

PEACE & JUSTICE COMMISSION REGULAR MEETING AGENDA Monday, January 7, 2019 – 7:00 p.m. Cypress Room, City Hall 2180 Milvia Street, Berkeley, CA

SECTION A. PRELIMINARY MATTERS

- 1. Roll Call
- 2. Announcements
- 3. Comments from the Public (subject to time limits applicable to all speakers as necessary)
- 4. Review and approval of meeting minutes
- 5. Commission Updates & Chairperson's Report
- 6. Secretary's Report (including status of passed items from previous meetings)

SECTION B. SUBCOMMITTEE REPORTS AND OTHER COMMISSION BUSINESS

- 7. Subcommittee on The Convention on the Rights of Persons with Disabilities (Commissioner Maran)
- 8. Subcommittee on Socially Responsible Investments and Procurement (Commissioner Bohn)

SECTION C. ACTION ITEMS

- 9. Discussion and action regarding Weapons Contracting Resolution (Commissioner Bohn)
- 10. Send letter to Mayor and Council (Chair Lippman)
- 11. City's First Draft Local Hazard Mitigation Plan (LHMP) (Commission Secretary)
- 12. Sanctuary Cities and Counties Working Group (Chair Lippman)

SECTION D. COMMUNICATIONS

13. Interview of Daniel Ellsberg, by Berkeley resident Bill Roller, about Ellsberg's recent book, *The Doomsday Machine: Confessions of a Nuclear War Planner*

SECTION E. BACKGROUND INFORMATION

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SECTION F. ADJOURNMENT

The next meeting of the Peace & Justice Commission is scheduled for February 4, 2019. All proposed Commission agenda items should be submitted to the Commission Secretary by or before January 25, 2019. Dates are subject to change, please contact the Commission Secretary by email at sallen@cityofberkeley.info to confirm receipt of submitted items.

ADA Disclaimer

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

Communications Disclaimer

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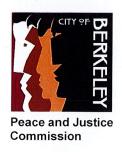
SB 343 Disclaimer

Any writings or documents provided to a majority of the Commission regarding any item on this agenda will be made available for public inspection at Old City Hall located at 2134 Martin Luther King Jr. Way, Berkeley, CA 94704.

Commission Contact Information

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Peace and Justice Commission Roster Appointer Name District Levya-Cutler **VACANT BUSD** Zoe Pancoast Alper BUSD Zaira Rodriguez Student Director **BUSD VACANT Daniels BUSD VACANT** Hemphill **BUSD** Grace Morizawa Appel **BUSD** VACANT Arreguin Mayor Rita Maran Maio 1 Dr. Hatem al-Bazian Davila 2 J. George Lippman (Chair) Bartlett 3 Diana Bohn 4 Harrison **Arvin Hariri (Vice Chair)** Hahn 5 Robert L Meola Wengraf 6 Denny Han Worthington 7 Angie Chen Droste 8



2019 Meeting Schedule Peace and Justice Commission

Cypress Room, City Hall 2180 Milvia Street, 1st Floor, Berkeley 94704

- 1. Monday, January 7, 2019 at 7pm
- 2. Monday, February 4, 2019 at 7pm
- 3. Monday, March 4, 2019 at 7pm
- 4. Monday, April 8, 2019 at 7pm
- 5. Monday, May 13, 2019 at 7pm
- 6. Monday, June 3, 2019 at 7pm
- 7. Monday, July 15, 2019 at 7pm
- 8. Monday, September 9, 2019 at 7pm
- 9. Monday, October 7, 2019 at 7pm
- 10. Monday, November 4, 2019 at 7pm

Chapter 3.68 PEACE AND JUSTICE COMMISSION

Sections:

3.68.010	Findings.	
3.68.020	EstablishedMembershipAppointment.	
3.68.030	"Peace and justice" defined.	
3.68.040	Automatic termination of appointment.	
3.68.050	Liaison representative to other City entities.	
3.68.060	Organization, meetings, rules, and procedures	
3.68.070	Functions.	

