



Office of the City Manager

CONSENT CALENDAR  
April 14, 2020

To: Honorable Mayor and Members of the City Council  
From: Dee Williams-Ridley, City Manager  
Submitted by: Mark Numainville, City Clerk  
Subject: Minutes for Approval

RECOMMENDATION

Approve the minutes for the council meetings of February 4, 2020 (special closed, special and special-worksession), February 11, 2020 (special closed and regular) and February 25, 2020 (regular).

CONTACT PERSON

Mark Numainville, City Clerk, 981-6900

Attachments:

1. February 4, 2020 - Special Closed City Council Meeting
2. February 4, 2020 - Special City Council Meeting
3. February 4, 2020 – Special-Worksession City Council Meeting
4. February 11, 2020 – Special Closed Council Meeting
5. February 11, 2020 – Regular City Council Meeting
6. February 25, 2020 – Regular City Council Meeting

# SPECIAL MEETING MINUTES BERKELEY CITY COUNCIL

**TUESDAY, FEBRUARY 4, 2020**

**3:00 P.M.**

**School District Board Room – 1231 Addison Street, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

## **Preliminary Matters**

**Roll Call:** 3:04 p.m.

**Present:** Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Kesarwani, Davila, Bartlett

Councilmember Kesarwani present at 3:10 p.m.

Councilmember Davila present at 3:16 p.m.

Councilmember Bartlett present at 3:16 p.m.

**Public Comment - Limited to items on this agenda only – 0 speakers**

## **CLOSED SESSION:**

The City Council will convene in closed session to meet concerning the following:

### **1. CONFERENCE WITH LABOR NEGOTIATORS; GOVERNMENT CODE SECTION 54957.6**

**Negotiators:** Dee Williams-Ridley, City Manager, David White, Deputy City Manager, LaTanya Bellow, Director of Human Resources.

**Employee Organizations:** Berkeley Police Association

**Action:** No reportable action.

## **OPEN SESSION:**

No reportable action.

## Adjournment

**Action:** M/S/C (Wengraf/Bartlett) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 4:05 p.m.

I hereby certify that the foregoing is a true and correct record of the special closed session meeting held on February 4, 2020.

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Mark Numainville, City Clerk

**MINUTES  
SPECIAL MEETING OF THE  
BERKELEY CITY COUNCIL**

**Tuesday, February 4, 2020**

**4:00 P.M.**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:14 p.m.

**Present:** Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin

**Absent:** Droste

Councilmember Droste present at 4:16 p.m.

**Action Calendar – Public Hearing**

**1. Amendments to the Berkeley Election Reform Act; Amending BMC Chapter 2.12**

**From:** Fair Campaign Practices Commission

**Recommendation:** Conduct a public hearing and upon conclusion, adopt first reading of an ordinance amending the Berkeley Elections Reform Act, BMC Chapter 2.12, regarding the public financing program.

**Financial Implications:** None

Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

**Public Testimony:** The Mayor opened the public hearing. 0 speakers.

M/S/C (Droste/Harrison) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Droste) to adopt first reading of Ordinance No. 7,691–N.S. Second reading scheduled for February 25, 2020.

**Vote:** All Ayes.

## Action Calendar – Public Hearings

### 2. Amendments to the Berkeley Election Reform Act to prohibit Officeholder Accounts; Amending BMC Chapter 2.12

**From:** Fair Campaign Practices Commission

**Recommendation:** Conduct a public hearing and upon conclusion, adopt first reading of an ordinance amending the Berkeley Election Reform Act, Berkeley Municipal Code Chapter 2.12, to prohibit Officeholder Accounts (See Section 18531.62. Elected State Officeholder Bank Accounts, Regulations of the Fair Political Practices Commission).

**Financial Implications:** None

Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

**Public Testimony:** The Mayor opened the public hearing. 0 speakers.

M/S/C (Droste/Wengraf) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Hahn/Wengraf) to refer a discussion of Officeholder Accounts and Council District (D-13) accounts to the Agenda and Rules Committee, to consider a reasonable set of limitations and rules for such accounts and bring back recommendations to the full Council, for the Council to consider referring to the Fair Campaign Practices Committee.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

## Action Calendar – Old Business

### 3. City Council Rules of Procedure and Order Revisions *(Reviewed by the Agenda & Rules Committee) (Continued from January 21, 2020. Item contains revised and supplemental material.)*

**From:** City Manager

**Recommendation:** Adopt a Resolution revising the City Council Rules of Procedure and Order to integrate the previously adopted regulations for policy committees and make associated changes to other sections; update outdated references and practices; conform to the Open Government Ordinance; make other technical corrections; and rescinding any preceding amendatory resolutions.

**Financial Implications:** None

Contact: Mark Numainville, City Clerk, (510) 981-6900

**Action:** 1 speaker. M/S/C (Harrison/Hahn) to adopt Resolution No. 69,283–N.S. as amended in the supplemental material from Councilmember Hahn originally submitted on 12/3/19, retain original proposed language on commission membership, and to direct the City Manager to make any changes necessary to allow the Agenda & Rules Committee to refer items from Boards and Commissions to a policy committee.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

## Action Calendar – New Business

**4. Change to the Council Rules and Procedures: Public access to changing status of a Consent Calendar Item**

**From: Open Government Commission**

**Recommendation:** Adopt a Resolution changing and updating the “Council Rules and Procedures” to give the public a procedure for moving items on the consent calendar to the Action Calendar.

**Financial Implications:** None

Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

**Action:** 2 speakers. M/S/Failed (Harrison/Bartlett) to adopt the commission recommendation amended to increase 5 persons to 10 persons.

**Vote:** Ayes – Davila, Bartlett, Harrison; Noes – Kesarwani, Hahn, Wengraf, Robinson, Droste, Arreguin.

**Action:** M/S/Carried (Arreguin/Robinson) to take no action on the commission recommendation.

**Vote:** Ayes – Kesarwani, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila; Abstain – Bartlett, Harrison.

**5. Change to the Council Rules and Procedures: Public Comment on Council Agenda Action Items**

**From: Open Government Commission**

**Recommendation:** Adopt a Resolution changing and updating the “Council Rules and Procedures” to change the public comment section that would allow a more comprehensible discussion between the Council and the public.

**Financial Implications:** None

Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

**Action:** 3 speakers. M/S/C (Hahn/Kesarwani) to take no action and acknowledge the Mayor’s option to implement the practice as needed.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila.

**6. Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan**

**From: Homeless Commission**

**Recommendation:** Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan

**Financial Implications:** See report

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

**Action:** 0 speakers. M/S/C (Arreguin/Kesarwani) to take no action on the commission recommendation and refer the issue of using cannabis tax revenue for homeless services to the Budget and Finance Committee.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

## Adjournment

**Action:** M/S/C (Robinson/Wengraf) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 6:41 p.m.

I hereby certify that the foregoing is a true and correct record of the special meeting held on February 4, 2020.

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Mark Numainville, City Clerk

## Communications

- None

## Supplemental Communications and Reports 1

- None

## Supplemental Communications and Reports 2

**Item #2: Amendments to the Berkeley Election Reform Act to prohibit Officeholder Accounts: Amending BMC Chapter 2.12**

1. Supplemental material, submitted by the Attorney's Office
2. Supplemental material, submitted by Councilmember Hahn

## Supplemental Communications and Reports 3

**Item #3: City Council Rules of Procedure and Order Revisions**

3. Presentation, submitted by the City Clerk

**Item #4: Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan**

4. Carole Marasovic, on behalf of the Homeless Commission

**MINUTES  
SPECIAL MEETING OF THE  
BERKELEY CITY COUNCIL**

**Tuesday, February 4, 2020**

**6:00 P.M.**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 7:00 p.m.

**Present:** Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Davila

Councilmember Davila present at 7:03 p.m.

