



Office of the City Manager

CONSENT CALENDAR  
February 27, 2024

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 16, 2024 (regular), January 17, 2024 (closed), January 22, 2024 (special) January 23, 2024 (closed and special) and January 30, 2024 (regular)

CONTACT PERSON

Mark Numainville, City Clerk, 981-6900

Attachments:

1. January 16, 2024 – Regular Council Meeting
2. January 17, 2024 – Special Closed Council Meeting
3. January 22, 2024 – Special Council Meeting
4. January 23, 2024 – Special Closed Council Meeting
5. January 23, 2024 – Special Council Meeting
6. January 30, 2024 – Regular Council Meeting

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, January 16, 2024**  
**6:00 PM**

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

TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – TERRY TAPLIN  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – VACANT  
DISTRICT 8 – MARK HUMBERT

*This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. If you are feeling sick, please do not attend the meeting in person.*

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

*Remote participation by the public is available through Zoom. To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL: <https://cityofberkeley-info.zoomgov.com/j/1619411775>. To request to speak, use the “raise hand” icon by rolling over the bottom of the screen. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter Meeting ID: **161 941 1775**. If you wish to comment during the public comment portion of the agenda, Press \*9 and wait to be recognized by the Chair. Please be mindful that the meeting will be recorded.*

*To submit a written communication for the City Council’s consideration and inclusion in the public record, email [council@berkeleyca.gov](mailto:council@berkeleyca.gov).*

*This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953 and applicable Executive Orders as issued by the Governor that are currently in effect. Any member of the public may attend this meeting. Questions regarding public participation may be addressed to the City Clerk Department (510) 981-6900. The City Council may take action related to any subject listed on the Agenda.*

*Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.*

## Preliminary Matters

**Roll Call:** 6:13 p.m.

**Present:** Kesarwani, Taplin, Bartlett, Harrison, Hahn, Wengraf, Humbert, Arreguin

**Absent:** None

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

**Ceremonial Matters:** None

**City Manager Comments:** None

**Public Comment by Employee Unions:** 2 speakers.

**Public Comment on Non-Agenda Matters:** 20 speakers.

## Consent Calendar

The Mayor requested that the members of the public in attendance adhere to the City Council Rules of Procedure regarding decorum and cease their disruption of the meeting by shouting, yelling, and using amplified sound.

Recess 7:34 p.m. – 7:42 p.m.

The Mayor issued a warning to the members of the public in attendance that they were disrupting the meeting and making the orderly conduct of business unfeasible by shouting, chanting, yelling, and using amplified sound. The disruption continued. The level of disruption and the large number of people participating in the disruption rendered the Council unable to restore order by the removal of disruptive individuals.

The Council continued the meeting without members of the public present, allowing for members of the media to observe, as provided for in Government Code Section 54957.9 (Brown Act). The meeting continued on the videoconference platform and members of the public were able to provide public comments remotely.

## Consent Calendar

Recess 7:44 p.m. – 7:58 p.m.

**Public Comment on Consent Calendar and Information Items Only:** 22 speakers.

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and allow for a 30-minute period for public comments on the Consent Calendar.

**Vote:** All Ayes.

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

**Vote:** All Ayes.

### 1. **Amendment: FY 2024 Annual Appropriations Ordinance**

**From:** City Manager

**Recommendation:** Adopt second reading of Ordinance No. 7,892–N.S. amending the FY 2024 Annual Appropriations Ordinance No. 7,879–N.S. for fiscal year 2024 based upon recommended re-appropriation of committed FY 2023 funding and other adjustments authorized since July 1, 2023, in the amount of \$270,355,759 (gross) and \$258,134,257 (net).

**First Reading Vote:** All Ayes.

**Financial Implications:** See report

Contact: Sharon Friedrichsen, Budget Manager, (510) 981-7000

**Action:** Adopted second reading of Ordinance No. 7,892–N.S.

### 2. **Minutes for Approval**

**From:** City Manager

**Recommendation:** Approve the minutes for the Council meetings of November 20, 2023 (special closed), December 5, 2023 (regular) and December 12 (special and regular).

**Financial Implications:** None

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

**Action:** Approved the minutes as submitted.

### 3. **California For All Animals Grant Award**

**From:** City Manager

**Recommendation:** Adopt a Resolution authorizing the City Manager to receive a \$60,000 California For All Animals grant award from the Koret Shelter Medicine Program at UC Davis and to enter into contract and all necessary amendments with the Regents of the University of California resulting from this funding.

**Financial Implications:** Grant - \$60,000

Contact: Peter Radu, City Manager's Office, (510) 981-7000

**Action:** Adopted Resolution No. 71,153–N.S.

## Consent Calendar

- 4. Contract No. R9710 Amendment: City of Piedmont for Animal Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend an existing contract number R9710 and any amendments with the City of Piedmont for Berkeley Animal Care Services (BACS) to provide animal sheltering and certain animal care services to the City of Piedmont. For these services the City of Piedmont will pay the City of Berkeley an amount not to exceed \$196,572 for services performed from FY2024 through FY2026. This adjustment will result in a revised maximum total contract amount of \$708,388.  
**Financial Implications:** See report  
Contact: Peter Radu, City Manager's Office, (510) 981-7000  
**Action:** Adopted Resolution No. 71,154–N.S.
- 5. Extension of Declaration of Homeless Shelter Crisis**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution extending Resolution No. 70,179 – N.S., extending the declaration of a Homeless Shelter Crisis until January 17, 2029.  
**Financial Implications:** See report  
Contact: Peter Radu, City Manager's Office, (510) 981-7000  
**Action:** Adopted Resolution No. 71,155–N.S.
- 6. Acceptance - \$30,000 Grant from the National Endowment for the Arts**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting a \$30,000 grant from the National Endowment for the Arts (NEA). The grant will be used to support a new Civic Arts grant program totaling \$60,000 to begin in Fiscal Year 2025 (FY25). The NEA grant will be used to underwrite a new program designed to support the following types of arts and cultural programming in the City of Berkeley: -Nonprofit (not-art specific) organizations located in the City of Berkeley wishing to produce arts/cultural programming in the City of Berkeley led by a partnering arts organization or teaching artist; or -Arts nonprofit organizations located in the Greater Bay Area (outside of Berkeley) wishing to produce arts/cultural programming taking place in the City of Berkeley.  
**Financial Implications:** See report  
Contact: Eleanor Hollander, Economic Development, (510) 981-7530  
**Action:** Adopted Resolution No. 71,156–N.S.

## Consent Calendar

- 7. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on January 16, 2024**  
**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 - \$3,434,341  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** Approved recommendation.
- 8. Contract: Healthy Black Families for Housing Preference Policy Outreach and Education**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with Healthy Black Families (HBF) to provide outreach and education activities related to the Housing Preference Policy (HPP) from January 17, 2024 to January 17, 2025, in an amount not to exceed \$70,400.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,157–N.S.
- 9. Contract No. 32300203 Amendment: Hansine Fisher & Associates for Targeted Case Management, Medi-Cal Administrative Activities, CalAIM Enhanced Care Management Consulting Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute an amendment to Contract No. 32300203 for \$73,060 and any additional amendments or extensions, with Hansine Fisher & Associates for Targeted Case Management (TCM) consulting services. The contract amendment's not-to-exceed amount will be increased to a total of \$172,600 for the period July 1, 2023 through June 30, 2024.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,158–N.S.
- 10. Contract No. 32300134 Amendment: Bonita House for Specialized Care Unit Provider**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to amend Contract No. 32300134 with Bonita House to add \$11,500 of state Crisis Care Mobile Units (CCMU) grant funding for a not-to-exceed amount of \$4,579,500.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,159–N.S.

## Consent Calendar

- 11. Revenue Contract: Funding from Berkeley Unified School District for First Aid Services at the Berkeley High School Health Center**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any resultant revenue agreements and amendments with the Berkeley Unified School District to conduct first aid services at the Berkeley High School Health Center with the projected total amount of \$920,557 for July 1, 2023 to June 30, 2028.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,160–N.S.
- 12. Correcting Effective Date for Salary Range Adjustments of Select Local One Supervisors**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution amending Resolution No. 70,993-N.S. and correcting the effective date of the increase in the salary range of select Local One supervisors – namely, Senior Building Maintenance Supervisor, Senior Equipment Supervisor, Senior Public Works Supervisor, and Senior Solid Waste Supervisor – from January 1, 2023 to December 1, 2022.  
**Financial Implications:** See report  
Contact: Aram Kouyoumdjian, Human Resources, (510) 981-6800  
**Action:** Adopted Resolution No. 71,161–N.S.
- 13. Contract No. 32200162-1 Amendment: ThirdWave Corporation for Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 32200162 with ThirdWave Corporation for professional services for an amount not to exceed of \$230,000 for a total contract value not to exceed \$275,000 through June 30, 2025.  
**Financial Implications:** See report  
Contact: Kevin Fong, Information Technology, (510) 981-6500  
**Action:** Adopted Resolution No. 71,162–N.S.

## Consent Calendar

- 14. Contract No. 32100080-1 Amendment: Assetworks LLC Software Modules and Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 32100080 with AssetWorks, LLC to provide additional software modules and professional services extending the term of the contract through December 31, 2028, increasing the amount by \$270,000, for a total not-to-exceed amount of \$757,249.  
**Financial Implications:** See report  
Contact: Kevin Fong, Information Technology, (510) 981-6500  
**Action:** Adopted Resolution No. 71,163–N.S.
- 15. Grant Application: Caltrans Sustainable Transportation Grant Program for the Interstate 80 at Aquatic Park Tide Tube Renovation Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or a designee to submit a grant application to the Caltrans Sustainable Transportation Planning Grant Program for the Interstate 80 at Aquatic Park Tide Tube Renovation Project; accept any grants; execute any resulting grant agreements and any amendments; and that Council authorize the implementation of the projects and appropriation of funding for related expenses, subject to securing the grants.  
**Financial Implications:** Revenue - \$535,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700  
**Action:** Item 15 removed from the agenda by the City Manager.
- 16. Grant Application: Cal Fire Wildfire Prevention Grants Program to mitigate hazardous tree conditions at Berkeley overnight camps**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to submit a CAL FIRE hazardous tree mitigation grant application in the amount up to \$3 million; to accept the grant; to execute any resultant revenue agreements and amendments; and authorizing the implementation of the project and appropriation of funding for related expenses, subject to securing the grant.  
**Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700  
**Action:** Adopted Resolution No. 71,164–N.S. as revised in material submitted by the City Manager in Supplemental Communications Packet #2.



