



Office of the City Manager

CONSENT CALENDAR  
February 23, 2021

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 January 19, 2021 (closed, special and regular), January 21, 2021 (special), January 25, 2021 (closed), January 26, 2021 (closed, special and regular) and January 28, 2021 (closed).

CONTACT PERSON

Mark Numainville, City Clerk, 981-6900

Attachments:

1. January 19, 2021 – Closed City Council Meeting
2. January 19, 2021 – Special City Council Meeting
3. January 19, 2021 – Regular City Council Meeting
4. January 21, 2021 – Special City Council Meeting
5. January 25, 2021 – Closed City Council Meeting
6. January 26, 2021 – Closed City Council Meeting
7. January 26, 2021 – Special City Council Meeting
8. January 26, 2021 – Regular City Council Meeting
9. January 28, 2021 – Closed City Council Meeting

**MINUTES  
BERKELEY CITY COUNCIL  
SPECIAL MEETING**

**TUESDAY, JANUARY 19, 2021**

**3:00 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 closed session 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.*

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*To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://us02web.zoom.us/j/82448498273>. 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); enter Meeting ID: 824 4849 8273. If you wish to comment during the public comment portion of the agenda, Press \*9 and wait to be recognized by the Chair.*

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## Preliminary Matters

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

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

**Absent:** Kesarwani, Bartlett

Councilmember Bartlett present at 4:05 p.m.

Councilmember Kesarwani 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. *Popper v. City of Berkeley, et al., Department of Industrial Relations State Case No. RCI-CM-810610*

**Action:** M/S/C (Arreguin/Wengraf) to authorize the City Attorney to settle claims brought by Melanie Popper against the City of Berkeley (including Tort Claim No. 0164BC2021-0001 and California Department of Industrial Relations, State Case No. RCI-CM-810610) for \$20,000.

**Vote:** All Ayes.

b. *Loach v. City of Berkeley, et al. Alameda County Superior Court, Case No. HG19041598*

**Action:** No reportable action taken.

## OPEN SESSION:

Public Reports of actions taken pursuant to Government Code section 54957.1.

The City Council met in closed session and authorized the City Attorney to settle claims brought by Melanie Popper against the City of Berkeley (including Tort Claim No. 0164BC2021-0001 and California Department of Industrial Relations, State Case No. RCI-CM-810610) for \$20,000.

## Adjournment

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

**Vote:** All Ayes.

Adjourned at 3:34 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on January 19, 2021.

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Mark Numainville  
City Clerk

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

**Tuesday, January 19, 2021**

**4:00 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  
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DISTRICT 8 – LORI DROSTE

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*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:** 4:04 p.m.

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

**Absent:** Kesarwani, Droste

Councilmember Kesarwani present at 4:08 p.m.

Councilmember Droste present at 4:11 p.m.

## Worksession

### 1. 2020 Adopted Ballot Measures

**From:** City Manager

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

**Action:** 8 speakers. Presentation made and discussion held. The Council provided direction to staff regarding community involvement in the Measure II implementation and to capture revenues generated by the Measure FF tax from January 1, 2021 through June 30, 2021 on the Fiscal Year 2022 property tax roll.

## Adjournment

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

**Vote:** All Ayes.

Adjourned at 5:42 p.m.

I hereby certify that the foregoing is a true and correct record of the special session meeting held on January 19, 2021.

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Mark Numainville  
City Clerk

## Supplemental Communications and Reports 1

- None

## Supplemental Communications and Reports 1

- None

## Supplemental Communications and Reports 2

- None

## Supplemental Communications and Reports 3

### Item #1: 2020 Adopted Ballot Measures

1. Barbara Gilbert (2)
2. Steve Martinot

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, January 19, 2021**  
**6:00 PM**

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  
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## Preliminary Matters

**Roll Call:** 6:03 p.m.

**Present:** Kesarwani, Taplin, 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 claims brought by Melanie Popper against the City of Berkeley (including Tort Claim No. 0164BC2021-0001 and California Department of Industrial Relations, State Case No. RCI-CM-810610) for \$20,000.

## Ceremonial Matters:

1. Adjourn in memory of Tom Guarino, PG&E Governmental Affairs Representative
2. Adjourn in memory of Harry Brill, Labor Activist
3. Adjourn in memory of Ted Edlin, City Commissioner
4. Adjourn in memory of Margaret "Gogi" Hodder, City Employee
5. Adjourned in memory of victims of COVID-19

## City Manager Comments:

The City Manager provided an update on the City's Reimagining Public Safety Process

**Public Comment on Non-Agenda Matters:** 9 speakers.

## Consent Calendar

**Public Comment on Consent Calendar and Information Items Only:** 34 speakers.

**Action:** M/S/C (Arreguin/Kesarwani) to add an item to the agenda entitled "Letter to Governor Newsom Calling for Improvements and Additional Funding for State's Vaccine Rollout" from Councilmember Kesarwani pursuant to Government Code Section 54954.2(b)(2).

**Vote:** All Ayes.

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

**Vote:** All Ayes.

## Consent Calendar

- 1. Amendment: FY 2021 Annual Appropriations Ordinance** *(Item contains revised material.)*  
**From: City Manager**  
**Recommendation:** Adopt a new first reading of Ordinance No. 7,748-N.S. amending the FY 2021 Annual Appropriations Ordinance No. 7,724–N.S. for fiscal year 2021 based upon recommended re-appropriation of committed FY 2020 funding and other adjustments authorized since July 1, 2020, in the amount of \$197,890,469 (gross) and \$193,471,132 (net).  
**Financial Implications:** See report  
Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000  
**Action:** Adopt first reading of Ordinance No. 7,748–N.S. Second reading scheduled for February 9, 2021.
- 2. Minutes for Approval**  
**From: City Manager**  
**Recommendation:** Approve the minutes for the council meetings of December 1, 2020 (closed and regular), December 3, 2020 (closed), December 8, 2020 (4pm-special and 6pm-special) and December 15, 2020 (closed, special and regular).  
**Financial Implications:** None  
Contact: Mark Numainville, City Clerk, (510) 981-6900  
**Action:** Approved the minutes as submitted.
- 3. Temporarily Suspending Certain Provisions of the Commissioners’ Manual that Apply to Meetings of Subcommittees**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution temporarily suspending the provisions of the Commissioners’ Manual and Resolution No. 69,063-N.S. that ad hoc subcommittees of City boards and commissions follow State open meeting procedures, thereby enabling ad hoc subcommittees to meet and conduct work while allowing City staff to continue emergency response efforts related to the COVID-19 pandemic.  
**Financial Implications:** No direct fiscal impact  
Contact: Mark Numainville, City Clerk, (510) 981-6900  
**Action:** Adopted Resolution No. 69,681–N.S.
- 4. Annual Commission Attendance and Meeting Frequency Report** *(Continued from November 10, 2020. Item contains supplemental material.)*  
**From: City Manager**  
**Recommendation:** Review and accept the annual Commission Attendance and Meeting Frequency Report.  
**Financial Implications:** None  
Contact: Mark Numainville, City Clerk, (510) 981-6900  
**Action:** Approved recommendation.

## Consent Calendar

- 5. Authorized Agent Update for FEMA Public Assistance for COVID-19**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the Deputy City Managers and AG Witt, LLC to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding grants applied for by the City of Berkeley for the FEMA-4482-DR-CA California COVID-19 Pandemic.  
**Financial Implications:** See report  
Contact: Dave White, City Manager's Office, (510) 981-7000  
**Action:** Adopted Resolution No. 69,682–N.S.
- 6. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on January 19, 2021**  
**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 - \$4,235,362  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** Approved recommendation.
- 7. Rescinding Housing Trust Fund Guidelines and Adopting New Guidelines**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution rescinding the City's current Housing Trust Fund Guidelines (Resolution No. 64,394-N.S.) and adopting new Housing Trust Fund Guidelines that preserve essential components while updating the process to award funds and certain requirements.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 69,683–N.S.
- 8. Authorization to Execute a Revised Programmatic Agreement with the California State Historic Preservation Officer**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a revised Programmatic Agreement (PA) with the California State Historic Preservation Officer (SHPO) to clarify which rehabilitation activities would not require SHPO's review.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 69,684–N.S.  
**Vote:** Ayes – Kesarwani, Taplin, Bartlett, Harrison, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Hahn; Absent – None.

## Consent Calendar

9. **Predevelopment and Acquisition Loan for 2527 San Pablo Avenue**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Authorizing the execution of a \$5,500,000 loan to Satellite Affordable Housing Associates (SAHA) for costs related to acquisition and predevelopment of the proposed affordable housing development at 2527 San Pablo Avenue (2527 San Pablo), utilizing existing reserved funds previously allocated by Council. 2. Authorizing the City Manager to execute all original or amended documents or agreements to effectuate this action.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 69,685–N.S.
10. **Revenue Contract: Community Services Block Grant for Calendar Year 2021**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to accept the Community Services Block Grant (CSBG) Contract Number 21F-4001 for the amount of \$275,106 to provide services for low-income people for the period January 1, 2021 to December 31, 2021, with the option to extend the contract period through May 31, 2022.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 69,686–N.S.
11. **2021 Health Plan Changes**  
**From: City Manager**  
**Recommendation:** Adopt two Resolutions:  
1. Approving rates for the Kaiser Health Maintenance Organization (HMO) health plans as follows: (a) 15.58% increase for Kaiser S1 Group #60 (Active Group); (b) 15% increase for the HSA-Qualified Deductible HMO Plan (Active Group) (c) 1.89% increase for Pre-Medicare Eligible Retirees (Retiree Group); and (d) -4.00% decrease for Post-65 Senior Advantage (Retiree Group)  
2. Approving rates for the Sutter Health Plus health plans as follows: (a) 1.87% increase for the Active HMO ML 26 group; and (b) 1.19% increase for the Pre-Medicare retiree group.  
The health plan premium rates will be effective for the period of January 1, 2021 through December 31, 2021.  
**Financial Implications:** See report.  
Contact: LaTanya Bellow, Human Resources, (510) 981-6800  
**Action:** Adopted Resolution No. 69,687–N.S. (Kaiser), and Resolution No. 69,688–N.S. (Sutter).

