \$5,382.07 | \$6,739.31 | \$7,862.53 |

Refuse Roll-off Containers (Loose)

FY2024

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$91.24                   | \$1,122.82                                                        | \$2,366.08  | \$3,546.07  | \$4,954.77  | \$6,471.74  | \$8,103.05  | \$9,459.44  |
| 12                         | \$148.41                  | \$2,251.73                                                        | \$4,723.64  | \$7,090.93  | \$9,907.11  | \$12,947.13 | \$16,212.19 | \$18,918.89 |
| 14                         | \$170.31                  | \$2,626.41                                                        | \$5,514.36  | \$8,273.36  | \$11,557.89 | \$15,101.53 | \$18,910.37 | \$22,062.30 |
| 15                         | \$178.82                  | \$2,816.18                                                        | \$5,915.80  | \$8,871.88  | \$12,393.62 | \$16,198.81 | \$20,283.79 | \$23,661.99 |
| 16                         | \$188.56                  | \$3,001.09                                                        | \$6,306.30  | \$9,459.44  | \$13,206.24 | \$17,262.02 | \$21,613.42 | \$25,213.02 |
| 20                         | \$210.45                  | \$3,333.19                                                        | \$7,881.65  | \$11,820.65 | \$16,509.02 | \$21,575.71 | \$27,014.64 | \$31,516.88 |
| 25                         | \$212.89                  | \$3,685.97                                                        | \$9,848.72  | \$14,775.51 | \$20,637.79 | \$26,967.20 | \$33,772.26 | \$39,397.32 |
| 30                         | \$217.75                  | \$4,058.22                                                        | \$11,820.65 | \$17,729.16 | \$24,762.92 | \$32,362.34 | \$40,526.22 | \$47,274.10 |

## FY2025

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$99.45                   | \$1,223.88                                                        | \$2,579.02  | \$3,865.22  | \$5,400.70  | \$7,054.20  | \$8,832.33  | \$10,310.79 |
| 12                         | \$161.77                  | \$2,454.38                                                        | \$5,148.77  | \$7,729.12  | \$10,798.75 | \$14,112.37 | \$17,671.29 | \$20,621.59 |
| 14                         | \$185.64                  | \$2,862.78                                                        | \$6,010.65  | \$9,017.97  | \$12,598.10 | \$16,460.67 | \$20,612.30 | \$24,047.91 |
| 15                         | \$194.92                  | \$3,069.64                                                        | \$6,448.22  | \$9,670.35  | \$13,509.05 | \$17,656.70 | \$22,109.33 | \$25,791.57 |
| 16                         | \$205.53                  | \$3,271.18                                                        | \$6,873.86  | \$10,310.79 | \$14,394.80 | \$18,815.61 | \$23,558.62 | \$27,482.19 |
| 20                         | \$229.39                  | \$3,633.18                                                        | \$8,591.00  | \$12,884.51 | \$17,994.83 | \$23,517.52 | \$29,445.96 | \$34,353.40 |
| 25                         | \$232.05                  | \$4,017.71                                                        | \$10,735.11 | \$16,105.31 | \$22,495.19 | \$29,394.25 | \$36,811.76 | \$42,943.08 |
| 30                         | \$237.35                  | \$4,423.46                                                        | \$12,884.51 | \$19,324.78 | \$26,991.58 | \$35,274.95 | \$44,173.58 | \$51,528.77 |

## FY2026

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$108.40                  | \$1,334.03                                                        | \$2,811.14  | \$4,213.09  | \$5,886.77  | \$7,689.07  | \$9,627.24  | \$11,238.76 |
| 12                         | \$176.33                  | \$2,675.28                                                        | \$5,612.16  | \$8,424.74  | \$11,770.64 | \$15,382.48 | \$19,261.71 | \$22,477.53 |
| 14                         | \$202.34                  | \$3,120.43                                                        | \$6,551.61  | \$9,829.58  | \$13,731.93 | \$17,942.13 | \$22,467.41 | \$26,212.22 |
| 15                         | \$212.46                  | \$3,345.90                                                        | \$7,028.56  | \$10,540.68 | \$14,724.86 | \$19,245.81 | \$24,099.17 | \$28,112.81 |
| 16                         | \$224.02                  | \$3,565.59                                                        | \$7,492.51  | \$11,238.76 | \$15,690.33 | \$20,509.01 | \$25,678.90 | \$29,955.59 |
| 20                         | \$250.04                  | \$3,960.16                                                        | \$9,364.19  | \$14,044.12 | \$19,614.36 | \$25,634.10 | \$32,096.10 | \$37,445.21 |
| 25                         | \$252.93                  | \$4,379.30                                                        | \$11,701.27 | \$17,554.79 | \$24,519.76 | \$32,039.73 | \$40,124.82 | \$46,807.95 |
| 30                         | \$258.71                  | \$4,821.57                                                        | \$14,044.12 | \$21,064.01 | \$29,420.82 | \$38,449.70 | \$48,149.20 | \$56,166.36 |

## FY2027

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$115.99                  | \$1,427.41                                                        | \$3,007.92  | \$4,508.01  | \$6,298.84  | \$8,227.31  | \$10,301.15 | \$12,025.48 |
| 12                         | \$188.67                  | \$2,862.55                                                        | \$6,005.01  | \$9,014.47  | \$12,594.59 | \$16,459.25 | \$20,610.02 | \$24,050.96 |
| 14                         | \$216.51                  | \$3,338.86                                                        | \$7,010.22  | \$10,517.65 | \$14,693.17 | \$19,198.08 | \$24,040.13 | \$28,047.08 |
| 15                         | \$227.33                  | \$3,580.12                                                        | \$7,520.56  | \$11,278.53 | \$15,755.60 | \$20,593.01 | \$25,786.11 | \$30,080.71 |
| 16                         | \$239.71                  | \$3,815.18                                                        | \$8,016.99  | \$12,025.48 | \$16,788.66 | \$21,944.64 | \$27,476.42 | \$32,052.48 |
| 20                         | \$267.54                  | \$4,237.37                                                        | \$10,019.69 | \$15,027.21 | \$20,987.37 | \$27,428.48 | \$34,342.82 | \$40,066.37 |
| 25                         | \$270.64                  | \$4,685.85                                                        | \$12,520.35 | \$18,783.62 | \$26,236.14 | \$34,282.51 | \$42,933.56 | \$50,084.51 |
| 30                         | \$276.82                  | \$5,159.08                                                        | \$15,027.21 | \$22,538.49 | \$31,480.28 | \$41,141.18 | \$51,519.65 | \$60,098.01 |

FY 2028

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                       | \$120.63            | \$1,484.50                                                        | \$3,128.23  | \$4,688.33  | \$6,550.79  | \$8,556.40  | \$10,713.19 | \$12,506.50 |
| 12                      | \$196.22            | \$2,977.05                                                        | \$6,245.21  | \$9,375.05  | \$13,098.37 | \$17,117.63 | \$21,434.43 | \$25,012.99 |
| 14                      | \$225.17            | \$3,472.42                                                        | \$7,290.63  | \$10,938.36 | \$15,280.89 | \$19,966.01 | \$25,001.74 | \$29,168.96 |
| 15                      | \$236.43            | \$3,723.32                                                        | \$7,821.39  | \$11,729.67 | \$16,385.83 | \$21,416.73 | \$26,817.56 | \$31,283.94 |
| 16                      | \$249.29            | \$3,967.79                                                        | \$8,337.66  | \$12,506.50 | \$17,460.20 | \$22,822.43 | \$28,575.48 | \$33,334.58 |
| 20                      | \$278.24            | \$4,406.87                                                        | \$10,420.47 | \$15,628.30 | \$21,826.86 | \$28,525.62 | \$35,716.54 | \$41,669.02 |
| 25                      | \$281.46            | \$4,873.29                                                        | \$13,021.17 | \$19,534.97 | \$27,285.59 | \$35,653.81 | \$44,650.90 | \$52,087.89 |
| 30                      | \$287.89            | \$5,365.44                                                        | \$15,628.30 | \$23,440.03 | \$32,739.49 | \$42,786.83 | \$53,580.43 | \$62,501.93 |

Refuse Roll-off Containers (Compacted)

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                       | \$91.24             | \$2,245.64                                                        | \$4,732.15  | \$7,092.15  | \$9,909.55  | \$12,943.48 | \$16,206.11 | \$18,918.89 |
| 12                      | \$148.41            | \$4,503.45                                                        | \$9,447.28  | \$14,181.87 | \$19,814.23 | \$25,894.25 | \$32,424.38 | \$37,837.77 |
| 14                      | \$170.31            | \$5,252.81                                                        | \$11,028.72 | \$16,546.73 | \$23,115.79 | \$30,203.07 | \$37,820.74 | \$44,124.61 |
| 15                      | \$178.82            | \$5,632.36                                                        | \$11,831.60 | \$17,743.76 | \$24,787.25 | \$32,397.62 | \$40,567.58 | \$47,323.98 |
| 16                      | \$188.56            | \$6,002.17                                                        | \$12,612.59 | \$18,918.89 | \$26,412.48 | \$34,524.05 | \$43,226.83 | \$50,426.04 |
| 20                      | \$210.45            | \$6,666.38                                                        | \$15,763.31 | \$23,641.31 | \$33,018.03 | \$43,151.41 | \$54,029.29 | \$63,033.76 |
| 25                      | \$212.89            | \$7,371.94                                                        | \$19,697.44 | \$29,551.03 | \$41,275.58 | \$53,934.40 | \$67,544.51 | \$78,794.63 |
| 30                      | \$217.75            | \$8,116.44                                                        | \$23,641.31 | \$35,458.32 | \$49,525.83 | \$64,724.69 | \$81,052.44 | \$94,548.21 |

FY2025

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |              |
|-------------------------|---------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|--------------|
|                         |                     | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X           |
| 6                       | \$99.45             | \$2,447.75                                                        | \$5,158.05  | \$7,730.44  | \$10,801.40 | \$14,108.39 | \$17,664.66 | \$20,621.59  |
| 12                      | \$161.77            | \$4,908.77                                                        | \$10,297.53 | \$15,458.23 | \$21,597.51 | \$28,224.74 | \$35,342.58 | \$41,243.17  |
| 14                      | \$185.64            | \$5,725.57                                                        | \$12,021.30 | \$18,035.93 | \$25,196.21 | \$32,921.35 | \$41,224.61 | \$48,095.82  |
| 15                      | \$194.92            | \$6,139.27                                                        | \$12,896.45 | \$19,340.69 | \$27,018.10 | \$35,313.41 | \$44,218.66 | \$51,583.14  |
| 16                      | \$205.53            | \$6,542.37                                                        | \$13,747.72 | \$20,621.59 | \$28,789.60 | \$37,631.21 | \$47,117.25 | \$54,964.38  |
| 20                      | \$229.39            | \$7,266.35                                                        | \$17,182.00 | \$25,769.03 | \$35,989.65 | \$47,035.04 | \$58,891.92 | \$68,706.80  |
| 25                      | \$232.05            | \$8,035.42                                                        | \$21,470.21 | \$32,210.62 | \$44,990.38 | \$58,788.49 | \$73,623.52 | \$85,886.15  |
| 30                      | \$237.35            | \$8,846.92                                                        | \$25,769.03 | \$38,649.56 | \$53,983.16 | \$70,549.91 | \$88,347.16 | \$103,057.55 |

## FY2026

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |              |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|--------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X           |
| 6                             | \$108.40                  | \$2,668.05                                                        | \$5,622.27  | \$8,426.18  | \$11,773.53 | \$15,378.15 | \$19,254.48 | \$22,477.53  |
| 12                            | \$176.33                  | \$5,350.55                                                        | \$11,224.31 | \$16,849.48 | \$23,541.28 | \$30,764.96 | \$38,523.41 | \$44,955.06  |
| 14                            | \$202.34                  | \$6,240.87                                                        | \$13,103.22 | \$19,659.17 | \$27,463.86 | \$35,884.27 | \$44,934.82 | \$52,424.44  |
| 15                            | \$212.46                  | \$6,691.81                                                        | \$14,057.13 | \$21,081.36 | \$29,449.73 | \$38,491.61 | \$48,198.34 | \$56,225.62  |
| 16                            | \$224.02                  | \$7,131.18                                                        | \$14,985.02 | \$22,477.53 | \$31,380.67 | \$41,018.02 | \$51,357.80 | \$59,911.17  |
| 20                            | \$250.04                  | \$7,920.32                                                        | \$18,728.38 | \$28,088.24 | \$39,228.72 | \$51,268.19 | \$64,192.19 | \$74,890.41  |
| 25                            | \$252.93                  | \$8,758.61                                                        | \$23,402.53 | \$35,109.58 | \$49,039.52 | \$64,079.46 | \$80,249.64 | \$93,615.90  |
| 30                            | \$258.71                  | \$9,643.14                                                        | \$28,088.24 | \$42,128.02 | \$58,841.64 | \$76,899.40 | \$96,298.41 | \$112,332.73 |

## FY2027

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |              |              |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|--------------|--------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X           | 7X           |
| 6                             | \$115.99                  | \$2,854.81                                                        | \$6,015.83  | \$9,016.02  | \$12,597.68 | \$16,454.62 | \$20,602.29  | \$24,050.96  |
| 12                            | \$188.67                  | \$5,725.09                                                        | \$12,010.01 | \$18,028.94 | \$25,189.17 | \$32,918.51 | \$41,220.05  | \$48,101.91  |
| 14                            | \$216.51                  | \$6,677.73                                                        | \$14,020.45 | \$21,035.31 | \$29,386.33 | \$38,396.16 | \$48,080.26  | \$56,094.16  |
| 15                            | \$227.33                  | \$7,160.23                                                        | \$15,041.13 | \$22,557.05 | \$31,511.21 | \$41,186.03 | \$51,572.23  | \$60,161.41  |
| 16                            | \$239.71                  | \$7,630.36                                                        | \$16,033.97 | \$24,050.96 | \$33,577.31 | \$43,889.28 | \$54,952.85  | \$64,104.95  |
| 20                            | \$267.54                  | \$8,474.75                                                        | \$20,039.37 | \$30,054.42 | \$41,974.73 | \$54,856.97 | \$68,685.65  | \$80,132.74  |
| 25                            | \$270.64                  | \$9,371.71                                                        | \$25,040.71 | \$37,567.25 | \$52,472.28 | \$68,565.02 | \$85,867.11  | \$100,169.02 |
| 30                            | \$276.82                  | \$10,318.16                                                       | \$30,054.42 | \$45,076.99 | \$62,960.55 | \$82,282.36 | \$103,039.30 | \$120,196.02 |

## FY2028

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |              |              |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|--------------|--------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X           | 7X           |
| 6                             | \$120.63                  | \$2,969.01                                                        | \$6,256.47  | \$9,376.66  | \$13,101.59 | \$17,112.80 | \$21,426.38  | \$25,012.99  |
| 12                            | \$196.22                  | \$5,954.10                                                        | \$12,490.41 | \$18,750.10 | \$26,196.74 | \$34,235.25 | \$42,868.85  | \$50,025.99  |
| 14                            | \$225.17                  | \$6,944.84                                                        | \$14,581.26 | \$21,876.72 | \$30,561.79 | \$39,932.01 | \$50,003.47  | \$58,337.92  |
| 15                            | \$236.43                  | \$7,446.64                                                        | \$15,642.77 | \$23,459.33 | \$32,771.66 | \$42,833.47 | \$53,635.12  | \$62,567.87  |
| 16                            | \$249.29                  | \$7,935.58                                                        | \$16,675.33 | \$25,012.99 | \$34,920.41 | \$45,644.86 | \$57,150.96  | \$66,669.15  |
| 20                            | \$278.24                  | \$8,813.74                                                        | \$20,840.95 | \$31,256.59 | \$43,653.72 | \$57,051.24 | \$71,433.07  | \$83,338.05  |
| 25                            | \$281.46                  | \$9,746.58                                                        | \$26,042.34 | \$39,069.94 | \$54,571.18 | \$71,307.62 | \$89,301.80  | \$104,175.78 |
| 30                            | \$287.89                  | \$10,730.88                                                       | \$31,256.59 | \$46,880.07 | \$65,478.98 | \$85,573.65 | \$107,160.87 | \$125,003.86 |

Hard to Service Roll off Containers.