## Consent Calendar

- 17. Contracts: As-needed Derelict Vessel and Debris Removal and Disposal Services**  
**From: City Manager**  
**Recommendation:** Adopt three (3) Resolutions authorizing the City Manager to execute the following contracts, and any amendments, extensions, or other change orders for derelict vessel and debris removal and disposal services as-needed, each for a period of January 17, 2024 to January 16, 2026:
1. Lind Marine, for an amount not to exceed \$162,000.
  2. Power Engineering Construction, for an amount not to exceed \$162,000.
  3. Silverado Contractors, for an amount not to exceed \$162,000.
- Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700  
**Action:** Adopted Resolution No. 71,165–N.S. (Lind Marine); Resolution No. 71,166–N.S. (Power Engineering); and Resolution No. 71,167–N.S. (Silverado).
- 18. Prevailing Wage Requirements in the Southside Plan Area; Adding Berkeley Municipal Code Chapter 13.108**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance amending Berkeley Municipal Code Title 13 to add Chapter 13.108 --Prevailing Wage Requirements in the Southside Plan Area to establish prevailing wage requirements for projects exceeding 50 units or 50,000 square feet in the Southside Plan Area.  
**Financial Implications:** See report  
Contact: Jordan Klein, Planning and Development, (510) 981-7400  
**Action:** Adopt first reading of Ordinance No. 7,893–N.S. Second reading scheduled for January 30, 2024.  
**Vote:** Ayes – Taplin, Bartlett, Harrison, Hahn, Wengraf, Humbert, Arreguin; Noes – None; Abstain – Kesarwani.
- 19. Contract: Ethico for Whistleblower Hotline and Case Management Services**  
**From: Auditor**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with Ethico for whistleblower hotline and case management software services for a total amount not to exceed \$100,000 for the contract period of February 1, 2024 through January 31, 2027.  
**Financial Implications:** General Fund - \$100,000  
Contact: Jenny Wong, Auditor, (510) 981-6750  
**Action:** Adopted Resolution No. 71,168–N.S.

## Council Consent Items

### 20. RFP for Development of West Berkeley Service Center

**From: Mayor Arreguin (Author), Councilmember Kesarwani (Author), Councilmember Sophie Hahn (Co-Sponsor), Councilmember Susan Wengraf (Co-Sponsor)**

**Recommendation:** Refer to the City Manager to issue a Request for Proposal (RFP) for the development of the city-owned West Berkeley Service Center, (1900 Sixth Street), to permit site acquisition and construction of a 100-percent affordable housing project with the following key features: -Space on the ground floor of the building for administrative offices, community space and supportive services as currently provided by the City; -Maximizing the number of units under the existing zoning Mixed Use-Residential (MU-R) in conjunction with state law AB 1763 (2019); - A mix of unit sizes, including studios, one-bedroom, and two-bedroom units; -Require RFP applicants to include a plan for services provision and integration for the population(s) they propose to serve; -A preference for serving seniors and adults with mental health conditions while maintaining flexibility to serve other populations based on availability of funding.

The City Manager should also consider the feasibility of the following elements in the program design: -Universally designed housing for older adults with a portion of the units for assisted living and memory care; -A board and care facility with a minimum of 20 beds including space for staff and services; -Explore available federal, state, regional, local and private funding sources to finance the construction of a housing project, including with the potential target populations.

The issuance of an RFP should be timed to happen soon after funding for the development has been identified.

**Financial Implications:** See report

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

**Action:** Item 20 rescheduled to February 13, 2024.

### 21. Black History Month Event Berkeley Juneteenth Association, Inc. 501(c)3: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

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

**Recommendation:** Adopt a Resolution approving the expenditure of funds, including \$1,500 from the discretionary Council office budget of Vice Mayor Ben Bartlett, to the Berkeley Juneteenth Association, Inc. 501(c)3 for the Black History Month Event.

The funds will be relinquished to the City's General Fund from the discretionary council office budget of Councilmember Ben Bartlett and the discretionary council office budgets of any other Councilmembers who wish to contribute.

**Financial Implications:** See report

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

**Action:** Adopted Resolution No. 71,169–N.S. revised to include contributions from the following Councilmembers up to the amounts listed: Mayor Arreguin - \$250; Councilmember Humbert - \$250; Councilmember Wengraf - \$250; Councilmember Taplin - \$250; Councilmember Hahn - \$300; Councilmember Kesarwani - \$100; Councilmember Harrison - \$150.

## Council Consent Items

- 22. Supporting the Installation of Permanent Chess/Games Tables on Telegraph Avenue and Proposing Resolution of Concerns at 2454 Telegraph Avenue**  
*(Reviewed by the Health, Life Enrichment, Equity, & Community Committee)*  
**From: Councilmember Hahn (Author), Councilmember Robinson (Co-Sponsor)**  
**Recommendation:**

1. Refer to the FY2025 Budget Process \$50,000 to support the installation of fixed or purchase of portable public chess/game tables on Telegraph Avenue, including at or near the intersection of Telegraph and Haste Streets, and potentially elsewhere in Berkeley to support development of a citywide chess & games facility.
2. Refer to the City Manager to explore the potential development of a parklet at or near the Telegraph/Haste intersection, potentially near the South/West corner (beyond the yellow loading area on Haste Street) and other potential locations for a parklet that could accommodate chess/game tables and the volume of community participation this activity generates. Staff should consider who is the appropriate entity to finance such an improvement.
3. Refer to the City Manager the development of a city-wide chess and game facilities program to integrate permanent chess/game nodes into park, curtilage, and/or sidewalk areas throughout Berkeley in a manner that encourages broad participation in and enjoyment of games and supports the building of community around these activities. Consider appropriate locations for nodes, installation of City-owned facilities, rules and regulations for use, and maintenance.
4. Direct the City Manager to explore entering into negotiations with the property owner at 2454 Telegraph Avenue to achieve an agreement that would result in upgrades and improvements to the building exterior/facade, create a landscaped perimeter around the exposed entry area, improve maintenance, and/or similar terms, in exchange for a reduction/waiver of accumulated fees.

*Policy Committee Recommendation: To send Item 2 and Item 3 on the Policy Committee's agenda to the City Council as revised with a positive recommendation. Proposed revisions include consideration of: financing of improvements; negotiations with property owner(s); rules relating to the public right-of-way; and support of city-wide program(s).*

**Financial Implications:** See report

Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150

**Action:** No action taken on Item 22.

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

- 23. Installation of a 3-way Stop at the Intersection of Hopkins and McGee**  
**From: Councilmember Hahn (Author), Councilmember Humbert (Co-Sponsor), Mayor Arreguin (Co-Sponsor), Councilmember Bartlett (Co-Sponsor)**  
**Recommendation:** Direct the City Manager to install two additional stop signs at the intersection of Hopkins and McGee Streets, transforming the 'T' intersection into a 3-way stop, to be installed as soon as possible, and no later than July 31, 2024.  
**Financial Implications:** See report  
Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150  
**Action:** Approved recommendation.

## Council Consent Items

24. **City of Berkeley Support for Proposition 1 on March 5, 2024 Ballot**  
**From: Councilmember Wengraf (Author), Councilmember Hahn (Co-Sponsor), Councilmember Kesarwani (Co-Sponsor)**  
**Recommendation:** Adopt a Resolution in Support of California State Proposition 1 and request that the City Manager issue a press release indicating the City's support.  
**Financial Implications:** None  
Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160  
**Action:** Adopted Resolution No. 71,170–N.S.
25. **Referral: Policies to Accommodate Chess** *(Reviewed by the Health, Life Enrichment, Equity, & Community Committee)*  
**From: Councilmember Robinson (Author), Councilmember Harrison (Author), Councilmember Hahn (Co-Sponsor)**  
**Recommendation:**  
Refer to the City Manager to explore legislative and policy alternatives for accommodating chess and games in the public right-of-way. Consideration should be given to ensure that use of tables and chairs does not unduly obstruct public sidewalks or complicate existing enforcement of rules relating to the public right-of-way.  
*Policy Committee Recommendation: To send Item 2 and Item 3 on the Policy Committee's agenda to the City Council as revised with a positive recommendation. Proposed revisions include consideration of: financing of improvements; negotiations with property owner(s); rules relating to the public right-of-way; and support of city-wide program(s).*  
**Financial Implications:** See report  
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170  
**Action:** No action taken on Item 25.  
**Vote:** Ayes – Harrison; Noes – None; Abstain – Kesarwani, Taplin, Bartlett, Hahn, Wengraf, Humbert, Arreguin.

## Action Calendar – Public Hearings

**26. Expansion of the Elmwood Business Improvement District, Levy Assessments in the District for 2025, and Authorize a Contract with the Elmwood Business Association (EBA) to receive assessment revenue**

**From: City Manager**

**Recommendation:** Conduct a public hearing and upon conclusion:

1. Adopt first reading of an Ordinance expanding the Elmwood Business Improvement District, amending Chapter 7.84 of the Berkeley Municipal Code (BMC) originally adopted by Ordinance No. 6,164-N.S.; and
2. Adopt a Resolution levying assessments in the Elmwood Business Improvement District for calendar year 2025 and giving the City Manager authority to contract with the Elmwood Business Association (EBA) to receive assessment revenue and spend it on improvements and activities authorized in the Ordinance and the Resolution of Intention: Resolution No. 71,099 -N.S.

**Financial Implications:** See report

Contact: Eleanor Hollander, Economic Development, (510) 981-7530

**Action:** M/S/C (Arreguin/Taplin) to suspend the rules and allow for one-minute per speaker for Item 26.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Taplin) to suspend the rules and allow for a 15-minute public comment period for Item 26.

**Vote:** All Ayes.

**Public Testimony:** The Mayor opened the public hearing. 10 speakers.

M/S/C (Humbert/Hahn) to close the public hearing.

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

**Action:** M/S/C (Humbert/Hahn) to:

1. Adopt first reading of Ordinance No. 7,894–N.S. Second reading scheduled for January 30, 2024.
2. Adopt Resolution No. 71,171–N.S.

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

## Action Calendar – New Business

### 27. Amending the Miscellaneous CalPERS Contract to (a) Eliminate PEPRA Cost Sharing for Unrepresented Employees (b) Add Paramedic and Limited Term EMT to Safety Category

**From: City Manager**

**Recommendation:** Adopt the Resolution of Intention and first reading of an Ordinance to amend the contract between the Board of Administration, California Public Employees' Retirement System, and the City Council for the City of Berkeley (a) pursuant to California Government Code Section 20516 to eliminate the cost share contributions made on behalf of the City by PEPRA members of the Unrepresented Employees group, and (b) pursuant to California Government Code Section 20434 to add the Paramedic and Limited Term Emergency Medical Technician (EMT) classifications under the Safety category.

**Financial Implications:** See report

Contact: Aram Kouyoumdjian, Human Resources, (510) 981-6800

**Action:** 2 speakers. M/S/C (Arreguin/Hahn) to:

- 1) adopt Resolution No. 71,172–N.S. including materials provided in Supplemental Communications Packet #2.
- 2) adopt first reading of Ordinance No. 7,895–N.S. Second reading scheduled for February 13, 2024.

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

### 28. Consideration of Options for Berkeley High School Staff Parking

**From: City Manager**

**Recommendation:** Receive information on several options for providing additional parking for Berkeley High School staff. Provide feedback to staff, which will then be shared with 2x2 Committee with the goal of identifying a mutually agreeable solution for both the school district and the City.