**Worksession**

**1. Discussion Regarding Potential Ballot Measures for the November 3, 2020**

**General Municipal Election**

**From: City Manager**

Contact: Dave White, City Manager's Office, (510) 981-7000

**Action:** 1 speaker. Presentation made and discussion held.

**2. Adeline Corridor Specific Planning Process Update**

**From: City Manager**

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

**Action:** 25 speakers. Presentation made and discussion held.

**Adjournment**

**Action:** M/S/C (Robinson/Davila) to adjourn the meeting.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin;

Noes – Noen; Abstain – None; Absent – Droste.

Councilmember Droste absent 10:03 p.m. – 10:52 p.m.



Adjourned at 10:52 p.m.

I hereby certify that the foregoing is a true and correct record of the special (worksession) meeting held on February 4, 2020.

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Mark Numainville, City Clerk

## **Communications**

- None

## **Supplemental Communications and Reports 1**

- None

## **Supplemental Communications and Reports 2**

### **Item #1: Discussion Regarding Potential Ballot Measures for the November 3, 2020 General Municipal Election**

1. Ben Paulos

### **Item #2: Adeline Corridor Specific Planning Process Update**

2. 20 identical letters (Ashby BART transit village)
3. 6 identical letters (Objection to Adeline Plan Subcommittee)
4. Gary Facente
5. Charis Baz
6. Nathan Pallo
7. Aaron Foxworthy
8. Phyllis Orrick (2)
9. John Pingel
10. South Berkeley Now Steering Committee
11. Liza Lutzker
12. Sarah Madden
13. Teresa Clarke
14. Iris Starr
15. Chimey Lee
16. Jane Scantlebury
17. Julie Twichell
18. Milo Trauss
19. Jeremy and Shelly Kaller
20. Chris Lee-Egan
21. Margot Smith
22. Alexander Benn
23. Charlene Woodcock
24. Linda Franklin

## **Supplemental Communications and Reports 3**

**Item #1: Discussion Regarding Potential Ballot Measures for the November 3, 2020 General Municipal Election**

25. Presentation, submitted by the City Manager
26. Igor Tregub, on behalf of the Sierra Club Bay Chapter Northern Alameda County Group
27. Ben Gerhardstein, on behalf of Walk Bike Berkeley

**Item #2: Adeline Corridor Specific Planning Process Update**

28. Presentation, submitted by Planning and Development
29. Louise Rosenkrantz
30. Elizabeth Van Nostrand
31. Theo Posselt
32. Mary Kay Lacey
33. Jacob Kopczynski
34. Adam Rogers
35. Pablo Diaz-Gutierrez
36. Gerry Tierney
37. Philip Soffer
38. Victoria Eisen
39. Therese Fitzpatrick
40. Blaine Merker
41. David Cobb
42. Matt Taecker
43. Lee Bishop
44. Chris Reed
45. Bhima Sheridan
46. Adriana Valencia
47. Aaron Stein-Chester
48. Jodi Levin
49. Tobey Wiebe
50. John Selawsky (2)
51. Leah Simon-Weisberg
52. Fred Dodsworth
53. Kelly Hammargren
54. Margy Wilkinson (2)
55. Paola Laverde
56. Ariella Seidenberg
57. Janis Ching
58. Charlene Woodcock
59. Kevin Rayhill
60. Jason Warriner
61. Cece Littlepage
62. Ben Grant
63. Jack Sawyer
64. Vicki Alexander
65. Linda Franklin
66. Irene Rice
67. Negeene Mosaed
68. Della Watson
69. Zelda Bronstein

70. Lois Cantor
71. Sharon Maldonado
72. Michael Caplan
73. Carla Woodworth
74. Linda Franklin
75. Liza Lutzker and Ben Gerhardtstien, on behalf of Walk Bike Berkeley
76. Mary Elieisar
77. Mary Lai
78. Kenneth Gross
79. Councilmember Harrison (2)
80. Mary Behm-Steinberg
81. Arlene Makita-Acuna
82. Sophia DeWitt
83. Eileen Hughes
84. Jordan Burns
85. Art Goldberg
86. Friends of Adeline
87. Teresa Clarke, South Berkeley Now!

**SPECIAL MEETING MINUTES  
BERKELEY CITY COUNCIL**

**TUESDAY, FEBRUARY 11, 2020**

**4:00 P.M.**

**School District Board Room – 1231 Addison Street, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:02 p.m.

**Present:** Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Kesarwani, Davila

Councilmember Kesarwani present at 4:07 p.m.

Councilmember Davila present at 4:08 p.m.

**Public Comment - Limited to items on this agenda only – 0 speakers**

**CLOSED SESSION:**

The City Council will convene in closed session to meet concerning the following:

**1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9(a) and 54956.9(d)(1)**

a. *Clay v. City of Berkeley*, Alameda County Superior Court Case No. 18897070

**Action:** M/S/C (Wengraf/Hahn) to authorize the City Attorney to settle *Clay v. City of Berkeley*, Superior Court of California County of Alameda, Case No. RG-18-897070 for \$75,000.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – None; Abstain – None; Absent – Droste.

Councilmember Droste absent 4:05 p.m. – 4:26 p.m.

- b. *1444 Fifth Street LLC v. City of Berkeley*, Alameda County Superior Court Case No. 19032434

**Action:** No reportable action.

## **OPEN SESSION:**

The City Council met in closed session and authorized the City Attorney to settle Clay v. City of Berkeley, Superior Court of California County of Alameda, Case No. RG-18-897070 for \$75,000.

## **Adjournment**

**Action:** M/S/C (Wengraf/Bartlett) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 5:47 p.m.

I hereby certify that the foregoing is a true and correct record of the special closed session meeting held on February 11, 2020.

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Mark Numainville, City Clerk

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, February 11, 2020**  
**6:00 PM**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 6:22 p.m.

**Present:** Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** None

**Report from Closed Session:**

The City Council met in closed session and authorized the City Attorney to settle Clay v. City of Berkeley, Superior Court of California County of Alameda, Case No. RG-18-897070 for \$75,000.

**Ceremonial Matters:**

1. Recognition of Mansour Id-Deen
2. Recognition of Berkeley Community Media
3. Recognition of Former Berkeley Firefighter, Richard Ellison
4. Recognition of Former Berkeley Firefighter, Gene Lavon-Smith
5. Adjourn in memory of Ove Wittstock, Berkeley Commissioner and Activist
6. Adjourn in memory of Herbert Roberts, Berkeley Resident

**City Manager Comments:** None

**Public Comment on Non-Agenda Matters:** 10 speakers.

## Consent Calendar

**Action:** M/S/C (Arreguin/Robinson) to accept revised material from Mayor Arreguin on Item 2.

**Vote:** All Ayes.

**Public Comment on Consent Calendar and Information Items Only:** 30 speakers.

**Action:** M/S/C (Davila/Robinson) to adopt the Consent Calendar in one motion except as indicated.

**Vote:** All Ayes.

## Consent Calendar

- 1. Approving a Partial Assignment and Third Amendment to the Disposition and Development Agreement, Ground Leases, and Certain Related Documents for 2012 Berkeley Way**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,684-N.S. approving a Partial Assignment and Third Amendment to the Disposition and Development Agreement for 2012 Berkeley Way, the three ground leases outlined in the Disposition and Development Agreement, and two Reciprocal Easement, Maintenance and Joint Use Agreements required for project operations.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400  
**Action:** Adopted second reading of Ordinance No. 7,684-N.S.

