

ANNOTATED AGENDA SPECIAL MEETING OF THE BERKELEY CITY COUNCIL

Thursday, January 21, 2021

6:00 P.M.

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 – LORI DROSTE

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

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

Live audio is available on KPFB Radio 89.3. Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at <http://www.cityofberkeley.info/CalendarEventWebcastMain.aspx>.

To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://us02web.zoom.us/j/83612924326>. 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 **1-669-900-9128** or **1-877-853-5257 (Toll Free)** and enter Meeting ID: **836 1292 4326**. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair.*

To submit an e-mail comment during the meeting to be read aloud during public comment, email clerk@cityofberkeley.info with the Subject Line in this format: "PUBLIC COMMENT ITEM ##." Please observe a 150 word limit. Time limits on public comments will apply. Written comments will be entered into the public record.

Please be mindful that the teleconference will be recorded as any Council meeting is recorded, and all other rules of procedure and decorum will apply for Council meetings conducted by teleconference or videoconference.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. 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: 6:00 p.m.

Present: Kesarwani, Taplin, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste

Absent: Arreguin

Action Calendar – Public Hearings

1. **Appeal of Landmarks Preservation Commission Decision – Denial of City Landmark or Structure of Merit Designation for 1915 Berryman Street**

From: City Manager

Recommendation: Conduct a public hearing and, upon conclusion, adopt a Resolution affirming the decision of the Landmarks Preservation Commission (LPC) to not designate the property at 1915 Berryman Street as a City Landmark or Structure of Merit, and dismissing the appeal.

Financial Implications: None

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

Public Testimony: The Vice Mayor opened the public hearing. 46 speakers. M/S/C (Droste/Wengraf) to close the public hearing.

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

Action: M/S/C (Kesarwani/Droste) to adopt Resolution No. 69,701–N.S. affirming the decision of the Landmarks Preservation Commission (LPC) to not designate the property at 1915 Berryman Street as a City Landmark or Structure of Merit, and dismissing the appeal.

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

Action Calendar – Public Hearings

2. ZAB Appeal: 0 (2435) San Pablo Avenue

From: City Manager

Recommendation: Conduct a public hearing, and upon conclusion adopt a Resolution affirming the Zoning Adjustments Board decision to approve Use Permit #ZP2018-0229, to construct a four-story, 20,526-square-foot, mixed-use building with 42 Group Living Accommodation rooms and 800 square feet of ground floor commercial/retail space on two vacant parcels, and dismissing the appeal.

Financial Implications: None

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

Public Testimony: The Vice Mayor opened the public hearing. 24 speakers. M/S/C (Droste/Robinson) to close the public hearing.

Vote: Ayes - Kesarwani, Bartlett, Harrison, Wengraf, Robinson, Droste; Noes – Hahn; Abstain – None; Absent – Arreguin Taplin (Recused: Provided public testimony on the project at an earlier date).

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

Vote: Ayes - Kesarwani, Bartlett, Hahn, Robinson, Droste; Noes – Harrison, Wengraf; Abstain – None; Absent – Taplin (Recused), Arreguin.

Action: M/S/C (Wengraf/Droste) to call the question on the item.

Vote: Ayes - Kesarwani, Bartlett, Harrison, Wengraf, Robinson, Droste; Noes – None; Abstain – Hahn; Absent – Taplin (Recused), Arreguin.

Action: M/S/C (Droste/Kesarwani) to adopt Resolution No. 69,702–N.S. affirming the Zoning Adjustments Board decision to approve Use Permit #ZP2018-0229, to construct a four-story, 20,526-square-foot, mixed-use building with 41 Group Living Accommodation rooms, one manager’s dwelling unit, and 800 square feet of ground floor commercial/retail space on two vacant parcels, and dismissing the appeal. Additionally to add a condition to comply with Section 13.42 of the Building Code regarding GLA management and add a soap dispenser in the bathroom.