**Financial Implications:** See report

Contact: Anne Cardwell, City Manager's Office, (510) 981-7000

**Action:** Moved to Consent Calendar. Approved the recommended actions presented in Supplemental Communications Packet #2 from Councilmember Hahn, amended to only apply to Area C.

1. Direct the City Manager to issue permits to Berkeley High School pursuant to Berkeley Municipal Code Chapter 14.72, which allows the City to issue a number of permits equal to up to 60% of the school's employees, in the same or other RPP Areas, in conformance with criteria found in Sections 14.72.080 and 14.72.105.
2. Direct the City Manager to issue such permits in RPP Area C, ~~or in a combination of Areas C, J and/or E,~~ in consultation with the Councilmember representing the majority of potentially impacted areas of RPP Areas C, ~~J and E.~~
3. With respect to BMC Sections 14.72.080 (B) and 14.72.105(B)(1), (2), (3), and (6), the Berkeley City Council hereby takes the following actions:

Pursuant to BMC 14.72.105(B)(1), the Berkeley City Council finds that inadequate off-street parking for Berkeley High School exists and there is no financially feasible way of creating adequate off-street parking on the site of Berkeley High School. The cost estimated by BUSD is more than \$25 million to create such parking; this cost is deemed

## Action Calendar – New Business

infeasible considering other more important uses of funds to support Berkeley's public schools and their students.

Pursuant to BMC 14.72.080(B), the Berkeley City Council finds that the following together satisfy the requirements that the "Department of Finance in consultation with the traffic engineering division" ensure permits issued "will not unduly be concentrated on a specific block front in any given residential permit parking area":

- Many BHS staff and teachers already park in areas adjacent to the school and therefore issuing permits will not substantially change the number of vehicles parking in these areas.
- The size of potentially impacted RPP Areas is very large.
- The City Manager will consult with the Councilmember representing the majority of potentially impacted areas of RPP Areas C, J, and E regarding issuance of permits.

The provisions of Section 14.72.105(B)(2) are satisfied with respect to the issuance of permits to Berkeley High School in light of the importance of the institution to the Berkeley Community and in light of severe constraints on BUSD and Berkeley High funds, which would result in the diversion of funds that otherwise are spent supporting students, teachers, and the uniquely important mission of Berkeley's largest public high school, rendering BUSD/Berkeley High School functionally unable to lease or rent parking.

With respect to BMC 14.72.105(B)(6), the Berkeley City Council finds that the requirement to consider the "degree of impact on parking conditions for residents and merchants in the area" is satisfied by the following:

- Requiring permits to be issued outside of RPP Area I, which includes the Downtown and South of Campus commercial districts.
- Many BHS staff and teachers already park in areas adjacent to the school and therefore issuing permits will not substantially change the number of vehicles parking in these areas.
- The size of potentially impacted RPP Areas is very large.
- The City Manager will consult with the Councilmember representing the majority of potentially impacted areas of RPP Areas C, J, and E regarding issuance of permits.

With respect to BMC 14.72.080(B)(3), the Berkeley City Council clarifies that the term "employee" includes all regular employees of Berkeley High School, whether full or part time, but does not include seasonal employees working less than four (4) months per year or independent contractors.

4. Refer to the 2x2 and City Manager to work with BUSD and Berkeley High School to explore needs, facilities, programs, and other options to increase use of alternative modes such as walking, biking, carpooling, and public transit by BHS employees and students.
5. Refer to the City Manager to study and explore needs, facilities, programs, and other options to increase use of alternative modes such as walking, biking, carpooling, and public transit by City of Berkeley employees, and the availability, cost, and equitable distribution of parking opportunities, if any, made available by the City of Berkeley to employees.
6. The City Council respectfully requests that BUSD consider formally withdrawing from planning for a garage facility to be constructed on BHS/BUSD property on Milvia Street in downtown Berkeley and consider other uses for the property that directly support educational, health, leadership, recreational and other needs of Berkeley High Students.

## Council Action Items

- 29. Referral: Neighborhood-Scale Commercial** *(Reviewed by the Land Use, Housing, & Economic Development Committee)*  
**From: Councilmember Robinson (Author), Councilmember Bartlett (Author), Councilmember Taplin (Author)**  
**Recommendation:** Refer to the City Manager and Planning Commission to consider and develop policies to permit neighborhood-scale retail uses in residential zones to increase economic opportunity, vitality, and walkability in Berkeley neighborhoods. Changes may include zoning alterations or modifications to use permit requirements. In order to inform any potential policy changes, staff should conduct analysis and outreach to understand the market demand for neighborhood-scale commercial uses and consider best practices from other municipalities. Staff and the Planning Commission should consider conditions and development of performance standards to avoid detrimental impacts on surrounding residential uses and neighborhoods, including but not limited to limitations on noise, odors, smoke, waste generation, operating hours, signage, loading/unloading activity, setbacks, tenant protections, limitations on selling alcohol for on-site consumption, considerations for ADA compliance, restricting applicants to businesses with fewer than three locations, and establishing different permitting requirements depending on square footage, proposed use, or other factors.  
*Policy Committee Recommendation: To send the item as revised to the City Council with a positive recommendation.*  
**Financial Implications:** See report  
 Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170  
**Action:** Moved to Consent Calendar. Approved the item as recommended by the Land Use, Housing, & Economic Development Committee with the following amendment.
- “Refer to the City Manager and Planning Commission to consider and ~~develop~~ report back on policies to permit neighborhood-scale retail uses in residential zones to increase economic opportunity, vitality, and walkability in Berkeley neighborhoods.”*
- 30. Adopt an Ordinance Adding Chapter 12.75 to the Berkeley Municipal Code to Establish Protections Relating to Horses Held, Owned, Used, Exhibited, or Otherwise Kept for Racing or Other Sport, Entertainment or Profit** *(Reviewed by the Health, Life Enrichment, Equity, & Community Committee)*  
**From: Councilmember Harrison (Author)**  
**Recommendation:** Adopt an Ordinance Adding Chapter 12.75 to the Berkeley Municipal Code to Establish Protections Relating to Horses Held, Owned, Used, Exhibited, or Otherwise Kept for Racing or Other Sport, Entertainment or Profit.  
*Policy Committee Recommendation: Send the item to Council with a qualified positive recommendation to approve the Ordinance with substantial edits and as may be necessary for legal and administrative purposes.*  
**Financial Implications:** See report  
 Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140  
**Action:** Item 30 continued to June 25, 2024.



## Information Reports

### 31. FY 2023 Preliminary Year-End Status

**From: City Manager**

Contact: Sharon Friedrichsen, Budget Manager, (510) 981-7000

**Action:** Received and filed.

## Adjournment

**Action:** M/S/C (Arreguin/Taplin) to suspend the rules and adjourn the meeting.

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

Adjourned at 9:01 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting held on January 16, 2024.

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Mark Numainville, City Clerk

## Communications

### Item #5: Extension of Declaration of Homeless Shelter Crisis

1. Irene Rice
2. Vianney Gonzalez, on behalf of Extra Space Storage
3. Elsa and Matt Esch
4. Stephanie Lowe

### Item #30: Adopt an Ordinance Adding Chapter 12.75 to the Berkeley Municipal Code to Establish Protections Relating to Horses Held, Owned, Used, Exhibited, or Otherwise Kept for Racing or Other Sport, Entertainment or Profit

5. Tweed Conrad
6. C. Scott Chaney, Executive Director, California Horse Racing Board

### BART Development

7. Melanie Lawrence and John Smail
8. Friends of Adeline
9. Chris Gilbert

### Crime

10. Richard Robbins, on behalf of Wareham Development

## Communications

11. Seamus Kelly
12. Ray Sharma, on behalf of Gora, Inc. (2)
13. Ilana Pearlman
14. David Lerman
15. John Parman

### Safe Streets

16. Danielle Hacker
17. Ben Gould
18. John Parman
19. Alfred Twu
20. Sean

### Street Paving

21. Susan Orbuch
22. Pamela Rudd
23. Alicia Telford
24. Clare and Dianna Mullins
25. Barbara Gilbert
26. Bryce Nesbitt
27. Ray Freeman
28. Kenny Yip
29. Laura Louis
30. Elizabeth Kloian
31. Lisa Chow
32. Diane Garcia
33. Kay Englund
34. Karen Nady
35. John Malork
36. Mario Aranha
37. Peggy Radel

### Bus Service

38. Minar Aware
39. Luoping Zhang
40. Erin Baudo Felter
41. Grank Fletcher

### Winter Shelter

42. Christoverre Kohller
43. Elana Auerbach
44. Moni Law
45. Diana Bohn

### Mental Health

## Communications

- 46. Moni Law
- 47. Eddie Bui

### **Minimum Wage**

- 48. Henry Beadles

### **Farmers Market Porta Potties**

- 49. Donna Mickleson

### **\$14M Budget Update**

- 50. Eric Friedman

### **Uber/Lyft**

- 51. Wendy Alfsen
- 52. David Lermam

### **Brown Act**

- 53. Berkeley People's Alliance
- 54. Anna Armstrong

### **Ohlone Greenway**

- 55. Cindi Goldbert

### **Save Theaters**

- 56. Salli Lundgren

### **Cup of Water Price**

- 57. Jennifer Fisher

### **Tenants Opportunity to Purchase Act**

- 58. Sierra Club, Northern Alameda County Group

### **Restaurant Inspections**

- 59. Eric Friedman

### **Emissions Footprint**

- 60. Corinne Scown

### **930 Harrison Street**

- 61. Yessica Prado

### **#Giving Tuesday**

- 62. Eric Friedman

### **People's Park**

## Communications

- 63. Carol Hirth
- 64. Diana Bohn

### Library

- 65. Eric Friedman

### Duplex Owners

- 66. Rick Maisel

### URL's Only

- 67. John Parman
- 68. Vivian Warkentin (4)

### Israel/Gaza

- 69. Sadaf Qazi
- 70. Ilana Pearlman
- 71. Hillary Kilimnik
- 72. Jennifer Carmona
- 73. Richard Tamm
- 74. Vladlena Gulchin
- 75. Rachel Factor
- 76. Sofia Pavlova
- 77. Linda Wulf
- 78. David Kilimnik
- 79. Blair Fingerhut
- 80. Lori Pottinger
- 81. Dorothea Dorenz
- 82. Joshua Schnoll
- 83. Laura Schmidt
- 84. Matt Lasner
- 85. Jaleh Niazi
- 86. Nancy Bickel
- 87. Sandy Schwarcz
- 88. czwolf@
- 89. John Blaustein
- 90. Craig Peterson
- 91. Michelle Chen
- 92. Anne Pescatello and Bonnie Wade
- 93. Jim Hynes
- 94. Tony Warwick
- 95. Mati Teiblum
- 96. Bohun Kinloch
- 97. Barbara Vaughan
- 98. Michael Salveson
- 99. Andrea and Stan Washburn
- 100. David Biale