## Consent Calendar

### 2. Cannabis Ordinance Revisions; Amending Berkeley Municipal Code Chapters 12.21, 12.22, 20.40, 23C.25, and Sub-Titles 23E and 23F

**From: City Manager**

**Recommendation:** Adopt second reading of five ordinances (1. Ordinance No. 7,686-N.S. amending BMC Title 12 (Health and Safety); 2. Ordinance No. 7,687-N.S. amending BMC Chapter 20.40 (Cannabis Business Signs and Cannabis Product Advertising); 3. Ordinance No. 7,688-N.S. amending BMC Chapter 23C.25 (Cannabis Uses); 4. Ordinance No. 7,689-N.S. amending BMC Sub-Title 23E (Provisions Applicable in All Non-Residential Districts); 5. Ordinance No. 7,690-N.S. amending BMC Sub-Title F (Definitions)) to amend the Berkeley Municipal Code which would:

- A. Allow new business types (Delivery-Only Retailers, Consumption Lounges);
- B. Allow Retailers to continue to operate as Microbusinesses;
- C. Clarify cannabis business operational standards and development standards, such as quotas and buffers, for Storefront Retailers;
- D. Allow more opportunities for Commercial Cultivation by expanding location options; and
- E. Protect the health of the general public and youth with additional advertising, signage and sales regulations.

**First Reading Vote:** Ayes – Kesarwani, Davila, Bartlett, Harrison, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Hahn.

**Financial Implications:** See report

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

**Action:** Adopted first reading of Ordinance No. 7,686-N.S. amended to add the following sentence to the text of the required notice in Section 12.22.040.E.7 “Driving while under the influence of cannabis is illegal.” and add the following language to Section 12.22.040.E.7, “This notice shall be reviewed and updated annually by the Berkeley Public Health Department, who shall review the warning requirements and update them as needed to reflect current science on cannabis risks and science on the most effective means to communicate warnings.” Second reading scheduled for February 25, 2020.

Amended the referral to the City Manager to read: 1) determine if the City can require businesses to post notices on their website, and 2) direct the Berkeley Public Health Department to review the issue of flavored cannabis products for combustion or inhalation, and cannabis products whose names imply that they are flavored, and review any additional ingredients that may be hazardous, whether natural or artificial, including vitamin E acetate in inhalation products, and make recommendations for action.

Adopted second reading of Ordinance No. 7,687-N.S. amending BMC Chapter 20.40 (Cannabis Business Signs and Cannabis Product Advertising); Ordinance No. 7,688-N.S. amending BMC Chapter 23C.25 (Cannabis Uses); Ordinance No. 7,689-N.S. amending BMC Sub-Title 23E (Provisions Applicable in All Non-Residential Districts); Ordinance No. 7,690-N.S. amending BMC Sub-Title F (Definitions).

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila; Absent – None.



## Consent Calendar

- 3. Appointment of Director of Health, Housing, and Community Services Department**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution confirming the appointment of Lisa Warhuus as the Director of the Health, Housing and Community Services Department (HHCS) to be effective March 9, 2020 at an annual salary of \$188,000  
**Financial Implications:** Various Funds - \$188,000  
Contact: Dee Williams-Ridley, City Manager, (510) 981-7000  
**Action:** Adopted Resolution No. 69,284–N.S.
- 4. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on February 11, 2020**  
**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:** Various Funds - \$12,528,300  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** Approved recommendation.
- 5. Contract No. 9649 Amendment: Sloan Sakai LLP for Continued Chief Labor Negotiator Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 9649 increasing the contract amount by \$235,000 with Sloan Sakai LLP for Chief Labor Negotiator services, for a revised total contract amount not to exceed \$450,000.  
**Financial Implications:** General Fund - \$235,000  
Contact: LaTanya Bellow, Human Resources, (510) 981-6800  
**Action:** Adopted Resolution No. 69,285–N.S.
- 6. Funding Application: State of California Department of Housing and Community Development for CalHome Funds**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager, or her designee, to submit an application to the State of California Department of Housing and Community Development (HCD) for a minimum of \$1,000,000 and up to \$5,000,000 in funding under the CalHome Owner-Occupied Rehabilitation Program, and if awarded, execute the Standard Agreement, and any subsequent amendments or modifications thereto.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 69,286–N.S.

## Consent Calendar

**7. Jointly Apply for Infill Infrastructure Grant Funding for Projects Seeking City Funding through the 2019 Housing Trust Fund Request for Proposals**

**From: City Manager**

**Recommendation:** Adopt two Resolutions that enable affordable housing development projects that applied for City funding through the 2019 Housing Trust Fund Request for Proposals to access State of California Infill Infrastructure Grant (IIG) funds by:

1. Authorizing the City Manager to prepare and submit a joint application with each of the following developers proposing to use IIG funds: a. Satellite Affordable Housing Associates (for Blake Apartments at 2527 San Pablo); b. Resources for Community Development (for Maudelle Miller Shirek Community at 2001 Ashby); and
2. Authorizing the City Manager to take actions needed for the City's participation in the IIG program by adopting state-required terms about submitting applications, entering into the State's Standard Agreement and other documents.

**Financial Implications:** See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

**Action:** Adopted Resolution No. 69,287–N.S. (Blake Apartments) and Resolution No. 69,288–N.S. (Maudelle Miller Shirek Community).

**8. Contract No. 19F-4404: Community Services Block Grant Discretionary Funding for June 1, 2019 – May 31, 2020**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to modify the scope and deliverables for Community Services Block Grant (CSBG) Contract Number 19F-4404 and execute any resultant agreements and amendments to provide services to low-income people for the period June 1, 2019 – May 31, 2020. Instead of providing short-term rental assistance, CSBG funds will be used for a mobile shower program operated by Project We Hope's Dignity on Wheels.

**Financial Implications:** See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

**Action:** Adopted Resolution No. 69,289–N.S.

## Council Consent Items

**9. Support of HR 5038 – Farm Workforce Modernization Act of 2019**

**From: Mayor Arreguin and Councilmember Bartlett**

**Recommendation:** Adopt a Resolution supporting House Resolution (HR) 5038 – the Farm Workforce Modernization Act of 2019. Send a copy of the Resolution to Representatives Zoe Lofgren and Barbara Lee, Senators Dianne Feinstein and Kamala Harris, and President Donald Trump.

**Financial Implications:** None

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

**Action:** Councilmember Davila added as a co-sponsor. Adopted Resolution No. 69,290–N.S.

## Council Consent Items

- 10. Support of HR 5609 - Homelessness Emergency Declaration Act**  
**From: Mayor Arreguin and Councilmembers Hahn, Bartlett, and Harrison**  
**Recommendation:** Adopt a Resolution supporting House Resolution (HR) 5609, the Homelessness Emergency Declaration Act. Send a copy of the Resolution to Representatives Josh Harder and Barbara Lee, Senators Dianne Feinstein and Kamala Harris, and President Trump.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Adopted Resolution No. 69,291–N.S.
- 11. Excused Absence for Vice-Mayor Sophie Hahn**  
**From: Mayor Arreguin**  
**Recommendation:** Excuse Vice-Mayor Sophie Hahn from the January 28, 2020 Council meeting due to illness.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Approved recommendation.
- 12. Repealing and Reenacting BMC Chapter 13.104, Wage Theft Prevention**  
*(Continued from November 12, 2019. Item contains revised material.)*  
**From: Mayor Arreguin and Councilmembers Harrison, Droste, and Hahn**  
**Recommendation:** Adopt first reading of Ordinance No. 7,668-N.S. repealing and reenacting BMC Chapter 13.104, Wage Theft Prevention to improve enforcement of the ordinance by requiring a signed acknowledgement of ordinance requirements and signed attestation.  
**Financial Implications:** Staff time  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Adopted first reading of Ordinance No. 7,668–N.S. Second reading scheduled for February 25, 2020.
- 13. Installation of William Byron Rumford Plaque**  
**From: Councilmembers Davila and Bartlett**  
**Recommendation:** Adopt a Resolution authorizing the installation of a plaque to honor William Byron Rumford in the public right of way.  
**Financial Implications:** \$2,000  
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120  
**Action:** Councilmember Kesarwani added as a co-sponsor. Adopted Resolution No. 69,292–N.S.