3.68.010 Findings.

The council finds as follows:

- A. The intentional destruction of cities in war is the rule and not the exception.
- B. State, national and international governmental bodies have failed to control war and in fact, have in many cases, been responsible for war and the conditions of war.
- C. The wealth that could be spent to help the poor, heal the sick, house the homeless, educate the children, and care for the elderly is now spent on ever more costly weapons of mass destruction.
- D. Peace is not a fictitious tranquil end-state, but the process of solving differences constructively, creatively, and non-violently.
- E. Peace is inseparable from justice.
- F. The present threat of nuclear or biological holocaust is not peace, but a condition of war against all humanity.
- G. Initiatives are needed to reverse the drift toward war and to remove the causes of war.
- H. Our best protection lies in initiating, devising, and promulgating peaceful and just policy alternatives.
- I. Individual citizens, unless organized, are virtually powerless in confronting and influencing larger governmental bodies.

- J. It is the responsibility of one and all to labor hard for peace and justice within forums of appropriate scale.
- K. The residents of Berkeley have continually demonstrated their concern for peace and justice based on equality among all peoples.
- L. The residents of Berkeley have welcomed to our City those who have been forced into exile, and who have come fleeing torture and death.
- M. The Berkeley City Council, to act successfully in furthering peace and justice, must have wise counsel, accurate research, vigorous analysis, articulate formulation of issues and proposals for action, and thus the establishment of a Peace and Justice Commission is proper. (Ord. 5705 § 1, 1986)

3.68.020 Established--Membership--Appointment.

A Peace and Justice Commission is hereby established. The commission shall consist of fifteen members. Six members shall be appointed by the Berkeley Unified School District Board and nine members shall be appointed by the Berkeley City Council. Commission members shall have a demonstrated interest in the area of peace and social justice. It is suggested that the commission should have some representation of political refugees and political exiles who are residents of Berkeley and otherwise eligible to serve on the commission. Berkeley City Council appointments to the commission shall be made, and vacancies shall be filled in accordance with the provisions of Sections 2.04.030 through 2.04.130 of the Berkeley Municipal Code enacted as Ordinance No. 4780-N.S. by the voters of the City. (Ord. 5705-NS § 2, 1986)

3.68.030 "Peace and justice" defined.

For the purpose of this chapter, "peace and social justice" shall refer to the goal of creating a world community in which the relations between people are based on equality, respect for human rights, and the abhorrence of exploitation and all forms of oppression. (Ord. 5705-NS § 3, 1986)

3.68.040 Automatic termination of appointment.

A. The appointment of any member of the commission who has been absent from three consecutive meetings shall automatically terminate as set forth in Berkeley Municipal Code Chapter 3.02 unless: (i) the absence of the commissioner is due to incarceration for acts of conscience or is due to absence from the City for work related to that of the commission, (ii) in the case of absences for reasons stated in item (i) it is strongly urged that in accordance with Section 3.02.030 of the Berkeley Municipal Code the appointing councilmember grant a leave of absence for not more than three months, and fill the vacancy with a temporary appointment to the commission.

- B. The chairperson of the commission shall report the attendance records of each member of the commission to the City Clerk monthly for each regularly scheduled meeting.
- C. Any member absent as noted in items A (i) and A (ii) above shall be recorded as "excused". Any member absent without being recorded as excused from three consecutive regular meetings as reported monthly shall be terminated automatically after the third missed meeting.
- D. The City Clerk shall notify any member whose appointment has automatically terminated and report to the appointing City Councilmember or School Board that a vacancy exists on the commission and that an appointment should be made for the unexpired term. (Ord. 5705-NS § 4, 1986)

3.68.050 Liaison representative to other City entities.

The commission may designate one or more of its members to act as a liaison representative to any other board, commission, or committee of the City. The functions of the liaison representative may include:

- A. Attendance at meetings of such other boards, commissions or committees;
- B. Advising the Peace and Justice Commission on the background behind those recommendations to the City Council of other boards, commissions or committees; and,
- C. On request of any member of such other board, commission or committee giving advice to such other board, commission or committee of policies, and procedures and recommendations to the City Council of the Peace and Justice Commission that may bear upon matters under discussion by such other board, commission or committee. (Ord. 5705-NS § 5, 1986)