## Communications

101. Fran Segal
102. Susan Brand
103. Dave Kent
104. Judith and Stanley Lubman
105. Christina Crowley
106. Brett Mendel
107. Lori Berenson
108. Moni Law
109. Maya B.
110. Fateme Montazeri
111. Beatriz Manz
112. Luqman Saib
113. Caroline Lucas
114. Rohan Sabnis
115. Daniel Frydman
116. Mitch Cohen
117. Keith Watts
118. Robin Blum
119. Pamela Drake
120. Abigail Tolby
121. Jack Kurzweil
122. Veena Nambiar
123. James Nelson
124. Enikia Ford Morthel
125. David Kilimnik
126. Christine Lee
127. Christina Harb
128. Ellen Feigenbaum
129. Peter Schwab
130. Lori Berenson
131. Karin Vosgueritchian
132. Isa Hoffman
133. Amy Cummings
134. Emma Koeze
135. Lisa Jervis
136. Terry Mandel
137. Richard Fish
138. Sylvia Santillanez
139. Bob Flasher
140. Elana Auerbach
141. Chrissy Hoffman
142. Tasneem Nomnabhai
143. Debra Barach
144. Karen Carroll
145. Kiernan Rok
146. Barbara Erickson

## Communications

147. Carl Nelson
148. Dorothea Dorenz
149. Lea Zalinskis
150. Daniel Goldstein
151. Clyde Leland
152. Jim Gilbert
153. Lillie Brum
154. Deb Fink
155. Luqman Saib
156. Jean Weininger
157. Ronnie Cohen
158. Martin and Jill Dodd
159. Jerry Berkman
160. Emily Brod
161. Jenny Wenk
162. Katya Gerwein
163. Karen Olson
164. Susan Matisoff
165. Candace Hyde-Wang
166. Judi Doyle
167. Raphael Goldman
168. Susan Orbuch
169. Jenna Lewis
170. Todd Andrew
171. Robert Zucker
172. Bronya Feldmann
173. Barbara Schick
174. Dorothea Dorenz
175. Karen Weinstein
176. Deborah Leeds
177. Susan Oliver
178. Daren Fields
179. Carmen de Monteflores
180. Janis Pearson
181. Mary Stapleton
182. rdurling@
183. Lean and John Rosenthal
184. Michael Lonergan
185. Verna Winters
186. Huzaifa Ahmad
187. Hope Alper
188. Ellen Feigenbaum
189. Monika Mann
190. Sarah Goldstein
191. Anirvan Chatterjee
192. John Hitchen

## Communications

193. Ilene Lee
194. Shelley Horwitz
195. Malka Weitman
196. Eric Strauss
197. Robin Blum
198. Debbi
199. Jerry Skrainar
200. Mary Louise Zernicke
201. Martha Staskawi
202. Michael Cassidy
203. Lubat Asadova
204. Auzeef Ramzan Ali
205. Rachel Stevensen
206. Lionel Chocron
207. Esther Brass-Chorin
208. Barbara Mathew Smith
209. Vincent Casalaina
210. Judy Logan
211. Revi Sagee
212. Rabbi Adam Naftalin-Kelman
213. Rebecca Landes
214. Joan Bradus
215. Matthew Lasner
216. Stuart Cohen
217. Sofia Pavlova
218. Tom and Jane Kelly
219. Noah Alper
220. Andrea Medrano
221. Nancy Sader
222. Ruth Ehrenkrantz
223. Joan Hart
224. Carol Hirth
225. Harry Delmer
226. Linda Streaan
227. Councilmember Harrison
228. Barbara Gilbert
229. Peggy Harris
230. Christina Harb
231. Laura Atkins
232. Robert Bonem
233. M. Audrey Gardner
234. Stefano DellaVigna
235. Mary Wrenn
236. Catalina Ruiz-Healy
237. Itamar Landau
238. Lowell Finley

## Communications

- 239. Michael Gardner
- 240. Rochelle Blumenfeld
- 241. Stephen Morris
- 242. Fran Haselsteiner
- 243. Vicki Sommer
- 244. Richard Swartz
- 245. Dianna Dar
- 246. Helen Marcus
- 247. Robin Kojima
- 248. Richard Keene
- 249. Steve Scholl
- 250. Jessica Behrman
- 251. Mia Reid
- 252. Andrea Prichett
- 253. Barbara Vaughan
- 254. Gloria Schild
- 255. Nancy Rader
- 256. Scott West
- 257. Robsun Coaching
- 258. Jane Schoenfeld
- 259. Alan Pearson
- 260. Dan and Lynne Fingerman
- 261. Holly Smith
- 262. Barbara Lewis
- 263. Tali Ziv
- 264. Jim Blume
- 265. Alan Schoenfeld
- 266. Colleen Busch
- 267. Patricia Kipnis
- 268. Bill Powning
- 269. Rabbi Yonatan Cohen
- 270. Eric Friedman
- 271. Rebecca Brams
- 272. Ruth Muscehl
- 273. Andrea Cassidy
- 274. Elizabeth Horowitz
- 275. Jessica Abbe
- 276. Stuart Kelman
- 277. Ivan Diamond
- 278. Teresa Wong
- 279. Janice Pardoe
- 280. Alison Lingo
- 281. Issy Kipnis
- 282. Geri Degen
- 283. Steve Meyers
- 284. Paul Jacobs



## Communications

285. John Light
286. Marsha Gale
287. Sarah Baughn
288. Elisabeth Goldstein
289. Richard Marcus
290. Liz Hoadley
291. Katherine Mapes-Resnik
292. Joan Sarnat
293. William Guynn
294. Isabelle Gaston
295. Rick Maisel
296. Gail Nanao
297. Wendy Bloom
298. Gytta Papier
299. Michael Scandling
300. Shelley Golomb
301. Jennifer Mary Pearson
302. Esta Brand
303. Michael Juster
304. Simone Hoelck
305. Susan Schickman
306. Susan Frankel and Moshe Maler
307. Barbara Gross Davis
308. Catherine de la Pena
309. Susan Goldstein
310. Elaine Jackson
311. Neil Lupa
312. Ellen Weinreb
313. Ruth Berins Collier
314. Bill Miner
315. Lili Naveh
316. Abigail Tolby
317. Namita Chandra
318. Roni Con
319. Francesca Mejia
320. Rachel Eryn Kalish
321. Luqman Saib
322. Eric Friedman
323. Medodee
324. Miranda Lucia
325. Vish Soroushian
326. Allen Mayer
327. Laurie Dubin
328. Moni Law
329. Myriam Misrach
330. Hillary Kilimnik

## Communications

331. Pascal Bensoussan
332. Lea Zalinskis
333. Luqman Saib
334. Andrea Waid
335. John Anderson
336. Andrew Fox
337. Susan Whitman
338. Kenneth Solnit
339. Dora Weinstein
340. Hillary Kilimnik
341. Doug Herst
342. Anna Henry
343. David Davis
344. Diana Bohn
345. Judd
346. Abigail Tolby
347. Mikelle Emanuel-Shoham
348. Roxana Dhada
349. Karin Vosgueritchian
350. Dorteia Dorenz (2)
351. Amodini Choudhary
352. Desmid Lyon
353. Olivia Lapinsky
354. Eyyad Haddad
355. Janice Schroeder
356. Muniba Ahmed
357. Felisa Simon
358. Amber Yada
359. Yossi Fendel
360. Arushi Kalam
361. Eyman Elzarka
362. Leslie Valas
363. Samira
364. Zachary Weed
365. Phoebe Thomas Sorgen
366. Yoel Kahn
367. Anthony Stone
368. Dhoha Bareche
369. Bruce Feingold
370. Michelle Brenner
371. Thomas Luce
372. Sophia Elkin
373. Denah Bookstein
374. Somaya Abdelgany
375. Georgia Maslowski
376. Madeeha Khan

## Communications

377. Anne Ellis
378. Rachel Gita Schiff
379. Jan Leuin
380. Rabbi Chai Levy
381. Milo Anjelo
382. Yael Chaver
383. Amy Gordon Risz
384. Baruch Kadish
385. Alison Griffith
386. Arbel Shemesh
387. Igor Tregub
388. Jane Diamond
389. Michelle Brenner
390. Barbara Schick
391. Ann Garrison
392. Hind Eliyan
393. Iris Greenberg-Smith
394. Aharon Hochbaum
395. Kay Englund
396. Karen Weil
397. Elsa Tranter
398. Dorit Hochbaum
399. Joan Wagger
400. Bobbie Steinhart
401. Josh Greenbaum
402. Ory Sandel
403. Judith Breakstone
404. Oleg Ivanov
405. Susanne DeWitt
406. Ayana Davis
407. Madeline Feingold
408. Skye Lovett
409. Jo Iffeld
410. Lois Wolf
411. Sally Nelson
412. Dor Abrahamson
413. Nimrod Pitsker Ellas
414. Terry Friedkin
415. Kaeilyn Moss
416. Judy Chess
417. Mark Morris
418. Nancy Klein
419. John Citron
420. Benjamin Fleischman
421. David Kafton
422. Steven Segal

## Communications

- 423. Jerry Berkman
- 424. Ditsa Pines
- 425. Charles and Deborah Koppelman
- 426. Saturn McCoy
- 427. Felisa Simon
- 428. Gabriela Kipnis
- 429. Howard Miller
- 430. Eli Dsko
- 431. Susanne DeWitt
- 432. Robert Bonem
- 433. William Rosen
- 434. Alan Kittner
- 435. Chloe Novak
- 436. Gabriela Kipnis
- 437. Stanley Wulf
- 438. Gabriella Kellerman
- 439. Jeff Stein
- 440. Birger Stamperdahl
- 441. Noga Alon
- 442. David Kafton
- 443. Judy Massarano
- 444. William Guynn
- 445. Susan Heitler
- 446. Soshana Gross
- 447. Rhoda Agin
- 448. Ilona Sturm
- 449. Leslie Valas
- 450. Elana Auerbach
- 451. Liron Ouziel
- 452. Deborah Sosebee
- 453. Miriam Ferris
- 454. Marin McCoy
- 455. Susanne DeWitt
- 456. Ly Tran
- 457. Melodee Au
- 458. Antoinette Siguenza
- 459. David Socholitzky
- 460. Coco Kennedy
- 461. Alex Gumbs
- 462. Amy Cummings
- 463. Jules
- 464. Cierra Cardenas
- 465. Sylvia
- 466. Jennifer Fechner
- 467. Anna Henry
- 468. Jude Berman