## Council Consent Items

14. **Referral: Electric Moped Ride-Share Franchise Agreement** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment, and Sustainability Committee)*  
**From: Councilmembers Robinson, Bartlett, and Harrison**  
**Recommendation:** Refer to the City Manager to rename the existing One-Way Car Share Program as the One-Way Vehicle Share Program and to amend the Program to include administrative requirements and parking permit fees for motorized bicycles that are affixed with license plates and require a driver's license for individuals to operate them (mopeds), in coordination with the City of Oakland.  
**Financial Implications:** See report  
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170  
**Action:** Councilmember Hahn added as a co-sponsor. Approved recommendation.

Recess 8:28 p.m. – 8:43 p.m.

## Action Calendar – Old Business

### 15. Recommendations Related to Code Enforcement and Receivership Actions

*(Continued from January 21, 2020.)*

#### **From: Health, Life Enrichment, Equity, and Community Committee**

**Recommendation:** On November 25, 2019, the Health, Life Enrichment, Equity & Community Committee took action to send an item to Council with a positive recommendation that for purposes of understanding the issues and identifying potential changes to the City's codes, policies, and procedures the committee recommends the following:

- a. That the City Manager provide an information session to the City Council regarding the various ways in which code enforcement issues have been brought to the attention of the City over the last 5 years;
- b. How various code enforcement issues at residential properties are currently handled;
- c. Timeframe and mechanisms for achieving code compliance at residential properties;
- d. Any existing assistance programs available to support property owners found to have code violations;
- e. Specific learnings/changes in City practices resulting from the Leonard Powell receivership case;
- f. Other information deemed relevant and appropriate to understand the City's current code enforcement practices for residential properties

Additionally, the Policy Committee requests that the Mayor call a special meeting of the City Council for purposes of a forum based on the recommendations provided by Councilmember Bartlett as the draft plan for a public meeting on receivership.

And third, the Committee requests from the City Manager a specific reply on creating a mechanism to provide legal and technical assistance by an independent third party for individuals who are facing City of Berkeley initiated receivership, and that the reply also include a process for the individual to pick legal and technical representatives of their choice. This response should also include a recommendation from the City Manager and a budget referral.

**Financial Implications:** See report

Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150, Rashi Kesarwani, Councilmember, District 1, (510) 981-7110, Cheryl Davila, Councilmember, District 2, (510) 981-7120

**Action:** Moved to Consent Calendar. Approved recommendation with the amendments noted below.

Additional requests for information include: How many complaints were received and what type of violations? How long did it take for abatement? How many went to nuisance proceedings, court, or receivership? What does the code require? Under what circumstances does the City enforce? How can the City promote compliance and not be lenient but work with property owners who demonstrate good faith attempts?

The third recommendation regarding creating a mechanism creating legal and technical assistance is tabled until after the community forum is held and next steps are determined.

## Action Calendar – Old Business

16. **Disposition of City-Owned, Former Redevelopment Agency Property at 1631 Fifth Street** *(Reviewed by the Land Use, Housing & Economic Development Committee. Continued from January 28, 2020.)*

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the sale of the City-owned, former Redevelopment Agency property at 1631 Fifth Street at market rate and authorizing the City Manager to contract with a real estate broker to manage the sale.

**Financial Implications:** See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

**Action:** Item 16 held over to March 10, 2020.

## Action Calendar – Old Business

17. **Resolution for Safe Recreational Vehicle (RV) Parking at Designated City-Owned Parking Lots During Overnight Non-Business Hours** *(Continued from January 28, 2020. Item contains revised material.)*

**From:** Councilmember Kesarwani, Mayor Arreguin, and Councilmembers Harrison and Hahn

**Recommendation:** Adopt a resolution to allow recipients of a three-month “Grace Period” permit for safe RV parking to park overnight during non-business hours in designated City-owned parking lots pursuant to California Vehicle Code Section 22519. Section 22519 states: “Local authorities may by ordinance or resolution prohibit, restrict or regulate the parking, stopping or standing of vehicles on any offstreet parking facility which it owns or operates. No such ordinance or resolution shall apply until signs giving notice thereof have been erected.”

This resolution identifies appropriate City-owned parking lots for overnight safe RV parking – selected in consultation with the City Manager and relevant City staff -- with consideration for safe ingress and egress, accessibility of restroom facilities, and other health and safety considerations.

**Financial Implications:** See report

Contact: Rashi Kesarwani, Councilmember, District 1, (510) 981-7110

**Action:** 19 speakers. M/S/C (Arreguin/Kesarwani) to adopt Resolution No. 69,293–N.S. as written in Supplemental Communications Packet #2 from Mayor Arreguin, Councilmember Kesarwani, and Councilmember Harrison, and further revised to add to the resolved clauses direction to the City Manager to redouble efforts to work with neighboring cities and other regional partners to establish one or more sites for RVs to park and receive rehousing and other services; add clarification that health and safety can always be enforced in any location as previously established by Council action.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

**Action:** M/S/C (Arreguin/Robinson) to suspend the rules and extend the meeting to 11:15 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

## Action Calendar – New Business

### 18. Discussion and Direction Regarding Potential Ballot Measures for the November 3, 2020 General Municipal Election

**From:** City Manager

**Recommendation:** Discuss possible ballot measures for November 2020, and provide direction to the City Manager about which issues to include in a community survey.

**Financial Implications:** See report

Contact: Dave White, City Manager's Office, (510) 981-7000

**Action:** M/S/C (Arreguin/Robinson) to accept revised material from Mayor Arreguin on Item 18.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Robinson) to suspend the rules and extend the meeting to 11:30 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

**Action:** M/S/C (Arreguin/Kesarwani) to suspend the rules and extend the meeting to 11:45 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin; Noes – Davila; Abstain – None; Absent – Droste.

Councilmember Droste absent 11:22 p.m. – 11:28 p.m.

**Action:** M/S/C (Arreguin/Robinson) to suspend the rules and extend the meeting to 11:50 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

**Action:** 2 speakers. M/S/C (Arreguin/Hahn) to provide direction to the City Manager about which issues to include in a community survey as follows:

- Fire and Emergency Services Tax.
- Citywide wildfire prevention measure that includes undergrounding and emergency warning system.
- Residential Vacancy Tax on multi-unit buildings with certain exceptions (general tax).
- User Fee on rides with Transportation Network Companies (general tax).
- Fund a Climate Action Fund (special tax) through an increase in the Utility Users Tax (gas and electric portion only) by 2.5% and a carbon tax.
- Add climate and sustainability to the question about community priorities.
- Request information from the City Manager about revenues and costs for the programs listed as survey questions.

**Vote:** Ayes – Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Kesarwani.



## Action Calendar – New Business

### 19. Electric Bike Share Program Franchise Amendment

**From:** City Manager

**Recommendation:** Adopt a Resolution declaring the Council's intention to set a public hearing for March 10, 2020, at 6:00 p.m., to consider whether to grant a Franchise Agreement Amendment to Bay Area Motivate, LLC, a subsidiary of Lyft Incorporated, to provide shared electric bicycles to the Berkeley public.

**Financial Implications:** See report

Contact: Phillip Harrington, Public Works, (510) 981-6300

**Action:** Moved to Consent Calendar. Adopted Resolution No. 69,294–N.S.

## Council Action Items

### 20. Discourage the Use of Cell Phones, Email, Texting, Instant Messaging, and Social Media by City Councilmembers during Official City Meetings *(Reviewed by the Agenda & Rules Committee)*

**From:** Councilmember Davila

**Recommendation:** Adopt a Resolution Discouraging the Use of Cell Phones, Email, Texting, Instant Messaging, and Social Media by City Councilmembers during Official City Meetings. The Brown Act prohibits a majority of members of a legislative body from communicating outside of a public meeting on a matter on the agenda for their consideration.

In order to ensure the full attention of the Council to the public and each other, the use of cell phones with access to email, text-messaging, instant messaging, and social media should be limited as much as possible during City Council meetings. The use of digital technologies outside of the City-provided equipment, upon which Agenda Items and notes can be stored, is distracting, and disrespectful to the democratic process.