## Consent Calendar

12. **2021 Fee Assessment – State of California Self-Insurance Fund (Workers’ Compensation Program)**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing payment to the State of California Department of Industrial Relations for Fiscal Year 2021 for administering the Workers’ Compensation Program, in an amount not to exceed \$235,979.91.  
**Financial Implications:** See report  
Contact: LaTanya Bellow, Human Resources, (510) 981-6800  
**Action:** Adopted Resolution No. 69,689–N.S.
13. **Memorandum of Understanding: Berkeley Fire Fighters Association/I.A.F.F. Local 1227 Berkeley Chief Fire Officers Association**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving a new one (1) year Memorandum of Understanding (hereafter referred to as “MOU”) with the Berkeley Fire Fighters Association/I.A.F.F. Local 1227 Berkeley Chief Fire Officers Association (hereafter referred to as the “Association”) with a term of June 30, 2020 through June 30, 2021 and authorizing the City Manager to make non-substantive edits to the format and language of the Memorandum of Understanding in alignment with the tentative agreement, and conforming to legal requirements.  
**Financial Implications:** See report  
Contact: LaTanya Bellow, Human Resources, (510) 981-6800  
**Action:** Adopted Resolution No. 69,690–N.S.
14. **Contract Amendments: Plan Check Services**  
**From: City Manager**  
**Recommendation:** Adopt two Resolutions authorizing the City Manager to execute contract amendments for an additional amount of \$500,000 each, to new total amounts not to exceed \$1,500,000 for each contract, and extending the terms of the contracts for a one-year period to June 30, 2022 with:  
1. West Coast Code Consulting, Contract No. 119641-2  
2. Telesis Engineers, Contract No. 119639-1  
**Financial Implications:** See report  
Contact: Jordan Klein, Planning and Development, (510) 981-7400  
**Action:** Adopted Resolution No. 69,691–N.S. (West Coast), and Resolution No. 69,692–N.S. (Telesis Engineers).

## Consent Calendar

- 15. Filling Vacancies Among the Elected Representatives of the Poor**  
**From: Human Welfare and Community Action Commission**  
**Recommendation:** Adopt a Resolution confirming the appointments of Ms. Denah Bookstein (District 1); and Mr. Carlos Hill (District 1) as elected representatives of the poor on the Human Welfare and Community Action Commission (HWCAC), having been voted onto the Commission at the HWCAC December 9, 2020 meeting, and that their terms expire December 9, 2022.  
**Financial Implications:** None  
Contact: Mary-Claire Katz, Commission Secretary, (510) 981-5400  
**Action:** Adopted Resolution No. 69,693–N.S.
- 16. Amendments to the Berkeley Lobbyist Registration Act**  
**From: Open Government Commission**  
**Recommendation:** Adopt an ordinance amending the Berkeley Lobbyist Registration Act (BMC Chapter 2.09) to incorporate the recommendations of the Open Government Commission (OGC).  
**Financial Implications:** None  
Contact: Sam Harvey, Commission Secretary, (510) 981-6950  
**Action:** Adopt first reading of Ordinance No. 7,749–N.S. as revised in Supplemental Communications Packet #2 from Councilmember Harrison. Second reading scheduled for February 9, 2021.
- 17. Renaming of Four City Paths for Founders of the Berkeley Path Wanderers Association**  
**From: Public Works Commission**  
**Recommendation:** Adopt a Resolution pursuant to Berkeley’s Policy for Naming and Renaming Public Facilities, the Public Works Commission (PWC) recommends the naming and renaming of four Berkeley Paths, as identified on the map at Attachment 1 to the report, in honor of the four women founders of the Berkeley Path Wanderers:  
1. Rename a path off of Keith Avenue near Shasta Road, currently named Eleanor Path, to “Eleanor Hall Gibson Path,” after founder Eleanor Hall Gibson, who passed away in 2016;  
2. Name the following paths, subject to a 2/3 vote of the City Council as provided at Section 2(B) of the Policy, as follows: - The extension connector of Walnut Street through the UC complex between Hearst and Berkeley Way to be named “Ruth Armstrong Path” in honor of Ruth Armstrong (Moskovitz); - The path parallel to the top of Solano Avenue running along Los Angeles Avenue up the tunnel slope towards the Marin Circle, to be named “Jacque Ensign Way” in honor of Jacque Ensign; and - Path 71 to be named “Patricia DeVito Path” in honor of Pat DeVito. In addition to the renaming of these four paths, the Public Works commission supports the inclusion of interpretive signage describing the contributions of each of the honored individuals.  
**Financial Implications:** See report  
Contact: Joe Enke, Commission Secretary, (510) 981-6300  
**Action:** Adopted Resolution No. 69,694–N.S.

## Council Consent Items

### 18. Revisions to Enabling Legislation for Reimagining Public Safety Task Force From: Mayor Arreguin (Author)

**Recommendation:** Adopt a Resolution:

1. Rescinding Resolution No. 69,673-N.S.; and
2. Establishing a Reimagining Public Safety Task Force, comprised of: (a) one representative appointed by each member of the City Council and Mayor pursuant to the Fair Representation Ordinance, B.M.C. Sections 2.04.030-2.04.130, (b) one representative appointed by the Mental Health Commission, Youth Commission, and Police Review Commission (to be replaced by a representative of the Police Accountability Board once it is established), and (c) one representative appointed by the Associated Students of the University of California (ASUC) External Affairs Vice President, one representative appointed by the Berkeley Community Safety Coalition (BCSC) Steering Committee, and three additional members to be appointed "At-Large" by the Task Force, with appointments subject to confirmation by the City Council.

The Task Force will be facilitated by a professional consultant, the National Institute for Criminal Justice Reform (NICJR), with administrative support by the City Manager's office, and will serve as the hub of community engagement for the Reimagining Public Safety effort initiated and guided by the NICJR team. The Task Force will also include the participation of City Staff from the City Manager's Office, Human Resources, Health, Housing and Community Services, Berkeley Fire Department, Berkeley Police Department, and Public Works Department. For visual, see Attachment 3.

With the exception of "At-Large" appointments, appointments to the Task Force should be made by January 31, 2021, and reflect a diverse range of experiences, knowledge, expertise and representation. To maintain the Council's July 14, 2020, commitment to centering the voices of those most impacted in our process of reimagining community safety appointments should be made with the goal of achieving a balance of the following criteria:

- a. Active Members of Berkeley Community (Required of All)\*
- b. Representation from Impacted Communities
  - Formerly incarcerated individuals
  - Victims/family members of violent crime
  - Immigrant community
  - Communities impacted by high crime, over-policing and police violence
  - Individuals experiencing homelessness
  - Historically marginalized populations
- c. Faith-Based Community Leaders
- d. Expertise/Leadership in Violence Prevention, Youth Services, Crisis Intervention, and Restorative or Transformative Justice
- e. Health/ Public Health Expertise
- f. City of Berkeley labor/union representation
- g. Law Enforcement Operation Knowledge
- h. City Budget Operations/Knowledge
- i. Committed to the Goals and Success of The Taskforce (Required of All)

## Council Consent Items

As outlined in the July 14, 2020, City Council Omnibus Action, City Council provided direction for the development of a new paradigm of public safety that should include, but is not limited to:

- 1) Building on the work of the City Council, the City Manager, Berkeley Police Department (BPD), the Police Review Commission and other City commissions and other working groups addressing community health and safety.
- 2) Research and engagement to define a holistic, anti-racist approach to community safety, including a review and analysis of emerging models, programs and practices that could be applied in Berkeley.
- 3) Recommend a new, community-centered safety paradigm as a foundation for deep and lasting change, grounded in the principles of Reduce, Improve and Reinvest as proposed by the National Institute for Criminal Justice Reform considering, among other things:
  - A. The social determinants of health and changes required to deliver a holistic approach to community-centered safety.
  - B. The appropriate response to community calls for help including size, scope of operation and power and duties of a well-trained police force.
  - C. Limiting militarized weaponry and equipment.
  - D. Identifying alternatives to policing and enforcement to reduce conflict, harm, and institutionalization, introduce alternative and restorative justice models, and reduce or eliminate use of fines and incarceration.
  - E. Options to reduce police contacts, stops, arrests, tickets, fines and incarceration and replace these, to the greatest extent possible, with educational, community serving, restorative and other positive programs, policies and systems.
  - F. Reducing the Berkeley Police Department budget to reflect its revised mandates, with a goal of a 50% reduction, based on the results of requested analysis and achieved through programs such as the Specialized Care Unit.

Direct the City Manager to ensure that the working group of City Staff as outlined in the October 28th Off-Agenda Memo is coordinating with the Task Force.

The Task Force will provide input to and make recommendations to NICJR and City Staff on a set of recommended programs, structures and initiatives incorporated into a final report and implementation plan developed by NICJR to guide future decision making in upcoming budget processes for FY 2022-23 and, as a second phase produced, in the FY 2024-2025 budget processes.