## Communications

469. Robert Stamper
470. Sofia Pavlova
471. Hagar Scher
472. Riley Abeles
473. Amy Cummings
474. Miriam Barrere
475. Elissa Kittner
476. Dan Fendel
477. Desmid Lyon
478. Kinneret Katz
479. Eids TV
480. Dorothea Dorenz
481. Deborah Shaw
482. Aliza Elias
483. Joanne Donsky
484. Yafit Shriki-Magidash
485. Paul Lee
486. Marc Sapir
487. Liron Ouizel
488. Jay Park
489. Stephanie Green
490. Helane Zeiger
491. Nicole Chabot
492. Judith Tabb
493. Stefano Schiavon
494. John Rosenberg and Diane Gerstler
495. Jil Geller
496. Laurene Wu McClain
497. Tami Rowen
498. Andrea Cohen
499. Michael TenBrink
500. Andy Hanauer
501. Lean and John Rosenthal
502. Patrice Ignelzi
503. Donna DeDiemar
504. Jim Jones
505. Ben Ringler
506. Alan Shindel
507. Karen Weinstein
508. David Ritvo
509. Rachel Bradley
510. Darya Kavitskaya
511. Denise Resnikoff
512. Jennifer Lewis
513. Rebekah Stern
514. Cassidy Kelly

## Communications

515. Robert Bonem
516. Hagar Scher
517. Itamar Landau
518. Brian Rosenberg
519. Rachel Gita Schiff
520. Dmitriy Ryaboy
521. Ariel Lev
522. Noga Ravid
523. Isaac Turiel
524. Margery Eriksson and James Nelson
525. Judd Goodman
526. Gary Grimm
527. Sandy Curtis
528. Colleen Busch
529. Jean Weininger
530. Sherry Smith
531. Lauren Kubiak
532. Gretchen Brandt
533. Mona Bernstein
534. Emily Fox
535. Lisa Miller
536. Phyllis Steiber
537. Norman Postone
538. Iola Vollen
539. Jay Park
540. Fran Haselsteiner
541. Barbara Gilbert
542. Todd Andrew
543. Stephen Woodrow
544. Raphael Goldman
545. Nick and Emily Brod
546. Andrew Bestwick
547. Megan Hall
548. Eric Friedman
549. Ayelet Waldman
550. Peggy Orenstein
551. Michael Bauce
552. Melissa Chapman
553. Marvin Engel
554. Gabrielle Hazan
555. Jaclyn Phi
556. Arthur and Sheila Braufman
557. Luqman Saib
558. Rebecca Perlman
559. Peter Bruce DuMont
560. Chris Koenig

## Communications

561. Summer Brenner
562. Ly Tran
563. Liberty Schubert
564. Noga Ravid
565. Barryett Enge
566. Leah Amzel
567. Talia Dixon
568. Ilana Pearlman
569. Kim Friedman
570. Mikelle Emanuel Shoham
571. Madeline Pignetti
572. Yoni Brenner
573. Chris Koenig (2)
574. Sommer Iqbal
575. Karina Sando
576. Bay Area Educators for Palenstine
577. Sally Nelson
578. Isaac Kaplan
579. Tammy Hardin
580. James Tabor
581. Shanna Baron
582. Tal Garner
583. Jason Spangenthal
584. Marcelo Vaz
585. Michael Solorio
586. Michelle Lessans
587. Maryum Styles
588. Michael Steinberg
589. Moni Law
590. Nora Shourd
591. Esther Brass
592. Hillary Kilmnik
593. Roy Elis
594. Shoshana Beary
595. Mark Brody
596. Jennifer Splansky Jester
597. Rachel Factor
598. Jamie Epstein
599. Sara Shendelman
600. Arbel Shemesh
601. Wynd Kaufmyn
602. Rebecca Soffer and Alberto Malvestio
603. Leah Amzel
604. Lindsay Vurek
605. Brett Mendel
606. Stacey Hara

## Communications

- 607. Laila Stone
- 608. Deb Fink
- 609. Shani Stolerio
- 610. David Davis
- 611. Mimi Schultz
- 612. Helmi Abdellatif
- 613. Kiara Bragg
- 614. Jaiden Feldman
- 615. Daniel Milutin
- 616. Paul Lee
- 617. Khalid Kishawi
- 618. Cheryl Davila (2)
- 619. Nritkaar Dhesi
- 620. Berkeley Federation of Teachers
- 621. Chloe Novak
- 622. Diana Bohn (2)
- 623. Amy Cummings
- 624. Russbumper (2)
- 625. 41 similarly-worded form letters - "Ceasfire Now". (Letters are on file at the City Clerk's Office)
- 626. 194 similarly-worded form letters - "Demand for the People". (Letters are on file at the City Clerk's Office)
- 627. 323 similarly-worded form letters – "Urgent Appeal". (Letters are on file at the City Clerk's Office)
- 628. 545 similarly-worded form letters – "Urgency Item". (Letters are on file at the City Clerk's Office)
- 629. 2091 similarly-worded form letters – "Vote No". (Letters are on file at the City Clerk's Office)

## Supplemental Communications and Reports 1

### **Item #30: Adopt an Ordinance Adding Chapter 12.75 to the Berkeley Municipal Code to Establish Protections Relating to Horses Held, Owned, Used, Exhibited, or Otherwise Kept for Racing or Other Sport, Entertainment or Profit**

- 630. Lisa Lazarus, on behalf of Horseracing Integrity and Safety Authority
- 631. Donald Smith (2)
- 632. Keith Kleine, on behalf of American Association of Equine Practitioners
- 633. Jordyn Egan, on behalf of the California Thoroughbred Horsemen's Foundation

## Supplemental Communications and Reports 2

### **Item #16: Grant Application: Cal Fire Wildfire Prevention Grants Program to mitigate hazardous tree conditions at Berkeley overnight camps**

- 634. Revised material, submitted by Parks, Recreation and Waterfront

### **Item #20: RFP for Development of West Berkeley Service Center**



635. Andra Lichtenstein, on behalf of Ashby Village

**Item #23: Installation of a 3-way Stop at the Intersection of Hopkins and McGee**

- 636. Jim Offel and Nancy Newin
- 637. Jo Anne Wallace
- 638. Bill Hickman
- 639. Pamela Zelnik
- 640. Charles Almy
- 641. Isabelle Gaston
- 642. David Brandon
- 643. Gar Smith
- 644. Susan McKearnan
- 645. S. Entwistle
- 646. Hellen Guerrant Toy
- 647. Ellen, Glenn and Same Franzen
- 648. Bill Chambers
- 649. Roy Whalin
- 650. Michael Frantz
- 651. Keith Nason
- 652. David Coolidge
- 653. Melanie O'Hare
- 654. David Spinner
- 655. Carol Hirth
- 656. Janet Jacobson
- 657. Loretta Janca
- 658. Robert Wilkinson
- 659. Tom Edwards

**Item #27: Amending the Miscellaneous CalPERS Contract to (a) Eliminate PEPR Cost Sharing for Unrepresented Employees (b) Add Paramedic and Limited Term EMT to Safety Category**

- 660. Supplemental material, submitted by Human Resources

**Item #28: Consideration of Options for Berkeley High School Staff**

- 661. Supplemental material, submitted by Councilmember Hahn
- 662. Jeffrey Jue
- 663. Ann Sperske
- 664. Laura Babitt
- 665. Irene Hegarty
- 666. Ray Yep

**Item #30: Adopt an Ordinance Adding Chapter 12.75 to the Berkeley Municipal Code to Establish Protections Relating to Horses Held, Owned, Used, Exhibited, or Otherwise Kept for Racing or Other Sport, Entertainment or Profit**

- 667. Fred Sarver, on behalf of USA Equestrian Trust
- 668. Karen Adams, on behalf of US Equestrian
- 669. Alan Balch, on behalf of the California Thoroughbred Trainers
- 670. Nicole Norris, on behalf of the California Professional Horsemen's Association

- 671. Georgy Maskrey-Segesman, on behalf of Pacific Coast Horse Shows Association
- 672. Marnye Langer
- 673. Marla Zanelli
- 674. Donald Smith
- 675. Julie M. Broadway, on behalf of the American Horse Council
- 676. David Blackwell
- 677. Ingmar De Vos, on behalf of Federation Equestre Internationale
- 678. Ellen (2)
- 679. Craig Fravel, on behalf of the Golden Gate Fields

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

#### **Item #23: Installation of a 3-way Stop at the Intersection of Hopkins and McGee**

- 680. Barbara Gilbert
- 681. Shirley Kirsten

#### **Item #28: Consideration of Options for Berkeley High School Staff**

- 682. Amanda Daly
- 683. Belinda Lesser
- 684. Regina Chagolla
- 685. Ana Vasuedeo
- 686. Fatemeh Mizbani

#### **Item #30: Adopt an Ordinance Adding Chapter 12.75 to the Berkeley Municipal Code to Establish Protections Relating to Horses Held, Owned, Used, Exhibited, or Otherwise Kept for Racing or Other Sport, Entertainment or Profit**

- 687. Alan French
- 688. TC Conrad
- 689. Christopher Kroll

#### **Miscellaneous Communications**

- 690. Travis Castle, on behalf of Path To Humanity
- 691. Urban Ore
- 692. Comments from Mr. Eid
- 693. Ceasefire, on behalf of SEIU Local 102

# BERKELEY CITY COUNCIL SPECIAL MEETING MINUTES

WEDNESDAY, JANUARY 17, 2024

10:15 A.M.

2180 MILVIA STREET, BERKELEY, CA 94704 – REDWOOD ROOM  
TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY, CA 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – TERRY TAPLIN  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – VACANT  
DISTRICT 8 – MARK HUMBERT

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## Preliminary Matters

**Roll Call:** 10:20 a.m.

**Present:** Taplin, Harrison, Hahn, Wengraf, Humbert, Arreguin

**Absent:** Kesarwani, Bartlett

**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 SECTION 54956.9(d)(1) & (2):

- a. *Berkeley Landfill Regular Variance Application*, Bay Area Air Quality Management District, Hearing Board Docket No. 3742
- b. *Air Pollution Control Officer v. Berkeley Landfill*, Bay Area Air Quality Management District, Hearing Board Docket No. 3747
- c. Bay Area Air Quality Management District, Notice of Violation Nos. A58778, A58784, A58787, A58802, A58845, A58851, A61731

**Action:** No reportable action taken.

## OPEN SESSION:

No reportable action taken.

## Adjournment

Adjourned at 11:30 a.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on January 17, 2024.

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Mark Numainville, City Clerk

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

**Monday, January 22, 2024  
10:00 AM**

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702  
TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY, CA 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – TERRY TAPLIN  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
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DISTRICT 8 – MARK HUMBERT

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## Preliminary Matters

**Roll Call:** 10:08 a.m.

**Present:** Kesarwani, Taplin, Bartlett, Harrison, Wengraf, Humbert, Arreguin

**Absent:** Hahn

Councilmember Hahn present at 10:14 a.m.