There shall be a monthly surcharge, as shown below where extra handling (spinning) of roll-off containers, or where reloading of a container onto a truck is required. The surcharge shall be multiplied by the number of service pickups per week.

|         |         |         |         |         |
|---------|---------|---------|---------|---------|
| FY2024  | FY2025  | FY2026  | FY2027  | FY2028  |
| \$54.12 | \$55.74 | \$57.42 | \$59.14 | \$60.91 |

Temporary Roll-off Containers - Loose

FY2024

| Capacity in Cu Yards | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
|----------------------|----------------------------------|------------------------------------|
| (dirt) 6             | \$540.15                         | \$432.12                           |
| 12                   | \$374.49                         | \$299.59                           |
| 14                   | \$437.74                         | \$350.20                           |
| 16                   | \$499.99                         | \$399.99                           |
| 20                   | \$567.26                         | \$453.81                           |
| 30                   | \$674.69                         | \$539.75                           |

FY2025

| Capacity in Cu Yards | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
|----------------------|----------------------------------|------------------------------------|
| (dirt) 6             | \$588.77                         | \$471.01                           |
| 12                   | \$408.20                         | \$326.56                           |
| 14                   | \$477.14                         | \$381.71                           |
| 16                   | \$544.99                         | \$435.99                           |
| 20                   | \$618.31                         | \$494.65                           |
| 30                   | \$735.41                         | \$588.33                           |

FY2026

| Capacity in Cu Yards | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
|----------------------|----------------------------------|------------------------------------|
| (dirt) 6             | \$641.75                         | \$513.40                           |
| 12                   | \$444.93                         | \$355.95                           |
| 14                   | \$520.08                         | \$416.07                           |
| 16                   | \$594.04                         | \$475.23                           |
| 20                   | \$673.96                         | \$539.17                           |
| 30                   | \$801.60                         | \$641.28                           |



FY2027

| Capacity in<br>Cu Yards | Short-term<br>Service Rate<br>- Refuse | Short-term<br>Service<br>Rate -<br>Organics |
|-------------------------|----------------------------------------|---------------------------------------------|
| (dirt) 6                | \$686.68                               | \$549.34                                    |
| 12                      | \$476.08                               | \$380.86                                    |
| 14                      | \$556.49                               | \$445.19                                    |
| 16                      | \$635.62                               | \$508.50                                    |
| 20                      | \$721.14                               | \$576.91                                    |
| 30                      | \$857.71                               | \$686.17                                    |

FY2028

| Capacity in<br>Cu Yards | Short-term<br>Service Rate<br>- Refuse | Short-term<br>Service Rate<br>- Organics |
|-------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                | \$714.14                               | \$571.32                                 |
| 12                      | \$495.12                               | \$396.10                                 |
| 14                      | \$578.75                               | \$463.00                                 |
| 16                      | \$661.05                               | \$528.84                                 |
| 20                      | \$749.98                               | \$599.99                                 |
| 30                      | \$892.02                               | \$713.61                                 |

Temporary Roll-off Containers - Compacted

FY2024

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$748.98                               | \$599.19                                 |
| 14                         | \$875.49                               | \$700.39                                 |
| 16                         | \$999.98                               | \$799.99                                 |
| 20                         | \$1,134.52                             | \$907.62                                 |
| 30                         | \$1,349.38                             | \$1,079.50                               |

FY2025

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$816.39                               | \$653.11                                 |
| 14                         | \$954.28                               | \$763.43                                 |
| 16                         | \$1,089.98                             | \$871.99                                 |
| 20                         | \$1,236.63                             | \$989.30                                 |
| 30                         | \$1,470.82                             | \$1,176.66                               |

FY2026

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$889.87                               | \$711.89                                 |
| 14                         | \$1,040.17                             | \$832.13                                 |
| 16                         | \$1,188.08                             | \$950.46                                 |
| 20                         | \$1,347.92                             | \$1,078.34                               |
| 30                         | \$1,603.19                             | \$1,282.55                               |

FY2027

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$952.16                               | \$761.73                                 |
| 14                         | \$1,112.98                             | \$890.38                                 |
| 16                         | \$1,271.25                             | \$1,017.00                               |
| 20                         | \$1,442.28                             | \$1,153.82                               |
| 30                         | \$1,715.42                             | \$1,372.33                               |

FY2028

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$990.24                               | \$792.20                                 |
| 14                         | \$1,157.50                             | \$926.00                                 |
| 16                         | \$1,322.10                             | \$1,057.68                               |
| 20                         | \$1,499.97                             | \$1,199.98                               |
| 30                         | \$1,784.03                             | \$1,427.23                               |

Bulky Waste Collection

FY2024

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1st Collection in Calendar Year                                  |
| Residential   | No Charge up to 3 Cubic Yard; \$42.15 each additional Cubic Yard |

FY2025

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$43.41 each additional Cubic Yard |

FY2026

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$44.71 each additional Cubic Yard |

FY2027

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$46.06 each additional Cubic Yard |

FY2028

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$47.44 each additional Cubic Yard |

Extra Pickups (in excess of regularly schedule services) Refuse, Recycling, Organics

| Container Size | per Container<br>per Collection |         |         |         |         |
|----------------|---------------------------------|---------|---------|---------|---------|
|                | FY2024                          | FY2025  | FY2026  | FY2027  | FY2028  |
| 13 Gallon      | \$15.11                         | \$15.97 | \$16.84 | \$17.73 | \$18.63 |
| 20 Gallon      | \$15.84                         | \$16.70 | \$17.58 | \$18.46 | \$19.36 |
| 32 Gallon      | \$17.10                         | \$17.96 | \$18.84 | \$19.72 | \$20.62 |
| 45 Gallon      | \$18.41                         | \$19.27 | \$20.14 | \$21.03 | \$21.73 |
| 64 Gallon      | \$19.10                         | \$19.96 | \$20.83 | \$21.72 | \$22.62 |
| 96 Gallon      | \$20.55                         | \$21.41 | \$22.29 | \$23.17 | \$24.07 |
| 1 Cubic Yd     | \$47.34                         | \$50.81 | \$54.56 | \$57.81 | \$59.98 |
| 1.5 Cubic Yds  | \$64.38                         | \$69.37 | \$74.80 | \$79.47 | \$82.50 |

|             |          |          |          |          |          |
|-------------|----------|----------|----------|----------|----------|
| 2 Cubic Yds | \$81.41  | \$87.94  | \$95.04  | \$101.13 | \$105.03 |
| 3 Cubic Yds | \$115.47 | \$125.06 | \$135.50 | \$144.42 | \$150.05 |
| 4 Cubic Yds | \$149.53 | \$162.19 | \$175.97 | \$187.73 | \$195.09 |
| 5 Cubic Yds | \$183.60 | \$199.32 | \$216.44 | \$231.03 | \$240.12 |
| 6 Cubic Yds | \$217.66 | \$236.45 | \$256.91 | \$274.33 | \$285.16 |

Pre-paid Bags and Containers

|                                      |         |         |         |         |         |
|--------------------------------------|---------|---------|---------|---------|---------|
|                                      | FY2024  | FY2025  | FY2026  | FY2027  | FY2028  |
| Collection of pre-paid bag/container | \$19.10 | \$19.67 | \$20.26 | \$20.87 | \$21.50 |

Customer-Owned Bin Repairs

|                         |                                                                |         |         |         |         |
|-------------------------|----------------------------------------------------------------|---------|---------|---------|---------|
| Service                 | FY2024                                                         | FY2025  | FY2026  | FY2027  | FY2028  |
| Bin Replacement         | 100% of City Cost (3rd-party vendor) + 10% administration cost |         |         |         |         |
| Wheel Replacement       | \$77.25                                                        | \$79.57 | \$81.95 | \$84.41 | \$86.95 |
| Wheel Plate Replacement | \$77.25                                                        | \$79.57 | \$81.95 | \$84.41 | \$86.95 |
| Side Wall Replacement   | 100% of City Cost (3rd-party vendor) + 10% administration cost |         |         |         |         |
| Lid Replacement         | 100% of City Cost (3rd-party vendor) + 10% administration cost |         |         |         |         |

Key/Access Code Charges

|         |         |         |         |         |
|---------|---------|---------|---------|---------|
| FY2024  | FY2025  | FY2026  | FY2027  | FY2028  |
| \$26.56 | \$27.36 | \$28.18 | \$29.02 | \$29.90 |

Container Cleaning

|                         |         |         |          |          |          |
|-------------------------|---------|---------|----------|----------|----------|
|                         | FY2024  | FY2025  | FY2026   | FY2027   | FY2028   |
| Container Type          |         |         |          |          |          |
| Wheeled cart (any size) | \$20.00 | \$21.80 | \$21.80  | \$21.40  | \$20.80  |
| Bin (any size)          | \$90.36 | \$98.49 | \$107.36 | \$114.87 | \$119.47 |

Short-Term Bin Service

|                    |               |          |          |          |          |
|--------------------|---------------|----------|----------|----------|----------|
|                    | FY2024        | FY2025   | FY2026   | FY2027   | FY2028   |
| 1 Cubic Yard Bin   | not available |          |          |          |          |
| 1.5 Cubic Yard Bin | not available |          |          |          |          |
| 2 Cubic Yard Bin   | \$96.38       | \$105.06 | \$114.51 | \$122.53 | \$127.43 |
| 3 Cubic Yard Bin   | \$116.46      | \$126.95 | \$138.37 | \$148.06 | \$153.98 |
| 4 Cubic Yard Bin   | \$146.58      | \$159.78 | \$174.16 | \$186.35 | \$193.80 |
| 5 Cubic Yard Bin   | \$166.66      | \$181.66 | \$198.01 | \$211.87 | \$220.35 |
| 6 Cubic Yard Bin   | \$185.74      | \$202.46 | \$220.68 | \$236.13 | \$245.57 |

Distance Surcharges

FY2024

| Customer/Container Type                  | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$34.50                                                | \$69.01  | \$103.51 | \$138.02 | \$172.52 | \$207.02 | \$241.53 |
| Bins (1 - 2 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 2 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 3 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Bins (4 - 6 cubic yards), per Bin        | \$63.26                                                | \$126.51 | \$189.77 | \$253.03 | \$316.29 | \$379.54 | \$442.80 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.66                                                 | \$5.31   | \$7.97   | \$10.62  | \$13.28  | \$15.94  | \$18.59  |
| Bins (1 - 3 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
| Bins (4 - 6 cubic yards), per Bin        | \$25.30                                                | \$50.61  | \$75.91  | \$101.21 | \$126.51 | \$151.82 | \$177.12 |

FY2025

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$35.54                                                | \$71.08  | \$106.62 | \$142.16 | \$177.69 | \$213.23 | \$248.77 |
| Bins (1 - 2 cubic yards), per Bin        | \$59.23                                                | \$118.46 | \$177.69 | \$236.93 | \$296.16 | \$355.39 | \$414.62 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$11.85                                                | \$23.69  | \$35.54  | \$47.39  | \$59.23  | \$71.08  | \$82.92  |
| Bins (1 - 2 cubic yards), per Bin        | \$23.69                                                | \$47.39  | \$71.08  | \$94.77  | \$118.46 | \$142.16 | \$165.85 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$11.85                                                | \$23.69  | \$35.54  | \$47.39  | \$59.23  | \$71.08  | \$82.92  |
| Bins (1 - 3 cubic yards), per Bin        | \$59.23                                                | \$118.46 | \$177.69 | \$236.93 | \$296.16 | \$355.39 | \$414.62 |
| Bins (4 - 6 cubic yards), per Bin        | \$65.15                                                | \$130.31 | \$195.46 | \$260.62 | \$325.77 | \$390.93 | \$456.08 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.74                                                 | \$5.47   | \$8.21   | \$10.94  | \$13.68  | \$16.42  | \$19.15  |
| Bins (1 - 3 cubic yards), per Bin        | \$23.69                                                | \$47.39  | \$71.08  | \$94.77  | \$118.46 | \$142.16 | \$165.85 |
| Bins (4 - 6 cubic yards), per Bin        | \$26.06                                                | \$52.12  | \$78.19  | \$104.25 | \$130.31 | \$156.37 | \$182.43 |

FY2026

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$36.61                                                | \$73.21  | \$109.82 | \$146.42 | \$183.03 | \$219.63 | \$256.24 |
| Bins (1 - 2 cubic yards), per Bin        | \$61.01                                                | \$122.02 | \$183.03 | \$244.03 | \$305.04 | \$366.05 | \$427.06 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$12.20                                                | \$24.40  | \$36.61  | \$48.81  | \$61.01  | \$73.21  | \$85.41  |
| Bins (1 - 2 cubic yards), per Bin        | \$24.40                                                | \$48.81  | \$73.21  | \$97.61  | \$122.02 | \$146.42 | \$170.82 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$12.20                                                | \$24.40  | \$36.61  | \$48.81  | \$61.01  | \$73.21  | \$85.41  |
| Bins (1 - 3 cubic yards), per Bin        | \$61.01                                                | \$122.02 | \$183.03 | \$244.03 | \$305.04 | \$366.05 | \$427.06 |
| Bins (4 - 6 cubic yards), per Bin        | \$67.11                                                | \$134.22 | \$201.33 | \$268.44 | \$335.55 | \$402.66 | \$469.77 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.82                                                 | \$5.64   | \$8.45   | \$11.27  | \$14.09  | \$16.91  | \$19.73  |
| Bins (1 - 3 cubic yards), per Bin        | \$24.40                                                | \$48.81  | \$73.21  | \$97.61  | \$122.02 | \$146.42 | \$170.82 |
| Bins (4 - 6 cubic yards), per Bin        | \$26.84                                                | \$53.69  | \$80.53  | \$107.38 | \$134.22 | \$161.06 | \$187.91 |

FY2027

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$37.70                                                | \$75.41  | \$113.11 | \$150.81 | \$188.52 | \$226.22 | \$263.92 |
| Bins (1 - 2 cubic yards), per Bin        | \$62.84                                                | \$125.68 | \$188.52 | \$251.36 | \$314.19 | \$377.03 | \$439.87 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$12.57                                                | \$25.14  | \$37.70  | \$50.27  | \$62.84  | \$75.41  | \$87.97  |
| Bins (1 - 2 cubic yards), per Bin        | \$25.14                                                | \$50.27  | \$75.41  | \$100.54 | \$125.68 | \$150.81 | \$175.95 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$12.57                                                | \$25.14  | \$37.70  | \$50.27  | \$62.84  | \$75.41  | \$87.97  |
| Bins (1 - 3 cubic yards), per Bin        | \$62.84                                                | \$125.68 | \$188.52 | \$251.36 | \$314.19 | \$377.03 | \$439.87 |
| Bins (4 - 6 cubic yards), per Bin        | \$69.12                                                | \$138.25 | \$207.37 | \$276.49 | \$345.61 | \$414.74 | \$483.86 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.90                                                 | \$5.80   | \$8.71   | \$11.61  | \$14.51  | \$17.41  | \$20.32  |
| Bins (1 - 3 cubic yards), per Bin        | \$25.14                                                | \$50.27  | \$75.41  | \$100.54 | \$125.68 | \$150.81 | \$175.95 |
| Bins (4 - 6 cubic yards), per Bin        | \$27.65                                                | \$55.30  | \$82.95  | \$110.60 | \$138.25 | \$165.89 | \$193.54 |

FY2028

| Container Type | Monthly Charge Based on Number of Collections Per Week |  |  |  |  |  |  |
|----------------|--------------------------------------------------------|--|--|--|--|--|--|
|----------------|--------------------------------------------------------|--|--|--|--|--|--|

|                                          | 1X      | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
|------------------------------------------|---------|----------|----------|----------|----------|----------|----------|
| <b>Residential</b>                       |         |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |         |          |          |          |          |          |          |
| Carts, per account                       | \$38.83 | \$77.67  | \$116.50 | \$155.34 | \$194.17 | \$233.01 | \$271.84 |
| Bins (1 - 2 cubic yards), per Bin        | \$64.72 | \$129.45 | \$194.17 | \$258.90 | \$323.62 | \$388.34 | \$453.07 |
| Each Additional 20 feet, or part thereof |         |          |          |          |          |          |          |
| Carts, per account                       | \$12.94 | \$25.89  | \$38.83  | \$51.78  | \$64.72  | \$77.67  | \$90.61  |
| Bins (1 - 2 cubic yards), per Bin        | \$25.89 | \$51.78  | \$77.67  | \$103.56 | \$129.45 | \$155.34 | \$181.23 |
| <b>Commercial</b>                        |         |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |         |          |          |          |          |          |          |
| Carts, per cart                          | \$12.94 | \$25.89  | \$38.83  | \$51.78  | \$64.72  | \$77.67  | \$90.61  |
| Bins (1 - 3 cubic yards), per Bin        | \$64.72 | \$129.45 | \$194.17 | \$258.90 | \$323.62 | \$388.34 | \$453.07 |
| Bins (4 - 6 cubic yards), per Bin        | \$71.20 | \$142.39 | \$213.59 | \$284.79 | \$355.98 | \$427.18 | \$498.37 |
| Each Additional 20 feet, or part thereof |         |          |          |          |          |          |          |
| Carts, per cart                          | \$2.99  | \$5.98   | \$8.97   | \$11.96  | \$14.95  | \$17.94  | \$20.93  |
| Bins (1 - 3 cubic yards), per Bin        | \$25.89 | \$51.78  | \$77.67  | \$103.56 | \$129.45 | \$155.34 | \$181.23 |
| Bins (4 - 6 cubic yards), per Bin        | \$28.48 | \$56.96  | \$85.44  | \$113.91 | \$142.39 | \$170.87 | \$199.35 |

Stair Surcharges

FY2024

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$11.50                                                | \$23.00 | \$34.50 | \$46.01 | \$57.51 | \$69.01 | \$80.51 |

FY2025

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$11.85                                                | \$23.69 | \$35.54 | \$47.39 | \$59.23 | \$71.08 | \$82.92 |

FY2026

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$12.20                                                | \$24.40 | \$36.61 | \$48.81 | \$61.01 | \$73.21 | \$85.41 |

FY2027

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$12.57                                                | \$25.14 | \$37.70 | \$50.27 | \$62.84 | \$75.41 | \$87.97 |

FY2028

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$12.94                                                | \$25.89 | \$38.83 | \$51.78 | \$64.72 | \$77.67 | \$90.61 |

Attachment 3 – Residential Rate and Service Comparison with Other Jurisdictions

|                             | Monthly Rates |               | Curbside Services/Programs included in Residential Rates |              |      |             |                 |            |                 |                               |                      |
|-----------------------------|---------------|---------------|----------------------------------------------------------|--------------|------|-------------|-----------------|------------|-----------------|-------------------------------|----------------------|
|                             | 30-35 Gallons | 60-64 Gallons | Batteries                                                | Holiday Tree | CFLs | Cell Phones | Oil and Filters | Mattresses | Street Sweeping | Bulky Item Pickups            | Other                |
| City of Berkeley (Proposed) | \$46.63       | \$87.28       | dropoff at TS                                            | X            | X    |             | X               | X          | X               | 1 per year                    | Clean Cities Program |
| City of Alameda             | \$47.33       | \$77.76       | X                                                        | X            | X    |             | X               |            |                 | 1 per year                    |                      |
| City of Albany              | \$47.23       | \$81.63       | X                                                        | X            | X    | X           | X               |            |                 | 1 per year                    |                      |
| City of Emeryville          | \$22.97       | \$45.93       | X                                                        | X            | X    |             | X               |            |                 | 2 per year                    |                      |
| City of Fremont             | \$42.23       | \$46.02       |                                                          | X            |      |             | X               | X          |                 | 2 per year                    |                      |
| City of Oakland             | \$54.69       | \$96.34       | X                                                        | X            |      |             | X               |            |                 |                               |                      |
| City of Piedmont            | \$96.55       | \$133.01      | X                                                        | X            | X    | X           |                 |            |                 | 2 per year (including ewaste) |                      |
| City of Union City          | \$56.37       | \$97.01       | X                                                        | X            | X    | X           | X               |            |                 |                               |                      |



#### Attachment 4 - Zero Waste Commission Recommendation

Staff's five-year, approximately quarter-billion dollar proposal does not appear to us to reflect the public's best interests. It erodes existing resource conservation incentives and social equity. We suggest that Council direct staff to take the time necessary to develop a more customer-focused proposal (see below). The proposal needs more work before it will be ready for a thumbs-up or thumbs-down vote by the City's customers.