The use of cellphones and telecommunications should explicitly be prohibited during City Council Closed Sessions meetings, as they are confidential. All council meetings require the full and utmost attention of attendees.

The City Manager is recommended to submit an item to the Council to amend the Council Rules of Procedure and Order to include a moratorium on the use of cell phones by Councilmembers on the dais during council meetings.

**Financial Implications:** See report

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

**Action:** Moved to Consent Calendar. Adopted Resolution No. 69,295–N.S.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Droste, Arreguin; Noes – Robinson.

## Information Reports

**21. 2-Lane Option on Adeline St. between MLK Way and Ward St.**

**From: Councilmember Bartlett**

**Recommendation:** Refer to the City Manager to analyze the potential for a major redesign of the section of Adeline St. between MLK Way and Ward St., to improve the public space to increase safety for pedestrians, cyclists, and people living with disabilities, while also meeting the needs of public transit and emergency vehicles. The analysis should prioritize a 2-lane option that reduces the width of the street and creates many benefits for our community. Refer \$250,000 to the budget process to fund this important project.

**Financial Implications:** See report

Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

**Action:** Moved to Consent Calendar. Amended the referral to read as follows:

Refer to the City Manager to analyze the potential for a major redesign of the section of Adeline St. between MLK Way and Ward St., to improve the public space to increase safety for pedestrians, cyclists, and people living with disabilities, while also meeting the needs of public transit and emergency vehicles and to also consider potential use of portions of the redesign area for use as a shared community plaza. The analysis should prioritize a 2-lane option that reduces the width of the street and creates many benefits for our community and include exploration of demonstration projects for study. Specific project designs should be reviewed by the Transportation Commission. Refer \$250,000 to the budget process to fund this important project.

## Information Reports

**22. Commission on Disability FY 2019-20 Annual Workplan**

**From: Commission on Disability**

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

**Action:** Received and filed.

**Public Comment – Items Not Listed on the Agenda - 0 speakers.**

## Adjournment

Adjourned at 11:50 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting held on February 11, 2020.

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Mark Numainville, City Clerk

## **Communications**

### **5G/Cell Towers**

1. Tom Luce
2. Marilla Arguelles
3. Kate Waffner
4. Emily Benner
5. Darlene Pratt
6. Marge Turngren

### **2211 Harold Way**

7. Rob Wrenn
8. Erin Diehm
9. Kelly Hammargren

### **Police Matters**

10. David Lerman (2)
11. David Fielder

### **Stop SB 50 – Elimination of Residential Single-Family Zoning**

12. Vivian Warkentin

### **Southside Subcommittee**

13. Avram Gur Arye

### **Housing**

14. Erwan Illian
15. Sheila Goldmacher

### **Environment**

16. Vivian Warkentin

### **Gas Powered Leaf Blowers**

17. David Lerman

### **Homelessness/Encampments**

18. Mary Ann Brewin
19. James Mattson
20. Ellen Pasternack
21. Diana

### **Seismic Safety**

22. Nancy Caruso

### **East Bay Community Energy – Using Nuclear Power**

23. Janice Schroeder

24. Christopher Kroll

**Healthy Checkout Ordinance**

25. John Maa, on behalf of the American Heart Association

**Okinawa**

26. Margy Wilkinson

**Animal Welfare**

27. Aja Duniven

**Live Oak Park Issues**

28. Marc Bodian

**Telecom Ordinance Revision**

29. Isis Feral

**Supplemental Communications and Reports 1**

**Item #2: Cannabis Ordinance Revisions; Amending Berkeley Municipal Code Chapters 12.21, 12.22, 20.40, 23C.25, and Sub-Titles 23E and 23F**

30. Carol Denney

31. Lynn Silver, on behalf of Getting it Right, from the Start

**Item #17: Resolution for Safe Recreational Vehicle (RV) Parking at Designated City-Owned Parking Lots During Overnight Non-Business Hours**

32. Supplemental material, submitted by Councilmember Harrison

33. Steven Donaldson

**Supplemental Communications and Reports 2**

**Item #2: Cannabis Ordinance Revisions; Amending Berkeley Municipal Code Chapters 12.21, 12.22, 20.40, 23C.25, and Sub-Titles 23E and 23F**

34. Cynthia Hallett, on behalf of Americans for Nonsmokers' Rights

35. Roland Moore, on behalf of Prevention Research Center

36. Carolyn Hall

37. Sandy Young

38. Lori McBride

39. Deborah Cooney

40. Friedner Wittman

41. Geoffrey Lomax

42. Elizabeth Starr

43. Jim Cauble

44. Matt Springer

**Item #17: Resolution for Safe Recreational Vehicle (RV) Parking at Designated City-Owned Parking Lots During Overnight Non-Business Hours**

45. Revised material, submitted by Councilmember Kesarwani, Mayor Arreguin and Councilmember Harrison

- 46. Mike Chaput
- 47. Michael Gill
- 48. Todd Seeley
- 49. Barbara Phillips
- 50. Nathaniel Emodi
- 51. Michael McCutcheon
- 52. Osha Neumann, on behalf of East Bay Community Law Center

**Item #18. Discussion and Direction Regarding Potential Ballot Measures for the November 3, 2020 General Municipal Election**

- 53. Revised material, submitted by Councilmember Harrison
- 54. Supplemental material, submitted by Councilmember Bartlett

**Item #21: 2-Lane Option on Adeline St. between MLK Way and Ward St.**

- 55. Jodi Levin
- 56. Charles Siegel
- 57. Jenn Guitart
- 58. Chris Duncan
- 59. Abbie Turiansky
- 60. Adam Lenz
- 61. Sarah Garrett
- 62. Stephanie Allan
- 63. Jane Scantlebury
- 64. Charity Kenyon
- 65. Mike Vanderman
- 66. Nathaniel Kane
- 67. Jocelyn Beaufort
- 68. Jeremy Kaller

**Supplemental Communications and Reports 3**

**Item #2: Cannabis Ordinance Revisions; Amending Berkeley Municipal Code Chapters 12.21, 12.22, 20.40, 23C.25, and Sub-Titles 23E and 23F**

- 69. Revised material, submitted by Mayor Arreguin, and Councilmembers Wengraf, Hahn, and Droste
- 70. Diane Hart
- 71. Kathleen Lippitt
- 72. Judi Strang
- 73. Jane Steinberg
- 74. Norman Constantine, on behalf of School of Public Health, UC Berkeley
- 75. Councilmember Harrison
- 76. Elena Lingas
- 77. Carl Resnikoff

**Item #15 Recommendations Related to Code Enforcement and Receivership Actions**

- 78. Leonard Powell

**Item #17: Resolution for Safe Recreational Vehicle (RV) Parking at Designated City-Owned Parking Lots During Overnight Non-Business Hours**

- 79. Cree Partridge, owner of Berkeley Marine Center
- 80. Ellie
- 81. Nancy Halloran
- 82. Stephanie Hextrum
- 83. Igor Tregub
- 84. Lucretia Ausse
- 85. Judy Hunt
- 86. Diana Bohn
- 87. Daniel Gordon
- 88. Lauren Parsons
- 89. Toni Mester (2)
- 90. Carol Sitea
- 91. Robert G. Glantz
- 92. thgj
- 93. Ann Garbarino
- 94. Jan Stevenson
- 95. Janet Stephens
- 96. Jonathan Weldon
- 97. Carole Cool

**Item #18. Discussion and Direction Regarding Potential Ballot Measures for the November 3, 2020 General Municipal Election**

- 98. Presentation, submitted by City Manager's Office
- 99. Revised material, submitted by Mayor Arreguin
- 100. Ben Paulos

**Item #21: 2-Lane Option on Adeline St. between MLK Way and Ward St.**

- 101. 10 identical form letters in support
- 102. Dave Campbell, on behalf of Bike East Bay
- 103. Michael Katz
- 104. Paul Rauber
- 105. Charis Baz
- 106. Charles Siegel
- 107. Mike Wilson
- 108. Ben Gerhardstein
- 109. Bhima Sheridan

**Miscellaneous**

**Graph**

- 110. Unknown

**Business Card**

- 111. Miriam Gonzalez

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, February 25, 2020**  
**6:00 PM**

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

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 6:20 p.m.