## Consent Calendar

**Public Comment on Consent Calendar and Information Items Only:** 29 speakers.

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

**Vote:** All Ayes.

## Consent Calendar

- 1. Calling for a Special Municipal Election for April 16, 2024 to fill the City Council District 7 Vacancy**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: a) Calling for a Special Municipal Election to be held in Berkeley on April 16, 2024 to fill the City Council District 7 vacancy; b) Requesting that the Alameda County Board of Supervisors authorize the Registrar of Voters to provide election administration services for the special election; c) Authorizing certain procedural and contractual actions; and d) Establishing policies for the filing of candidate statements of qualification.  
**Financial Implications:** See report  
Contact: Mark Numainville, City Clerk, (510) 981-6900  
**Action:** Adopted Resolution No. 71,173–N.S.
- 2. Amendment to Council Rules of Procedure and Order – Amplified Sound and Decorum**  
**From: Mayor Arreguin (Author)**  
**Recommendation:** Adopt a Resolution updating the Council Rules of Procedure and Order to prohibit the use of amplified sound in Council meetings and rescinding Resolution No. 70,961-N.S.  
**Financial Implications:** See report  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Adopted Resolution No. 71,174–N.S. amended to remove the reference to the Government Code Section 54957.9 in Chapter V, Paragraph C.

## Consent Calendar

### 3. Temporary Hiatus for City Council Policy Committees

**From:** City Manager

**Recommendation:** Adopt a Resolution enacting a temporary hiatus for City Council policy committee meetings from January 22, 2024 to March 1, 2024, with certain exceptions, due to the vacancy in District 7 and the special election to fill the vacancy.

**Financial Implications:** See report

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

**Action:** Adopted Resolution No. 71,175–N.S. amended to change the end of the hiatus from March 1 to May 1.

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

## Adjournment

**Action:** M/S/C (Arreguin/Taplin) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 11:47 a.m.

I hereby certify that the foregoing is a true and correct record of the special meeting held on January 22, 2024.

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Mark Numainville, City Clerk

## Communications

- None

### Supplemental Communications and Reports 1

- None

### Supplemental Communications and Reports 2

- None

### Supplemental Communications and Reports 3

- None

## BERKELEY CITY COUNCIL SPECIAL MEETING MINUTES

**TUESDAY, JANUARY 23, 2024**

**3:00 P.M.**

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

TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY, CA 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI

DISTRICT 2 – TERRY TAPLIN

DISTRICT 3 – BEN BARTLETT

DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN

DISTRICT 6 – SUSAN WENGRAF

DISTRICT 7 – VACANT

DISTRICT 8 – MARK HUMBERT

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## Preliminary Matters

**Roll Call:** 3:08 p.m.

**Present:** Taplin, Harrison, Hahn, Wengraf, Humbert, Arreguin

**Absent:** Kesarwani, Bartlett

Councilmember Bartlett present at 3:36 p.m.

**Public Comment - Limited to items on this agenda only – 2 speakers**

## CLOSED SESSION:

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

### 1. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2):

- a. Workers' Compensation Case: ADJ Number: ADJ16352062

**Action:** M/S/C (Humbert/Harrison) to provide direction to outside counsel and approve a settlement by Compromise & Release, as to the workers' compensation matter ADJ Number: ADJ16352062.

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

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

- a. Service Employees International Union Local 1021, CSU/PTRLA v. City of Berkeley, Arb No. 21-0278

**Action:** No reportable action taken.

### 3. CONFERENCE WITH LABOR NEGOTIATORS; GOVERNMENT CODE SECTION 54957.6

Negotiators: Dee Williams-Ridley, City Manager, Anne Cardwell, Deputy City Manager, LaTanya Bellow, Deputy City Manager, Aram Kouyoumdjian, Human Resources Director, Jonathan Holtzman, Renne Public Law Group

Employee Organizations: Berkeley Fire Fighters Association Local 1227 I.A.F.F., Berkeley Fire Fighters Association, Local 1227 I.A.F.F. / Berkeley Chief Fire Officers Association; Berkeley Police Association; SEIU 1021 Community Services and Part-time Recreation Activity Leaders, SEIU 1021 Maintenance and Clerical, Public Employee Union Local 1, Unrepresented Employees

**Action:** No reportable action taken.

### 4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2)

- a. Significant exposure to litigation pursuant to Section 54956.9(d)(2): One (1) case. See attached letter from Law Office of Jonathan Weissglass.

**Action:** No reportable action taken.

**OPEN SESSION:**

City Council met in closed session on January 23, 2024, Pursuant to Government Code Section 54956.9(d)(2) and provided direction to outside counsel and approved a settlement by Compromise & Release, as to the workers' compensation matter ADJ Number: ADJ16352062.

**Adjournment**

**Action:** M/S/C (Arreguin/Taplin) to adjourn the meeting.

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

Adjourned at 6:11 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on January 23, 2024.

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Mark Numainville, City Clerk

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

**Tuesday, January 23, 2024  
6:00 PM**

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

TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – TERRY TAPLIN  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
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DISTRICT 7 – VACANT  
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## Preliminary Matters

**Roll Call:** 6:47 p.m.

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

**Absent:** Kesarwani

## Report from Closed Session

City Council met in closed session on January 23, 2024, Pursuant to Government Code Section 54956.9(d)(2) and provided direction to outside counsel and approved a settlement by Compromise & Release, as to the workers' compensation matter ADJ Number: ADJ16352062.

## Action Calendar

1. **Reimagining Public Safety Status Report** *(Item contains supplemental material.)*

**From:** City Manager

**Recommendation:**

1. Review and discuss the provided status report from the City Manager with the goal of demonstrating transparency and facilitating informed council discussion towards the advancement of the Reimagining Public Safety initiative in Berkeley.
2. Provide comments on the Gun Violence Prevention program model report for Berkeley with the goal of facilitating informed council discussion.

**Financial Implications:** See report

Contact: Carianna Arredondo, City Manager's Office, (510) 981-7000

**Action:** 20 speakers. M/S/C (Taplin/Hahn) to approve the recommendation published in Supplemental Communications Packet #2:

1. Receive the Reimagining Public Safety Status Report from the City Manager's Office;
2. Refer Alternative #3 (Problem Oriented Policing along Gun Violence Corridors+ Street Outreach Workers + SNA [Social Network Analysis] Focused Deterrence + Social Services) in 2023 Gun Violence Prevention report to the City Manager for Gun Violence Prevention implementation.

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

## Adjournment

**Action:** M/S/C (Arreguin/Taplin) to adjourn the meeting.

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

Adjourned at 9:57 p.m.

I hereby certify that the foregoing is a true and correct record of the special meeting held on January 23, 2024.

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Mark Numainville, City Clerk

## **Communications**

- None

## **Supplemental Communications and Reports 1**

- None

## **Supplemental Communications and Reports 2**

**Item #1: Reimagining Public Safety Status Report (*Item contains supplemental material.*)**

1. Supplemental material, submitted by Councilmember Taplin

## **Supplemental Communications and Reports 3**

**Item #1: Reimagining Public Safety Status Report (*Item contains supplemental material.*)**

2. Presentation, submitted by the City Manager's Office

## **Miscellaneous Communications**

3. Gun Violence – Mr. Eid

**MINUTES**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, January 30, 2024**  
**6:00 PM**

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

TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY 94708

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
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## Preliminary Matters

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

**Present:** Taplin, Harrison, Hahn, Humbert, Arreguin

**Absent:** Kesarwani, Bartlett, Wengraf

Councilmember Bartlett present at 6:10 p.m.

Councilmember Kesarwani present at 6:14 p.m.

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

**Ceremonial Matters:** None

**City Manager Comments:** None

**Public Comment on Non-Agenda Matters:** 21 speakers.

**Action:** M/S/C (Arreguin/Hahn) to accept an urgency item from Mayor Arreguin pursuant to Government Code Section 54954.2(b)(2) entitled Excused Absence for Councilmember Wengraf.

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

## Consent Calendar

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and allow for a 30-minute public comment period on the Consent Calendar.

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

**Public Comment on Consent Calendar and Information Items Only:** 18 speakers.

## Consent Calendar

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

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

## Recess Items

- 1. Purchase Order: With Motorola for Firehouse Alerting System Equipment**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to issue purchase orders with Motorola for an amount not to exceed \$175,000 through July 31, 2024 for the purchase of equipment necessary to complete the emergency firehouse alerting retrofit project.  
**Financial Implications:** See report  
Contact: David Sprague, Fire, (510) 981-3473  
**Action:** Adopted Resolution No. 71,176–N.S.  
**Vote:** Ayes – Kesarwani, Taplin, Bartlett, Hahn, Humbert, Arreguin; Noes – Harrison; Abstain – None; Absent – Wengraf.
- 2. Reject All Bids and Negotiate with Contractors for the Berkeley Fire Station Landscape Project, Specification No. 24-11622-C**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution ratifying the action taken by the City Manager during recess to reject all bids and direct staff to negotiate with contractors for the work associated with the Berkeley Fire Station Landscape Project Specification No. 24-11622-C.  
**Financial Implications:** See report  
Contact: David Sprague, Fire, (510) 981-3473  
**Action:** Adopted Resolution No. 71,177–N.S.

## Consent Calendar

**Urgency Item: Excused Absence for Councilmember Wengraf**

**From: Mayor Arreguin**

**Recommendation:** Excuse Councilmember Wengraf from the January 30, 2024 Council meeting as a result of an illness of a close family member who requires immediate care.

**Financial Implications:** None

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

**Action:** Approved recommendation.



## Consent Calendar

- 3. Prevailing Wage Requirements in the Southside Plan Area; Adding Berkeley Municipal Code Chapter 13.108**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,893-N.S. amending Berkeley Municipal Code Title 13 to add Chapter 13.108 --Prevailing Wage Requirements in the Southside Plan Area to establish prevailing wage requirements for projects exceeding 50 units or 50,000 square feet in the Southside Plan Area.  
**First Reading Vote:** Ayes – Taplin, Bartlett, Harrison, Hahn, Wengraf, Humbert, Arreguin; Noes – None; Abstain – Kesarwani.  
**Financial Implications:** See report  
Contact: Jordan Klein, Planning and Development, (510) 981-7400  
**Action:** Adopted second reading of Ordinance No. 7,893–N.S.  
**Second Reading Vote:** Ayes – Taplin, Bartlett, Harrison, Hahn, Humbert, Arreguin; Noes – None; Abstain – Kesarwani; Absent – Wengraf.
- 4. Expansion of the Elmwood Business Improvement District, Levy Assessments in the District for 2025, and Authorize a Contract with the Elmwood Business Association (EBA) to receive assessment revenue**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,894-N.S. expanding the Elmwood Business Improvement District, amending Chapter 7.84 of the Berkeley Municipal Code (BMC) originally adopted by Ordinance No. 6,164-N.S.  
**First Reading Vote:** Ayes – Kesarwani, Taplin, Bartlett, Harrison, Hahn, Humbert, Arreguin; Noes – None; Abstain – None; Absent – Wengraf.  
**Financial Implications:** See report  
Contact: Eleanor Hollander, Economic Development, (510) 981-7530  
**Action:** Adopted second reading of Ordinance No. 7,894–N.S.  
**Second Reading Vote:** Ayes – Kesarwani, Taplin, Bartlett, Harrison, Hahn, Humbert, Arreguin; Noes – None; Abstain – None; Absent – Wengraf.
- 5. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on January 30, 2024**  
**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 - \$200,000  
Contact: Henry Oyekanmi, Finance, (510) 981-7300  
**Action:** Approved recommendation.