**Financial Implications:** See report

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

**Action:** Adopted Resolution No. 69,695–N.S.



## Council Consent Items

19. **Urging the National Parks Service to Establish a National Parks Unit in the San Francisco Bay Area to Honor the Black Panther Party for Self Defense**  
**From: Councilmember Taplin (Author), Councilmember Bartlett (Co-Sponsor), Mayor Arreguin (Co-Sponsor)**  
**Recommendation:** Adopt a resolution calling on the National Parks Service to conduct a Reconnaissance Survey to assess the suitability of lands in the San Francisco Bay Area to honor the Black Panther Party in Berkeley, Oakland, Richmond, and the surrounding Bay Area; send letter to the National Parks Service, and President[-elect] Joseph R. Biden, Jr with resolution.  
**Financial Implications:** None  
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120  
**Action:** Adopted Resolution No. 69,696–N.S. as revised in Supplemental Communications Packet #2 from Councilmember Taplin.
20. **Relief for Child Care Providers**  
**From: Councilmember Hahn (Author), Councilmember Harrison (Co-Sponsor), Councilmember Wengraf (Co-Sponsor), Mayor Arreguin (Co-Sponsor)**  
**Recommendation:** Adopt a resolution making child care providers, including all forms of early childhood education, eligible for grants and other assistance under the Berkeley Relief Fund.  
**Financial Implications:** See report  
Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150  
**Action:** Adopted Resolution No. 69,697–N.S.
21. **Resolution Reaffirming the City of Berkeley’s Commitment to Roe v. Wade**  
**From: Councilmember Wengraf (Author), Councilmember Droste (Co-Sponsor), Councilmember Hahn (Co-Sponsor), Councilmember Taplin (Co-Sponsor)**  
**Recommendation:** Adopt a Resolution reaffirming the City of Berkeley’s commitment to Roe v. Wade and honoring the 48th anniversary of its passage.  
**Financial Implications:** None  
Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160  
**Action:** Adopted Resolution No. 69,698–N.S.
22. **Support for AB 15 and AB16**  
**From: Councilmember Robinson (Author), Mayor Arreguin (Author), Councilmember Harrison (Co-Sponsor), Councilmember Taplin (Co-Sponsor)**  
**Recommendation:** Send a letter of support for AB 15, the Tenant Stabilization Act of 2021, and AB 16, the Tenant, Small Landlord, and Affordable Housing Provider Stabilization Act of 2021, to Assemblymembers Buffy Wicks and David Chiu and Senator Nancy Skinner, and urge the legislature not to preempt cities like Berkeley from taking robust steps to protect tenants.  
**Financial Implications:** See report  
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170  
**Action:** Approved recommendation.

## Action Calendar

### **Urgent Item: Letter to Governor Newsom Calling for Improvements and Additional Funding for State's Vaccine Rollout**

**From: Councilmember Kesarwani (Author)**

**Recommendation:** Request that the City Manager send the attached letter to Governor Newsom calling for improvements and additional funding for the state's vaccine rollout. Specifically, the letter requests: immediate additional funding of \$400 million to local health departments for vaccine distribution, administration, and public outreach; data on vaccine usage at the health care system and county level; and flexibility for vaccine phases and a user-friendly experience.

Copies of the attached letter should also be sent to: Senator Nancy Skinner, Chair, Senate Budget and Fiscal Review Committee; Assemblymember Phil Ting, Chair, Assembly Budget Committee; the Senate Budget and Fiscal Review Committee; the Assembly Budget Committee; Mark Ghaly, Secretary, California Health and Human Services; Tomás Aragón, Director, State Public Health Officer, Department of Public Health; and Keely Bosler, Director, Department of Finance.

**Financial Implications:** Staff time

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

**Action:** Moved to Consent Calendar. Approved recommendation with revisions to the letter, the final language of the letter to read as follows:

*We believe the distribution of safe and effective vaccines to Californians demands a level of urgency akin to a wartime mobilization, so we write to you with concerns about California's vaccine rollout to date. We understand that there is currently a limited supply of vaccines being made available to local health departments and health care systems, as is true for all U.S. states and territories. We also know that the availability of vaccine supply is dependent on manufacturers and coordination with the federal Centers for Disease Control and Prevention.*

*We applaud recent steps taken by your administration and local partners to establish mass vaccination sites and increase the number of trained vaccinators in order to ensure that life-saving vaccine gets into arms as quickly as possible. We strongly agree with the recommendations that have already been made in a letter authored by Assemblymember Cottie Petrie-Norris on January 13, 2021, which was co-signed by 46 state lawmakers. In that letter, state legislators called on your administration to:*

- *Provide a reliable forecast of vaccine doses to be distributed to local health departments and health care systems, and it is our sincere hope that your administration and the incoming Biden-Harris administration can work together to provide the certainty that our local vaccine distributors need in order to adequately plan for efficient vaccine distribution;*
- *Expand the pool of vaccinators to include nursing students, retired medical professionals, firefighters, and trained service members of the National Guard; and*
- *Assure that state reimbursement will be available to local health departments for vaccine distribution costs.*

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*As a local health jurisdiction, the City of Berkeley is eager to play its role in vaccinating our community; as of January 15, 2021, our city has used 92 percent of 1,100 first doses received and eagerly awaits more life-saving doses to protect our community. We respectfully make the following requests that we believe will help to ensure that we have the tools needed to win the war against COVID-19:*

*1) Provide immediate additional funding to local health departments for vaccine distribution, administration, and public outreach. The COVID-19 pandemic has exposed long-term under-investment in local health departments by the state and federal government alike. We support the request made by a number of organizations—including the California State Association of Counties, Urban Counties of California, Rural County Representatives of California, County Health Executives Association of California, and the Health Officers Association of California—to provide \$400 million for COVID-19 vaccine distribution and administration. This funding is critical to ensuring that local health departments have the staffing and logistical support needed to get vaccine into arms and to leverage partnerships with trusted messengers that can promote the safety and efficacy of vaccines to our diverse communities. We are concerned about news reports indicating that roughly 20 to 40 percent of frontline health care workers in Los Angeles County and an estimated 50 percent in Riverside County declined the vaccine, and we believe much more investment is needed in a public awareness campaign.*

*2) Provide data on vaccine usage at the health care system, county and local health jurisdiction level. It has come to our attention that the California Department of Public Health does not provide data on vaccine usage rates by health care system and at the county level or by local health jurisdiction. Given our state's challenges in using available vaccine, we are concerned that local health departments do not have access to local data on how vaccine distributors within their jurisdiction are performing in terms of vaccine usage. We urgently request that the state make vaccine usage data available by health care system and at the county level or by local health jurisdiction, so that local health departments can support entities within their jurisdiction that may be experiencing challenges in efficiently using vaccine doses.*

*3) Promote flexibility for vaccine phases and a user-friendly experience. As we proceed with our vaccination program, we urge you to ensure that our state's prioritization system for distributing vaccines includes flexibility so that no dose ever goes to waste within the established tiers and phasing. In addition, reports of uneven access to vaccine among eligible priority groups across the state and long phone hold times lead us to believe that we must do more to promote a user-friendly experience. This should include ensuring that information from any vaccine provider be offered in threshold languages as determined by each county. To that end, we support efforts to create multiple access points—from pharmacies and doctor's offices to mass vaccination sites—across our state and to provide multiple avenues for our diverse populations to make an appointment or learn where they can go to get vaccinated.*

*4) Promote Equity in vaccine prioritization and distribution*

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*As the state continues the roll out of vaccination, it should center equity in its decision making and prioritization, and prioritize populations that have been most impacted and suffer from the highest mortality rates due to COVID-19.*

*We share your firm belief that our state's well-being and economic vitality hinges on reaching herd immunity from COVID-19 through efficient and equitable distribution of vaccines to our state's 40 million residents. We are eager to do our part at the local level to vaccinate members of our community, and we appreciate your consideration of the issues we raise.*

- 23. Introduce an Ordinance terminating the sale of gasoline, diesel and natural gas passenger vehicles throughout the City of Berkeley by 2025** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*  
**From: Councilmember Davila (Author)**

**Recommendation:** Adopt a resolution with the following actions:

1. Refer to the City Manager to prepare any draft ordinances that, to the extent legally permissible, achieve an 80% phase out of the sale of gasoline, diesel and natural gas passenger vehicles throughout the City of Berkeley by 2027. This shall include termination of purchasing these vehicles to support City fleets and, for the general public, a staged phase out of such cars valued at over \$28K by 2025, over \$23K by 2026, and all others by 2027, in order to actively create a used electric vehicle market for lower income customers that allows them to acquire electric vehicles at a cost equal to or below that of comparable gasoline, diesel, or natural gas vehicles.
2. Refer to the City Manager and/or designee(s) to report to the City Council, in consultation with other City Departments the following information: (A) Feasibility of terminating the sale of gasoline, diesel and natural gas passenger vehicles; (B) ways to promote and facilitate the use and sale of all-electric vehicles in the City, particularly among low income communities, including the provision of local tax incentives and rebates, as large as is necessary to cover any cost difference between an electric car and a comparable gas car; ways to promote and facilitate the purchase and use of electric micro mobility alternatives (e-bikes, scooters) in the City, particularly among low income communities and families, including loaner programs, subsidized long term rentals, purchase subsidies, and expanded secure parking for e-bikes, including larger cargo bikes; and the establishment of public charging station and related infrastructure to support all-electric vehicles; (C) any "just transition" elements related to the above action, including the impact upon and opportunities for auto mechanics.