The rate proposal should optimize waste collection efficiency while rewarding resource conservation and preserving a modicum of social equity in the rate structure. Currently, it does none of these well. One example: The current proposal calls for a \$360/year increase in cost for over 10,000 households; Council and customers deserve to be presented with various rate schedule options that reduce this major cost increase.

We recommend that Council should direct staff to develop rate schedules now for the following three reasonable approaches:

- Use of a 32-gallon residential trash cart as the standard, with optional additional service (priced according to the current per-gallon rate formula) for larger or additional 32-gallon trash carts.
- Every-other-week collection of residential trash (and potentially recycling), with compostables collected weekly. Should law-abiding residents who properly keep compostables separate from the trash be forced by the City to pay perhaps double for unneeded weekly trash collection? Or, could neighbors share collection containers and thus pay less?
- Zone-based residential rates that reflect differentials in the cost-of-service between zones.

The City's rate consultant can and should develop these rate schedules now. However, if the City decides to align the rate-setting process with adoption of a zero waste strategic plan that will be completed next year, then the City should consider only the first two years of this or a modified rate proposal, in the interim.

RESOLUTION NO. XX,XXX-N.S.

SETTING RATES FOR RESIDENTIAL AND COMMERCIAL REFUSE COLLECTION AND  
RESCINDING RESOLUTION NO. XX,XXX - N.S.

WHEREAS, the City is required by law, and in the interest of public health and resource conservation, to provide comprehensive waste management services to the public; and

WHEREAS, the Zero Waste (previously called the Refuse) Fund is an enterprise fund for solid waste management (refuse, recycling and organic) programs and services, and must generate revenue to meet its expenses; and

WHEREAS, on April 25, 2023, the City Council set a public hearing on June 27, 2023, to consider protests and increase residential and commercial refuse, recycling, and organic collection rates if there is no majority protest; and

WHEREAS, the City mailed written protest forms to all record owners of identified parcels whose names and addresses appear on the last equalized secured property tax assessment roll in compliance with the required Proposition 218 majority protest process to increase residential and commercial refuse, recycling, and organics collection rates; and

WHEREAS, the notice mailed established that all written ballots must be submitted before the noticed public hearing is closed by a vote of the Council. The City Clerk shall not accept or consider any ballot that is received after the public hearing is closed even if postmarked prior to that time. The City Clerk, or deputy, shall begin tabulating written protests immediately following the close of the public hearing. If, at the conclusion of the public hearing, cursory review of the protests received demonstrates that the number of protests is manifestly less than one-half of the ballots mailed, then the City Clerk may advise the City Council of the absence of a majority protest without tabulating the protests.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley as follows:

Section 1. Pursuant to Section 12.32.050 of the Berkeley Municipal Code, refuse, recycling and organic (previously termed garbage only) collection service is provided by the City, and all owners of premises and places in the City in or from which refuse, recyclables and organic materials are created, accumulated or produced shall use or cause to be used, and pay the fees charged for the City's collection service; and the City Council adopts the service provisions, charges, and fees set forth below.

Section 2. General Provisions.

(a) Regular residential, single, and multi-family dwelling units of 4 or less, refuse collections shall be made only once each week.

(b) Whenever collection services are discontinued or cancelled prior to the end of the period for which the collection fees have been paid, a refund shall be made of that portion of the fees for the period subsequent to the discontinuance or cancellation of such service; provided, however, that no refund of less than one month's fee shall be made. Requests for such refunds shall be processed administratively under such rules and regulations therefore as shall be prescribed by the City Manager. Refunds may be granted as herein authorized only upon the written approval of the City Manager, Solid

Waste & Recycling Manager, or her/his designee.

(c) For purposes of this resolution, the term "commercial" includes multi-family dwellings of 5 or more dwelling units.

Section 3. Regularly Scheduled Cart Service: Citywide refuse collected and removed in carts or bins, the provisions, rates, and charges, for FY 2024, shall be as follows. Rates for FY 2025 through FY 2028 can be found in Attachment 1.

(a) For residential units, the base refuse service also includes recycling and organics service (recycling and organics carts are 64-gallon (split body) and 64-gallon carts, respectively). The monthly residential solid waste management integrated rates for these City provided residential (4 dwelling units or less) carts shall be:

| Solid Waste Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                            | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon                  | \$22.53                        | \$47.19  | \$70.75  | \$98.84  | \$129.16 | \$161.75 | \$188.68 |
| 20 Gallon                  | \$32.05                        | \$67.20  | \$100.86 | \$140.89 | \$184.06 | \$230.53 | \$268.93 |
| 32 Gallon                  | \$48.41                        | \$101.63 | \$152.39 | \$212.88 | \$278.19 | \$348.27 | \$406.35 |
| 45 Gallon                  | \$66.13                        | \$138.82 | \$208.22 | \$290.87 | \$380.14 | \$475.93 | \$555.28 |
| 64 Gallon                  | \$75.60                        | \$158.74 | \$238.09 | \$332.59 | \$434.65 | \$544.26 | \$634.93 |
| 96 Gallon                  | \$94.47                        | \$198.42 | \$297.63 | \$415.76 | \$543.29 | \$680.33 | \$793.71 |

For residential units requiring refuse bin service, the monthly residential solid waste management integrated rates for these City-provided bins (refuse) and carts (recycling and organics) shall be:

| Frequency | Bin Size  |        |        |
|-----------|-----------|--------|--------|
|           | 1 cy      | 1.5 cy | 2 cy   |
| 1 /week   | \$174.47  | 251.44 | 328.60 |
| 2 /week   | \$ 336.70 | 494.81 | 653.07 |

(b) The FY2024 monthly rates for refuse commercial carts, multi-family dwelling units of 5 or more, and businesses, shall be:

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$14.67                        | \$30.73  | \$46.07  | \$64.36  | \$84.11  | \$105.32 | \$122.87 |
| 20 Gallon      | \$22.53                        | \$47.24  | \$70.90  | \$99.03  | \$129.39 | \$162.05 | \$189.04 |
| 32 Gallon      | \$36.03                        | \$75.64  | \$113.43 | \$158.45 | \$207.06 | \$259.22 | \$302.46 |
| 45 Gallon      | \$50.65                        | \$106.33 | \$159.49 | \$222.80 | \$291.18 | \$364.56 | \$425.33 |
| 64 Gallon      | \$72.03                        | \$151.23 | \$226.83 | \$316.86 | \$414.09 | \$518.52 | \$604.90 |
| 96 Gallon      | \$108.00                       | \$226.83 | \$340.24 | \$475.28 | \$621.08 | \$777.74 | \$907.35 |

Rates for FY 2025-2028 are included in Attachment 1.

(c) The FY2024 monthly rates for commercial organics (compost) carts, multi-family dwelling units of 5 or more, and businesses, shall be:

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$28.83                        | \$60.51  | \$90.74  | \$126.76 | \$165.65 | \$207.38 | \$241.96 |
| 64 Gallon      | \$57.63                        | \$120.99 | \$181.46 | \$253.49 | \$331.28 | \$414.81 | \$483.92 |
| 96 Gallon      | \$86.40                        | \$181.46 | \$272.19 | \$380.23 | \$496.86 | \$622.19 | \$725.88 |

Rates for FY 2025-2028 are included in Attachment 1.

(d) New refuse residential service shall be provided a 20-gallon, 32-gallon, or 64-gallon carts. No new or replacement 13- or 45-gallon carts will be provided. Service will continue for existing containers. If the existing 13-gallon cart requires replacement due to age, damage or stolen, a 20-gallon cart shall be provided as replacement and charged at the 20-gallon rate.

(e) No more than two 96-gallon carts will be provided for multi-family customers for refuse, recycling or organics, unless there is inadequate space for a bin (one cubic capacity).

Section 4. Regularly Scheduled Commercial Bin Service: The provisions, rates, and charges are applicable for front- and rear-loading refuse, recycling, and organic bins that are mechanically picked up and emptied by the collection vehicles shall be as follows:

(a) The FY2024 monthly rates for refuse and recycling bins (loose), available to 5 dwelling units or more, and businesses, shall be as follows:

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$26.98             | \$147.49                                                          | \$309.72   | \$464.61   | \$649.00   | \$848.09   | \$1,061.95 | \$1,238.95 |
| 1.5                     | \$30.19             | \$221.24                                                          | \$464.61   | \$696.89   | \$973.45   | \$1,272.12 | \$1,592.94 | \$1,858.44 |
| 2                       | \$33.59             | \$295.01                                                          | \$619.49   | \$929.21   | \$1,297.92 | \$1,696.16 | \$2,123.90 | \$2,477.89 |
| 3                       | \$40.38             | \$442.47                                                          | \$929.21   | \$1,393.82 | \$1,946.93 | \$2,544.28 | \$3,185.86 | \$3,716.82 |
| 4                       | \$60.39             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.35 | \$4,247.82 | \$4,955.77 |
| 5                       | \$60.39             | \$737.46                                                          | \$1,548.69 | \$2,323.04 | \$3,244.86 | \$4,240.45 | \$5,309.76 | \$6,194.72 |
| 6                       | \$66.83             | \$884.95                                                          | \$1,858.44 | \$2,787.64 | \$3,893.81 | \$5,088.50 | \$6,371.69 | \$7,433.66 |

Rates for FY 2025-2028 are included in Attachment 1.

## ATTACHMENT 5

(b) The FY2024 monthly rates for refuse bins (compacted), available to 5 dwelling units or more, and businesses, shall be as follows:

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                       | \$26.98             | \$294.98                                                          | \$619.44   | \$929.23   | \$1,298.00 | \$1,696.18  | \$2,123.90  | \$2,477.90  |
| 1.5                     | \$30.19             | \$442.49                                                          | \$929.23   | \$1,393.78 | \$1,946.90 | \$2,544.24  | \$3,185.87  | \$3,716.87  |
| 2                       | \$33.59             | \$590.02                                                          | \$1,238.97 | \$1,858.41 | \$2,595.85 | \$3,392.31  | \$4,247.80  | \$4,955.77  |
| 3                       | \$40.38             | \$884.95                                                          | \$1,858.41 | \$2,787.64 | \$3,893.87 | \$5,088.56  | \$6,371.72  | \$7,433.64  |
| 4                       | \$60.39             | \$1,179.95                                                        | \$2,477.90 | \$3,716.87 | \$5,191.77 | \$6,784.69  | \$8,495.64  | \$9,911.54  |
| 5                       | \$60.39             | \$1,474.92                                                        | \$3,097.38 | \$4,646.08 | \$6,489.72 | \$8,480.90  | \$10,619.51 | \$12,389.44 |
| 6                       | \$66.83             | \$1,769.90                                                        | \$3,716.87 | \$5,575.28 | \$7,787.62 | \$10,177.00 | \$12,743.39 | \$14,867.31 |

Rates for FY 2025-2028 are included in Attachment 1.

(c) The FY2024 monthly rates for organic bins, available to 5 dwelling units or more, and businesses, shall be as follows:

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$21.58             | \$117.99                                                          | \$247.78   | \$371.69   | \$519.20   | \$678.47   | \$849.56   | \$991.16   |
| 1.5                     | \$24.16             | \$177.00                                                          | \$371.69   | \$557.52   | \$778.76   | \$1,017.69 | \$1,274.35 | \$1,486.75 |
| 2                       | \$26.87             | \$236.01                                                          | \$495.59   | \$743.36   | \$1,038.34 | \$1,356.92 | \$1,699.12 | \$1,982.31 |
| 3                       | \$32.30             | \$353.97                                                          | \$743.36   | \$1,115.06 | \$1,557.55 | \$2,035.42 | \$2,548.69 | \$2,973.46 |
| 4                       | \$48.31             | \$471.97                                                          | \$991.16   | \$1,486.75 | \$2,076.71 | \$2,713.87 | \$3,398.26 | \$3,964.62 |
| 5                       | \$48.31             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.36 | \$4,247.81 | \$4,955.78 |
| 6                       | \$53.46             | \$707.96                                                          | \$1,486.75 | \$2,230.11 | \$3,115.05 | \$4,070.80 | \$5,097.36 | \$5,946.92 |

Rates for FY 2025-2028 are included in Attachment 1.

For the above commercial rates, no new 1.5 or 5 cubic yard bins are provided.

Section 4. Regularly Scheduled and Temporary Roll-off Container Service: The provisions, rates and charges for roll-off containers, shall be as follows:

## ATTACHMENT 5

(a) The FY2024 monthly rates for roll-off containers (loose) shall be as follows:

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                             | \$91.24                   | \$1,122.82                                                        | \$2,366.08  | \$3,546.07  | \$4,954.77  | \$6,471.74  | \$8,103.05  | \$9,459.44  |
| 12                            | \$148.41                  | \$2,251.73                                                        | \$4,723.64  | \$7,090.93  | \$9,907.11  | \$12,947.13 | \$16,212.19 | \$18,918.89 |
| 14                            | \$170.31                  | \$2,626.41                                                        | \$5,514.36  | \$8,273.36  | \$11,557.89 | \$15,101.53 | \$18,910.37 | \$22,062.30 |
| 15                            | \$178.82                  | \$2,816.18                                                        | \$5,915.80  | \$8,871.88  | \$12,393.62 | \$16,198.81 | \$20,283.79 | \$23,661.99 |
| 16                            | \$188.56                  | \$3,001.09                                                        | \$6,306.30  | \$9,459.44  | \$13,206.24 | \$17,262.02 | \$21,613.42 | \$25,213.02 |
| 20                            | \$210.45                  | \$3,333.19                                                        | \$7,881.65  | \$11,820.65 | \$16,509.02 | \$21,575.71 | \$27,014.64 | \$31,516.88 |
| 25                            | \$212.89                  | \$3,685.97                                                        | \$9,848.72  | \$14,775.51 | \$20,637.79 | \$26,967.20 | \$33,772.26 | \$39,397.32 |
| 30                            | \$217.75                  | \$4,058.22                                                        | \$11,820.65 | \$17,729.16 | \$24,762.92 | \$32,362.34 | \$40,526.22 | \$47,274.10 |

Rates for FY 2025-2028 are included in Attachment 1.

(b) The FY2024 monthly rates for roll-off containers (compacted) shall be as follows:

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                             | \$91.24                   | \$2,245.64                                                        | \$4,732.15  | \$7,092.15  | \$9,909.55  | \$12,943.48 | \$16,206.11 | \$18,918.89 |
| 12                            | \$148.41                  | \$4,503.45                                                        | \$9,447.28  | \$14,181.87 | \$19,814.23 | \$25,894.25 | \$32,424.38 | \$37,837.77 |
| 14                            | \$170.31                  | \$5,252.81                                                        | \$11,028.72 | \$16,546.73 | \$23,115.79 | \$30,203.07 | \$37,820.74 | \$44,124.61 |
| 15                            | \$178.82                  | \$5,632.36                                                        | \$11,831.60 | \$17,743.76 | \$24,787.25 | \$32,397.62 | \$40,567.58 | \$47,323.98 |
| 16                            | \$188.56                  | \$6,002.17                                                        | \$12,612.59 | \$18,918.89 | \$26,412.48 | \$34,524.05 | \$43,226.83 | \$50,426.04 |
| 20                            | \$210.45                  | \$6,666.38                                                        | \$15,763.31 | \$23,641.31 | \$33,018.03 | \$43,151.41 | \$54,029.29 | \$63,033.76 |
| 25                            | \$212.89                  | \$7,371.94                                                        | \$19,697.44 | \$29,551.03 | \$41,275.58 | \$53,934.40 | \$67,544.51 | \$78,794.63 |
| 30                            | \$217.75                  | \$8,116.44                                                        | \$23,641.31 | \$35,458.32 | \$49,525.83 | \$64,724.69 | \$81,052.44 | \$94,548.21 |

Rates for FY 2025-2028 are included in Attachment 1.

(c) There shall be a monthly surcharge of \$54.12 (FY 2024) multiplied by the number of service pickups per week where extra handling (spinning) of roll-off containers, or where reloading of a container onto a truck is required. Rates for FY 2025-2028 are included in Attachment 1.

ATTACHMENT 5

- (d) For short-term (5 consecutive days or less including delivery and removal) rental of roll-off containers, the service rates and additional charges per haul will be as follows for FY 2024 (Rates for FY 2025-2028 are included in Attachment 1.):

| Temporary Roll-off (Loose) |                                  |                                    |
|----------------------------|----------------------------------|------------------------------------|
| Capacity in Cubic Yards    | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
| 6 (dirt only)              | \$540.15                         | \$432.12                           |
| 12                         | \$374.49                         | \$299.59                           |
| 14                         | \$437.74                         | \$350.20                           |
| 16                         | \$499.99                         | \$399.99                           |
| 20                         | \$567.26                         | \$453.81                           |
| 30                         | \$674.69                         | \$539.75                           |

| Temporary Roll-off (Compacted) |                                  |                                    |
|--------------------------------|----------------------------------|------------------------------------|
| Capacity in Cubic Yards        | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
| 6 (dirt only)                  | not applicable                   | not applicable                     |
| 12                             | \$748.98                         | \$599.19                           |
| 14                             | \$875.49                         | \$700.39                           |
| 16                             | \$999.98                         | \$799.99                           |
| 20                             | \$1,134.52                       | \$907.62                           |
| 30                             | \$1,349.38                       | \$1,079.50                         |

For containers left over 4 days there shall be an additional charge of \$22.40 per day for no more than 2 additional days. For containers left over 6 days the service will be considered a "new" service and a new full short-term rate shall be charged in addition to the original and extra day charges.