## Consent Calendar

- 6. Grant Application: Funding from California Department of Forestry and Fire Protection (CAL FIRE) Wildfire Prevention Grant to Implement an Incentive Program for Residents in Berkeley's Very High Fire Hazard Severity Zone**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to apply for and accept a grant, and any amendments, from the California Department of Forestry and Fire Protection (CAL FIRE) for up to the amount of \$1.1 Million to implement a defensible space program for residents of Berkeley's Very High Fire Hazard Severity Zone.  
**Financial Implications:** See report  
Contact: David Sprague, Fire, (510) 981-3473  
**Action:** Adopted Resolution No. 71,178–N.S.
- 7. State Homeland Security Grant Program Application to Implement CAD to CAD Interface between the City of Berkeley Emergency Communications Center and the Alameda County Regional Dispatch Center**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to apply for, accept, and manage a grant for the CAD to CAD (computer-aided dispatch) Interface Project between the City of Berkeley Emergency Communications Center and the Alameda County Regional Dispatch Center, with a total project cost of \$99,600. This project is crucial for enhancing communication and coordination between agencies.  
**Financial Implications:** See report  
Contact: David Sprague, Fire, (510) 981-3473  
**Action:** Adopted Resolution No. 71,179–N.S.
- 8. Contracts: As-Needed Hazardous Fire Fuel Treatment with Julian Tree Care, Professional Tree Care, West Coast Arborist Inc., and West Coast Tree Service**  
**From: City Manager**  
**Recommendation:** Adopt four Resolutions authorizing the City Manager or her designee to execute the following contracts and any amendments for As-Needed Hazardous Fire Fuel Treatment and removal from February 1, 2024, to January 30, 2028, for a total cumulative amount not to exceed \$4,000,000:  
1. Julian Tree Care in the amount of \$1,000,000;  
2. Professional Tree Care in the amount of \$1,000,000;  
3. West Coast Arborist Inc. in the amount of \$1,000,000; and  
4. West Coast Tree Service in the amount of \$1,000,000.  
**Financial Implications:** See report  
Contact: David Sprague, Fire, (510) 981-3473  
**Action:** Adopted Resolution No. 71,180–N.S. (Julian Tree Care); Resolution No. 71,181–N.S. (Professional Tree Care); Resolution No. 71,182–N.S. (West Coast Arborist Inc.); and Resolution No. 71,183–N.S. (West Coast Tree Service).

## Consent Calendar

- 9. Revenue Contract: 2024 Community Services Block Grant**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to accept Community Service Block Grant (CSBG) Contract Number 24F-3001 for the amount of \$299,495, and execute any resultant agreements and amendments including amendments that may decrease or increase the contract amount or add discretionary funding, or to change the contract term, or to update contract terms, to provide low-income services for the time period January 1, 2024 to May 31, 2025, with the option to extend the contract period as amended by the California State Department of Community Services and Development.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,184–N.S.
- 10. Revenue Grant Agreement: Funding Support from the State of California Tobacco Control Program to Conduct Public Health Services**  
**From: City Manager**  
**Recommendation:** Adopt Resolution authorizing the City Manager or her designee to submit grant agreements to the State of California, to accept the grant, and execute any resultant revenue agreements and amendments to conduct public health promotion, protection, and prevention services for the Tobacco Control Program in the projected total amount of \$300,000 for Fiscal Year 2025.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,185–N.S.
- 11. Expenditure Contract: Alameda County Public Health Department (Office of Dental Health) to Provide Dental Services to the Berkeley Unified School District**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments or extensions with Alameda County in an amount not to exceed \$159,000 to provide dental services in Berkeley Unified School District for the period July 1, 2024 through June 30, 2027.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,186–N.S.

## Consent Calendar

- 12. Expenditure Contract: Berkeley Free Clinic for Laboratory Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments or extensions with the Berkeley Free Clinic (BFC) for laboratory services, in an amount not to exceed \$150,000 for the period July 1, 2024 through June 30, 2027.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,187–N.S.
- 13. Contract No. 32300149 Amendment: mySidewalk, Inc. for HHCS Web-Based Population Health Data Platform**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute an amendment to Contract No. 32300149 with mySidewalk, Inc. for an additional \$30,000 for a total not to exceed amount of \$158,315 through March 4, 2026.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,188–N.S.
- 14. Contract No. 32300112 Amendment: Harold Dichoso for COVID-19 Outreach and Education**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to amend Contract No. 32300112 with Harold Dichoso for COVID-19 outreach and education, to extend the contract end date through June 30, 2024 and increase the not-to-exceed amount (NTE) by \$20,000 utilizing one-time grant funds. The amendment will increase the NTE amount from \$125,000 to \$145,000.  
**Financial Implications:** See report  
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400  
**Action:** Adopted Resolution No. 71,189–N.S.

## Consent Calendar

### 15. **Martin Luther King Jr. House Request for Proposals Recommendation**

**From: City Manager**

**Recommendation:** Adopt a Resolution to: 1. Approve the transfer of Martin Luther King Jr.(MLK) House from Resources for Community Development to Insight Housing, including obligations under the City's existing loan and regulatory agreements; and 2. Extend the previously approved \$1,178,974 funding reservation for MLK House and transfer that reservation to Insight Housing; and 3. Reserve an additional \$822,014 from the Housing Trust Fund program to support Insight Housing's renovation of the property; and 4. Waive Sections I.A.1 and IV.C.1 of the Housing Trust Fund Guidelines. 5. Authorize the City Manager or her designee 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. 71,190–N.S.

### 16. **Grant for 1741-1747 Russell Street**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to redirect \$95,625, the amount of transfer tax recently paid for 1741-1747 Russell Street, from the General Fund to Insight Housing (Insight) to support the renovation of the property.

**Financial Implications:** See report

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

**Action:** Adopted Resolution No. 71,191–N.S.

### 17. **At-Will Designations: Employee Relations Manager and Assistant to the City Attorney**

**From: City Manager**

**Recommendation:**

1. Adopt first reading of an Ordinance amending Berkeley Municipal Code Section 4.04.120(A) to designate the unrepresented classifications of Employee Relations Manager and Assistant to the City Attorney as at-will, and
2. Adopt a Resolution authorizing amendments to the Unrepresented Employee Manual and all other pertinent documents to effectuate the change; approving a 5% salary differential for the Employee Relations Manager classification, to be set forth in the Unrepresented Employee Manual; and modifying the Employee Relations Manager job specification to state that the incumbent "may act as department head in the absence of the Director of Human Resources."

**Financial Implications:** See report

Contact: Aram Kouyoumdjian, Human Resources, (510) 981-6800

**Action:** 1. Adopted first reading of Ordinance No. 7,896–N.S. Second reading scheduled for February 13, 2024. 2. Adopted Resolution No. 71,192–N.S.

## Consent Calendar

18. **Donation: Memorial Bench at Cesar Chavez Park in memory of Samuel Lepie Hallward**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting a cash donation in the amount of \$3,400 for a memorial bench to be placed at Cesar Chavez Park in memory of Samuel Lepie Hallward.  
**Financial Implications:** \$3,400 in revenue.  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700  
**Action:** Adopted Resolution No. 71,193–N.S.
19. **Contract No. 31900143 Amendment: Passport Labs Incorporated for a Parking Management System**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 31900143 and any necessary future amendments with Passport Labs Inc. to provide a Parking Management System for an additional two-year contract extension beyond the current contract expiration date of February 4, 2024, and to approve additional appropriations for the performance of this contract.  
**Financial Implications:** See report  
Contact: Jennifer Louis, Police, (510) 981-5900  
**Action:** Adopted Resolution No. 71,194–N.S. as amended in Supplemental Communications Packet #1 by the City Manager.
20. **Contract: CESCORP, dba Cal Elite Builders for Corp Yard City Fleet EV Charger Project. Specification No.23-11546-C**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Approving plans and specifications for the Corp Yard City Fleet EV Charger Project (Project)., Specification No. 23-11546-C; 2. Accepting the bid of CESCORP, dba Cal Elite Builders as the lowest responsive and responsible bidder; and 3. Authorizing the City Manager to execute a contract and any amendments, extensions, or other change orders until completion of the project in accordance with the approved plans and specifications, for an amount not to exceed \$814,680.  
**Financial Implications:** See report  
Contact: Andrew Murray, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 71,195–N.S.

## Consent Calendar

- 21. Contract: CESCORP, dba Cal Elite Builders & Cal Electric for the Central Library HVAC Replacement Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Approving plans and specifications for Central Library HVAC Replacement Project, Specification No.23-11600-C; 2. Accepting the bid of CESCORP, dba Cal Elite Builders & Cal Electric as the lowest responsive and responsible bidder; and 3. Authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications, for an amount not to exceed \$1,566,000, which includes a contingency of \$261,000.  
**Financial Implications:** See report  
Contact: Andrew Murray, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 71,196–N.S.
- 22. Contracts: On-Call Construction and Project Management Services: Hollins Consulting, Inc., Kitchell/CEM, Inc., and O’Connor Construction Management, Inc.**  
**From: City Manager**  
**Recommendation:** Adopt three Resolutions authorizing the City Manager to execute contracts and any amendments with the following firms for on-call construction management and project management services (CM/PM) for capital improvement projects, each for the period of January 1, 2024 through June 30, 2025:  
1. Hollins Consulting, Inc. (Hollins), for an amount not to exceed \$2,800,000.  
2. Kitchell/CEM, Inc. (Kitchell), for an amount not to exceed \$2,800,000.  
3. O’Connor Construction Management, Inc. (OCMI), for an amount not to exceed \$2,800,000.  
**Financial Implications:** See report  
Contact: Andrew Murray, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 71,197–N.S. (Hollins); Resolution No. 71,198–N.S. (Kitchell/CEM); and Resolution No. 71,199–N.S. (O’Connor).
- 23. Contract: Shaw Industries, Inc. for Civic Center Building Carpet Replacement Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Pursuant to City Charter Article XI Section 67.2 requirements, accepting the California Multiple Award Schedule (CMAS) bid procedures; 2. Approving the CMAS Contract with Shaw Industries, Inc. for Carpet Replacements at the Civic Center Building; 3. Authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the terms and conditions of the agreements with Shaw Industries, Inc. in an amount not to exceed \$311,348, which includes a contingency of \$29,045.  
**Financial Implications:** Capital Improvement Fund - \$311,348  
Contact: Andrew Murray, Public Works, (510) 981-6300  
**Action:** Item 23 removed from the agenda by the City Manager.