*(On November 18, 2020 the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee made a positive recommendation to send the item as amended by the committee with the following recommendation: Adopt a resolution with the following actions: 1. Refer to the City Manager to prepare any draft ordinances that, to the extent legally permissible, achieve an 80% phase out of the sale of gasoline, diesel and natural gas passenger vehicles throughout the City of Berkeley by 2027. This shall include termination of purchasing these vehicles to support City fleets and, for the general public, a staged phase out of such cars valued at over \$28K by 2025, over \$23K by 2026, and all others by 2027, in order to*

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*actively create a used electric vehicle market for lower income customers that allows them to acquire electric vehicles at a cost equal to or below that of comparable gasoline, diesel, or natural gas vehicles. 2. Refer to the City Manager and/or designee(s) to report to the City Council, in consultation with other City Departments the following information: (A) Feasibility of terminating the sale of gasoline, diesel and natural gas passenger vehicles; (B) ways to promote and facilitate the use and sale of all-electric vehicles in the City, particularly among low income communities, including the provision of local tax incentives and rebates, as large as is necessary to cover any cost difference between an electric car and a comparable gas car; ways to promote and facilitate the purchase and use of electric micro mobility alternatives (e-bikes, scooters) in the City, particularly among low income communities and families, including loaner programs, subsidized long term rentals, purchase subsidies, and expanded secure parking for e-bikes, including larger cargo bikes; and the establishment of public charging station and related infrastructure to support all-electric vehicles; (C) any “just transition” elements related to the above action, including the impact upon and opportunities for auto mechanics.)*

**Financial Implications:** See report

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

**Action:** Moved to Consent Calendar. Adopted Resolution No. 69,699–N.S. as revised in Supplemental Communications Packet #2 from Councilmember Harrison, and the recommendation revised to request that the City Manager return to the City Council with an analysis of the impact to the sales tax revenue to the City if a local ordinance is adopted prior to State requirements going into effect.

- 24. Support calling upon food companies within Berkeley to implement the requirements of Proposition 12 as soon as possible by only selling eggs and meat from cage-free facilities** *(Continued from December 15, 2020. Item contains revised material.)*

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

**Recommendation:** Adopt a Resolution calling upon supermarkets, restaurant companies, and other food corporations with locations in Berkeley, CA to implement the requirements of Proposition 12 as soon as possible by only selling eggs and meat from cage-free facilities.

**Financial Implications:** See report

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

**Action:** Moved to Consent Calendar. Adopted Resolution No. 69,700–N.S. as revised in Supplemental Communications Packet #2 from Councilmember Harrison and the recommendation revised to add that the Mayor’s Office will send copies of the resolution to all businesses that are subject to the provisions of the resolution.

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

- 25. Declare Racism as a Public Health Crisis, a Threat and Safety Issue in the City of Berkeley** *(Reviewed by the Health, Life Enrichment, Equity and Community Committee)*

**From: Councilmember Davila (Author), Councilmember Bartlett (Co-Sponsor)**

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**Recommendation:** Declare Racism as a Public Health Crisis, a Threat and Safety Issue in the City of Berkeley, and commit to eliminate all socioeconomic barriers to health equity. In addition:

1. Declare the resolution an emergency measure for the immediate preservation of public peace, property, health, or safety, especially during the COVID-19 pandemic and it shall take effect and be in force immediately upon its adoption.
2. Budget Referral to convene a series of town hall sessions for all community members, City workers, and small business owners to discuss the concerns of people of color and marginalized community members, and develop strategies and programs (especially Mental Health Programs for the unhoused stay housed) for greater inclusivity, understanding, empathy, compassion, and unity. The purpose of these meetings should be to strengthen anti-racist capacity building and commitments within the city. This can be done by discussing the current quantitative and qualitative reality of racial justice and injustice, racism and non-racism in all areas of city life toward developing measures to ensure the achievement racial equity in Berkeley. These town halls, strategies and programs could include: the definition and lived experience of racism in systemic and institutional forms the effects and trauma caused by them, and provide resources to combat implicit bias on all levels. Community partners to consider to facilitate such workshops include Beyond Diversity: Courageous Conversations About Race and Showing Up for Racial Justice (SURJ).
3. City Council will establish a working group to promote racial equity as well as the development of programs to address racial equity in this City.
4. Direct the City Manager or his/her designee to record COVID-19 data by race/ethnicity and to explore greater health disparities that have emerged as a result of this crisis.
5. Direct the City Manager or his/her designee to hold several fundraisers at town hall sessions for black-owned small businesses, research of state and federal RFPs for the purpose of grants acquisitions for program development in the City of Berkeley that have been affected by Covid-19 and/or recent protests.
6. Direct the City Manager or his/her designee to prepare a Health in All Policies Ordinance (see attached City of Richmond Ordinance) for Council review and adoption, critically evaluating the public health impact of all legislative and budgetary proposals, especially upon people of color and marginalized community members.
7. Direct the City Manager or his/her designee to adopt a mandatory requirement of 16 hours of ongoing annual online and in-person training on implicit bias, cultural sensitivity, and cultural humility for City Employees, commissioners, and community members; and
8. Direct the City Manager or his/her designee in partnership with the Berkeley Public Health Division and the Mental Health Division to develop a Strategic Plan for Health Equity, with the inclusion of a diverse group of staff with expertise in this subject matter and begin immediate implementation of recommendations.
9. Direct the City Manager or his/her designee to have an antiracism dashboard that delineates and tracks progress towards specific antiracist goals. This would involve:
  - 1) tracking and measuring specific data that shows the extent to which racism has become a public health crisis; which would in turn enable 2) the City and the

## Action Calendar

Community to dramatically reduce instances of racism, if not totally eliminate some of them; and 3) demonstrate to constituents that the other recommendations have made, and must continue to make, a tangible difference. The dashboard shall include: analyzing hospital infant mortality by race; tracking food insecurity among Berkeley residents, and correlation to racial demographics; analyzing the effects of biological weathering and resultant mental health challenges on immune strength for black individuals, and studying mental health resource availability and outreach targeting at-risk black communities; analyzing the administration of medications and health therapies by race, in an attempt to understand Berkeley health providers position vis a vis the systemic under-prescription and under-treatment of Black patients pain; tracking violent incidents targeting queer Black residents, and studying the availability of mental health resources and culturally competent healthcare for queer Black patients; identifying the largest sources of corporate environmental or carcinogenic pollution in Berkeley, and the racial demographics of people with prolonged exposure to those regions (i.e. workers and residents within range of toxic substances); identifying the locations of city waste storage/processing and the racial demographics of those most closely exposed; examining property taxes by neighborhood, and correlation to school resources and student racial demographics; examining the availability of stable and affordable Internet access, as necessary for all possible student activities offered and required by Berkeley public schools;

10. Collaborate with the Berkeley Unified School District and the Vision 2020 to see how this is correlated to household racial demographics; analyzing students' realistic access to extracurricular activities such as arts and athletics; race-based differential access means that some students have less access to educational opportunities that help with physical and mental health; identifying the levels of lead and other toxins in public school buildings, and correlation to resource allocation and racial demographics among schools.

11. Submit copies of this resolution to State Assemblymember Buffy Wicks, State Senator Nancy Skinner, Congresswoman Barbara Lee, Alameda County Supervisor Keith Carson, as well as various organizations such as the Berkeley NAACP, the African American Holistic Resource Center Steering Committee, and Healthy Black Families.

*(On November 23, 2020, the Health, Life Enrichment, Equity & Community Committee made a qualified positive recommendation for the City Council to take the following action:*

*1. Make the following statement:*

*Declare Racism as a public health crisis and a threat and safety issue for the City of Berkeley, and commit the City of Berkeley to eliminating all racial and socioeconomic barriers to health equity.*

*2. Recommend that City Councilmembers consider working together or independently to convene a public session or sessions in their districts on racism as a public health crisis and threat and safety issue, to further public knowledge and input on these important matters and help create a movement to address racial disparities in Berkeley.*

*3. Refer to the Mayor and City Manager to discuss how to incorporate programs and policies to address racial equity in the work of the City of Berkeley.*

## Action Calendar

4. Refer to the City Manager and Office of Economic Development to consider how the City of Berkeley can support women and minority owned businesses through the COVID crisis and recovery period.
5. Refer to the City Manager to adapt the Richmond Health in All Policies Ordinance and return to Council a version for the City Council to consider adopting, or any other recommendation related to the proposed Ordinance.
6. Refer to the City Manager to consider requiring and providing antiracism, implicit bias, cultural sensitivity and cultural humility training for all City of Berkeley employees, and the City Council, and to consider ways to make such training accessible to the public via online or other training opportunities.
7. Refer to the City Manager to include an Anti-Racism dashboard on the City of Berkeley's new website, to consolidate information about racial disparities across all City of Berkeley services and initiatives.
8. Recommit to continuing the City of Berkeley's work with Berkeley Unified School District through the 2020 Vision process, and recommend adding a focus on extracurricular activities and access to enrichment and support outside of the classroom.)

**Financial Implications:** \$50,000

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

**Action:** Moved to Consent Calendar. Approved the recommendation of the Health, Life Enrichment, Equity & Community Committee, and added to the recommendation to strike from the report all references to the definitions of racism. The supplemental material in Supplemental Communications Packet #2 from Councilmember Taplin was withdrawn by the Councilmember.

### 26. **Guaranteeing COVID-19 Hazard Pay for Grocery Store Workers**

**From: Councilmember Taplin (Author), Councilmember Bartlett (Co-Sponsor), Mayor Arreguin (Co-Sponsor)**

**Recommendation:** Refer the City Manager and City Attorney to draft an emergency ordinance to guarantee hazard pay of an additional five dollars an hour for grocery store workers, effective upon adoption and until the City returns to the Yellow-Tier 4 rate of positivity for COVID-19.

**Financial Implications:** None

Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120

**Action:** Moved to Consent Calendar. Approved the recommendation as revised in Supplemental Communications Packet #2 from Councilmember Taplin and that the City Manager should take into consideration similar hazard pay programs in Long Beach and Los Angeles as part of this referral.



## Action Calendar

27. **Extending Time for Temporary Parklets and Sidewalk Seating Post-COVID-19**  
**From: Councilmember Hahn (Author), Councilmember Harrison (Co-Sponsor), Councilmember Bartlett (Co-Sponsor)**  
**Recommendation:** Adopt an ordinance revising BMC Chapter 16.18 Right-of-Way Encroachments and Encroachment Permits and BMC Section 14.48.150 Sidewalk Seating, Benches, and Planters to extend the period of time that Parklets and Sidewalk Seating established under the COVID-19 declared City emergency can remain in place to 365 days after the termination of the declared City emergency rather than the current 90 days.  
**Financial Implications:** See report  
Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150  
**Action:** Moved to Consent Calendar. Adopted first reading of Ordinance No. 7,750–N.S. as revised in Supplemental Communications Packet #2 from Councilmember Hahn. Second reading scheduled for February 9, 2021.