**Present:** Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Kesarwani

Councilmember Kesarwani present at 6:25 p.m.

**Ceremonial Matters:**

1. Recognition of RJ Reed and the Black Inventors Exhibit
2. Recognition of Raymond Nat Turner, Local Poet
3. Adjourn in memory of Eva Cohen, Berkeley Resident
4. Adjourn in memory of Glenn Yasuda, Berkeley Business Owner
5. Adjourn in memory of Mike Zint, Local Activist
6. Adjourn in memory of Ellen Gasser, Berkeley Resident and Berkeley Business Owner
7. Adjourn in memory of Katherine Johnson, NASA Mathematician

**City Manager Comments:**

The City Manager provided an update regarding COVID-19 (coronavirus) and local planning efforts.

**City Auditor Comments:**

The City Auditor provided general remarks regarding audits currently underway, and highlighted item #24 on the agenda regarding the City's Code Enforcement resources and the progress made thus far on the audit recommendations.

**Public Comment on Non-Agenda Matters:** 10 speakers.

## Consent Calendar

**Public Comment on Consent Calendar and Information Items Only:** 11 speakers.

**Action:** M/S/C (Droste/Harrison) to adopt the Consent Calendar in one motion except as indicated.

**Vote:** All Ayes.

- 1. Amendments to the Berkeley Election Reform Act; Amending BMC Chapter 2.12**  
**From: Fair Campaign Practices Commission**  
**Recommendation:** Adopt second reading of Ordinance No. 7,691-N.S. amending the Berkeley Elections Reform Act, BMC Chapter 2.12, regarding the public financing program.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** None  
Contact: Samuel Harvey, Commission Secretary, (510) 981-6950  
**Action:** Adopted second reading of Ordinance No. 7,691-N.S.
- 2. Repealing and Reenacting BMC Chapter 13.104, Wage Theft Prevention**  
**From: Mayor Arreguin and Councilmembers Harrison, Droste, and Hahn**  
**Recommendation:** Adopt second reading of Ordinance No. 7,668-N.S. repealing and reenacting BMC Chapter 13.104, Wage Theft Prevention to improve enforcement of the ordinance by requiring a signed acknowledgement of ordinance requirements and signed attestation.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** Staff time  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Adopted second reading of Ordinance No. 7,668-N.S.
- 3. Cannabis Ordinance Revisions; Amending Berkeley Municipal Code Chapters 12.21 and 12.22**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,686-N.S. amending Berkeley Municipal Code Chapters 12.21 and 12.22 regarding general regulations and specific operating standards for cannabis businesses.  
**First Reading Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila; Absent – None.  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400  
**Action:** Adopted second reading of Ordinance No. 7,686-N.S.



## Consent Calendar

**4. Minutes for Approval**

**From: City Manager**

**Recommendation:** Approve the minutes for the Council meetings of January 14, 2020 (special closed and special), January 21, 2020 (special closed and regular) and January 28, 2020 (special and regular).

**Financial Implications:** None

Contact: Mark Numainville, City Clerk, (510) 981-6900

**Action:** Approved minutes as submitted.

**5. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on February 25, 2020**

**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:** Various Funds - \$13,085,000

Contact: Henry Oyekanmi, Finance, (510) 981-7300

**Action:** Moved to Action Calendar. 0 speakers. Approved recommendation revised to remove the line item for the Operation of Berkeley Recycling from the proposed list of projects.

**Vote:** Ayes – Kesarwani, Davila, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Bartlett.

Councilmember Bartlett absent 7:33 p.m. – 7:40 p.m.

**6. Contract: Worldwide Travel Staffing for Nurse Registry Services**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with Worldwide Travel Staffing for nurse registry services for a total contract limit of \$313,800 for the period beginning March 1, 2020 and ending June 30, 2023. The contract will serve the needs of both the Mental Health and Public Health Divisions, providing fill-in nursing services as necessary at both the Mental Health clinics and the Berkeley High School Health Center.

**Financial Implications:** See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

**Action:** Moved to Action Calendar. 2 speakers. Adopted Resolution No. 69,296–N.S.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila; Absent – None.

## Consent Calendar

- 7. Contract: Van Meter Williams Pollack for Professional Planning Services to Prepare Zoning Standards and an Environmental Impact Report for the Ashby and North Berkeley BART Stations**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with Van Meter Williams Pollack to perform professional planning services to prepare Zoning Standards and an Environmental Impact Report and conduct associated community outreach for the Ashby and North Berkeley Bay Area Rapid Transit (BART) Stations, in an amount not to exceed \$500,000 for the period from March 1, 2020 to July 31, 2021.  
**Financial Implications:** See report.  
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400  
**Action:** Adopted Resolution No. 69,297–N.S. and revised the recommendation to read as follows: *Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with Van Meter Williams Pollack to conduct community outreach and perform professional planning services to prepare Zoning Standards and an Environmental Impact Report for the Ashby and North Berkeley Bay Area Rapid Transit (BART) Stations, in an amount not to exceed \$500,000 for the period from March 1, 2020 to July 31, 2021.*
- 8. Amendment to the Agreement for Maintenance of State Highways in the City between the California Department of Transportation and City of Berkeley**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to the Agreement with the California Department of Transportation (Caltrans) for maintenance of the State highways within the City of Berkeley. The amendment will address roadway and traffic signal improvements from the City's Ninth Street Bicycle Boulevard Pathway Extension Phase II project.  
**Financial Implications:** See report  
Contact: Phillip Harrington, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,298–N.S.
- 9. Contract: APB General Engineering for Sanitary Sewer Rehabilitation and Replacement - Urgent Sewer Repair Project FY 2020**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving plans and specifications for the Urgent Sewer Repair Project FY 2020 with sites located throughout the City; accepting the bid of the lowest responsive and responsible bidder, APB General Engineering; and, authorizing 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, in an amount not to exceed \$388,489 which includes a 10% contingency of \$35,317.  
**Financial Implications:** Sanitary Sewer Fund - \$388,489  
Contact: Phillip Harrington, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,299–N.S.

## Consent Calendar

- 10. Permit Fee Waiver for Pacific Gas and Electric Company for the Undergrounding of Existing Overhead Electrical Facilities and Electrical Service Conversions within Utility Undergrounding District No. 48 – Grizzly Peak/Summit**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to waive all permit fees for Pacific Gas and Electric Company for the undergrounding of existing overhead electrical facilities and electrical service conversions in Utility Undergrounding District No. 48.  
**Financial Implications:** General Fund - \$100,000  
Contact: Phillip Harrington, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,300–N.S.
- 11. Resolution: Condemn the Federal Government’s Administrative Decision Undermining Asylum Protection for Survivors of Domestic Violence**  
**From: Peace and Justice Commission**  
**Recommendation:** Adopt a resolution affirming Berkeley’s commitment to our asylum-seeking residents and condemning the Federal government’s administrative decision undermining asylum protection for survivors of domestic violence.  
**Financial Implications:** None.  
Contact: Nina Goldman, Commission Secretary, (510) 981-7000  
**Action:** Adopted Resolution No. 69,301–N.S.

## Council Consent Items

- 12. LifeLong Medical Care’s March 7, 2020 Annual Gala Fundraiser: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmember Davila**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$100 from Councilmember Cheryl Davila, to LifeLong Medical Care for their Annual Gala Fundraiser on March 7, 2020 with funds relinquished to the City’s general fund for this purpose from the discretionary Council Office Budgets of Councilmember Davila, the Mayor and any other Councilmembers who would like to contribute.  
**Financial Implications:** See report  
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120  
**Action:** Adopted Resolution No. 69,302–N.S. revised to include contributions from the following Councilmembers up to the amounts listed: Councilmember Hahn - \$100; Councilmember Bartlett - \$100; Councilmember Wengraf - \$100; Councilmember Harrison - \$100.