## Consent Calendar

- 24. Contract No. 108007-1 Amendment: Don's Tire Services, Inc. for Tire Repair Services for City Fleet Vehicles**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 108007-1 with Don's Tire Services, Inc. for repair and replacement services for automobile and truck tires for City of Berkeley fleet vehicles in the amount of \$650,000 for a total not-to-exceed amount of \$1,073,534 and extend the contract through the June 30, 2025.  
**Financial Implications:** See report  
Contact: Andrew Murray, Public Works, (510) 981-6300  
**Action:** Adopted Resolution No. 71,200–N.S.
- 25. Lease Agreement: We Wield The Hammer at 2440 Durant Avenue in the Telegraph-Channing Mall and Garage**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance authorizing the City Manager to execute a lease agreement with We Wield The Hammer (WWTH), a 501c3 nonprofit organization to use and occupy 2440 Durant Avenue inside the Telegraph-Channing Mall and Garage for a five (5) year lease term with an option to extend for one additional five (5) year term. The initial lease term is anticipated to begin March 1, 2024.  
**Financial Implications:** See report.  
Contact: Andrew Murray, Public Works, (510) 981-6300  
**Action:** Adopt first reading of Ordinance No. 7,897–N.S. Second reading scheduled for February 13, 2024.

## Council Consent Items

- 26. City Council Committee and Regional Body Appointments**  
**From: Mayor Arreguin**  
**Recommendation:** Adopt a Resolution approving the appointment of Council representatives to City Council Standing Policy Committees, Partnership Committees, Regional Bodies and Liaisons to City Boards and Commissions for a term ending on January 31, 2025 or until new appointments are made.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100  
**Action:** Adopted Resolution No. 71,201–N.S.



## Council Consent Items

27. **Support for ACA 4 Elections: Eligibility to Vote**  
**From: Councilmember Hahn (Author), Councilmember Robinson (Author)**  
**Recommendation:** Adopt a resolution in support of Assembly Constitutional Amendment 4 (Bryan), which would repeal a constitutional requirement disqualifying electors incarcerated for felony convictions, and send a copy of the resolution to Assemblymembers Isaac Bryan and Buffy Wicks, and State Senator Nancy Skinner.  
**Financial Implications:** None  
Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150  
**Action:** Adopted Resolution No. 71,202–N.S.
28. **Request by Resolution that PG&E Underground Utilities in Berkeley’s VHFHSZ**  
**From: Councilmember Wengraf (Author), Councilmember Humbert (Co-Sponsor), Councilmember Hahn (Co-Sponsor), Councilmember Harrison (Co-Sponsor)**  
**Recommendation:** Adopt a Resolution urging PG&E to underground utility wires in Berkeley’s Very High Fire Hazard Severity Zone (VHFHSZ) to mitigate wildfire risk and limit evacuation and ingress obstruction. Send the Resolution to PG&E CEO Patti Poppe, the California Public Utilities Commission (CPUC), the Office of Energy Infrastructure Safety, State Senator Nancy Skinner, Assemblymember Buffy Wicks, Governor Gavin Newsom and Senator Mike McGuire, author of SB 884. Request the City Manager issue a press release about this Resolution as a critical Public Safety matter.  
**Financial Implications:** None  
Contact: Susan Wengraf, Councilmember, District 6, (510) 981-7160  
**Action:** Adopted Resolution No. 71,203–N.S.

Recess 8:54 p.m. – 9:01 p.m.

## Council Action Items

### 29. Budget Referral: Additional Security Cameras at Intersections Experiencing Increased Violent Crime

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

**Recommendation:** In order to deter violent crime and obtain evidence to solve criminal investigations, adopt the following recommendations:

1. Authorize the City Manager to install additional security cameras, prominent signage, and increased lighting in the public right-of-way at intersections experiencing a rise in violent crime and/or which include arterial streets offering entry/exit points for Berkeley.

2. Refer costs for security cameras and lighting to the next budget process.

Security camera footage would be used solely for the purpose of solving criminal investigations. The cameras are not intended and would not be used for continuous surveillance purposes. Cameras should ideally be compatible with those already in use at San Pablo Park under Contract Nos. 31900080 and 31900205 and those deployed at other intersections throughout the city.

Priority intersections for security camera installation would include: -Alcatraz and College; -Woolsey and Telegraph; -Woolsey and Shattuck; -Alcatraz and Adeline; and -Alcatraz and Sacramento.

**Financial Implications:** See report

Contact: Mark Humbert, Councilmember, District 8, (510) 981-7180

**Action:** M/S/Failed (Arreguin/Humbert) to accept revised material from Councilmember Humbert on Item 29.

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

**Action:** M/S/Carried (Arreguin/Hahn) to suspend the rules and allow for a 30-minute public comment period on Item 29.

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

Councilmember Harrison absent at 8:54 p.m.

**Action:** 21 speakers. M/S/C (Arreguin/Bartlett) to:

1. Pursuant to Berkeley Police Department Policy Numbers 351 and 1304, the City Council approves the following additional locations for the installation of External Fixed Video Surveillance Cameras, signage and increased lighting at the following locations, and refer the costs for acquisition of cameras and lighting to the FY 2025 Budget process:
  - Alcatraz and College
  - Woolsey and Telegraph
  - Woolsey and Shattuck
  - Alcatraz and Adeline

## Council Action Items

- Alcatraz and Sacramento
- San Pablo Ave. and Gilman

Additional camera locations to be considered for potential future installation include:

- Telegraph and Dwight
- 5<sup>th</sup> Street and Gilman
- 4<sup>th</sup> Street and Hearst
- Cedar St. and Eastshore Hwy
- 4<sup>th</sup> Street and Virginia
- 8<sup>th</sup> Street and Harrison
- 2<sup>nd</sup> Street and Page
- University and San Pablo

The costs for installation and maintenance of cameras at additional authorized locations would be determined and approved separately during future budget processes.

2. Direct the City Manager to engage with the Police Accountability Board on this proposal and request their feedback to Council within 30 days of submission. The Council will take its comments into consideration during subsequent steps for final approval for purchase and installation of cameras at approved locations.
3. Direct the City Manager to prepare targeted amendments to various pertinent surveillance technology reports and policies in order to provide extra transparency beyond what is explicitly required by the Berkeley Municipal Code and Berkeley Police Department Law Enforcement Manual.

Security camera footage would be used solely in a manner consistent/compliant with existing ordinances and the Berkeley Police Department's existing use policies, as enumerated in the Berkeley Municipal Code, the Berkeley Police Department Law Enforcement Manual. The cameras are not intended and would not be used for continuous surveillance purposes. Cameras should ideally be compatible with those already in use at San Pablo Park under Contract Nos. 31900080 and 31900205 and those deployed at other intersections throughout the city.

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

## Information Reports

30. **\*\*\*Removed from Agenda by City Manager\*\*\* Bay Area Housing Finance Authority and 2024 Regional Affordable Housing Bond**  
**From: City Manager**

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

## Information Reports

31. **LPO NOD: 2119 Marin Avenue, #LMSAP2023-0003**  
**From: City Manager**  
Contact: Jordan Klein, Planning and Development, (510) 981-7400  
**Action:** Received and filed.
  
32. **LPO NOD: 910 Indian Rock Avenue, #LMIN2023-0002**  
**From: City Manager**  
Contact: Jordan Klein, Planning and Development, (510) 981-7400  
**Action:** Received and filed.

## Adjournment

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and adjourn the meeting.

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

Adjourned at 9:38 p.m.

I hereby certify that the foregoing is a true and correct record of the regular meeting held on January 30, 2024.

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Mark Numainville, City Clerk

## Communications

### Supportive Housing

1. David Lerman

### Stop Sign Added

2. Theo Posselt

### Tibetan Flag Ceremony

3. Tenzin Tsering, on behalf of the Tibetan Association of Northern California (2)

### Lack of Berkeley Businesses

4. Marnie Hatch

### Berkeley Police Matters

5. Tenzin Jimenez

### Residential Parking Permits

6. Ian Goodman

**American Democracy**

7. Vivian Warkentin

**San Francisco Bay Ferry**

8. Lauren Gularte, on behalf of Water Transit

**Reparations**

9. Aden Ishii

**Port of Oakland**

10. Danny Wan, on behalf of Port of Oakland

**Brown Act**

11. Jonathan Weissglass

12. Juan Carlo

**Chronicle**

13. Marc Sapir

**Councilmember Robinson**

14. Toni Mester

**URL's Only**

15. Vivian Warkentin (3)

**People's Park**

16. Jack Kurzweil

17. Sylvia

18. Jill Polsby

19. Moni Law (2)

20. Joty Dhaliwal

21. Summer Brenner (2)

22. Max Ventura

23. Arthur Stopes

24. Justin Lee

25. Leslie Firestone

26. Richard Crago

27. Sky Ocean

28. Owen Martin Zuidema

**Gaza and Israel**

29. Jack Kurzweil (3)

30. Linda and Stanley Wulf

31. Sandy Slauson

32. Karen Davis

33. Jane White

34. Stephanie Thomas
35. Cynthia Moore
36. Michael Weber (2)
37. Sally Nelson
38. Gael Alcock
39. Summer Brenner (2)
40. Mary Ann Gallagher
41. Jocelyn Goldsmith
42. Stephanie Allan
43. Barbara Erickson (2)
44. Jamie Cooney
45. Esha Potharaju
46. Summer Brenner
47. Diana Bohn
48. Dahlia Frydman
49. Elinor Tamari
50. Michael Kaye
51. Mincers.shroud.0k@
52. Noga Alon
53. Deborah Green
54. June Safran
55. Barbara Schick
56. Elana Auerbach
57. Esther Brass-Chorin
58. Allen Mayer
59. Dorit Dorenz
60. Doreet Stein
61. Robert Bonem
62. Peggy Scott
63. 5 similarly-worded form letters

## **Supplemental Communications and Reports 1**

### **Item #19: Contract No. 31900143 Amendment: Passport Labs Incorporated for a Parking Management System**

64. Revised material, submitted by the Police Department

### **Item #28: Request by Resolution that PG&E Underground Utilities in Berkeley's VHFHSZ**

65. Janice Thomas

## **Supplemental Communications and Reports 2**

### **Item #27: Support for ACA 4 Elections: Eligibility to Vote**

66. League of Women Voters' of Berkeley, Albany and Emeryville

**Item #29: Budget Referral: Additional Security Cameras at Intersections Experiencing Increased Violent Crime**

- 67. Revised material, submitted by Councilmember Humbert and Bartlett
- 68. Supplemental material, submitted by Councilmember Hahn
- 69. Kelly Hammargren
- 70. Ken Peterson
- 71. David Lerman
- 72. Police Accountability Board
- 73. Madeline Feingold
- 74. Chesa Boudin

**Supplemental Communications and Reports 3**

**Urgent Item**

- 75. Excused Absence for Councilmember Susan Wengraf

**Item #29: Budget Referral: Additional Security Cameras at Intersections Experiencing Increased Violent Crime**

- 76. Melanie Bowden
- 77. Barbara Gilbert

**Miscellaneous Communications**

- 78. Path to Humanity – Travis Castle
- 79. Hunger, Food Insecurity - Eid