## Information Reports

28. **Condominium Conversion Program – Annual Report**  
**From: City Manager**  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Received and filed.
29. **Referral Response: Housing and Homeless Uses for City-Owned, Former Redevelopment Agency Property at 1631 Fifth Street**  
**From: City Manager**  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Received and filed.

**Public Comment – Items Not Listed on the Agenda – None.**

## Adjournment

**Action:** M/S/C (Hahn/Wengraf) to adjourn the meeting.  
**Vote:** All Ayes.

Adjourned at 9:00 p.m.

I hereby certify that the foregoing is a true and correct record of the regular session meeting held on January 19, 2021.

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Rose Thomsen  
Deputy City Clerk

## Communications

### Item #18: Revisions to Enabling Legislation for Reimagining Public Safety Task Force

1. Steve Martinot

#### North Berkeley BART

2. 69 form letters (I am a resident)
3. Andrea Altschuler
4. Mary Lai
5. Janice Schroeder
6. Patricia Maud Engel
7. Vicki Sommer
8. Joel Resnikoff
9. Toni Casal
10. Miranda Ewell
11. Jeannette MacMillan
12. Jodi Ravel
13. Kathleen Jo
14. Claudia Valas
15. Jack Kurzweil
16. Libby Lee-Egan
17. Eileen Hughes
18. Reynaldo Santa Cruz
19. Whitney Moss
20. Lee Bishop
21. Julieta Pisani McCarthy
22. Cece Littlepage (2)
23. Linda Gallaher-Brown
24. Caroline & Stephen Shiboski
25. Sheila Himmel
26. Alan Finkelstein
27. Peggy Scott
28. Meryl Siegal
29. Laura Garcia Moreno
30. Joel Resnikoff
31. Eleni Sotos
32. Marianne Schulman
33. Kenneth Gross
34. Andrea Altschuler
35. Becca Schonberg
36. Leslie Valas
37. Michael Katz
38. Jacqueline Wilson and Family
39. Aime Baldwin (2)

40. Barbara Fisher
41. Claudia Valas
42. Teresa Clarke
43. Sue Martin
44. Mary Behm-Steinberg
45. Mariko Nobori
46. Cathryn Hrudicka
47. Judy Peck
48. Irene Rice
49. Deborah Gouailhardou
50. Larry Orman
51. Leah Levy
52. Daniel Borgstrom
53. Danny and Adrienne Snyder
54. Rebecca Burke and Jay Koslofsky
55. Raymond Barglow
56. Eileen Hughes
57. Virginia Browning
58. Todd Jailer
59. Gary Dahl
60. David Brandon

**Pickleball**

61. Jeanne Schuman
62. Brian MacDougall
63. Laurie Mac Dougall
64. Susanne Mitchell

**African-American Holistic Resource Center**

65. Sivan Orr
66. Eric Friedman
67. Barbara Ann White

**Keep Playgrounds Open**

68. Tia Pelz
69. Pat Reilly
70. Megha Charalambides
71. Sarah Burt
72. Hillary Kilimnik
73. Katya Stoakes
74. Rainbow Rubin
75. Elif Lostuvali
76. Dan Bristol
77. Elena Montoya

**Vision 2025**

78. Nilang

79. Jill Eckart

**Covid-19 Related**

- 80. Jennifer Pearson
- 81. Nathan Francis
- 82. Tyler Walsh
- 83. Nova Blazej
- 84. Michai Freeman
- 85. Moni Law (2)
- 86. M. Mendonca
- 87. Elena Montoya
- 88. Clark Socie
- 89. Linda Cranmer
- 90. Vivian Warkentin
- 91. David Lerman (3)
- 92. Lisa Hernandez, City of Berkeley Health Officer

**5G & Wired**

- 93. Greg Jan
- 94. Lloyd Morgan
- 95. Protect Berkeley
- 96. Max Ventura

**Solar Speed Limit Sign**

- 97. Victoria Hritonenko
- 98. Maya Trilling
- 99. Joe Lurie
- 100. Bruce Perens
- 101. Donna Rosenthal
- 102. Fred Bamber
- 103. Lola Vollen

**Homelessness**

- 104. Russbumper (4)
- 105. Willow Katz
- 106. Teal Major

**Needle Disposal**

- 107. Zoe Keeler
- 108. Ziad Shafi

**Bayer Corporation**

- 109. Max Ventura
- 110. Councilmember Harrison

**Cannabis**

- 111. JJ

112. Getting It Right From the Start

**PG&E**

113. Michael Nystrom

**Golden Gate Field Horses**

114. Scott Chaney, on behalf of the California Horse Racing Board

115. Heather

**ADU's**

116. Gradiva Couzin, Chair, Disaster and Fire Safety Commission

**Ceremonial Matters – Cheryl Davila**

117. Andrea Mullarkey

118. Cheryl Davila

119. Elisa Mikiten

**Downtown Streets Team's Safety Protocol**

120. Carol Denney

121. Julia Lang

**Environmental Concerns**

122. Russbumper

123. Vivian Warkentin

124. Thomas Lord

125. Meryl Siegal

**Rent Control**

126. Krista Glickman

**Posting Policy Commission Minutes**

127. Kelly Hammargren

**Berkeley's City Budget**

128. David Lerman

**Neighborhood Rat Infestation**

129. Sheila Goldmacher

**Slavery**

130. Russbumper

**Adeline Corridor**

131. Lynn Cooper

**Residential Parking Permits**

132. Jeff Stein

**Happy New Year and Thanks**

133. Bob Flasher

**URL's Only**

134. Barbara Gilbert

135. Russbumper (5)

136. Vivian Warkentin (11)

**Supplemental Communications and Reports 1**

**Item #16: Amendments to the Berkeley Lobbyist Registration Act**

137. Revised material, submitted by Councilmember Harrison

**Item #20: Relief for Child Care Providers**

138. Kym Johnson

**Item #23: Introduce an Ordinance terminating the sale of gasoline, diesel and natural gas passenger vehicles throughout the City of Berkeley by 2025**

139. Supplemental material, submitted by Councilmember Harrison

**Item #24: Support calling upon food companies within Berkeley to Implement the Requirements of Proposition 12 as soon as possible by only selling eggs and meat from cage-free facilities**

140. Amber Canavan, on behalf of PETA

**Supplemental Communications and Reports 2**

**Item #16: Amendments to the Berkeley Lobbyist Registration Act**

141. Revised material, submitted by Councilmember Harrison

**Item #17: Renaming of Four City Paths for Founders of the Berkeley Path Wanderers Association**

142. Alina Constantinescu, BPWA President

143. Karen Ebadi

144. Janet Byron

145. Susan Schwartz

**Item #19: Urging the National Parks Service to Establish a National Parks Unit in the San Francisco Bay Area to Honor the Black Panther Party for Self-Defense**

146. Supplemental material, submitted by Councilmember Taplin

147. Ron Sundergill, on behalf of the National Parks Conservation Association

148. Kieron Slaughter

**Item #20: Relief for Child Care Providers**

149. Prima Offril, on behalf of the Cedar Creek Montessori School

150. Ashok Kumar

151. Patty Camacho

152. Kristin Spanos, on behalf of First 5 Alameda County

**Item #23: Introduce an Ordinance terminating the sale of gasoline, diesel and natural gas passenger vehicles throughout the City of Berkeley by 2025**

153. Supplemental material, submitted by Councilmember Harrison

**Item #24: Support calling upon food companies within Berkeley to Implement the Requirements of Proposition 12 as soon as possible by only selling eggs and meat from cage-free facilities**

154. Supplemental material, submitted by Councilmember Harrison

**Item #25: Declare Racism as a Public Health Crisis, a Threat and Safety Issue in the City of Berkeley**

155. Supplemental material, submitted by Councilmember Taplin

**Item #26: Guaranteeing COVID-19 Hazard Pay for Grocery Store Workers**

156. Supplemental material, submitted by Councilmember Taplin

157. Connor Jackson

158. Julianne Pelaez

159. Jordan Burns

160. Abigail Lawlor

161. Sophia Stremel

162. Tallulah

163. Raquel Moral

164. Six similarly worded letters

**Item #27: Extending Time for Temporary Parklets and Sidewalk Seating Post-COVID-19**

165. Supplemental material, submitted by Councilmember Hahn

**Supplemental Communications and Reports 3**

**Item #17: Renaming of Four City Paths for Founders of the Berkeley Path Wanderers Association**

166. Austene Hall

**Item #18: Revisions to Enabling Legislation for Reimagining Public Safety Task Force**

167. Igor Tregub, Chair of Peace and Justice Commission

**Item #19: Urging the National Parks Service to Establish a National Parks Unit in the San Francisco Bay Area to Honor the Black Panther Party for Self-Defense**

168. Alex Knox, on behalf of the Telegraph Business Improvement District

169. Fredrika Newton

170. Jennifer Lynn-Whaley

171. Terance Barkus

172. Mike Uberti

173. Olivia Anglade

174. Nathalio Gray

## Action Calendar

**Item #23: Introduce an Ordinance terminating the sale of gasoline, diesel and natural gas passenger vehicles throughout the City of Berkeley by 2025**

175. Igor Tregub, on behalf of the Sierra Club, SF Chapter

176. Kathy Dervin

177. Betsy Biegelo-Teller

137. Eric Strid

**178. Item #25: Declare Racism as a Public Health Crisis, a Threat and Safety Issue in the City of Berkeley**

179. Diana Bohn

180. Elliot Halpern

**Item #26: Guaranteeing COVID-19 Hazard Pay for Grocery Store Workers**

181. Timothy James, on behalf of the California Grocers Association



**MINUTES  
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**

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*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.*

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## 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.