Section 5. Other Special Provisions & Collection Services, Rates & Charges:

(a) Bulky Waste Collection, left at the edge of the right-of-way (sidewalk or if no sidewalk at the curb) on the scheduled Bulky Pickup Day constitutes authorization for the City to provide services to remove the materials, and charge the following for FY 2024:

| Customer Type | 1st Collection in Calendar Year                                  |
|---------------|------------------------------------------------------------------|
| Residential   | No Charge up to 3 Cubic Yard; \$42.15 each additional Cubic Yard |

Rates for FY 2025-2028 are included in Attachment 1

(b) Extra Pickups. Additional charges apply for collection of carts and bins (any material type) in excess of regularly scheduled service, as follows (for FY 2024):

| Container Size | per Container per Collection |
|----------------|------------------------------|
| 13 Gallon      | \$15.02                      |
| 20 Gallon      | \$15.75                      |
| 32 Gallon      | \$17.01                      |
| 45 Gallon      | \$18.37                      |
| 64 Gallon      | \$19.10                      |
| 96 Gallon      | \$20.55                      |
| 1 Cubic Yd     | \$47.34                      |
| 1.5 Cubic Yds  | \$64.38                      |
| 2 Cubic Yds    | \$81.41                      |
| 3 Cubic Yds    | \$115.47                     |
| 4 Cubic Yds    | \$149.53                     |
| 5 Cubic Yds    | \$183.60                     |
| 6 Cubic Yds    | \$217.66                     |

Rates for FY 2025-2028 are included in Attachment 1

(c) Collection of City-authorized pre-paid bags or containers for overages (i.e., materials do not fit in the customers container used for regularly schedule collection services). Customers may use pre-paid bags and containers purchased at locations established or authorized by the Public Works Director. For reasons of worker safety and



## ATTACHMENT 5

ready identification of items to be disposed, only bags procured from the City or containers provided by the City will be picked up.

1. Customers placing City-authorized pre-paid bags or containers (for extra garbage or plant debris) for collection alongside their regularly scheduled collection container, on a regularly scheduled collection day, will be collected at no additional charge.
2. For FY 2024, the collection of authorized pre-paid bags or containers (for extra garbage or plant debris) placed for collection on a day other than a regularly scheduled collection day, or from locations not scheduled for service, shall be charged \$19.10 for collection of the first bag/container and no charge for additional bags/container (up to 10 bags). Charges for FY 2025-2028 are included in Attachment 1.

(d) Customer-Owned Bin Repairs. For FY 2024, commercial customers who own their bins and requests the following repairs, shall be charged as follows:

1. Complete bin replacement 100% of City cost (3<sup>rd</sup> party vendor) plus 10% administrative cost.
2. Wheel replacement, per wheel, \$75.00.
  - With plate replacement, additional, per plate, \$75.00.
3. Side wall(s) replacement, 100% of City cost (3<sup>rd</sup> party vendor) plus 10% administrative fee.
4. Lid replacement, 100% of City cost (3<sup>rd</sup> party vendor) plus 10% administrative fee.

Rates for FY 2025-2028 are included in Attachment 1

(e) For FY 2024, there shall be a charge of \$26.56 per month, multiplied by the number of service pickups per week of bins and/or carts, for handling customer keys and codes to access containers. There is no charge for use of the standard key recommended by the Zero Waste Division, Solid Waste & Recycling Manager. Rates for FY 2025-2028 are included in Attachment 1.

(f) Damaged Cart Charges. The charge for replacement of a solid waste cart that was maliciously or willfully destroyed, or for which reasonable care was not used in securing or maintaining the cart, shall be 100% of City's 3<sup>rd</sup> party vendor rate, plus 10% administrative fee.

ATTACHMENT 5

(g) Container Cleaning. For FY 2024, charges for cleaning containers upon customer’s request shall be as follows:

| Container Type          | Cleaning Rate (per container) |
|-------------------------|-------------------------------|
| Wheeled cart (any size) | \$20.00                       |
| Bin (any size)          | \$90.36                       |

Rates for FY 2025-2028 are included in Attachment 1

(h) Short-Term Bin Service. For FY 2024, short-term (4 consecutive days including delivery and removal days) rental rates are as follows:

| Container Type            | Short-Term Service Rate (per container) |
|---------------------------|-----------------------------------------|
| 1 Cubic Yard Bin          | not available                           |
| 1.5 Cubic Yard Bin        | not available                           |
| 2 Cubic Yard Bin          | \$96.38                                 |
| 3 Cubic Yard Bin          | \$116.46                                |
| 4 Cubic Yard Bin          | \$146.58                                |
| 5 Cubic Yard Bin          | \$166.66                                |
| 6 Cubic Yard Bin          | \$185.74                                |
| Additional Days (per day) | \$27.00                                 |

For bins left over 4 days there shall be an additional charge of \$27.00 per day, for no more than 2 additional days. For bins left over 6 days, the service will be considered a "new" service and a new full short-term rate will be charged in addition to the original and extra day.

Rates for FY 2025-2028 are included in Attachment 1

## ATTACHMENT 5

(i) Distance Surcharge. To service containers that customers elect to not place at the curb (i.e., on property collection), there shall be an additional charge, as follows (for FY 2024):

| Customer/Container Type                  | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$34.50                                                | \$69.01  | \$103.51 | \$138.02 | \$172.52 | \$207.02 | \$241.53 |
| Bins (1 - 2 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 2 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
|                                          |                                                        |          |          |          |          |          |          |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 3 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Bins (4 - 6 cubic yards), per Bin        | \$63.26                                                | \$126.51 | \$189.77 | \$253.03 | \$316.29 | \$379.54 | \$442.80 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.66                                                 | \$5.31   | \$7.97   | \$10.62  | \$13.28  | \$15.94  | \$18.59  |
| Bins (1 - 3 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
| Bins (4 - 6 cubic yards), per Bin        | \$25.30                                                | \$50.61  | \$75.91  | \$101.21 | \$126.51 | \$151.82 | \$177.12 |

Rates for FY 2025-2028 are included in Attachment 1.

(j) Stair Surcharge. To service carts that require climbing stairs, there shall be an additional charge, as follows (for FY 2024):

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$11.50                                                | \$23.00 | \$34.50 | \$46.01 | \$57.51 | \$69.01 | \$80.51 |

Rates for FY 2025-2028 are included in Attachment 1

(k) There shall be a surcharge of 20% of the applicable base service charge rate where access to refuse, recycling, and/or organic bins is difficult, where moving the bin is dangerous due to narrow gateway, narrow passage or extreme slope, or where there is unusually high exposure to liability.

Section 6. Agreements. The City Council may authorize agreements with the Berkeley Unified School District, the University of California, or any other governmental agency or special district for collection and disposal of refuse, recycling, and organic materials upon such terms and conditions as may be mutually agreed upon.

**Attachment 1**  
**Proposed Solid Waste, Recycling, and Organics Collection Rates**  
**for FY2024-FY2028**

Residential Solid Waste Management Integrated Cart Rates

**FY 2024**

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$22.53                        | \$47.19  | \$70.75  | \$98.84  | \$129.16 | \$161.75 | \$188.68 |
| 20 Gallon      | \$32.05                        | \$67.20  | \$100.86 | \$140.89 | \$184.06 | \$230.53 | \$268.93 |
| 32 Gallon      | \$48.41                        | \$101.63 | \$152.39 | \$212.88 | \$278.19 | \$348.27 | \$406.35 |
| 45 Gallon      | \$66.13                        | \$138.82 | \$208.22 | \$290.87 | \$380.14 | \$475.93 | \$555.28 |
| 64 Gallon      | \$75.60                        | \$158.74 | \$238.09 | \$332.59 | \$434.65 | \$544.26 | \$634.93 |
| 96 Gallon      | \$94.47                        | \$198.42 | \$297.63 | \$415.76 | \$543.29 | \$680.33 | \$793.71 |

**FY 2025**

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$27.28                        | \$57.14  | \$85.66  | \$119.68 | \$156.40 | \$195.85 | \$228.46 |
| 20 Gallon      | \$36.80                        | \$77.16  | \$115.80 | \$161.77 | \$211.34 | \$264.69 | \$308.79 |
| 32 Gallon      | \$53.16                        | \$111.60 | \$167.34 | \$233.76 | \$305.48 | \$382.44 | \$446.22 |
| 45 Gallon      | \$70.88                        | \$148.79 | \$223.18 | \$311.76 | \$407.44 | \$510.12 | \$595.16 |
| 64 Gallon      | \$80.35                        | \$168.72 | \$253.05 | \$353.49 | \$461.96 | \$578.46 | \$674.83 |
| 96 Gallon      | \$99.22                        | \$208.39 | \$312.59 | \$436.66 | \$570.61 | \$714.54 | \$833.61 |

**FY 2026**

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$32.03                        | \$67.09  | \$100.58 | \$140.52 | \$183.63 | \$229.95 | \$268.24 |
| 20 Gallon      | \$41.55                        | \$87.12  | \$130.75 | \$182.65 | \$238.62 | \$298.86 | \$348.64 |
| 32 Gallon      | \$57.91                        | \$121.57 | \$182.29 | \$254.65 | \$332.78 | \$416.61 | \$486.10 |
| 45 Gallon      | \$75.63                        | \$158.76 | \$238.13 | \$332.65 | \$434.75 | \$544.30 | \$635.04 |
| 64 Gallon      | \$85.10                        | \$178.69 | \$268.01 | \$374.38 | \$489.27 | \$612.65 | \$714.72 |
| 96 Gallon      | \$103.97                       | \$218.37 | \$327.56 | \$457.57 | \$597.93 | \$748.75 | \$873.52 |

## FY 2027

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$36.78                        | \$77.04  | \$115.49 | \$161.36 | \$210.86 | \$264.05 | \$308.02 |
| 20 Gallon      | \$46.30                        | \$97.08  | \$145.70 | \$203.53 | \$265.90 | \$333.03 | \$388.50 |
| 32 Gallon      | \$62.66                        | \$131.54 | \$197.25 | \$275.54 | \$360.07 | \$450.78 | \$525.97 |
| 45 Gallon      | \$80.38                        | \$168.73 | \$253.09 | \$353.54 | \$462.05 | \$578.49 | \$674.93 |
| 64 Gallon      | \$89.85                        | \$188.66 | \$282.96 | \$395.28 | \$516.58 | \$646.84 | \$754.61 |
| 96 Gallon      | \$108.72                       | \$228.35 | \$342.52 | \$478.47 | \$625.24 | \$782.95 | \$913.43 |

## FY 2028

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$41.53                        | \$86.99  | \$130.41 | \$182.20 | \$238.09 | \$298.15 | \$347.81 |
| 20 Gallon      | \$51.05                        | \$107.03 | \$160.65 | \$224.40 | \$293.18 | \$367.19 | \$428.36 |
| 32 Gallon      | \$67.41                        | \$141.51 | \$212.20 | \$296.43 | \$387.37 | \$484.96 | \$565.84 |
| 45 Gallon      | \$85.13                        | \$178.70 | \$268.05 | \$374.44 | \$489.35 | \$612.67 | \$714.81 |
| 64 Gallon      | \$94.60                        | \$198.64 | \$297.92 | \$416.17 | \$543.89 | \$681.04 | \$794.50 |
| 96 Gallon      | \$113.47                       | \$238.32 | \$357.49 | \$499.37 | \$652.56 | \$817.16 | \$953.33 |

Residential Solid Waste Management Integrated Bin Rates

## FY2024

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$174.47 | \$251.44 | \$328.60 |
| 2x per week | \$336.70 | \$494.81 | \$653.07 |

## FY2025

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$188.43 | \$271.56 | \$354.89 |
| 2x per week | \$363.64 | \$534.39 | \$705.32 |

## FY2026

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$203.50 | \$293.28 | \$383.28 |
| 2x per week | \$392.73 | \$577.15 | \$761.74 |

## FY2027

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$217.75 | \$313.81 | \$410.11 |
| 2x per week | \$420.22 | \$617.55 | \$815.06 |

## FY2028

| Frequency   | 1 CY     | 1.5 CY   | 2 CY     |
|-------------|----------|----------|----------|
| 1x per week | \$226.46 | \$326.36 | \$426.51 |

|             |          |          |          |
|-------------|----------|----------|----------|
| 2x per week | \$437.03 | \$642.25 | \$847.67 |
|-------------|----------|----------|----------|

Refuse Commercial Carts and Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$14.67                        | \$30.73  | \$46.07  | \$64.36  | \$84.11  | \$105.32 | \$122.87 |
| 20 Gallon      | \$22.53                        | \$47.24  | \$70.90  | \$99.03  | \$129.39 | \$162.05 | \$189.04 |
| 32 Gallon      | \$36.03                        | \$75.64  | \$113.43 | \$158.45 | \$207.06 | \$259.22 | \$302.46 |
| 45 Gallon      | \$50.65                        | \$106.33 | \$159.49 | \$222.80 | \$291.18 | \$364.56 | \$425.33 |
| 64 Gallon      | \$72.03                        | \$151.23 | \$226.83 | \$316.86 | \$414.09 | \$518.52 | \$604.90 |
| 96 Gallon      | \$108.00                       | \$226.83 | \$340.24 | \$475.28 | \$621.08 | \$777.74 | \$907.35 |

FY2025

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 13 Gallon      | \$15.84                        | \$33.19  | \$49.75  | \$69.51  | \$90.84  | \$113.75 | \$132.69 |
| 20 Gallon      | \$24.33                        | \$51.02  | \$76.57  | \$106.96 | \$139.74 | \$175.01 | \$204.17 |
| 32 Gallon      | \$38.92                        | \$81.69  | \$122.50 | \$171.12 | \$223.62 | \$279.96 | \$326.65 |
| 45 Gallon      | \$54.71                        | \$114.84 | \$172.25 | \$240.62 | \$314.47 | \$393.72 | \$459.36 |
| 64 Gallon      | \$77.79                        | \$163.33 | \$244.97 | \$342.21 | \$447.22 | \$560.00 | \$653.29 |
| 96 Gallon      | \$116.64                       | \$244.97 | \$367.46 | \$513.31 | \$670.77 | \$839.96 | \$979.93 |

FY2026

| Container Size | Number of Collections per Week |          |          |          |          |          |            |
|----------------|--------------------------------|----------|----------|----------|----------|----------|------------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X         |
| 13 Gallon      | \$17.11                        | \$35.84  | \$53.73  | \$75.07  | \$98.10  | \$122.85 | \$143.31   |
| 20 Gallon      | \$26.28                        | \$55.10  | \$82.69  | \$115.51 | \$150.92 | \$189.01 | \$220.50   |
| 32 Gallon      | \$42.03                        | \$88.23  | \$132.30 | \$184.81 | \$241.51 | \$302.36 | \$352.79   |
| 45 Gallon      | \$59.08                        | \$124.03 | \$186.03 | \$259.87 | \$339.63 | \$425.22 | \$496.11   |
| 64 Gallon      | \$84.01                        | \$176.40 | \$264.57 | \$369.59 | \$483.00 | \$604.80 | \$705.56   |
| 96 Gallon      | \$125.97                       | \$264.57 | \$396.86 | \$554.37 | \$724.43 | \$907.16 | \$1,058.33 |

FY2027

| Container Size | Number of Collections per Week |          |          |          |          |          |            |
|----------------|--------------------------------|----------|----------|----------|----------|----------|------------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X         |
| 13 Gallon      | \$18.31                        | \$38.35  | \$57.50  | \$80.33  | \$104.97 | \$131.45 | \$153.34   |
| 20 Gallon      | \$28.12                        | \$58.95  | \$88.48  | \$123.60 | \$161.48 | \$202.24 | \$235.93   |
| 32 Gallon      | \$44.97                        | \$94.40  | \$141.56 | \$197.75 | \$258.42 | \$323.52 | \$377.48   |
| 45 Gallon      | \$63.22                        | \$132.71 | \$199.06 | \$278.07 | \$363.41 | \$454.99 | \$530.84   |
| 64 Gallon      | \$89.90                        | \$188.75 | \$283.09 | \$395.46 | \$516.81 | \$647.13 | \$754.95   |
| 96 Gallon      | \$134.79                       | \$283.09 | \$424.64 | \$593.18 | \$775.14 | \$970.66 | \$1,132.41 |

FY2028

| Container Size | Number of Collections per Week |          |          |          |          |            |            |
|----------------|--------------------------------|----------|----------|----------|----------|------------|------------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X         | 7X         |
| 13 Gallon      | \$19.04                        | \$39.88  | \$59.80  | \$83.54  | \$109.17 | \$136.71   | \$159.48   |
| 20 Gallon      | \$29.24                        | \$61.31  | \$92.02  | \$128.54 | \$167.94 | \$210.33   | \$245.37   |
| 32 Gallon      | \$46.77                        | \$98.18  | \$147.22 | \$205.66 | \$268.76 | \$336.46   | \$392.58   |
| 45 Gallon      | \$65.75                        | \$138.02 | \$207.02 | \$289.19 | \$377.94 | \$473.19   | \$552.07   |
| 64 Gallon      | \$93.49                        | \$196.30 | \$294.41 | \$411.27 | \$537.48 | \$673.02   | \$785.14   |
| 96 Gallon      | \$140.18                       | \$294.41 | \$441.62 | \$616.90 | \$806.14 | \$1,009.48 | \$1,177.71 |

Organics Commercial Carts, Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$28.83                        | \$60.51  | \$90.74  | \$126.76 | \$165.65 | \$207.38 | \$241.96 |
| 64 Gallon      | \$57.63                        | \$120.99 | \$181.46 | \$253.49 | \$331.28 | \$414.81 | \$483.92 |
| 96 Gallon      | \$86.40                        | \$181.46 | \$272.19 | \$380.23 | \$496.86 | \$622.19 | \$725.88 |

FY2025

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$31.14                        | \$65.35  | \$98.00  | \$136.90 | \$178.90 | \$223.97 | \$261.32 |
| 64 Gallon      | \$62.24                        | \$130.67 | \$195.98 | \$273.77 | \$357.78 | \$448.00 | \$522.63 |
| 96 Gallon      | \$93.31                        | \$195.98 | \$293.97 | \$410.64 | \$536.61 | \$671.96 | \$783.95 |

FY2026

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$33.63                        | \$70.58  | \$105.84 | \$147.85 | \$193.21 | \$241.88 | \$282.22 |
| 64 Gallon      | \$67.21                        | \$141.13 | \$211.66 | \$295.67 | \$386.40 | \$483.84 | \$564.44 |
| 96 Gallon      | \$100.77                       | \$211.66 | \$317.48 | \$443.50 | \$579.54 | \$725.72 | \$846.67 |