3.68.060 Organization, meetings, rules, and procedures.

- A. The commission shall organize by electing from its members one chairperson and one vice-chairperson and such other officers as may be necessary, who shall hold office for one year and until their successors are elected unless their terms as members of the commission expire sooner. An officer or employee of the City designated by the City Manager shall serve as secretary to the commission.
- B. The commission shall establish a regular place and time for meeting. All meetings shall be noticed as required by law and shall be scheduled in a way to allow for maximum input from the public. The frequency of meetings shall be as determined by City Council resolution. The scheduling of special meetings in addition to those established by City Council resolution, except special meetings that take the place of cancelled regular meetings, shall be subject to approval by the City Council. A request for a special meeting shall include the

reason for the proposed meeting and should be expedited on the City Council's agenda, or in the alternative, placed before the Agenda Committee for approval.

C. The commission shall establish internal working rules and procedures which do not violate those rules of governance existing in the City Charter, the Commissioner's Handbook, or established through the authority of the City Council. (Ord. 6899-NS § 1, 2006: Ord. 5705-NS § 6, 1986)

3.68.070 Functions.

The commission shall perform the following functions:

- A. Advise the Berkeley City Council and the Berkeley Unified School Board on all matters relating to the City of Berkeley's role in issues of peace and social justice, including, but not limited to the issues of ending the arms race, abolishing nuclear weapons, support for human rights and self-determination throughout the world, and the reallocation of our national resources so that money now spent on war and preparation of war is spent on fulfilling human needs and the promotion of peace.
- B. Help create citizen awareness around issues of social justice and develop educational programs for implementation by the City Council and the School Board.
- C. Help develop proposals for the City Council and the School Board for actions in furtherance of the goals of peace and justice, and help publicize such actions in the community.
- D. Hold public hearings and community forums on issues that fall within the charge of the commission, and call on appropriate witnesses to provide pertinent information.
- E. Initiate and encourage research programs to collect and assess information relevant to the functions of the commission including the effect of the arms race and military spending on funding for City and school programs and on the quality of life for citizens of Berkeley.
- F. Develop ways to resolve conflict which do not involve violence and which may be applied on a local level as well as a national level.
- G. Initiate and develop cultural and educational foreign exchange.
- H. Act as a liaison between community groups organizing around issues of peace and social justice and City government.

- I. Prepare inventories of City resources, both public and private that are available for furthering the work of promoting international peace and social justice.
- J. Provide information to other municipalities and school districts on the work of the commission, and exchange information on actions taken by cities and the School Board in furtherance of the goals of the commission.
- K. Assist the Director of Finance in the annual evaluation of financial institutions for qualification of City investments; complete development and assist in the implementation of a linked deposit program; encourage target investments; coordinate with City agencies, appropriate community organizations, public and private investors, and the Governor's Public Investment Task Force; and advise the City Council on matters relating to the responsible investment of public funds in accordance with the responsible investment policy established by Resolution No. 55,141A-NS.
- L. Perform such other functions and duties as may be directed by the City Council or prescribed or authorized by any ordinance of the City, and such other functions and duties not prohibited by City Council which the commission should decide are consistent with its overall function of promoting peace and social justice.
- M. In prescribing the above duties and functions of the commission, it is not the intent of the council to duplicate or overlap the functions, duties, or responsibilities heretofore or hereafter assigned to any other City board or commission or to a City department. As to such functions or responsibilities above set forth which are partially or wholly the responsibilities of another board or commission or of a department of the City, the commission will render such assistance and advice to such board, commission or department as may be requested. (Ord. 6017-NS § 1, 1990: Ord. 5705-NS § 7, 1986)

Peace and Justice Commission 2018-2019 Annual Work Plan

Mission Statement:

The Peace and Justice Commission advises the Berkeley City Council and the Berkeley Unified School District Board on all matters relating to the City of Berkeley's role in issues of peace and social justice. (BMC Section 3.68.070.A.) Under its mandate, the Commission also helps create citizen awareness around issues of social justice, holds public hearings and community forums, initiates and encourage research programs, develops ways to resolve conflict which do not involve violence, acts as a liaison between community groups organizing around issues of peace and social justice and City government, and assists the Director of Finance in the evaluation of financial institutions for socially responsible investing.

I. Resolutions and communications to Council and the Board of Education.

Address homelessness, racial and gender justice, policing policy (including external BPD relationships such as NCRIC and UASI), protection of Ohlone sacred sites, civil liberties, international peace with justice, and other social issues as they arise throughout the year with proposals and communications as appropriate.