I hereby certify that the foregoing is a true and correct record of the special session meeting held on January 21, 2021.

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April Richardson  
Assistant City Clerk

## 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

**MINUTES  
BERKELEY CITY COUNCIL  
SPECIAL MEETING**

**MONDAY, JANUARY 25, 2021**

**4:30 P.M.**

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

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

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## Preliminary Matters

**Roll Call:** 4:32 p.m.

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

**Absent:** Kesarwani

Councilmember Kesarwani present at 4:37 p.m.

**Public Comment - Limited to items on this agenda only – 24 speakers**

## CLOSED SESSION:

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

**1. PUBLIC EMPLOYEE APPOINTMENTS PURSUANT TO GOVERNMENT CODE SECTION 54957(b):**

a. **Title of position to be filled:** City Attorney

**Action:** No reportable action taken.

**2. CONFERENCE WITH LABOR NEGOTIATORS; GOVERNMENT CODE SECTION 54957.6**

Negotiators: Dee Williams-Ridley, City Manager, Paul Buddenhagen, Deputy City Manager, David White, Deputy City Manager, LaTanya Bellow, Human Resources Director, Dania Torres-Wong, Chief Labor Negotiator, Burke Dunphy.

Employee Organizations: International Brotherhood of Electrical Workers (IBEW), Local 1245, SEIU 1021 Community Services and Part-time Recreation Activity Leaders, Public Employees Union Local 1.

**Action:** No reportable action.

## OPEN SESSION:

No reportable action taken.

## Adjournment

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

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

Councilmember Wengraf absent at 7:04 p.m.

Councilmember Harrison absent at 7:21 p.m.

Adjourned at 7:22 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting on January 25, 2021.

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Mark Numainville  
City Clerk

**MINUTES  
BERKELEY CITY COUNCIL  
SPECIAL MEETING**

**TUESDAY, JANUARY 26, 2021**

**3:00 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**

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## Preliminary Matters

**Roll Call:** 3:03 p.m.

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

**Absent:** Kesarwani, Taplin, Bartlett

Councilmember Kesarwani present at 3:08 p.m.

Councilmember Taplin present at 3:08 p.m.

Councilmember Bartlett present at 3:17 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. *Stahschmidt v. Berkeley (Alameda Superior Court Case No. RG 20069713)*  
(AUP #ZP2018-0058)

**Action:** No reportable action taken.

## OPEN SESSION:

No reportable action taken.

## Adjournment

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

**Vote:** All Ayes.

Adjourned at 3:33 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on January 26, 2021.

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Mark Numainville  
City Clerk

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

**Tuesday, January 26, 2021**

**4:00 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

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## Action Calendar

### Preliminary Matters

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

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

**Absent:** Bartlett

Councilmember Bartlett present at 4:11 p.m.

**Action:** M/S/C (Arreguin/Taplin) to adopt a temporary rule for the special meeting to limit public comment to one minute per speaker with no yielding of time.

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

## Action Calendar – Public Hearings

- Referral Response: Zoning Ordinance Amendments that Reform Residential Off-Street Parking; Amending Berkeley Municipal Code Title 14 and Title 23**  
*(Continued from December 15, 2020. Item contains revised and supplemental material.)*

**From: City Manager**

**Recommendation:** Conduct a public hearing and upon conclusion select among proposed ordinance language options and take the following action:

Adopt first reading of an Ordinance amending Berkeley Municipal Code (BMC) Title 14 and Title 23 which would:

1. Modify Minimum Residential Off-street Parking Requirements
2. Impose Residential Parking Maximums in Transit-rich Areas
3. Amend the Residential Preferential Parking (RPP) Permit Program
4. Institute Transportation Demand Management (TDM) Requirements

**Financial Implications:** See report

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

**Public Testimony:** The Mayor opened the public hearing. 51 speakers. M/S/C (Arreguin/Robinson) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Droste/Harrison) to:

- 1) Adopt first reading of Ordinance No. 7,751-N.S. to include the Planning Commission's minimum parking recommendations, the Planning Commission's maximum parking recommendations, the RPP modifications option to not extend eligibility for permits to residents of any newly constructed residential buildings, the TDM recommendation with an amendment in Section 23C.18.020 that removes the Southside Plan Area exemption from the TDM program and does not require transit passes for projects in the Southside Plan Area;
  - 2) Refer to the City Manager and appropriate commissions updates to the TDM program to reflect evolving mobility and disability needs, including electric mobility options;
  - 3) Refer to the City Manager the review and redesign of the RPP program.
- Second reading scheduled for February 9, 2021.

**Vote:** All Ayes.

## Adjournment

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

**Vote:** All Ayes.

Adjourned at 7:30 p.m.

I hereby certify that the foregoing is a true and correct record of the special session meeting held on January 26, 2021.

---

Mark Numainville  
City Clerk

## Communications

- None

## Supplemental Communications and Reports 1

- None

## Supplemental Communications and Reports 2

### Item #1: Referral Response: Zoning Ordinance Amendments that Reform Residential Off-Street Parking; Amending Berkeley Municipal Code Title 14 and Title 23

1. Alexandra Hallowell
2. Robert Gonzalez
3. Gradiva Couzin
4. Walter Wood
5. George Porter, commissioner for the Commission on Aging
6. Dale Rose
7. Scott Shenker and Mary Ruth Quinn
8. Jane Seto
9. Liza Lutzker, on behalf of Walk Bike Berkeley
10. Shawn Drost
11. John Parman
12. Gary Miguel
13. Watson Ladd
14. Adam Rogers
15. Lisa and Tom Goodman
16. Barry Fike
17. Charles Siegel
18. Aaron Foxworthy
19. Ariella Granett
20. Jan Knecht
21. Zach Franklin
22. Libby and Chris Lee-Egan
23. Alfred Twu
24. Karen Parolek
25. Drew Finke
26. Stephen Dalton
27. Ethel Murphy
28. Deborah Binder



- 29. Michael Ho
- 30. Marjorie Alvord
- 31. 6 similarly worded letters (Please support)
- 32. 9 similarly worded letters (As a Berkeley resident)
- 33. 10 similarly worded letters (I am writing)
- 34. 6 similarly worded letters (My name is)

### **Supplemental Communications and Reports 3**

#### **Item #1: Referral Response: Zoning Ordinance Amendments that Reform Residential Off-Street Parking; Amending Berkeley Municipal Code Title 14 and Title 23**

- 35. Revised material, submitted by Councilmember Hahn
- 36. Presentation, submitted by Planning
- 37. Milo Trauss
- 38. Annie Preston
- 39. Ben Gould
- 40. Noah Budnick
- 41. Jack Colicchio
- 42. Rachel Gold
- 43. Ariel Zucker
- 44. Charles Kahn
- 45. Franklin Lei
- 46. David Coolidge
- 47. Aaron Bialick
- 48. Peggy Scott
- 49. Allegra Guarino
- 50. Virginia Browning
- 51. Naomi Levinthal
- 52. Martha Richards
- 53. Daniel Borgstrom
- 54. Kathleen Hanley
- 55. Dale Friedman
- 56. Steve Sperber
- 57. K. Schwartz
- 58. David Brandon
- 59. Samuel Taplin
- 60. Steve Gilmartin
- 61. Walter Wood
- 62. Jeff Stein
- 63. Dawn Finch
- 64. Zachary Lamb
- 65. Lily Good
- 66. Carolyn Weil
- 67. Anne Torney
- 68. Josh Gutwill
- 69. Stefania Pombo
- 70. Mimi Nielsen
- 71. Desmid Lyon
- 72. Jason Warriner
- 73. Liza Lutzker

74. Laura Magnani
75. Laurie Schley
76. Charles Almy
77. Judy Stamps
78. Paul Jolly
79. Laurence LePaule
80. DDM
81. Marcia Schwartz
82. David Brown
83. Shari Kimball
84. Carol Hirth
85. Meryl Siegal
86. Cece Littlepage
87. Kenneth Gross
88. Elena McSwiggen
89. Marla and Rich Faszholz
90. Tom Reilly
91. Julieta Pisani McCarthy
92. Phyllis Oyama
93. Jodi Ravel
94. Tom Yamaguchi
95. Doris Iaroli
96. Frances Feldon
97. Andrea Altschuler
98. Janice Schroeder
99. Barney Greinke
100. Preet Dhillon
101. Justin Unverricht
102. Larry Orman
103. Richard Rosenblum
104. Igor Tregub, Chair, Sierra Club Northern Alameda Group
105. Jess Bloomer
106. Carol Crooks
107. Era Goel
108. Leah Levy (2)
109. Arlene Makita-Acuna
110. Leslie Valas
111. Fran Smith
112. Mary Behm-Steinberg
113. Brock and Elaine Smith
114. Mary Rose
115. Nick Morgan
116. Andrew Livsey
117. Nina Torcoletti
118. Cathryn Hrudicka and Richard Links
119. Todd Stuart
120. Deborah Binder
121. George Porter
122. Tom Lent

123. Eileen Hughes
124. Goodman Landscape Design
125. Vince Sugrue
126. Claudia Valas
127. Lewiss17@
128. Albert Farre
129. Moni Law
130. Teah Cory

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, January 26, 2021**  
**6:00 PM**

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  
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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.*

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*To join by phone: Dial 1-669-900-9128 or 1-877-853-5257 (Toll Free) and enter Meeting ID: 873 5484 9181. If you wish to comment during the public comment portion of the agenda, Press \*9 and wait to be recognized by the Chair.*

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*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:** 7:48 p.m.

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

**Absent:** Bartlett

Councilmember Bartlett present at 7:51 p.m.