FY2027

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$35.98                        | \$75.52  | \$113.25 | \$158.20 | \$206.74 | \$258.81 | \$301.98 |
| 64 Gallon      | \$71.92                        | \$151.00 | \$226.48 | \$316.37 | \$413.45 | \$517.70 | \$603.96 |
| 96 Gallon      | \$107.83                       | \$226.48 | \$339.71 | \$474.54 | \$620.11 | \$776.52 | \$905.93 |

FY2028

| Container Size | Number of Collections per Week |          |          |          |          |          |          |
|----------------|--------------------------------|----------|----------|----------|----------|----------|----------|
|                | 1X                             | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| 32 Gallon      | \$37.42                        | \$78.54  | \$117.78 | \$164.53 | \$215.01 | \$269.17 | \$314.06 |
| 64 Gallon      | \$74.80                        | \$157.04 | \$235.54 | \$329.03 | \$429.99 | \$538.41 | \$628.11 |
| 96 Gallon      | \$112.14                       | \$235.54 | \$353.29 | \$493.52 | \$644.91 | \$807.58 | \$942.17 |

Refuse Commercial Bins (Loose), Multi-family Dwelling Units of 5 of More and Businesses

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$26.98             | \$147.49                                                          | \$309.72   | \$464.61   | \$649.00   | \$848.09   | \$1,061.95 | \$1,238.95 |
| 1.5                     | \$30.19             | \$221.24                                                          | \$464.61   | \$696.89   | \$973.45   | \$1,272.12 | \$1,592.94 | \$1,858.44 |
| 2                       | \$33.59             | \$295.01                                                          | \$619.49   | \$929.21   | \$1,297.92 | \$1,696.16 | \$2,123.90 | \$2,477.89 |
| 3                       | \$40.38             | \$442.47                                                          | \$929.21   | \$1,393.82 | \$1,946.93 | \$2,544.28 | \$3,185.86 | \$3,716.82 |
| 4                       | \$60.39             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.35 | \$4,247.82 | \$4,955.77 |
| 5                       | \$60.39             | \$737.46                                                          | \$1,548.69 | \$2,323.04 | \$3,244.86 | \$4,240.45 | \$5,309.76 | \$6,194.72 |
| 6                       | \$66.83             | \$884.95                                                          | \$1,858.44 | \$2,787.64 | \$3,893.81 | \$5,088.50 | \$6,371.69 | \$7,433.66 |



FY2025

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$29.14                   | \$159.29                                                          | \$334.50   | \$501.78   | \$700.92   | \$915.94   | \$1,146.90 | \$1,338.06 |
| 1.5                        | \$32.61                   | \$238.94                                                          | \$501.78   | \$752.64   | \$1,051.33 | \$1,373.89 | \$1,720.37 | \$2,007.11 |
| 2                          | \$36.27                   | \$318.61                                                          | \$669.05   | \$1,003.54 | \$1,401.76 | \$1,831.85 | \$2,293.81 | \$2,676.12 |
| 3                          | \$43.61                   | \$477.87                                                          | \$1,003.54 | \$1,505.33 | \$2,102.69 | \$2,747.82 | \$3,440.73 | \$4,014.17 |
| 4                          | \$65.22                   | \$637.17                                                          | \$1,338.06 | \$2,007.11 | \$2,803.56 | \$3,663.73 | \$4,587.65 | \$5,352.23 |
| 5                          | \$65.22                   | \$796.46                                                          | \$1,672.59 | \$2,508.88 | \$3,504.45 | \$4,579.68 | \$5,734.54 | \$6,690.30 |
| 6                          | \$72.18                   | \$955.75                                                          | \$2,007.11 | \$3,010.65 | \$4,205.31 | \$5,495.58 | \$6,881.43 | \$8,028.35 |

FY2026

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$31.47                   | \$172.03                                                          | \$361.26   | \$541.93   | \$756.99   | \$989.21   | \$1,238.66 | \$1,445.11 |
| 1.5                        | \$35.22                   | \$258.06                                                          | \$541.93   | \$812.85   | \$1,135.43 | \$1,483.80 | \$1,858.00 | \$2,167.68 |
| 2                          | \$39.18                   | \$344.10                                                          | \$722.57   | \$1,083.83 | \$1,513.90 | \$1,978.40 | \$2,477.31 | \$2,890.21 |
| 3                          | \$47.09                   | \$516.10                                                          | \$1,083.83 | \$1,625.75 | \$2,270.90 | \$2,967.65 | \$3,715.99 | \$4,335.30 |
| 4                          | \$70.44                   | \$688.15                                                          | \$1,445.11 | \$2,167.68 | \$3,027.84 | \$3,956.83 | \$4,954.66 | \$5,780.41 |
| 5                          | \$70.44                   | \$860.18                                                          | \$1,806.39 | \$2,709.59 | \$3,784.80 | \$4,946.06 | \$6,193.30 | \$7,225.52 |
| 6                          | \$77.96                   | \$1,032.21                                                        | \$2,167.68 | \$3,251.50 | \$4,541.74 | \$5,935.23 | \$7,431.94 | \$8,670.62 |

FY2027

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$33.67                   | \$184.07                                                          | \$386.54   | \$579.86   | \$809.98   | \$1,058.46 | \$1,325.36 | \$1,546.27 |
| 1.5                        | \$37.68                   | \$276.12                                                          | \$579.86   | \$869.75   | \$1,214.91 | \$1,587.67 | \$1,988.06 | \$2,319.42 |
| 2                          | \$41.92                   | \$368.19                                                          | \$773.15   | \$1,159.69 | \$1,619.87 | \$2,116.88 | \$2,650.73 | \$3,092.52 |
| 3                          | \$50.39                   | \$552.23                                                          | \$1,159.69 | \$1,739.55 | \$2,429.87 | \$3,175.39 | \$3,976.11 | \$4,638.77 |
| 4                          | \$75.37                   | \$736.32                                                          | \$1,546.27 | \$2,319.42 | \$3,239.79 | \$4,233.81 | \$5,301.48 | \$6,185.04 |
| 5                          | \$75.37                   | \$920.39                                                          | \$1,932.84 | \$2,899.26 | \$4,049.74 | \$5,292.28 | \$6,626.83 | \$7,731.31 |
| 6                          | \$83.41                   | \$1,104.46                                                        | \$2,319.42 | \$3,479.11 | \$4,859.66 | \$6,350.69 | \$7,952.18 | \$9,277.56 |

FY2028

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$35.02             | \$191.43                                                          | \$402.01   | \$603.06   | \$842.38   | \$1,100.79 | \$1,378.38 | \$1,608.12 |
| 1.5                     | \$39.19             | \$287.17                                                          | \$603.06   | \$904.54   | \$1,263.51 | \$1,651.18 | \$2,067.58 | \$2,412.19 |
| 2                       | \$43.60             | \$382.92                                                          | \$804.07   | \$1,206.08 | \$1,684.67 | \$2,201.56 | \$2,756.76 | \$3,216.22 |
| 3                       | \$52.41             | \$574.32                                                          | \$1,206.08 | \$1,809.14 | \$2,527.06 | \$3,302.40 | \$4,135.15 | \$4,824.32 |
| 4                       | \$78.38             | \$765.77                                                          | \$1,608.12 | \$2,412.19 | \$3,369.38 | \$4,403.16 | \$5,513.54 | \$6,432.44 |
| 5                       | \$78.38             | \$957.20                                                          | \$2,010.16 | \$3,015.23 | \$4,211.73 | \$5,503.97 | \$6,891.91 | \$8,040.56 |
| 6                       | \$86.75             | \$1,148.64                                                        | \$2,412.19 | \$3,618.27 | \$5,054.05 | \$6,604.72 | \$8,270.27 | \$9,648.66 |

Refuse Commercial Bins (Compacted), Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                       | \$26.98             | \$294.98                                                          | \$619.44   | \$929.23   | \$1,298.00 | \$1,696.18  | \$2,123.90  | \$2,477.90  |
| 1.5                     | \$30.19             | \$442.49                                                          | \$929.23   | \$1,393.78 | \$1,946.90 | \$2,544.24  | \$3,185.87  | \$3,716.87  |
| 2                       | \$33.59             | \$590.02                                                          | \$1,238.97 | \$1,858.41 | \$2,595.85 | \$3,392.31  | \$4,247.80  | \$4,955.77  |
| 3                       | \$40.38             | \$884.95                                                          | \$1,858.41 | \$2,787.64 | \$3,893.87 | \$5,088.56  | \$6,371.72  | \$7,433.64  |
| 4                       | \$60.39             | \$1,179.95                                                        | \$2,477.90 | \$3,716.87 | \$5,191.77 | \$6,784.69  | \$8,495.64  | \$9,911.54  |
| 5                       | \$60.39             | \$1,474.92                                                        | \$3,097.38 | \$4,646.08 | \$6,489.72 | \$8,480.90  | \$10,619.51 | \$12,389.44 |
| 6                       | \$66.83             | \$1,769.90                                                        | \$3,716.87 | \$5,575.28 | \$7,787.62 | \$10,177.00 | \$12,743.39 | \$14,867.31 |

FY2025

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                       | \$29.14             | \$318.57                                                          | \$668.99   | \$1,003.57 | \$1,401.84 | \$1,831.87  | \$2,293.81  | \$2,676.13  |
| 1.5                     | \$32.61             | \$477.89                                                          | \$1,003.57 | \$1,505.29 | \$2,102.65 | \$2,747.78  | \$3,440.74  | \$4,014.22  |
| 2                       | \$36.27             | \$637.22                                                          | \$1,338.09 | \$2,007.08 | \$2,803.52 | \$3,663.70  | \$4,587.62  | \$5,352.23  |
| 3                       | \$43.61             | \$955.75                                                          | \$2,007.08 | \$3,010.65 | \$4,205.38 | \$5,495.65  | \$6,881.46  | \$8,028.33  |
| 4                       | \$65.22             | \$1,274.34                                                        | \$2,676.13 | \$4,014.22 | \$5,607.11 | \$7,327.47  | \$9,175.29  | \$10,704.46 |
| 5                       | \$65.22             | \$1,592.92                                                        | \$3,345.17 | \$5,017.76 | \$7,008.90 | \$9,159.37  | \$11,469.08 | \$13,380.59 |
| 6                       | \$72.18             | \$1,911.49                                                        | \$4,014.22 | \$6,021.30 | \$8,410.63 | \$10,991.16 | \$13,762.86 | \$16,056.70 |

FY2026

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                             | \$31.47                   | \$344.06                                                          | \$722.51   | \$1,083.85 | \$1,513.98 | \$1,978.42  | \$2,477.31  | \$2,890.22  |
| 1.5                           | \$35.22                   | \$516.12                                                          | \$1,083.85 | \$1,625.71 | \$2,270.86 | \$2,967.61  | \$3,716.00  | \$4,335.36  |
| 2                             | \$39.18                   | \$688.20                                                          | \$1,445.14 | \$2,167.65 | \$3,027.80 | \$3,956.79  | \$4,954.63  | \$5,780.41  |
| 3                             | \$47.09                   | \$1,032.21                                                        | \$2,167.65 | \$3,251.50 | \$4,541.81 | \$5,935.30  | \$7,431.97  | \$8,670.60  |
| 4                             | \$70.44                   | \$1,376.29                                                        | \$2,890.22 | \$4,335.36 | \$6,055.68 | \$7,913.67  | \$9,909.32  | \$11,560.82 |
| 5                             | \$70.44                   | \$1,720.35                                                        | \$3,612.79 | \$5,419.18 | \$7,569.61 | \$9,892.12  | \$12,386.60 | \$14,451.04 |
| 6                             | \$77.96                   | \$2,064.41                                                        | \$4,335.36 | \$6,503.01 | \$9,083.48 | \$11,870.46 | \$14,863.89 | \$17,341.23 |

FY2027

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X          | 6X          | 7X          |
| 1                             | \$33.67                   | \$368.14                                                          | \$773.09   | \$1,159.72 | \$1,619.96 | \$2,116.91  | \$2,650.73  | \$3,092.53  |
| 1.5                           | \$37.68                   | \$552.24                                                          | \$1,159.72 | \$1,739.51 | \$2,429.82 | \$3,175.34  | \$3,976.12  | \$4,638.83  |
| 2                             | \$41.92                   | \$736.38                                                          | \$1,546.30 | \$2,319.39 | \$3,239.74 | \$4,233.77  | \$5,301.45  | \$6,185.04  |
| 3                             | \$50.39                   | \$1,104.46                                                        | \$2,319.39 | \$3,479.11 | \$4,859.74 | \$6,350.77  | \$7,952.21  | \$9,277.54  |
| 4                             | \$75.37                   | \$1,472.63                                                        | \$3,092.53 | \$4,638.83 | \$6,479.58 | \$8,467.62  | \$10,602.97 | \$12,370.08 |
| 5                             | \$75.37                   | \$1,840.78                                                        | \$3,865.68 | \$5,798.53 | \$8,099.48 | \$10,584.57 | \$13,253.66 | \$15,462.61 |
| 6                             | \$83.41                   | \$2,208.92                                                        | \$4,638.83 | \$6,958.22 | \$9,719.32 | \$12,701.39 | \$15,904.36 | \$18,555.12 |

FY2028

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |             |             |             |             |
|-------------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|-------------|-------------|-------------|-------------|
|                               |                           | 1X                                                                | 2X         | 3X         | 4X          | 5X          | 6X          | 7X          |
| 1                             | \$35.02                   | \$382.87                                                          | \$804.01   | \$1,206.11 | \$1,684.76  | \$2,201.59  | \$2,756.76  | \$3,216.24  |
| 1.5                           | \$39.19                   | \$574.33                                                          | \$1,206.11 | \$1,809.09 | \$2,527.02  | \$3,302.35  | \$4,135.17  | \$4,824.39  |
| 2                             | \$43.60                   | \$765.83                                                          | \$1,608.15 | \$2,412.16 | \$3,369.33  | \$4,403.12  | \$5,513.51  | \$6,432.44  |
| 3                             | \$52.41                   | \$1,148.64                                                        | \$2,412.16 | \$3,618.27 | \$5,054.13  | \$6,604.80  | \$8,270.30  | \$9,648.65  |
| 4                             | \$78.38                   | \$1,531.54                                                        | \$3,216.24 | \$4,824.39 | \$6,738.76  | \$8,806.33  | \$11,027.09 | \$12,864.88 |
| 5                             | \$78.38                   | \$1,914.41                                                        | \$4,020.31 | \$6,030.47 | \$8,423.46  | \$11,007.95 | \$13,783.81 | \$16,081.12 |
| 6                             | \$86.75                   | \$2,297.28                                                        | \$4,824.39 | \$7,236.55 | \$10,108.09 | \$13,209.44 | \$16,540.54 | \$19,297.32 |

## Organics Commercial Bins, Multi-family Dwelling Units of 5 or More and Businesses

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$21.58             | \$117.99                                                          | \$247.78   | \$371.69   | \$519.20   | \$678.47   | \$849.56   | \$991.16   |
| 1.5                     | \$24.16             | \$177.00                                                          | \$371.69   | \$557.52   | \$778.76   | \$1,017.69 | \$1,274.35 | \$1,486.75 |
| 2                       | \$26.87             | \$236.01                                                          | \$495.59   | \$743.36   | \$1,038.34 | \$1,356.92 | \$1,699.12 | \$1,982.31 |
| 3                       | \$32.30             | \$353.97                                                          | \$743.36   | \$1,115.06 | \$1,557.55 | \$2,035.42 | \$2,548.69 | \$2,973.46 |
| 4                       | \$48.31             | \$471.97                                                          | \$991.16   | \$1,486.75 | \$2,076.71 | \$2,713.87 | \$3,398.26 | \$3,964.62 |
| 5                       | \$48.31             | \$589.97                                                          | \$1,238.95 | \$1,858.44 | \$2,595.88 | \$3,392.36 | \$4,247.81 | \$4,955.78 |
| 6                       | \$53.46             | \$707.96                                                          | \$1,486.75 | \$2,230.11 | \$3,115.05 | \$4,070.80 | \$5,097.36 | \$5,946.92 |

FY2025

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$23.31             | \$127.43                                                          | \$267.60   | \$401.42   | \$560.73   | \$732.75   | \$917.53   | \$1,070.45 |
| 1.5                     | \$26.09             | \$191.16                                                          | \$401.42   | \$602.12   | \$841.06   | \$1,099.11 | \$1,376.30 | \$1,605.69 |
| 2                       | \$29.02             | \$254.89                                                          | \$535.23   | \$802.83   | \$1,121.40 | \$1,465.48 | \$1,835.05 | \$2,140.89 |
| 3                       | \$34.88             | \$382.29                                                          | \$802.83   | \$1,204.27 | \$1,682.15 | \$2,198.26 | \$2,752.58 | \$3,211.33 |
| 4                       | \$52.17             | \$509.73                                                          | \$1,070.45 | \$1,605.69 | \$2,242.85 | \$2,930.98 | \$3,670.12 | \$4,281.79 |
| 5                       | \$52.17             | \$637.17                                                          | \$1,338.06 | \$2,007.11 | \$2,803.56 | \$3,663.75 | \$4,587.63 | \$5,352.24 |
| 6                       | \$57.74             | \$764.60                                                          | \$1,605.69 | \$2,408.52 | \$3,364.25 | \$4,396.46 | \$5,505.15 | \$6,422.68 |

FY2026

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|-------------------------|---------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                         |                     | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                       | \$25.17             | \$137.62                                                          | \$289.00   | \$433.54   | \$605.59   | \$791.37   | \$990.93   | \$1,156.09 |
| 1.5                     | \$28.18             | \$206.45                                                          | \$433.54   | \$650.29   | \$908.35   | \$1,187.04 | \$1,486.40 | \$1,734.14 |
| 2                       | \$31.34             | \$275.28                                                          | \$578.05   | \$867.06   | \$1,211.12 | \$1,582.72 | \$1,981.86 | \$2,312.16 |
| 3                       | \$37.67             | \$412.88                                                          | \$867.06   | \$1,300.61 | \$1,816.72 | \$2,374.12 | \$2,972.79 | \$3,468.24 |
| 4                       | \$56.35             | \$550.51                                                          | \$1,156.09 | \$1,734.14 | \$2,422.27 | \$3,165.46 | \$3,963.73 | \$4,624.33 |
| 5                       | \$56.35             | \$688.15                                                          | \$1,445.11 | \$2,167.68 | \$3,027.84 | \$3,956.85 | \$4,954.64 | \$5,780.42 |
| 6                       | \$62.36             | \$825.77                                                          | \$1,734.14 | \$2,601.20 | \$3,633.39 | \$4,748.18 | \$5,945.56 | \$6,936.49 |