## Council Consent Items

- 13. Luna Dance Institute March 7, 2020 Moon Dance Fundraising Gala: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmembers Davila and Hahn**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$100 from Councilmembers Cheryl Davila and Sophie Hahn, to Luna Dance Institute for their March 7, 2020 Moon Dance Fundraising Gala, with funds relinquished to the City's general fund for this purpose from the discretionary Council Office Budgets of Councilmember Davila, the Mayor and any other Councilmembers who would like to contribute.  
**Financial Implications:** See report  
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120  
**Action:** Adopted Resolution No. 69,303–N.S. revised to include contributions from the following Councilmembers up to the amounts listed: Councilmember Bartlett - \$100.
- 14. Referral to Schedule a Special City Council Meeting on Ohlone History and Culture**  
**From: Councilmembers Hahn and Davila**  
**Recommendation:** Refer to the Agenda & Rules Policy Committee to schedule a Special City Council Meeting of at least one hour in duration immediately prior to a Regular City Council Meeting for representatives of the Ohlone community to present on Ohlone history and culture to provide additional context for the placement of signs stating "Welcome to the City of Berkeley Ohlone Territory" at entrances to our City.  
**Financial Implications:** None  
Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150  
**Action:** Approved recommendation.
- 15. Support for S.2012 (Feinstein)**  
**From: Councilmembers Wengraf, Hahn, and Harrison**  
**Recommendation:** Adopt a Resolution in support of S.2012, "Restoring Local Control Over Public Infrastructure Act of 2019" (Feinstein) and send copies to Senators Dianne Feinstein and Kamala Harris, and Congresswoman Barbara Lee.  
**Financial Implications:** None  
Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160  
**Action:** Councilmember Davila added as a co-sponsor. Adopted Resolution No. 69,304–N.S.

## Council Consent Items

**16. Support for SB-431, SB-801 and SB-802 (McGuire and Glazer)**

**From: Councilmember Wengraf, Mayor Arreguin, and Councilmembers Hahn and Harrison**

**Recommendation:** Adopt a resolution in support of three bills which aim to protect people whose lives could be endangered without use of needed electrical resources during PG&E's Public Safety Power Shut-offs. Send the resolution to California Senators Mike McGuire, Steve Glazer, Nancy Skinner and Buffy Wicks. The bills are: 1. SB-431 Mobile telephony service base transceiver station towers: performance reliability standards (McGuire & Glazer); 2. SB-801 Electrical corporations: wildfire mitigation plans: deenergization: public safety protocol (McGuire & Glazer); 3. SB-802 Emergency backup generators: health facilities: permit operating condition exclusion (Glazer)

**Financial Implications:** None

Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160

**Action:** Adopted Resolution No. 69,305–N.S.

**17. Referral: Street Lighting Near Campus**

**From: Councilmembers Robinson, Droste, Harrison, and Wengraf**

**Recommendation:** Refer to the Public Works Commission to include the following in the Street Lighting Subcommittee Work Plan, for the purposes of seeking input from key stakeholders and bringing together work that happens through parallel processes. The Subcommittee should: 1. Invite input from representatives from the UC Berkeley administration, UC Berkeley undergraduate and graduate students, UCPD and BPD, the Department of Public Works, and other relevant groups. 2. Develop a streamlined and accessible process for requesting street lights that includes neighborhood and campus input, while recognizing the overriding public safety concern posed by substandard lighting. 3. Develop a plan for expeditiously installing new streetlights near campus that prioritizes high-crime areas, high-injury pedestrian corridors, and student-priority areas as determined by student input.

**Financial Implications:** Staff time

Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170

**Action:** Approved recommendation.

## Action Calendar– New Business

## Action Calendar – New Business

- 18. Issuance of \$38,000,000 General Obligation Bonds for Measure O – Affordable Housing**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the issuance and sale of general obligation bonds to finance acquisition and improvement of affordable housing and authorizing actions related thereto.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** 0 speakers. M/S/C (Arreguin/Hahn) to adopt Resolution No. 69,306–N.S. authorizing the issuance and sale of general obligation bonds to finance acquisition and improvement of affordable housing and authorizing actions related thereto.  
**Vote:** All Ayes.
- 19. Refinancing of 2009 and 2010 General Obligation Bonds (Measure FF)**  
**From: City Manager**  
**Recommendation:** Adopt two Resolutions authorizing the issuance and sale of general obligation bonds to refund outstanding 2009 and 2010 bonds and authorizing actions related thereto.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** 0 speakers. M/S/C (Droste/Wengraf) to adopt Resolution No. 69,307–N.S. (Series A, 2009 Bonds) and Resolution No. 69,308–N.S. (Series B, 2010 Bonds) authorizing the issuance and sale of general obligation bonds to refund outstanding 2009 and 2010 bonds and authorizing actions related thereto.  
**Vote:** All Ayes.
- 20. Refinancing of 2010 Certificates of Participation Originally Issued to Finance Animal Shelter Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the issuance and sale of lease revenue bonds to refinance outstanding 2010 certificates of participation and approving related documents and official actions.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** 0 speakers. M/S/C (Hahn/Droste) to adopt Resolution No. 69,309–N.S. authorizing the issuance and sale of lease revenue bonds to refinance outstanding 2010 certificates of participation and approving related documents and official actions.  
**Vote:** All Ayes.

Recess 8:00 p.m. – 8:10 p.m.

## Action Calendar – Public Hearings

## Action Calendar – Public Hearings

- 21a. Public Hearing: Landmarks Preservation Commission Appeal: Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**  
**From: City Manager**  
**Recommendation:** Conduct a public hearing on the appeal of the Landmarks Preservation Commission (LPC) decision to approve Structural Alteration Permit #LMSAP2019-0004 to modify and rehabilitate a City Landmark and National Register building and site.  
**Financial Implications:** None.  
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
- 21b. Public Hearing: Zoning Adjustments Board Appeal: Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**  
**From: City Manager**  
**Recommendation:** Conduct a public hearing on the appeal of the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP20190061, to convert the Hillside School to residential use.  
**Financial Implications:** None.  
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
- 21c. Appeals of Landmarks Preservation Commission and Zoning Adjustments Board Actions -- Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**  
**From: City Manager**  
**Recommendation:** Upon conclusion of the agendized public hearings, adopt a Resolution affirming the Landmarks Preservation Commission (LPC) decision to approve Structural Alteration Permit #LMSAP2019-0004 and the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP20190061, to rehabilitate and convert the Hillside School to residential use, and dismiss the appeals.  
**Financial Implications:** None.  
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
- Public Testimony:** The Mayor opened the public hearing. 49 speakers.  
M/S/C (Wengraf/Droste) to close the public hearing.  
**Vote:** All Ayes.
- Action:** M/S/C (Wengraf/Bartlett) to adopt Resolution No. 69,310–N.S. affirming the Landmarks Preservation Commission (LPC) decision to approve Structural Alteration Permit #LMSAP2019-0004 and the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP20190061, to rehabilitate and convert the Hillside School to residential use, and dismiss the appeals.  
**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila; Absent – None.

Recess 10:38 p.m. – 10:45 p.m.

## Action Calendar – Public Hearings

**22. ZAB Appeal: 2422 Fifth Street, Use Permit #ZP2018-0108**

**From: City Manager**

**Recommendation:** Conduct a public hearing and, upon conclusion, adopt a Resolution affirming the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP2018-0108 to construct a three-story, 4,806-square-foot mixed-use building containing 967 square feet of medical office space and two dwelling units on the rear of a lot with an existing duplex, including a request to waive two residential parking spaces and establish two joint use commercial/residential spaces, and dismiss the appeal.

**Financial Implications:** None.

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

**Public Testimony:** The Mayor opened the public hearing. 4 speakers. M/S/C (Arreguin/Droste) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Kesarwani) to suspend the rules and extend the meeting to 11:15 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila, Harrison.