### Ceremonial Matters:

1. Recognition of Mary Webb, Local Artist and Activist

### City Auditor Comments:

The City Auditor noted Items 13 and 14 from the Public Works Department regarding the Pedestrian Plan and Paving Plan and the need to include equity in the City's paving policy.

### City Manager Comments:

Acting City Manager Paul Buddenhagen provided an update on the City's vaccination efforts.

**Public Comment on Non-Agenda Matters:** 9 speakers.

## Consent Calendar

**Public Comment on Consent Calendar and Information Items Only:** 12 speakers.

**Action:** M/S/C (Arreguin/Harrison) to accept supplemental material from the City Manager for Item 14.

**Vote:** All Ayes

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

**Vote:** All Ayes.

## Consent Calendar

### 1. **Contract No. 32000129 Amendment: Resource Development Associates for Planning and Project Coordination Services**

**From:** City Manager

**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute an amendment to Contract No. 32000129 with Resource Development Associates through January 31, 2022, adding \$49,000 for a total not to exceed amount of \$97,850, to fund Mental Health Services Act (MHSA) Innovations (INN) Planning and "Help@Hand" Technology Suite Project Coordination services.

**Financial Implications:** See report

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

**Action:** Adopted Resolution No. 69,703–N.S.

## Consent Calendar

- 2. Contract No. 32000106 Amendment: Easy Does It for Provision of Wheelchair Van Service for Seniors & Disabled**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute an amendment to Contract No. 32000106 with Easy Does It with a new NTE (not to exceed) total amount of \$150,000 for the period April 1, 2021 through June 30, 2023 for the provision of accessible wheelchair van services to clients of the Aging Services Division's Berkeley Rides for Seniors & the Disabled program.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 69,704–N.S.
- 3. Resolution Accepting the Surveillance Technology Report for Automatic License Plate Readers, GPS Trackers, Body Worn Cameras, and the Street Level Imagery Project Pursuant to Chapter 2.99 of the Berkeley Municipal Code**  
*(Continued from November 10, 2020)*  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting the Surveillance Technology Report for Automatic License Plate Readers, GPS Trackers, Body Worn Cameras, and the Street Level Imagery Project Pursuant to Chapter 2.99 of the Berkeley Municipal Code  
**Financial Implications:** None  
Contact: Andrew Greenwood, Police, (510) 981-5900, Savita Chaudhary, Director of Information Technology (510) 981-6541, Dave White, City Manager's Office, (510) 981-7000  
**Action:** Adopted Resolution No. 69,705–N.S.
- 4. Contract: Sposeto Engineering Inc. for Central Berkeley Transportation & Infrastructure Improvements Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Approving plans and specifications for the Central Berkeley Transportation & Infrastructure Improvements Project, ("Project"), Specification Nos. 21-11411-C, 21-11416-C, and 21-11417-C; 2. Accepting the bid of Sposeto Engineering Inc., the lowest responsive and responsible bidder; and 3. Authorizing the City Manager to execute a contract with Sposeto Engineering Inc. and any amendments, extensions, and/or change orders until completion of the Project in accordance with the approved plans and specifications, in an amount not to exceed \$3,477,475, which includes a contingency of fourteen percent for unforeseen circumstances.  
**Financial Implications:** See report  
Contact: Liam Garland, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,706–N.S.

## Consent Calendar

- 5. Contract: Cratus, Inc. for Sanitary Sewer Rehabilitation at Various Locations**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving plans and specifications for the Sanitary Sewer Project, located on Cedar Street, Virginia Gardens, Sacramento Street, Lincoln Street, Spaulding Avenue Backline, Roosevelt Avenue Backline, Martin Luther King Jr. Way and Backline, Walker Street Backline, Telegraph Avenue Backline, Atherton Street, Fulton Street, Bancroft Way, Shattuck Avenue, and Kittredge Street; accepting the bid of the lowest responsive and responsible bidder, Cratus, Inc.; and 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, in an amount not to exceed \$2,074,469, which includes a 10% contingency of \$188,588.  
**Financial Implications:** See report  
Contact: Liam Garland, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,707–N.S.
- 6. Contract: Toole Design Group for Planning, Design, and Engineering of the Southside Complete Streets Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with Toole Design Group for Planning, Design, and Engineering of the Southside Complete Streets Project, for a not-to-exceed amount of \$979,349 for the period February 1, 2021 through March 31, 2024.  
**Financial Implications:** See report  
Contact: Liam Garland, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,708–N.S. as revised in Supplemental Communications Packet #2 to revise the not-to-exceed amount to \$1,281,611.
- 7. Approval of Berkeley Strategic Transportation Plan Second Addendum**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Approving the Berkeley Strategic Transportation Plan Second Addendum. 2. Authorizing the City Manager to submit unfunded Five-Year Priority Projects from the Berkeley Strategic Transportation Plan Second Addendum to the Alameda County Transportation Commission for inclusion and funding in the County’s Fiscal Year (FY) 2022 – FY 2026 Comprehensive Investment Plan. 3. Authorizing the City Manager to execute agreements as needed for accepting the awarded grant funds.  
**Financial Implications:** See report  
Contact: Liam Garland, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 69,709–N.S.

## Consent Calendar

- 8a. A People's First Sanctuary Encampment** *(Reviewed by the Health, Life Enrichment, Equity & Community Committee)*  
**From: Homeless Commission**  
**Recommendation:** The City Council to adopt the People's First Sanctuary Encampment Model incorporating all text in this report, urging best practices for Sanctuary Homeless Encampments with an oversight agency to be named by members of the encampment community and refer to the City Manager to fund liability insurance for the agency chosen by the encampment community.  
*(On December 14, 2020, the Health, Life Enrichment, Equity & Community Committee moved the Companion Report with a qualified positive recommendation to the City Council to take the following action: 1. Direct the City Manager to incorporate parts of the Commission's recommendations, including: providing clean water, sanitation, accessible toilets and trash removal services; and requiring that homeless services providers obtain input from clients when developing rules and ensure that the privacy and security of clients is respected and maintained at all times; 2. In addition, the City Manager shall receive the Homeless Commission's recommendations and retain them for future guidance when developing homeless services programs and models; and 3. That the City Council reaffirms its commitment to dignified and client-centered homeless services.)*  
**Financial Implications:** See report  
Contact: Brittany Carnegie, Commission Secretary, (510) 981-5400  
**Action:** See action for Item 8b.



## Consent Calendar

**8b. Companion Report: A People's First Sanctuary Encampment** *(Reviewed by the Health, Life Enrichment, Equity & Community Committee)*

**From: City Manager**

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

*(On December 14, 2020, the Health, Life Enrichment, Equity & Community Committee moved the Companion Report with a qualified positive recommendation to the City Council to take the following action: 1. Direct the City Manager to incorporate parts of the Commission's recommendations, including: providing clean water, sanitation, accessible toilets and trash removal services; and requiring that homeless services providers obtain input from clients when developing rules and ensure that the privacy and security of clients is respected and maintained at all times; 2. In addition, the City Manager shall receive the Homeless Commission's recommendations and retain them for future guidance when developing homeless services programs and models; and 3. That the City Council reaffirms its commitment to dignified and client-centered homeless services.)*

**Financial Implications:** Staff time

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

**Action:** Approved the recommendation of the Health, Life Enrichment, Equity & Community Committee.

## Council Consent Items

**9. Confirming Community Appointments to Reimagining Public Safety Task Force**

**From: Mayor Arreguin (Author)**

**Recommendation:** Adopt a Resolution: 1. Confirming the appointment of by the Associated Students of the University of California (ASUC) External Affairs Vice President to the Reimagining Public Safety Task Force. 2. Confirming the appointment of by the Steering Committee of the Berkeley Community Safety Coalition (BCSC) to the Reimagining Public Safety Task Force

**Financial Implications:** No direct fiscal impacts

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

**Action:** Adopted Resolution No. 69,710–N.S. as revised in Supplemental Communications Packet #2 from Mayor Arreguin to confirm the appointments of Alecia Harger (ASUC) and Todd Walker (BCSC).

## Council Consent Items

10. **Budget Referral to Reinstate Partial Funding for the Gun Buyback Program Previously Authorized by City Council** *(Continued from November 10, 2020)*  
**From: Councilmember Kesarwani (Author), Mayor Arreguin (Co-Sponsor), Councilmember Davila (Co-Sponsor)**  
**Recommendation:** Refer to the FY 2020-21 November Amendment to the Annual Appropriations Ordinance (AAO #1) \$40,000 to reinstate partial funding for the Gun Buyback Program—originally proposed by Councilmember Cheryl Davila and authorized by the City Council on Nov. 27, 2018.  
**Financial Implications:** \$40,000  
Contact: Rashi Kesarwani, Councilmember, District 1 (510) 981-7110  
**Action:** Approved recommendation revised to be a referral to the FY 2022 budget process.
11. **Short Term Referral to City Manager, Disaster and Fire Safety Commission and Planning Commission to Amend Local Accessory Dwelling Unit (ADU) Zoning Ordinance and Berkeley's Fire Code**  
**From: Councilmember Wengraf (Author), Councilmember Hahn (Co-Sponsor)**  
**Recommendation:** Refer to the City Manager, the Disaster and Fire Safety Commission and the Planning Commission to evaluate and recommend to Council within 90 days, a set of ordinance amendments and implementation programs to address emergency access and egress, parking and objective development standards to address the constraints presented by high fire hazard conditions and narrow and curving roadways in Fire Zones 2 and 3. (Attachment 1 to the report). Recommendations to Additional Objective Development Standards in Zones 2 and 3:  
-Zone 2 and 3 - limit the base maximum size of newly constructed, detached ADUs to 850 sq. feet. -Zone 2 and 3 – require compliance with front yard, side yard and open space and coverage requirements of the applicable zoning district.  
Recommendations to amend the Fire Code: -Prohibit parking on streets where egress and ingress will be adversely impacted by additional vehicles and increased population. -Require sprinklers in new construction, consistent with local Fire Code. - Explore their authority under California Health and Safety Code Sec. 13869.7 to mitigate the adverse impacts of ADU creation in requiring safe and adequate ingress and egress routes and sufficient off-street parking.  
**Financial Implications:** Staff time  
Contact: Susan Wengraf, Councilmember, District 6 (510) 981-7160  
**Action:** Approved recommendation revised to add the underlined phrase, “...and objective development standards for ADUs in all districts with expedited consideration to address the constraints presented by high fire hazard conditions and narrow and curving roadways in Fire Zones 2 and 3.”