FY2027

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$26.93                   | \$147.25                                                          | \$309.24   | \$463.88   | \$647.99   | \$846.77   | \$1,060.29 | \$1,237.01 |
| 1.5                        | \$30.15                   | \$220.90                                                          | \$463.88   | \$695.81   | \$971.93   | \$1,270.13 | \$1,590.45 | \$1,855.53 |
| 2                          | \$33.54                   | \$294.55                                                          | \$618.52   | \$927.75   | \$1,295.89 | \$1,693.51 | \$2,120.59 | \$2,474.02 |
| 3                          | \$40.31                   | \$441.78                                                          | \$927.75   | \$1,391.65 | \$1,943.89 | \$2,540.31 | \$3,180.88 | \$3,711.02 |
| 4                          | \$60.29                   | \$589.05                                                          | \$1,237.02 | \$1,855.53 | \$2,591.83 | \$3,387.04 | \$4,241.19 | \$4,948.03 |
| 5                          | \$60.29                   | \$736.32                                                          | \$1,546.27 | \$2,319.42 | \$3,239.79 | \$4,233.83 | \$5,301.47 | \$6,185.05 |
| 6                          | \$66.73                   | \$883.57                                                          | \$1,855.53 | \$2,783.28 | \$3,887.73 | \$5,080.55 | \$6,361.75 | \$7,422.05 |

FY2028

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |            |            |            |            |            |            |
|----------------------------|---------------------------|-------------------------------------------------------------------|------------|------------|------------|------------|------------|------------|
|                            |                           | 1X                                                                | 2X         | 3X         | 4X         | 5X         | 6X         | 7X         |
| 1                          | \$28.01                   | \$153.14                                                          | \$321.60   | \$482.44   | \$673.90   | \$880.64   | \$1,102.71 | \$1,286.49 |
| 1.5                        | \$31.36                   | \$229.74                                                          | \$482.44   | \$723.64   | \$1,010.81 | \$1,320.93 | \$1,654.07 | \$1,929.75 |
| 2                          | \$34.88                   | \$306.34                                                          | \$643.26   | \$964.86   | \$1,347.73 | \$1,761.25 | \$2,205.41 | \$2,572.98 |
| 3                          | \$41.92                   | \$459.45                                                          | \$964.86   | \$1,447.32 | \$2,021.65 | \$2,641.92 | \$3,308.12 | \$3,859.46 |
| 4                          | \$62.70                   | \$612.61                                                          | \$1,286.50 | \$1,929.75 | \$2,695.51 | \$3,522.52 | \$4,410.84 | \$5,145.95 |
| 5                          | \$62.70                   | \$765.77                                                          | \$1,608.12 | \$2,412.19 | \$3,369.38 | \$4,403.18 | \$5,513.53 | \$6,432.45 |
| 6                          | \$69.40                   | \$918.91                                                          | \$1,929.75 | \$2,894.62 | \$4,043.24 | \$5,283.77 | \$6,616.22 | \$7,718.93 |

Refuse Roll-off Containers (Loose)

FY2024

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$91.24                   | \$1,122.82                                                        | \$2,366.08  | \$3,546.07  | \$4,954.77  | \$6,471.74  | \$8,103.05  | \$9,459.44  |
| 12                         | \$148.41                  | \$2,251.73                                                        | \$4,723.64  | \$7,090.93  | \$9,907.11  | \$12,947.13 | \$16,212.19 | \$18,918.89 |
| 14                         | \$170.31                  | \$2,626.41                                                        | \$5,514.36  | \$8,273.36  | \$11,557.89 | \$15,101.53 | \$18,910.37 | \$22,062.30 |
| 15                         | \$178.82                  | \$2,816.18                                                        | \$5,915.80  | \$8,871.88  | \$12,393.62 | \$16,198.81 | \$20,283.79 | \$23,661.99 |
| 16                         | \$188.56                  | \$3,001.09                                                        | \$6,306.30  | \$9,459.44  | \$13,206.24 | \$17,262.02 | \$21,613.42 | \$25,213.02 |
| 20                         | \$210.45                  | \$3,333.19                                                        | \$7,881.65  | \$11,820.65 | \$16,509.02 | \$21,575.71 | \$27,014.64 | \$31,516.88 |
| 25                         | \$212.89                  | \$3,685.97                                                        | \$9,848.72  | \$14,775.51 | \$20,637.79 | \$26,967.20 | \$33,772.26 | \$39,397.32 |
| 30                         | \$217.75                  | \$4,058.22                                                        | \$11,820.65 | \$17,729.16 | \$24,762.92 | \$32,362.34 | \$40,526.22 | \$47,274.10 |

FY2025

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$98.54                   | \$1,212.65                                                        | \$2,555.36  | \$3,829.76  | \$5,351.15  | \$6,989.48  | \$8,751.30  | \$10,216.20 |
| 12                         | \$160.29                  | \$2,431.87                                                        | \$5,101.53  | \$7,658.21  | \$10,699.68 | \$13,982.90 | \$17,509.17 | \$20,432.40 |
| 14                         | \$183.93                  | \$2,836.52                                                        | \$5,955.51  | \$8,935.23  | \$12,482.52 | \$16,309.66 | \$20,423.20 | \$23,827.29 |
| 15                         | \$193.13                  | \$3,041.47                                                        | \$6,389.07  | \$9,581.63  | \$13,385.11 | \$17,494.72 | \$21,906.49 | \$25,554.95 |
| 16                         | \$203.64                  | \$3,241.17                                                        | \$6,810.80  | \$10,216.20 | \$14,262.74 | \$18,642.99 | \$23,342.49 | \$27,230.06 |
| 20                         | \$227.29                  | \$3,599.84                                                        | \$8,512.19  | \$12,766.31 | \$17,829.74 | \$23,301.76 | \$29,175.81 | \$34,038.23 |
| 25                         | \$229.92                  | \$3,980.85                                                        | \$10,636.62 | \$15,957.56 | \$22,288.81 | \$29,124.58 | \$36,474.04 | \$42,549.10 |
| 30                         | \$235.17                  | \$4,382.88                                                        | \$12,766.31 | \$19,147.49 | \$26,743.95 | \$34,951.33 | \$43,768.32 | \$51,056.03 |

FY2026

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$106.42                  | \$1,309.66                                                        | \$2,759.79  | \$4,136.14  | \$5,779.25  | \$7,548.64  | \$9,451.40  | \$11,033.49 |
| 12                         | \$173.11                  | \$2,626.41                                                        | \$5,509.65  | \$8,270.86  | \$11,555.66 | \$15,101.53 | \$18,909.90 | \$22,066.99 |
| 14                         | \$198.65                  | \$3,063.44                                                        | \$6,431.95  | \$9,650.05  | \$13,481.13 | \$17,614.43 | \$22,057.06 | \$25,733.47 |
| 15                         | \$208.58                  | \$3,284.79                                                        | \$6,900.19  | \$10,348.16 | \$14,455.92 | \$18,894.29 | \$23,659.01 | \$27,599.35 |
| 16                         | \$219.93                  | \$3,500.47                                                        | \$7,355.66  | \$11,033.49 | \$15,403.76 | \$20,134.43 | \$25,209.89 | \$29,408.46 |
| 20                         | \$245.47                  | \$3,887.83                                                        | \$9,193.16  | \$13,787.61 | \$19,256.12 | \$25,165.90 | \$31,509.88 | \$36,761.29 |
| 25                         | \$248.31                  | \$4,299.32                                                        | \$11,487.55 | \$17,234.16 | \$24,071.92 | \$31,454.54 | \$39,391.96 | \$45,953.03 |
| 30                         | \$253.99                  | \$4,733.51                                                        | \$13,787.61 | \$20,679.29 | \$28,883.46 | \$37,747.44 | \$47,269.79 | \$55,140.52 |

FY2027

| Capacity in<br>Cubic Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|----------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                            |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                          | \$113.87                  | \$1,401.34                                                        | \$2,952.98  | \$4,425.67  | \$6,183.79  | \$8,077.04  | \$10,113.00 | \$11,805.84 |
| 12                         | \$185.23                  | \$2,810.26                                                        | \$5,895.33  | \$8,849.82  | \$12,364.55 | \$16,158.64 | \$20,233.59 | \$23,611.68 |
| 14                         | \$212.55                  | \$3,277.88                                                        | \$6,882.19  | \$10,325.55 | \$14,424.80 | \$18,847.44 | \$23,601.05 | \$27,534.81 |
| 15                         | \$223.18                  | \$3,514.73                                                        | \$7,383.20  | \$11,072.53 | \$15,467.84 | \$20,216.89 | \$25,315.15 | \$29,531.30 |
| 16                         | \$235.33                  | \$3,745.50                                                        | \$7,870.56  | \$11,805.84 | \$16,482.02 | \$21,543.84 | \$26,974.58 | \$31,467.06 |
| 20                         | \$262.66                  | \$4,159.98                                                        | \$9,836.68  | \$14,752.74 | \$20,604.04 | \$26,927.52 | \$33,715.57 | \$39,334.58 |
| 25                         | \$265.69                  | \$4,600.27                                                        | \$12,291.68 | \$18,440.55 | \$25,756.95 | \$33,656.36 | \$42,149.40 | \$49,169.74 |
| 30                         | \$271.77                  | \$5,064.85                                                        | \$14,752.74 | \$22,126.84 | \$30,905.31 | \$40,389.76 | \$50,578.67 | \$59,000.35 |

FY 2028

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                       | \$118.42            | \$1,457.39                                                        | \$3,071.10  | \$4,602.70  | \$6,431.15  | \$8,400.12  | \$10,517.52 | \$12,278.07 |
| 12                      | \$192.63            | \$2,922.67                                                        | \$6,131.14  | \$9,203.82  | \$12,859.13 | \$16,804.98 | \$21,042.94 | \$24,556.15 |
| 14                      | \$221.06            | \$3,409.00                                                        | \$7,157.47  | \$10,738.58 | \$15,001.80 | \$19,601.34 | \$24,545.09 | \$28,636.21 |
| 15                      | \$232.11            | \$3,655.32                                                        | \$7,678.53  | \$11,515.43 | \$16,086.55 | \$21,025.57 | \$26,327.75 | \$30,712.55 |
| 16                      | \$244.74            | \$3,895.32                                                        | \$8,185.38  | \$12,278.07 | \$17,141.30 | \$22,405.59 | \$28,053.57 | \$32,725.74 |
| 20                      | \$273.16            | \$4,326.38                                                        | \$10,230.15 | \$15,342.85 | \$21,428.21 | \$28,004.62 | \$35,064.19 | \$40,907.96 |
| 25                      | \$276.32            | \$4,784.28                                                        | \$12,783.34 | \$19,178.17 | \$26,787.23 | \$35,002.61 | \$43,835.37 | \$51,136.53 |
| 30                      | \$282.64            | \$5,267.44                                                        | \$15,342.85 | \$23,011.91 | \$32,141.52 | \$42,005.35 | \$52,601.82 | \$61,360.37 |

Refuse Roll-off Containers (Compacted)

FY2024

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |             |
|-------------------------|---------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|-------------|
|                         |                     | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X          |
| 6                       | \$91.24             | \$2,245.64                                                        | \$4,732.15  | \$7,092.15  | \$9,909.55  | \$12,943.48 | \$16,206.11 | \$18,918.89 |
| 12                      | \$148.41            | \$4,503.45                                                        | \$9,447.28  | \$14,181.87 | \$19,814.23 | \$25,894.25 | \$32,424.38 | \$37,837.77 |
| 14                      | \$170.31            | \$5,252.81                                                        | \$11,028.72 | \$16,546.73 | \$23,115.79 | \$30,203.07 | \$37,820.74 | \$44,124.61 |
| 15                      | \$178.82            | \$5,632.36                                                        | \$11,831.60 | \$17,743.76 | \$24,787.25 | \$32,397.62 | \$40,567.58 | \$47,323.98 |
| 16                      | \$188.56            | \$6,002.17                                                        | \$12,612.59 | \$18,918.89 | \$26,412.48 | \$34,524.05 | \$43,226.83 | \$50,426.04 |
| 20                      | \$210.45            | \$6,666.38                                                        | \$15,763.31 | \$23,641.31 | \$33,018.03 | \$43,151.41 | \$54,029.29 | \$63,033.76 |
| 25                      | \$212.89            | \$7,371.94                                                        | \$19,697.44 | \$29,551.03 | \$41,275.58 | \$53,934.40 | \$67,544.51 | \$78,794.63 |
| 30                      | \$217.75            | \$8,116.44                                                        | \$23,641.31 | \$35,458.32 | \$49,525.83 | \$64,724.69 | \$81,052.44 | \$94,548.21 |

FY2025

| Capacity in Cubic Yards | Monthly Rental Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |              |
|-------------------------|---------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|--------------|
|                         |                     | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X           |
| 6                       | \$98.54             | \$2,425.30                                                        | \$5,110.73  | \$7,659.52  | \$10,702.31 | \$13,978.96 | \$17,502.60 | \$20,432.40  |
| 12                      | \$160.29            | \$4,863.73                                                        | \$10,203.06 | \$15,316.42 | \$21,399.36 | \$27,965.79 | \$35,018.33 | \$40,864.80  |
| 14                      | \$183.93            | \$5,673.04                                                        | \$11,911.02 | \$17,870.47 | \$24,965.05 | \$32,619.31 | \$40,846.40 | \$47,654.57  |
| 15                      | \$193.13            | \$6,082.95                                                        | \$12,778.13 | \$19,163.26 | \$26,770.23 | \$34,989.43 | \$43,812.99 | \$51,109.90  |
| 16                      | \$203.64            | \$6,482.35                                                        | \$13,621.60 | \$20,432.40 | \$28,525.48 | \$37,285.97 | \$46,684.98 | \$54,460.12  |
| 20                      | \$227.29            | \$7,199.69                                                        | \$17,024.37 | \$25,532.61 | \$35,659.47 | \$46,603.52 | \$58,351.63 | \$68,076.46  |
| 25                      | \$229.92            | \$7,961.70                                                        | \$21,273.24 | \$31,915.11 | \$44,577.63 | \$58,249.15 | \$72,948.08 | \$85,098.20  |
| 30                      | \$235.17            | \$8,765.75                                                        | \$25,532.61 | \$38,294.98 | \$53,487.90 | \$69,902.66 | \$87,536.64 | \$102,112.06 |

FY2026

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |             |              |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|-------------|--------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X          | 7X           |
| 6                             | \$106.42                  | \$2,619.32                                                        | \$5,519.59  | \$8,272.28  | \$11,558.49 | \$15,097.27 | \$18,902.81 | \$22,066.99  |
| 12                            | \$173.11                  | \$5,252.83                                                        | \$11,019.31 | \$16,541.73 | \$23,111.31 | \$30,203.06 | \$37,819.80 | \$44,133.98  |
| 14                            | \$198.65                  | \$6,126.88                                                        | \$12,863.90 | \$19,300.10 | \$26,962.25 | \$35,228.86 | \$44,114.11 | \$51,466.94  |
| 15                            | \$208.58                  | \$6,569.58                                                        | \$13,800.38 | \$20,696.32 | \$28,911.84 | \$37,788.58 | \$47,318.03 | \$55,198.69  |
| 16                            | \$219.93                  | \$7,000.93                                                        | \$14,711.33 | \$22,066.99 | \$30,807.52 | \$40,268.85 | \$50,419.78 | \$58,816.93  |
| 20                            | \$245.47                  | \$7,775.66                                                        | \$18,386.32 | \$27,575.22 | \$38,512.23 | \$50,331.81 | \$63,019.76 | \$73,522.58  |
| 25                            | \$248.31                  | \$8,598.63                                                        | \$22,975.10 | \$34,468.32 | \$48,143.84 | \$62,909.08 | \$78,783.92 | \$91,906.06  |
| 30                            | \$253.99                  | \$9,467.01                                                        | \$27,575.22 | \$41,358.58 | \$57,766.93 | \$75,494.87 | \$94,539.57 | \$110,281.03 |

FY2027

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |              |              |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|--------------|--------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X           | 7X           |
| 6                             | \$113.87                  | \$2,802.67                                                        | \$5,905.96  | \$8,851.34  | \$12,367.59 | \$16,154.08 | \$20,226.00  | \$23,611.68  |
| 12                            | \$185.23                  | \$5,620.53                                                        | \$11,790.66 | \$17,699.65 | \$24,729.10 | \$32,317.27 | \$40,467.19  | \$47,223.36  |
| 14                            | \$212.55                  | \$6,555.76                                                        | \$13,764.37 | \$20,651.11 | \$28,849.61 | \$37,694.88 | \$47,202.10  | \$55,069.63  |
| 15                            | \$223.18                  | \$7,029.45                                                        | \$14,766.41 | \$22,145.06 | \$30,935.67 | \$40,433.79 | \$50,630.29  | \$59,062.60  |
| 16                            | \$235.33                  | \$7,491.00                                                        | \$15,741.12 | \$23,611.68 | \$32,964.04 | \$43,087.67 | \$53,949.16  | \$62,934.11  |
| 20                            | \$262.66                  | \$8,319.96                                                        | \$19,673.36 | \$29,505.49 | \$41,208.09 | \$53,855.03 | \$67,431.14  | \$78,669.16  |
| 25                            | \$265.69                  | \$9,200.54                                                        | \$24,583.35 | \$36,881.10 | \$51,513.91 | \$67,312.72 | \$84,298.80  | \$98,339.49  |
| 30                            | \$271.77                  | \$10,129.70                                                       | \$29,505.49 | \$44,253.68 | \$61,810.61 | \$80,779.51 | \$101,157.34 | \$118,000.70 |

FY2028

| Capacity<br>in Cubic<br>Yards | Monthly<br>Rental<br>Rate | Service Collection Charge Based on Number of Collections Per Week |             |             |             |             |              |              |
|-------------------------------|---------------------------|-------------------------------------------------------------------|-------------|-------------|-------------|-------------|--------------|--------------|
|                               |                           | 1X                                                                | 2X          | 3X          | 4X          | 5X          | 6X           | 7X           |
| 6                             | \$118.42                  | \$2,914.78                                                        | \$6,142.19  | \$9,205.40  | \$12,862.29 | \$16,800.24 | \$21,035.04  | \$24,556.15  |
| 12                            | \$192.63                  | \$5,845.35                                                        | \$12,262.28 | \$18,407.64 | \$25,718.27 | \$33,609.96 | \$42,085.87  | \$49,112.29  |
| 14                            | \$221.06                  | \$6,817.99                                                        | \$14,314.94 | \$21,477.15 | \$30,003.59 | \$39,202.67 | \$49,090.19  | \$57,272.41  |
| 15                            | \$232.11                  | \$7,310.63                                                        | \$15,357.07 | \$23,030.86 | \$32,173.10 | \$42,051.14 | \$52,655.50  | \$61,425.10  |
| 16                            | \$244.74                  | \$7,790.64                                                        | \$16,370.76 | \$24,556.15 | \$34,282.60 | \$44,811.18 | \$56,107.13  | \$65,451.48  |
| 20                            | \$273.16                  | \$8,652.76                                                        | \$20,460.30 | \$30,685.71 | \$42,856.41 | \$56,009.23 | \$70,128.39  | \$81,815.93  |
| 25                            | \$276.32                  | \$9,568.56                                                        | \$25,566.69 | \$38,356.35 | \$53,574.46 | \$70,005.23 | \$87,670.75  | \$102,273.06 |
| 30                            | \$282.64                  | \$10,534.89                                                       | \$30,685.71 | \$46,023.83 | \$64,283.04 | \$84,010.69 | \$105,203.63 | \$122,720.73 |



Hard to Service Roll off Containers.