Vote: Ayes - Kesarwani, Bartlett, Hahn, Wengraf, Robinson, Droste; Noes – Harrison; Abstain – None; Absent – Taplin (Recused), Arreguin.

Adjournment

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

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

Adjourned at 11:07 p.m.

Communications

Item #1: Appeal of Landmarks Preservation Commission Decision – Denial of City Landmark or Structure of Merit Designation for 1915 Berryman Street

1. Ellen Simms
2. Alexander Sahn
3. Andrew Sutherland
4. Patrick Kennedy
5. James Proctor
6. Kyle Ray Kelley
7. Kevin Burke
8. Nicole Hsu
9. Philip Soffer
10. Sara Fain
11. Robert Chance
12. Shawn Drost
13. Deborah Kropp (2)

Item #2: ZAB Appeal: 0 (2435) San Pablo Avenue

14. Toni Mester (2)
15. Fran Haselsteiner
16. Whit and Una Ingram
17. Douglas Smith
18. Joan Bobkoff
19. Mitch Rubin
20. David King and Kim Maplestone
21. Wanie Biggs
22. Scott Fanning
23. Marcia DuBois

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #1: Appeal of Landmarks Preservation Commission Decision – Denial of City Landmark or Structure of Merit Designation for 1915 Berryman Street

24. Lindsay Brothers
25. Erin Morris
26. Bret Peterson
27. David Mendelsohn
28. Daniella Thompson
29. Carrie Olson, Berkeley Architectural Heritage Association
30. Anthony Bruce
31. Jack Woodruff
32. Lisa Bruce
33. Pam Ormsby
34. Cynthia Hanson
35. Lorraine Lerman
36. Leslie McLean

37. Martin Guerrero
38. Valerie J Herr
39. Jane Larson
40. Thalia Lubin
41. Jane White
42. Judith Thomas
43. Susan Moon
44. Charlene M. Woodcock
45. Sally Nelson
46. Summer Brenner
47. Roger Pritchard
48. Peter G. Lomhoff
49. Michael Katz
50. Kim Bancroft
51. Laura Cochrane
52. Carol Denney
53. Rachel Rosekind
54. Watson Ladd
55. Daniel Killian
56. Daniel Winkler
57. Laura
58. Scott Govers
59. Hannah Mobarekeh
60. Jason Martens
61. Deborah Kropp
62. Jeremy Fancher
63. Libby and Chris Lee-Egan

Item #2: ZAB Appeal: 0 (2435) San Pablo Avenue

64. Susan St. George
65. Virginia Warheit
66. Toni Mester
67. Kelli Negro
68. Watson Ladd
69. Jonathan Singh
70. Doug Fowler
71. Berkeley Neighborhoods Council
72. Philip Soffer
73. Alfred Twu
74. Felicia Betancourt
75. Aviv Schifrin
76. Betsy Thagard
77. 9 Similarly Worded Letters
78. 9 Similarly Worded Letters

Supplemental Communications and Reports 3

Item #1: Appeal of Landmarks Preservation Commission Decision – Denial of City Landmark or Structure of Merit Designation for 1915 Berryman Street

79. Kathleen Giustino (2)
80. Francine Masiello

81. Rachel Callaghan (2)
82. Sharon Entwistle
83. Michael Hulihan
84. Clem Donahue
85. Constance Rivemale
86. Tom Hall
87. Renee Leventhal
88. Helen Toy
89. Caitlin Glasscock
90. teacherrosenrg@
91. Mark Morris
92. David Toy
93. Karen Weil
94. Maryann Wolfe
95. Dina Roumiantseva
96. Ali Alia

Item #2: ZAB Appeal: 0 (2435) San Pablo Avenue

97. Kent Wilson
98. Mark Numainville, City Clerk
99. Holly Mines
100. Vanessa Boehm
101. Azleeza16@
102. Travis Close
103. Leah Goodman
104. Elizabeth Gulli
105. Donna Vial
106. Marge Essel
107. Elisa Mikiten
108. Sam Saxe-Taller