## Action Calendar – Public Hearings

- 12a. **\*\*\*Item Removed by City Manager\*\*\* Public Hearing: ZAB Appeal: 1850 Arch Street, Use Permit #ZP2019-0212**  
**From: City Manager**  
Contact: Jordan Klein, Planning and Development, (510) 981-7400
- 12b. **\*\*\*Item Removed by City Manager\*\*\* Public Hearing: ZAB Appeal: 1862 Arch Street, Use Permits #ZP2019-0213**  
**From: City Manager**  
Contact: Jordan Klein, Planning and Development, (510) 981-7400
- 12c. **\*\*\*Item Removed by City Manager\*\*\* ZAB Appeals: 1850 and 1862 Arch Street, Use Permits #ZP2019-0212 and ZP2019-0213**  
**From: City Manager**  
Contact: Jordan Klein, Planning and Development, (510) 981-7400

## Action Calendar

13. **Berkeley 2020 Pedestrian Plan**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving the Berkeley 2020 Pedestrian Plan, and directing the City Manager to pursue implementation of the Plan as funding and staffing permit.  
**Financial Implications:** See report  
Contact: Liam Garland, Public Works, (510) 981-6300  
**Action:** Moved to Consent Calendar. Adopted Resolution No. 69,711–N.S.
14. **Public Works Commission Recommendation for the Five-Year Paving Plan**  
**From: Public Works Commission**  
**Recommendation:** Adopt a Resolution that recommends approval of the first three years of the Five-Year Paving Plan, for FY2021 to FY2025, as proposed by Staff, with special advisories regarding prioritization of permeable paving on select streets.  
**Financial Implications:** See report.  
Contact: Joe Enke, Commission Secretary, (510) 981-6300
- Action:** Moved to Consent Calendar. Adopted Resolution No. 69,712–N.S. with the revisions noted below in the supplemental materials submitted by the City Manager.

*District 4: for FY 2021, replace Durant between Shattuck and Fulton with Channing between McKinley and MLK. There is no budget impact related to this change.*

*District 6: no changes for FY 2021. Due to EBMUD's rescheduling of its work, some of this district's paving segments were pushed further back in the 5-year plan. Staff and the Commission will return for the 5-year paving plan approval in January 2022 with identified street segments for FY 2022 and 2023; costs for these segments will be offset by reductions in this district's FY 2024 and 2025 paving.*

## Action Calendar – Public Hearings

### 15. Amend BMC Chapter 14.52 Authorizing goBerkeley Parking Program at All Parking Meters

**From: City Manager**

**Recommendation:** Conduct a public hearing, and upon conclusion adopt first reading of an Ordinance amending Berkeley Municipal Code (BMC) Chapter 14.52 to add all parking meter areas to the goBerkeley parking program, thereby authorizing the use of demand-responsive parking management citywide under the existing goBerkeley fee structure and program guidelines.

**Financial Implications:** See report

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

**Public Testimony:** The Mayor opened the public hearing. 1 speaker. M/S/C (Robinson/Droste) to close the public hearing.

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

Councilmember Harrison absent 9:31 p.m. – 9:57 p.m.

**Action:** M/S/C (Robinson/Droste) to adopt first reading of Ordinance No. 7,752-N.S. Second reading scheduled for February 9, 2021.

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

## Action Calendar

### 16. Support Community Refrigerators *(Continued from November 10, 2020)*

**From: Councilmember Davila (Author)**

**Recommendation:**

1. Adopt a Resolution to create an allocation of the homeless budget towards the purchasing of community refrigerators to be distributed in Council districts to provide access to food for those who have no refrigeration or may be food insecure.
2. Allocate \$8,000 of the budget for the purchasing of the refrigerators.

**Financial Implications:** See report.

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

**Action:** Moved to the Consent Calendar to take no action taken on the recommendation.

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

## Action Calendar

17. **Declare Juneteenth as a City Holiday for the City of Berkeley** *(Reviewed by the Budget & Finance Policy Committee)*

**From: Councilmember Davila (Author)**

**Recommendation:**

1. Adopt a resolution declaring Juneteenth as a City Holiday for the City of Berkeley
2. Send copies of this resolution to State Assemblywoman Buffy Wicks, State Senator Nancy Skinner, and United States Congresswoman Barbara Lee.  
*(This item expired on December 14, 2020, and is returning to Council with no action taken by the Budget and Finance Policy Committee.)*

**Financial Implications:** See report

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

**Action:** Moved to Consent Calendar with an amended recommendation to refer the item to the City Manager to consider the proposed new holiday in the context of other proposed new holidays in the budget process and labor MOU negotiations.

## Information Reports

18. **Report for Phase 3 Study to Underground Utility Wires in Berkeley**  
**From: Public Works Commission, Disaster and Fire Safety Commission, Transportation Commission**

Contact: Joe Enke, Commission Secretary, (510) 981-6300

**Action:** Received and filed. Requested staff to include the report in the Capital Improvements worksession in March.

**Public Comment – Items Not Listed on the Agenda** - 4 speakers.

## Adjournment

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

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

Councilmember Hahn absent 9:53 – 9:57 p.m.

Adjourned at 9:57 p.m.

I hereby certify that the foregoing is a true and correct record of the regular session meeting held on January 26, 2021.

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Mark Numainville  
City Clerk

## Communications

### Eviction Moratorium

1. Virginia Browning
2. Councilmember Hahn

### 25 Cent Disposable Cup Fee

3. Carla Woodworth
4. Michael Katz

### North Berkeley BART Development

5. Franklin Lei

### URL's Only

6. Russbumper (4)

## Supplemental Communications and Reports 1

### Item #14: Public Works Commission Recommendation for the Five-Year Paving Plan

7. Jennifer Willman
8. Justin Palmer
9. Donald Rothberg
10. Nancy Kates
11. Suzanne Alberga
12. Jeanie and Bob Minor

## Supplemental Communications and Reports 2

### Item #6: Contract: Toole Design Group for Planning, Design, and Engineering of the Southside Complete Streets Project

13. Revised material, submitted by Public Works

### Item #9: Confirming Community Appointments to Reimagining Public Safety Task Force

14. Revised material, submitted by the Mayor

### Item #14: Public Works Commission Recommendation for the Five-Year Paving Plan

15. Jeanne Schuman
16. Margot Dashiell
17. Martin Hammer
18. Gloria Elissha
19. Anne Jennings
20. Doug Abadie
21. Richard Neese
22. Karen Dabrusin
23. Linda and James Helman
24. Anne Pardee

### **Supplemental Communications and Reports 3**

**Item #3: Resolution Accepting the Surveillance Technology Report for Automatic License Plate Readers, GPS Trackers, Body Worn Cameras, and the Street Level Imagery Project Pursuant to Chapter 2.99 of the Berkeley Municipal Code**

25. Blair Beekman

**Item #9: Confirming Community Appointments to Reimagining Public Safety Task Force**

26. Katherine Lee, Police Review Commission Officer

**Item #13: Berkeley 2020 Pedestrian Plan**

27. Presentation, submitted by Planning (Transportation Division)

**Item #14: Public Works Commission Recommendation for the Five-Year Paving Plan**

28. Revised material, submitted by Public Works

29. Arlene Acuna

30. Rick Diamond

31. Robert Sanders

32. Dawn Finch

**Miscellaneous Communications**

33. Ms Omowale Fowles (2)

34. Thomas Lord

**MINUTES  
BERKELEY CITY COUNCIL  
SPECIAL MEETING**

**THURSDAY, JANUARY 28, 2021**

**4:00 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

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*To join by phone: Dial 1-669-900-9128 or 1-877-853-5257 (Toll Free); enter Meeting ID: 814 4291 5311. If you wish to comment during the public comment portion of the agenda, Press \*9 and wait to be recognized by the Chair.*

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## Preliminary Matters

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

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

**Absent:** Kesarwani, Taplin, Bartlett, Droste

Councilmember Taplin present at 4:03 p.m.

Councilmember Bartlett present at 4:05 p.m.

Councilmember Droste present at 4:07 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, Paul Buddenhagen, Deputy City Manager, David White, Deputy City Manager, LaTanya Bellow, Human Resources Director, Burke Dunphy, Labor Negotiator.

Employee Organizations: International Brotherhood of Electrical Workers (IBEW), Local 1245, Public Employees Union Local 1.

**Action:** No reportable action taken.

## OPEN SESSION:

No reportable action taken.

## Adjournment

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

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

Adjourned at 6:15 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on January 28, 2021.

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Mark Numainville  
City Clerk

**Communications**

- None

**Supplemental Communications 1**

- None

**Supplemental Communications 2**

**Item #1: Conference With Labor Negotiators; Government Code Section 54957.6**

1. Sarah Moore
2. Leisl Griffith
3. Barbara White
4. Katie Van Dyke
5. Walter Vandernald
6. Barry Jennings
7. Adrian Merry
8. Wendy Wellbrock
9. Joy Brown
10. Shelialanna Harris
11. Heidi Obermeit
12. Dechen Tsering
13. Reeve Battle
14. Ronald Torres
15. Beth Thomas
16. Billi Romain
17. Jesse Bright
18. Danette Perry

**Supplemental Communications 3**

- None