- II. Other existing responsibilities and subcommittees.
 - a. Continue the established responsibility for Nuclear Free Berkeley Act oversight and waiver process, as proposals are submitted to the Commission by City staff. Continue to collaborate with the international movement against nuclear weapons.
 - b. Subcommittee on the Convention on the Rights of Persons with Disabilities (CRPD).
 - The Subcommittee held a successful forum on the CRPD in 2018, and plans to hold a follow-up forum in 2019.
 - c. Socially Responsible Investing and Procurement Subcommittee (SRIP).
 - i. Improve and institutionalize the City's commitment to Socially Responsible investing, banking, and procurement.¹

¹ BMC Section 3.68.070.K: "The [Peace and Justice] Commission shall perform the following functions...K. Assist the Director of Finance in the annual evaluation of financial institutions for qualification of City investments...and advise the City Council on matters relating to the responsible

- Develop a resolution to propose a mechanism to fulfill the Commission's mandated advisory role.
- ii. Work with the Mayor's Task Force on Banking to strengthen and make effective the SRIP program, especially with regard to Procurement
- iii. Work with the BUSD School Board Policy Committee to establish an effective Sweatfree Berkeley Schools Policy.

III. Proposed expansions of responsibility.

The Commission has proposed two areas in which it could assist the Council in support of its Sanctuary City/City of Refuge declaration. As Berkeley has no Immigrant Rights Commission, Peace and Justice functions in that capacity on a de facto basis.

- a. Regional Sanctuary Community Working Group.
 The Commission offered to take on coordination with other Sanctuary communities (cities and counties) in a resolution passed July 9, 2018.
 Mayor Arreguin asked the Commission to do this work through the Mayor's Sanctuary City Task Force.
- b. Sanctuary City Contracting Ordinance Ban ICE data brokers from city contracting. The Commission reviewed the ordinance referred to it by Council, and responded with suggested language giving the Commission a role in vetting contracts, patterned after its role in the Nuclear Free Berkeley Act. The Commission's letter appeared in a subsequent Council agenda packet as a communication and is pending Council action.
- IV. Cooperate with the school board and the BUSD community on social issues of mutual interest affecting students and youth, with special consideration to the problem of the educational opportunity gap and sexual harassment in the schools, in the context of Title IX. Success of this initiative depends on School Board members fully appointing membership of the Peace and Justice Commission (to its statutory number of six BUSD-appointed commissioners from the present two).

The Commission will support the development of the African American Holistic Resource Center.

Background:

CRPD

The Peace & Justice Commission established the Subcommittee on the Convention on the Rights of Persons with Disabilities (the Subcommittee) in 2014, in order to institutionalize the City of Berkeley's long-standing focus on promoting and protecting the legal rights of persons with disabilities. The City has held a leading position in the field of disability rights for many years, and is well-known nationally and internationally as an unusually fruitful breeding ground for grassroots non-profit organizations working in that field.

Together with representatives from four other City of Berkeley Commissions: the Commission on the Status of Women, the Commission on Disability, the Commission on Mental Health, and the Commission on Aging, the Subcommittee published its Mission Statement; requested the Peace & Justice Commission to ask the City Council to write to the U.S. Senate urging ratification of the Convention on the Rights of Persons with Disabilities (duly done in 2015); and held a public Forum at the Ed Roberts Campus in May 2018.

The Subcommittee is working on plans to hold another public Forum in 2019.

The Honorable Jesse Arreguin, Mayor of the City of Berkeley, welcomed the Forum participants at this successful Subcommittee initiative that extended knowledge and applicability of the international treaty in Berkeley.

Nuclear-Free Berkeley

The Nuclear Free Berkeley Act came into force in 1986 (Chapter 12.90.070 Section 030D). The Peace & Justice Commission established the Subcommittee on The Nuclear Free Berkeley Act (NFBA) to oversee and reinforce compliance with the terms of the Act. The Subcommittee's activities have included:

- recommendation against a waiver for continuation of the Berkeley Public Library's contracts with 3M (2009-2010);
- consideration of a waiver for the City of Berkeley Public Health Division's proposal on medical supplies (2012);
- recommendation of a waiver for the SkyDeck Business Incubator-Accelerator Contract (2012);
- recommendation (February 7, 2013) to the Regents of the University of California that it phase out responsibility for operating the Nuclear Weapons Laboratories in Livermore and Los Alamos;

• a letter from the City of Berkeley to President Obama in 2014 urging support of a ban on nuclear weapons.