There shall be a monthly surcharge, as shown below where extra handling (spinning) of roll-off containers, or where reloading of a container onto a truck is required. The surcharge shall be multiplied by the number of service pickups per week.

| FY2024  | FY2025  | FY2026  | FY2027  | FY2028  |
|---------|---------|---------|---------|---------|
| \$54.12 | \$55.74 | \$57.42 | \$59.14 | \$60.91 |

Temporary Roll-off Containers - Loose

## FY2024

| Capacity in<br>Cu Yards | Short-term<br>Service<br>Rate -<br>Refuse | Short-term<br>Service<br>Rate -<br>Organics |
|-------------------------|-------------------------------------------|---------------------------------------------|
| (dirt) 6                | \$540.15                                  | \$432.12                                    |
| 12                      | \$374.49                                  | \$299.59                                    |
| 14                      | \$437.74                                  | \$350.20                                    |
| 16                      | \$499.99                                  | \$399.99                                    |
| 20                      | \$567.26                                  | \$453.81                                    |
| 30                      | \$674.69                                  | \$539.75                                    |

## FY2025

| Capacity in<br>Cu Yards | Short-term<br>Service Rate<br>- Refuse | Short-term<br>Service<br>Rate -<br>Organics |
|-------------------------|----------------------------------------|---------------------------------------------|
| (dirt) 6                | \$583.36                               | \$466.69                                    |
| 12                      | \$404.45                               | \$323.56                                    |
| 14                      | \$472.76                               | \$378.21                                    |
| 16                      | \$539.99                               | \$431.99                                    |
| 20                      | \$612.64                               | \$490.11                                    |
| 30                      | \$728.66                               | \$582.93                                    |

## FY2026

| Capacity in<br>Cu Yards | Short-term<br>Service Rate<br>- Refuse | Short-term<br>Service<br>Rate -<br>Organics |
|-------------------------|----------------------------------------|---------------------------------------------|
| (dirt) 6                | \$630.03                               | \$504.03                                    |
| 12                      | \$436.81                               | \$349.45                                    |
| 14                      | \$510.58                               | \$408.47                                    |
| 16                      | \$583.19                               | \$466.55                                    |
| 20                      | \$661.65                               | \$529.32                                    |
| 30                      | \$786.96                               | \$629.56                                    |

FY2027

| Capacity in Cu Yards | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
|----------------------|----------------------------------|------------------------------------|
| (dirt) 6             | \$674.14                         | \$539.31                           |
| 12                   | \$467.38                         | \$373.91                           |
| 14                   | \$546.33                         | \$437.06                           |
| 16                   | \$624.01                         | \$499.21                           |
| 20                   | \$707.97                         | \$566.37                           |
| 30                   | \$842.04                         | \$673.63                           |

FY2028

| Capacity in Cu Yards | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
|----------------------|----------------------------------|------------------------------------|
| (dirt) 6             | \$701.10                         | \$560.88                           |
| 12                   | \$486.08                         | \$388.86                           |
| 14                   | \$568.18                         | \$454.54                           |
| 16                   | \$648.97                         | \$519.18                           |
| 20                   | \$736.29                         | \$589.03                           |
| 30                   | \$875.72                         | \$700.58                           |

Temporary Roll-off Containers - Compacted

FY2024

| Capacity in Cu Yards | Short-term Service Rate - Refuse | Short-term Service Rate - Organics |
|----------------------|----------------------------------|------------------------------------|
| (dirt) 6             | not applicable                   | not applicable                     |
| 12                   | \$748.98                         | \$599.19                           |
| 14                   | \$875.49                         | \$700.39                           |
| 16                   | \$999.98                         | \$799.99                           |
| 20                   | \$1,134.52                       | \$907.62                           |
| 30                   | \$1,349.38                       | \$1,079.50                         |

FY2025

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$808.90                               | \$647.12                                 |
| 14                         | \$945.53                               | \$756.42                                 |
| 16                         | \$1,079.98                             | \$863.99                                 |
| 20                         | \$1,225.28                             | \$980.23                                 |
| 30                         | \$1,457.33                             | \$1,165.86                               |

FY2026

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$873.61                               | \$698.89                                 |
| 14                         | \$1,021.17                             | \$816.94                                 |
| 16                         | \$1,166.38                             | \$933.11                                 |
| 20                         | \$1,323.30                             | \$1,058.64                               |
| 30                         | \$1,573.91                             | \$1,259.13                               |

FY2027

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate -<br>Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not applicable                           |
| 12                         | \$934.77                               | \$747.81                                 |
| 14                         | \$1,092.65                             | \$874.12                                 |
| 16                         | \$1,248.03                             | \$998.42                                 |
| 20                         | \$1,415.94                             | \$1,132.75                               |
| 30                         | \$1,684.09                             | \$1,347.27                               |

FY2028

| Capacity<br>in Cu<br>Yards | Short-term<br>Service Rate -<br>Refuse | Short-term<br>Service Rate<br>- Organics |
|----------------------------|----------------------------------------|------------------------------------------|
| (dirt) 6                   | not applicable                         | not<br>applicable                        |
| 12                         | \$972.16                               | \$777.73                                 |
| 14                         | \$1,136.36                             | \$909.09                                 |
| 16                         | \$1,297.95                             | \$1,038.36                               |
| 20                         | \$1,472.57                             | \$1,178.06                               |
| 30                         | \$1,751.45                             | \$1,401.16                               |

Bulky Waste Collection

FY2024

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1st Collection in Calendar Year                                  |
| Residential   | No Charge up to 3 Cubic Yard; \$42.15 each additional Cubic Yard |

FY2025

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$43.41 each additional Cubic Yard |

FY2026

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$44.71 each additional Cubic Yard |

FY2027

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$46.06 each additional Cubic Yard |

FY2028

|               |                                                                  |
|---------------|------------------------------------------------------------------|
| Customer Type | 1 per Year                                                       |
| Residential   | No Charge up to 3 Cubic Yard; \$47.44 each additional Cubic Yard |

Extra Pickups (in excess of regularly schedule services) Refuse, Recycling, Organics

| Container Size | per Container<br>per Collection |          |          |          |          |
|----------------|---------------------------------|----------|----------|----------|----------|
|                | FY2024                          | FY2025   | FY2026   | FY2027   | FY2028   |
| 13 Gallon      | \$15.02                         | \$15.78  | \$16.56  | \$17.34  | \$18.14  |
| 20 Gallon      | \$15.75                         | \$16.51  | \$17.29  | \$18.08  | \$18.88  |
| 32 Gallon      | \$17.01                         | \$17.77  | \$18.55  | \$19.34  | \$20.14  |
| 45 Gallon      | \$18.37                         | \$19.14  | \$19.91  | \$20.70  | \$21.50  |
| 64 Gallon      | \$19.10                         | \$19.87  | \$20.64  | \$21.43  | \$22.23  |
| 96 Gallon      | \$20.55                         | \$21.32  | \$22.09  | \$22.88  | \$23.68  |
| 1 Cubic Yd     | \$47.34                         | \$50.47  | \$53.82  | \$57.02  | \$59.16  |
| 1.5 Cubic Yds  | \$64.38                         | \$68.86  | \$73.69  | \$78.28  | \$81.27  |
| 2 Cubic Yds    | \$81.41                         | \$87.26  | \$93.56  | \$99.54  | \$103.38 |
| 3 Cubic Yds    | \$115.47                        | \$124.04 | \$133.28 | \$142.05 | \$147.58 |
| 4 Cubic Yds    | \$149.53                        | \$160.83 | \$173.01 | \$184.56 | \$191.80 |
| 5 Cubic Yds    | \$183.60                        | \$197.62 | \$212.74 | \$227.07 | \$236.01 |
| 6 Cubic Yds    | \$217.66                        | \$234.41 | \$252.47 | \$269.58 | \$280.22 |

Pre-paid Bags and Containers

|                                      | FY2024  | FY2025  | FY2026  | FY2027  | FY2028  |
|--------------------------------------|---------|---------|---------|---------|---------|
| Collection of pre-paid bag/container | \$19.10 | \$19.67 | \$20.26 | \$20.87 | \$21.50 |

Customer-Owned Bin Repairs

| Service                 | FY2024                                                         | FY2025  | FY2026  | FY2027  | FY2028  |
|-------------------------|----------------------------------------------------------------|---------|---------|---------|---------|
| Bin Replacement         | 100% of City Cost (3rd-party vendor) + 10% administration cost |         |         |         |         |
| Wheel Replacement       | \$77.25                                                        | \$79.57 | \$81.95 | \$84.41 | \$86.95 |
| Wheel Plate Replacement | \$77.25                                                        | \$79.57 | \$81.95 | \$84.41 | \$86.95 |
| Side Wall Replacement   | 100% of City Cost (3rd-party vendor) + 10% administration cost |         |         |         |         |
| Lid Replacement         | 100% of City Cost (3rd-party vendor) + 10% administration cost |         |         |         |         |

Key/Access Code Charges

| FY2024  | FY2025  | FY2026  | FY2027  | FY2028  |
|---------|---------|---------|---------|---------|
| \$26.56 | \$27.36 | \$28.18 | \$29.02 | \$29.90 |

Container Cleaning

|                         | FY2024  | FY2025  | FY2026   | FY2027   | FY2028   |
|-------------------------|---------|---------|----------|----------|----------|
| Container Type          |         |         |          |          |          |
| Wheeled cart (any size) | \$20.00 | \$21.60 | \$21.60  | \$21.40  | \$20.80  |
| Bin (any size)          | \$90.36 | \$97.59 | \$105.40 | \$112.77 | \$117.28 |

Short-Term Bin Service

|                    | FY2024        | FY2025   | FY2026   | FY2027   | FY2028   |
|--------------------|---------------|----------|----------|----------|----------|
| 1 Cubic Yard Bin   | not available |          |          |          |          |
| 1.5 Cubic Yard Bin | not available |          |          |          |          |
| 2 Cubic Yard Bin   | \$96.38       | \$104.09 | \$112.42 | \$120.29 | \$125.10 |
| 3 Cubic Yard Bin   | \$116.46      | \$125.78 | \$135.84 | \$145.35 | \$151.17 |
| 4 Cubic Yard Bin   | \$146.58      | \$158.31 | \$170.98 | \$182.94 | \$190.26 |
| 5 Cubic Yard Bin   | \$166.66      | \$180.00 | \$194.40 | \$208.00 | \$216.32 |
| 6 Cubic Yard Bin   | \$185.74      | \$200.60 | \$216.65 | \$231.81 | \$241.08 |

Distance Surcharges

FY2024

| Customer/Container Type                  | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$34.50                                                | \$69.01  | \$103.51 | \$138.02 | \$172.52 | \$207.02 | \$241.53 |
| Bins (1 - 2 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 2 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$11.50                                                | \$23.00  | \$34.50  | \$46.01  | \$57.51  | \$69.01  | \$80.51  |
| Bins (1 - 3 cubic yards), per Bin        | \$57.51                                                | \$115.01 | \$172.52 | \$230.03 | \$287.53 | \$345.04 | \$402.55 |
| Bins (4 - 6 cubic yards), per Bin        | \$63.26                                                | \$126.51 | \$189.77 | \$253.03 | \$316.29 | \$379.54 | \$442.80 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.66                                                 | \$5.31   | \$7.97   | \$10.62  | \$13.28  | \$15.94  | \$18.59  |
| Bins (1 - 3 cubic yards), per Bin        | \$23.00                                                | \$46.01  | \$69.01  | \$92.01  | \$115.01 | \$138.02 | \$161.02 |
| Bins (4 - 6 cubic yards), per Bin        | \$25.30                                                | \$50.61  | \$75.91  | \$101.21 | \$126.51 | \$151.82 | \$177.12 |

FY2025

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$35.54                                                | \$71.08  | \$106.62 | \$142.16 | \$177.69 | \$213.23 | \$248.77 |
| Bins (1 - 2 cubic yards), per Bin        | \$59.23                                                | \$118.46 | \$177.69 | \$236.93 | \$296.16 | \$355.39 | \$414.62 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$11.85                                                | \$23.69  | \$35.54  | \$47.39  | \$59.23  | \$71.08  | \$82.92  |
| Bins (1 - 2 cubic yards), per Bin        | \$23.69                                                | \$47.39  | \$71.08  | \$94.77  | \$118.46 | \$142.16 | \$165.85 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$11.85                                                | \$23.69  | \$35.54  | \$47.39  | \$59.23  | \$71.08  | \$82.92  |
| Bins (1 - 3 cubic yards), per Bin        | \$59.23                                                | \$118.46 | \$177.69 | \$236.93 | \$296.16 | \$355.39 | \$414.62 |
| Bins (4 - 6 cubic yards), per Bin        | \$65.15                                                | \$130.31 | \$195.46 | \$260.62 | \$325.77 | \$390.93 | \$456.08 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.74                                                 | \$5.47   | \$8.21   | \$10.94  | \$13.68  | \$16.42  | \$19.15  |
| Bins (1 - 3 cubic yards), per Bin        | \$23.69                                                | \$47.39  | \$71.08  | \$94.77  | \$118.46 | \$142.16 | \$165.85 |
| Bins (4 - 6 cubic yards), per Bin        | \$26.06                                                | \$52.12  | \$78.19  | \$104.25 | \$130.31 | \$156.37 | \$182.43 |

FY2026

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$36.61                                                | \$73.21  | \$109.82 | \$146.42 | \$183.03 | \$219.63 | \$256.24 |
| Bins (1 - 2 cubic yards), per Bin        | \$61.01                                                | \$122.02 | \$183.03 | \$244.03 | \$305.04 | \$366.05 | \$427.06 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$12.20                                                | \$24.40  | \$36.61  | \$48.81  | \$61.01  | \$73.21  | \$85.41  |
| Bins (1 - 2 cubic yards), per Bin        | \$24.40                                                | \$48.81  | \$73.21  | \$97.61  | \$122.02 | \$146.42 | \$170.82 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$12.20                                                | \$24.40  | \$36.61  | \$48.81  | \$61.01  | \$73.21  | \$85.41  |
| Bins (1 - 3 cubic yards), per Bin        | \$61.01                                                | \$122.02 | \$183.03 | \$244.03 | \$305.04 | \$366.05 | \$427.06 |
| Bins (4 - 6 cubic yards), per Bin        | \$67.11                                                | \$134.22 | \$201.33 | \$268.44 | \$335.55 | \$402.66 | \$469.77 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.82                                                 | \$5.64   | \$8.45   | \$11.27  | \$14.09  | \$16.91  | \$19.73  |
| Bins (1 - 3 cubic yards), per Bin        | \$24.40                                                | \$48.81  | \$73.21  | \$97.61  | \$122.02 | \$146.42 | \$170.82 |
| Bins (4 - 6 cubic yards), per Bin        | \$26.84                                                | \$53.69  | \$80.53  | \$107.38 | \$134.22 | \$161.06 | \$187.91 |

FY2027

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$37.70                                                | \$75.41  | \$113.11 | \$150.81 | \$188.52 | \$226.22 | \$263.92 |
| Bins (1 - 2 cubic yards), per Bin        | \$62.84                                                | \$125.68 | \$188.52 | \$251.36 | \$314.19 | \$377.03 | \$439.87 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$12.57                                                | \$25.14  | \$37.70  | \$50.27  | \$62.84  | \$75.41  | \$87.97  |
| Bins (1 - 2 cubic yards), per Bin        | \$25.14                                                | \$50.27  | \$75.41  | \$100.54 | \$125.68 | \$150.81 | \$175.95 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$12.57                                                | \$25.14  | \$37.70  | \$50.27  | \$62.84  | \$75.41  | \$87.97  |
| Bins (1 - 3 cubic yards), per Bin        | \$62.84                                                | \$125.68 | \$188.52 | \$251.36 | \$314.19 | \$377.03 | \$439.87 |
| Bins (4 - 6 cubic yards), per Bin        | \$69.12                                                | \$138.25 | \$207.37 | \$276.49 | \$345.61 | \$414.74 | \$483.86 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.90                                                 | \$5.80   | \$8.71   | \$11.61  | \$14.51  | \$17.41  | \$20.32  |
| Bins (1 - 3 cubic yards), per Bin        | \$25.14                                                | \$50.27  | \$75.41  | \$100.54 | \$125.68 | \$150.81 | \$175.95 |
| Bins (4 - 6 cubic yards), per Bin        | \$27.65                                                | \$55.30  | \$82.95  | \$110.60 | \$138.25 | \$165.89 | \$193.54 |