**Action:** M/S/C (Arreguin/Robinson) to suspend the rules and extend the meeting to 11:30 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and extend the meeting to 11:40 p.m.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

**Action:** M/S/C (Arreguin/Droste) to adopt Resolution No. 69,311–N.S. affirming the Zoning Adjustments Board (ZAB) decision to approve Use Permit #ZP2018-0108 to construct a three-story, 4,806-square-foot mixed-use building containing 967 square feet of medical office space and two dwelling units on the rear of a lot with an existing duplex, including a request to waive two residential parking spaces and establish two joint use commercial/residential spaces, and dismiss the appeal.

**Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila; Absent – None.



## Action Calendar – Old Business

23. **Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers and Body Worn Cameras** *(Continued from January 28, 2020. Item contains supplemental materials.)*  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting the Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers and Body Worn Cameras submitted pursuant to Chapter 2.99 of the Berkeley Municipal Code.  
**Financial Implications:** None  
Contact: Andrew Greenwood, Police, (510) 981-5900; Dave White, City Manager's Office, (510) 981-7000  
**Action:** Moved to Consent Calendar. Consideration of the Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Body Worn Cameras, including revised material in Supplemental Communications Packet #1, continued to March 10, 2020. Consideration of the Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, including revised material in Supplemental Communications Packet #1, continued to April 14, 2020.

## Information Reports

24. **Audit Status Report Response: Code Enforcement Resources Significantly Constrained and Improvements Needed in Case Management and Oversight**  
**From: City Manager**  
Contact: Erin Steffen, City Manager's Office, (510) 981-7000  
**Action:** Received and filed.
25. **Report on Regional Leadership and Goals for 2020**  
**From: Mayor Arreguin**  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Received and filed.

**Public Comment – Items Not Listed on the Agenda - 0 speakers.**

## Adjournment

**Action:** M/S/C (Droste/Davila) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 11:39 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting held on February 25, 2020.

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Rose Thomsen, Deputy City Clerk

## Communications

### **Item #21c: Appeals of Landmarks Preservation Commission and Zoning Adjustments Board Actions – Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**

1. Laura Atieri
2. Eric Schroeder
3. Zoe Scheffy
4. Patricia Slater
5. Greg Murphy
6. Krishen Laetsch
7. Kaethe Weingarten
8. Sondra Schlesinger
9. Fred Kellogg
10. Gertrude Allen
11. Tim and Jo Drescher
12. Marty Lorber
13. Eric Geoffroy
14. Cynthia Johnson
15. Robert Mains
16. Martin St. John
17. Patricia St. John
18. Eleanore Lee
19. Ronald Elson
20. Sophia Skoda
21. Sally Hindman
22. Paul and Susan Grossberg
23. David Helfant
24. Robert Jackson
25. Ernst and Lois Valfer
26. Beverly Cheney and Avrum Gratch

- 27. Michael Scott
- 28. Vicki Piovio
- 29. Bronwyn Hall
- 30. Michael Bank
- 31. Eric Van Dusen and Kara Nelson
- 32. Norma Lydon
- 33. Sandra Schlesinger
- 34. John Armitage
- 35. Peter Lydon
- 36. Clayton Smith
- 37. Kate and Dan Funk
- 38. Patricia O’Gillooly
- 39. Horst Haussecker, on behalf of Ali Bar-Bar
- 40. Eric Boskin
- 41. Mark Nitzbert
- 42. Ville Skogberg

**Crime/Safety**

- 43. Susan Freeman
- 44. Sharon Wong

**Affordable Housing**

- 45. Sue Martin

**Luxury Housing**

- 46. Margy Wilkinson

**Measure T1**

- 47. Janice Schroeder
- 48. Joan Hamilton

**Civic Center Envisioning**

- 49. Councilmember Hahn

**5G/Telecom/Cell Towers**

- 50. Isis Feral
- 51. Pat Robak
- 52. Miller Wise

**Homelessness/Encampments**

- 53. Diana Bohn
- 54. Avram Gur Arye (2)

**Retailers Closing Stores**

- 55. Steve Smith, on behalf of Norheim & Yost

**Greenhouse Gas Emissions**

56. Peter Drekmeier, on behalf of the Tuolumne River Trust

**Berkeley Way**

57. Avram Gur Arye

**Adeline Corridor**

58. Sara Bardeen

59. Councilmember Harrison

60. Abbie Turiansky

61. Margy Wilkinson

**Developers**

62. Vivian Warkentin

**Cigarette Butt Receptacles**

63. Carol Denney

64. Viviana Garcia, Public Works Department

**Supplemental Communications and Reports 1**

**Item #3: Cannabis Ordinance Revision; Amending Berkeley Municipal Code Chapters 12.21 and 12.22**

65. Carol Denny (2)

66. Friedner Wittman

67. Shirley Brewin (2)

**Item #21c: Appeals of Landmarks Preservation Commission and Zoning Adjustments Board Actions -- Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**

68. Fred Rowe

69. Edie Barschi

70. Jeannie de Vries

71. Richard and Valerie Herr

72. Shirley Issel

73. Fran Segal

74. Julie

75. Bob Buchanan

76. Leslie Emmington

**Item #22: ZAB Appeal: 2422 Fifth Street, Use Permit #ZP2018-0108**

77. Stacie Blair

**Item #23: Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers and Body Worn Cameras**

78. Revised material, submitted by Councilmember Harrison

## Supplemental Communications and Reports 2

### **Item #3: Cannabis Ordinance Revision; Amending Berkeley Municipal Code Chapters 12.21 and 12.22**

79. Tobey Wiebe

### **Item #11: Resolution: Condemn the Federal Government's Administrative Decision Undermining Asylum Protection for Survivors of Domestic Violence**

80. Diana Bohn

81. Brianna Krong

### **Item #18: Issuance of \$38,000,000 General Obligation Bonds for Measure O – Affordable Housing**

82. David Denton

### **Item #21c: Appeals of Landmarks Preservation Commission and Zoning Adjustments Board Actions -- Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**

83. Nancy Genn

84. Peter Genn

85. Kelly Cobeen, on behalf of WJE Associates

86. Julie

87. David Helfant

88. Susan Duhan Felix

89. Luke Hedlund

90. Brian McKibben

91. Rena Rickles on behalf of Law Offices of Rena Rickles (2)

92. Rebecca Davis, on behalf of Law Office of Lozeau Drury

## Supplemental Communications and Reports 3

### **Item #3: Cannabis Ordinance Revision; Amending Berkeley Municipal Code Chapters 12.21 and 12.22**

93. Igor Tregub

94. David Luu

### **Item #6: Contract: Worldwide Travel Staffing for Nurse Registry Services**

95. Margie Wilkinson

### **Item #11: Resolution: Condemn the Federal Government's Administrative Decision Undermining Asylum Protection for Survivors of Domestic Violence**

96. Kat Jastram, on behalf of the Center for Gender & Refugee Studies

### **Item #17: Referral: Street Lighting Near Campus**

97. Varsha Sarveshwar, on behalf of the Associated Student of Cal

### **Item #21c: Appeals of Landmarks Preservation Commission and Zoning Adjustments Board Actions -- Conversion of the Hillside School to Residential Use at 1581 Le Roy Avenue**

- 98. Presentation, submitted by Planning
- 99. Sam Seppala, Veronica Petersen and Family (2)
- 100. Slava Nikolova
- 101. Joseph Dodge
- 102. Rena Rickles, on behalf of Law firm of Rena Rickles
- 103. Howard M. Leggett III
- 104. Jane Edgington
- 105. Unknown

**Item #22: ZAB Appeal: 2422 Fifth Street, Use Permit #ZP2018-0108**

- 106. Presentation, submitted by Planning

**Miscellaneous Communications**

**Street Light Installation**

- 107. Charles Clarke

**Ceremonial**

- 108. Unknown