FY2028

| Container Type                           | Monthly Charge Based on Number of Collections Per Week |          |          |          |          |          |          |
|------------------------------------------|--------------------------------------------------------|----------|----------|----------|----------|----------|----------|
|                                          | 1X                                                     | 2X       | 3X       | 4X       | 5X       | 6X       | 7X       |
| <b>Residential</b>                       |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$38.83                                                | \$77.67  | \$116.50 | \$155.34 | \$194.17 | \$233.01 | \$271.84 |
| Bins (1 - 2 cubic yards), per Bin        | \$64.72                                                | \$129.45 | \$194.17 | \$258.90 | \$323.62 | \$388.34 | \$453.07 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per account                       | \$12.94                                                | \$25.89  | \$38.83  | \$51.78  | \$64.72  | \$77.67  | \$90.61  |
| Bins (1 - 2 cubic yards), per Bin        | \$25.89                                                | \$51.78  | \$77.67  | \$103.56 | \$129.45 | \$155.34 | \$181.23 |
| <b>Commercial</b>                        |                                                        |          |          |          |          |          |          |
| Distance from Curb (up to 25 feet)       |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$12.94                                                | \$25.89  | \$38.83  | \$51.78  | \$64.72  | \$77.67  | \$90.61  |
| Bins (1 - 3 cubic yards), per Bin        | \$64.72                                                | \$129.45 | \$194.17 | \$258.90 | \$323.62 | \$388.34 | \$453.07 |
| Bins (4 - 6 cubic yards), per Bin        | \$71.20                                                | \$142.39 | \$213.59 | \$284.79 | \$355.98 | \$427.18 | \$498.37 |
| Each Additional 20 feet, or part thereof |                                                        |          |          |          |          |          |          |
| Carts, per cart                          | \$2.99                                                 | \$5.98   | \$8.97   | \$11.96  | \$14.95  | \$17.94  | \$20.93  |
| Bins (1 - 3 cubic yards), per Bin        | \$25.89                                                | \$51.78  | \$77.67  | \$103.56 | \$129.45 | \$155.34 | \$181.23 |
| Bins (4 - 6 cubic yards), per Bin        | \$28.48                                                | \$56.96  | \$85.44  | \$113.91 | \$142.39 | \$170.87 | \$199.35 |



Stair Surcharges

FY2024

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$11.50                                                | \$23.00 | \$34.50 | \$46.01 | \$57.51 | \$69.01 | \$80.51 |

FY2025

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$11.85                                                | \$23.69 | \$35.54 | \$47.39 | \$59.23 | \$71.08 | \$82.92 |

FY2026

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$12.20                                                | \$24.40 | \$36.61 | \$48.81 | \$61.01 | \$73.21 | \$85.41 |

FY2027

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$12.57                                                | \$25.14 | \$37.70 | \$50.27 | \$62.84 | \$75.41 | \$87.97 |

FY2028

|          | Monthly Charge Based on Number of Collections Per Week |         |         |         |         |         |         |
|----------|--------------------------------------------------------|---------|---------|---------|---------|---------|---------|
|          | 1X                                                     | 2X      | 3X      | 4X      | 5X      | 6X      | 7X      |
| Per Cart | \$12.94                                                | \$25.89 | \$38.83 | \$51.78 | \$64.72 | \$77.67 | \$90.61 |

ORDINANCE NO. -N.S.

AMENDING THE BERKELEY MUNICIPAL CODE TO CLARIFY THAT SECTION 12.38.090 DOES NOT PREVENT GENERAL FUND SUBSIDIES FOR LOW INCOME RESIDENTS

BE IT ORDAINED by the Council of the City of Berkeley as follows:

Section 1. That Berkeley Municipal Code Section 12.38.090 is amended to read as follows:

**12.38.090 Limitation on allocation of funds.**

- A. All monies spent by the City for solid waste management and recycling shall be allocated from the refuse collection and disposal fund.
- B. The City Council shall not allocate any monies from the general fund to implement the provisions of this chapter.
- C. This section does not prevent the City from using monies from the general fund to subsidize low income residents to help them afford waste collection.

Section 2. Copies of this Ordinance shall be posted for two days prior to adoption in the display case located near the walkway in front of Old City Hall, 2134 Martin Luther King Jr. Way within fifteen calendar days of adoption, copies of this Ordinance shall be filed at each branch of the Berkeley Public Library and the title shall be published in a newspaper of general circulation.



Office of the Mayor

ACTION CALENDAR  
April 11, 2023

To: Honorable Members of the Berkeley City Council  
 From: Mayor Jesse Arreguín, Councilmember Sophie Hahn  
 Subject: Project Manager/Coordinator for potential Alta Bates Hospital Closure

RECOMMENDATION

Direct the City Manager to enter into a contract with CONCUR in an amount of \$35,000 to support a Project Manager/Coordinator for the purpose of creating a strategic plan to engage Sutter Health, healthcare expertise and regional communities to alleviate the health impacts as identified in the Health Impact Analysis (HIA), completed by the Institute of Urban and Regional Development, University of California Berkeley in December 2018, by the proposed closure of Alta Bates Hospital. The contract term will be for four (4) months and will be funded from the Mayor's Office Personnel Budget.

BACKGROUND

In 2016, Sutter Health announced its intention to close Alta Bates hospital, the only full-service acute care hospital between Berkeley and the northern most communities of Contra Costa County, by 2030. This is in spite of Sutter's pledge to the Berkeley community to keep the hospital open after its merger with Summit in 1999. Ostensibly this is to avoid the cost of retrofitting the hospital per SB 1953 requirements.

Alta Bates, colloquially known as the Birthplace of the East Bay, has a capacity of 347 beds, and is the third largest general acute care facility in the region. Its service area includes almost 850,000 residents, of whom 44% are people of color and 36% are below 200% of the federal poverty level.

On July 12, 2016, City Council passed Resolution No, 67,615–N.S, opposing the plans to close the hospital resolving, among other things, that the Mayor and City Council would establish open forums to inform and educate Berkeley residents and ensure that the residents would be notified of any and all forums to ensure a full service acute care general hospital for future generations. The Resolution further resolved that the Mayor, City Council and City Departments pledged to cooperate fully to facilitate this process (Attachment 1).

The Alta Bates Task Force, a group of elected officials and health experts was formed in 2017, with the purpose of investigating options that would maintain a full-service acute care hospital in Berkeley and educating the public around the impacts of a potential closure

Following over two years of task force meetings, community events, and futile outreach to Sutter Health, a formal request was sent to Sutter Health on February 7, 2019 requesting that they provide a plan, in writing, for the retrofitting/rebuild of the hospital or provide their future plans for the property. Sutter Health has not provided such a plan and continues to reduce services at the Alta Bates campus and continues to imply that it will no longer be an acute care hospital after the seismic retrofit requirements are enforced in approximately 2030.

The HIA report identified potential health impacts of the closure of Alta Bates. With the hospital serving as a regional hub for pregnancy and birthing, there would be reduced high quality prenatal, birthing & neonatal care, which is alarming in a country that already has an increasing rate of maternal mortality - higher than any other developed country. A potential closure would disproportionately impact people of color and low-income/uninsured residents, many of whom are already at a higher risk of having health complications. Emergency departments in hospitals throughout the region would see increased crowding, leading to longer wait times, longer travel times, and placing additional strains on ambulances, negatively impacting both the Berkeley Fire and Police Departments. It also places the entire I-80 corridor at additional risk in the event of a disaster such as an earthquake or wildfire, with victims having less access to emergency services.

The Alta Bates Task Force, identified the need for an Outreach Coordinator/Project Manager in 2019. On October 15, 2019 City Council approved a referral to the Mid-Year Budget Process an amount of \$25,000 for Berkeley’s contribution towards a budget of \$50,000 to support an Outreach Coordinator. Commitments to fund the projects were also obtained from adjacent communities and from the Chancellor’s Grant.

Due to the impacts of the COVID-19 pandemic and the inability to effectively coordinate outreach and community education, the recruitment was put on hold. As the COVID-19 pandemic moves into the endemic phase, CONCUR has been identified as a resource for the Project Manager/Coordinator. The management of this position will be the combined responsibility of the Mayor’s Office and Councilmember Hahn. Due to the vacancy of some positions in the Mayor’s Personnel budget there are adequate resources to fund this contract.

FINANCIAL IMPLICATIONS

\$35,000 from the Mayor’s Office personnel office budget

ENVIRONMENTAL SUSTAINABILITY

Not Applicable

CONTACT PERSON

Mayor Jesse Arreguín            510-981-7100

Attachments:

1: Resolution 67,615

RESOLUTION NO. 67,615–N.S.

OPPOSE SUTTER HEALTH CORPORATION'S PLAN TO CEASE ACUTE CARE HOSPITAL OPERATIONS AT ALTA BATES HOSPITAL IN BERKELEY, FURTHER REQUESTING CITY DEPARTMENTS TO IDENTIFY PENDING OR FUTURE APPLICATIONS SOUGHT IN FURTHERANCE OF SUCH CLOSURE AND REPORT SUCH APPLICATIONS

WHEREAS, Alta Bates Summit Medical Center, has been providing “full service” Acute Care hospital services in Berkeley, the East Bay and in Alameda and other counties for decades, and

WHEREAS, Alta Bates Summit Medical Center is licensed for 944 acute care beds with more than half of them in Berkeley, and 347 of those at the Ashby facility; and

WHEREAS, Alta Bates Summit Medical Center's Ashby facility is crucial for providing timely healthcare services for the people of Berkeley and cities beyond Berkeley's border; and

WHEREAS, from 2002 through 2015, records from CA's Office of Statewide Health Planning and Development, OSHPD, revealed very high utilization of acute care services at Alta Bates' Berkeley facility, including over one million total days that hospital beds were occupied; which consisted in part of the following:

- 559,136 days patients were treated in Medical units;
- 228,498 days babies treated in Neonatal Intensive Care;
- 103,157 babies delivered;
- 111,946 admissions through the Emergency Departments;
- 73,612 adult Critical Care patients treated; and

WHEREAS, these numbers do not reflect the full scope of the amount of patients treated at the Berkeley facility because census data reported to CA's OSHPD agency does not include patients in “observation” status despite stays of up to 48 hours with “observation” patients; and

WHEREAS, these numbers reflect only the Ashby facility and not the Alta Bates Summit census data at the Oakland Summit site; and

WHEREAS, Sutter Health Corporation has announced its intention to dramatically reduce services by closing the Alta Bates' Berkeley facility in light of SB 1953; and

WHEREAS, the consolidation of hospital services results in loss of services as happened when Alta Bates Hospital merged with Summit Medical Center in 2000, and despite Sutter Health arguing that services would be enhanced, not reduced, when many in the community opposed the merger at that time, Alta Bates Summit afterwards experienced

the loss of many services in the past 15 years, overwhelmingly at the Alta Bates and Herrick campuses; and

WHEREAS, the national average for bed capacity per 1000 residents is 2.9 beds according to World Bank statistics. In Alameda County, the bed capacity is at 1.8 beds and neighboring Contra Costa at 1.4 beds, a figure that does not reflect the final phase of the 2015 closure of Doctor's Medical Center in San Pablo; and

WHEREAS, many hospital departments are often at capacity, and all of the local Emergency Departments already have large delays in service, which will only be exacerbated by the merging of the two full-service Acute Care Hospitals with their Emergency Departments to one Oakland location, increasing even further wait and admission times; and

WHEREAS, the University of California, has 37,581 Undergraduate and Graduate students who depend heavily on hospital services at the Alta Bates campus, including the Alta Bates Emergency Department in close proximity to campus, to address the students' life-threatening illnesses and injuries, and need for medical care; and

WHEREAS, the Berkeley, North Alameda, West Contra Costa area recently suffered the closure of an acute care hospital in San Pablo, and the loss of acute care hospital services as a result, and further, is subject to severe earthquakes, frequent urban interface with wild fires, industrial chemical releases and mass traffic casualties—all of which require emergency services; and

WHEREAS, when Berkeley's first responders are mandated to travel to Summit Campus in Oakland, they are unavailable for service for the rest of Berkeley for prolonged periods of time presenting a significant danger to the lives of Berkeley residents, and forcing an unacceptable standard of healthcare upon them; and

WHEREAS, closures and relocations of corporations on the community, impacting an array of businesses including family-owned businesses, with losses often doubling or tripling those who either lost jobs or had to relocate; and

WHEREAS, when access to healthcare is made more difficult, patients often delay healthcare but also stop seeking the care that is necessary; and

WHEREAS, the stated mission of corporate Sutter Health is to "enhance the well-being of people in the communities we serve through a not-for-profit commitment to compassion and excellences" in health care services; and

WHEREAS, Sutter Health as a non-profit corporation pays little or no property taxes for operations which are non-profit, such as its non-profit hospitals (as opposed to its for-profit operations) and is a highly profitable healthcare corporation whose total assets in the billions grow substantively each year, as shown:

- 2011: \$11,820,000,000
- 2012: \$12,390,000,000
- 2013: \$14,215,000,000
- 2014: \$14,290,000,000
- 2015: \$14,344,000,000

WHEREAS, Sutter Health needs to live up to its stated mission, be held accountable for its actions, and provide the necessary healthcare for Berkeley residents, and must not be allowed to put profits before lives nor endanger the residents of Berkeley; and

WHEREAS, the Berkeley City Council has a role and responsibility to provide resources to the public to promote and protect its health with no regional body researching the health needs of the greater community.

NOW THEREFORE, BE IT RESOLVED that the Mayor and City Council of the City of Berkeley oppose Sutter Health Corporation's plan to close its acute care services at Alta Bates Hospital and calls upon Sutter Health to cease and desist all actions in furtherance of any and all plans to close Alta Bates hospital.

BE IT FURTHER RESOLVED that the Mayor and City Council shall establish open forums to inform and educate Berkeley residents of the possibility of Sutter Health's seismically retrofitting Berkeley's Alta Bates facility; shall ensure the residents of Berkeley are notified of any and all forums under the City of Berkeley's purview; and ensure a full service acute care general hospital for future generations.

BE IT FURTHER RESOLVED that the Mayor, City Council, and City Departments pledge to cooperate fully to facilitate this process such that it is expedited as much is legally permitted.

The foregoing Resolution was adopted by the Berkeley City Council on July 12, 2016 by the following vote:

Ayes: Anderson, Arreguin, Capitelli, Droste, Maio, Moore, Wengraf, Worthington and Bates.

Noes: None.

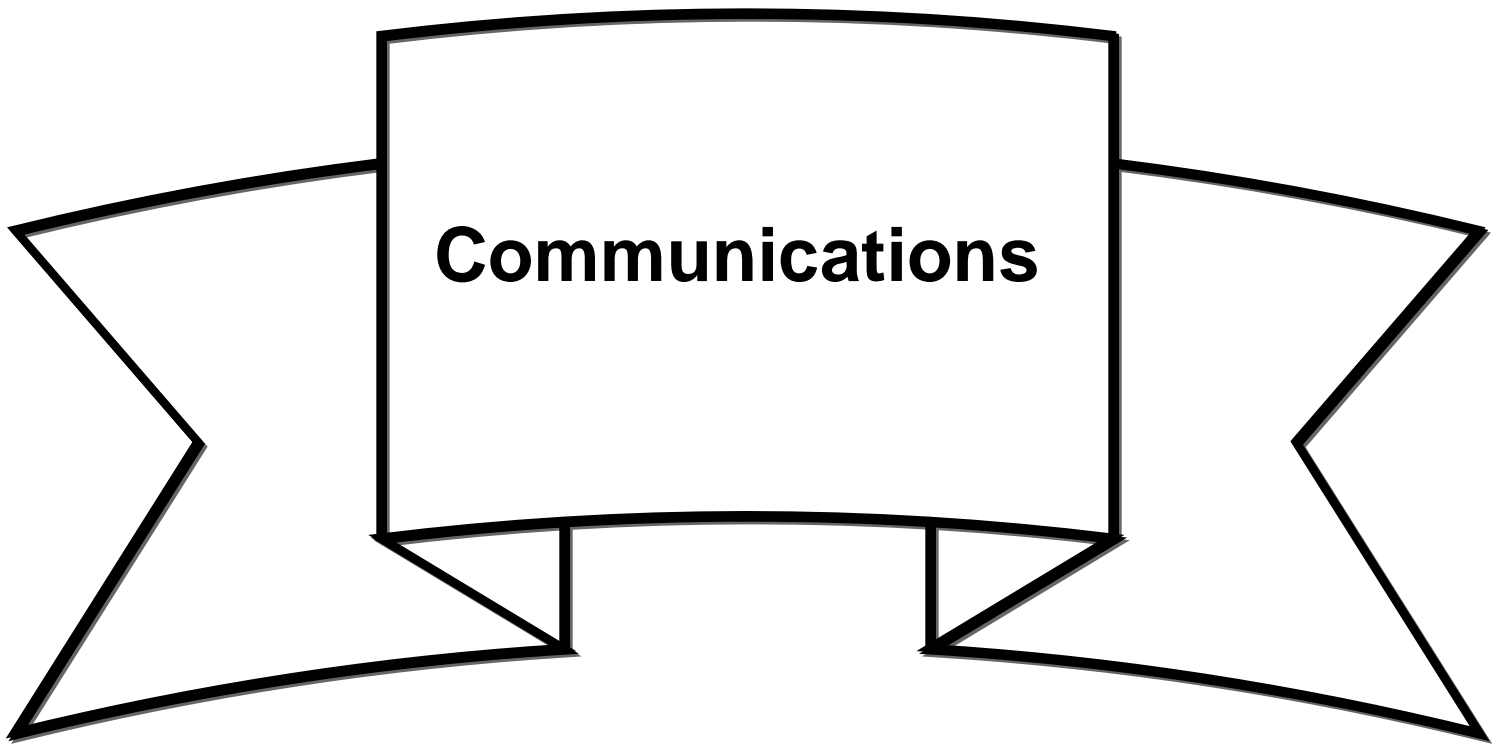
Absent: None.

  
 \_\_\_\_\_  
 Tom Bates, Mayor

Attest:   
 \_\_\_\_\_  
 Mark Numairville, City Clerk







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**City Clerk Department**

2180 Milvia Street  
Berkeley, CA 94704  
(510) 981-6900

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