More recently, in light of the Award of the Nobel Peace Prize in 2017 to the International Campaign to Abolish Nuclear Weapons (ICAN), whose goal is international adherence to and full implementation of the Treaty on the Prohibition of Nuclear Weapons (the Treaty), the Peace and Justice Commission will seek to collaborate further with ICAN on activities of mutual concern. We would note that the California State Senate and the California State Assembly voted affirmatively on a bill in September 2018 to urge U.S. Senate adoption of the Treaty. Strong support comes also from the International Red Cross Red Crescent Movement; NuclearBan.US, The City of Los Angeles, California; the City of Takoma Park, Maryland; Physicians for Social Responsibility; and the U.S. Conference of Mayors, among others.

Indigenous Peoples:

Between December 2015 and January 2016, the Berkeley City Council, upon the recommendation of the Peace and Justice Commission, adopted five important resolutions supporting the treaty rights of indigenous people in Berkeley. The resolutions included: recognition of the Ohlone people as the original inhabitants of Berkeley and the Bay Area, pledging to work in good faith with Ohlone representatives; implementing the UN Declaration on the Rights of Indigenous Peoples as municipal policy; endorsing the upgrading of the Declaration to a Convention; honoring the Berkeley Shellmound indigenous site; and urging the East Bay Regional Parks District to protect the Ohlone place of origin sacred site.

The resolution on the Berkeley Shellmound mandated that "free, prior, and informed consent of the Ohlone and other indigenous peoples of the region should be integral to any alteration planning for the Berkeley Shellmound site, in accordance with the provisions of the United Nations Declaration on the Rights of Indigenous Peoples."

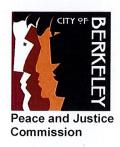
In 2018-2019 the Peace and Justice Commission will support the implementation of these resolutions with particular attention to proposed development of the Berkeley Shellmound site.

Sweatshop-Free Berkeley:

The Sweatshop-free Berkeley Policy now has a zero dollar threshold per supplier per year for textile products purchased by the City. This threshold is an improvement over the previous minimum of \$1,000 purchase per supplier for the Policy to apply. However, the policy is complaint-driven, so the burden is on community members to research the supply chain for each supplier. The SRIP Subcommittee proposes to establish a mechanism for suppliers to show that they are using Sweatshop Free products for City purchases.

The Policy governs textile purchases only. The goal is to identify sweat-free alternatives for technology purchases so tech can be covered as well.

The BUSD, through the School Board Policy Committee, is in the process of establishing a Sweatfree Schools Policy for athletic supplies. The SRIP Subcommittee and the Commission are supporting the BUSD to ensure the development of an effective policy.



Peace and Justice Commission Meeting Regular Meeting - Monday, November 19, 2018 North Berkeley Senior Center, 1901 Hearst Avenue, Berkeley CA, Workshop B

DRAFT MINUTES

The meeting convened at 7:08pm with Vice-Chair Hariri presiding.

Roll Call

Present:

al-Bazian, Hariri, Lippman (arrived at 7:16pm), Maran (arrived at 7:25pm),

Meola (arrived at 7:12pm), Morizawa, Rodriguez

Absent:

Chen, Han

Excused:

Bohn, Pancoast

Comments from the Public

Public Attendance: 4 Public Comments: 1

Action

Item #4:

The Peace and Justice Commission adopted minutes for October 22,

2018 meeting.

M/S/C:

Hariri/Maran

Ayes:

al-Bazian, Hariri, Lippman, Meola, Morizawa, Rodriguez

Noes: Abstain: None

None

Absent: Excused: Chen, Han, Maran Bohn, Pancoast

Item #9:

The Peace and Justice Commission approved sending a letter to Mayor and Council in the near future at the Chair's discretion regarding the commission's mandated role. The commission will further review and discuss this item at the January meeting.

M/S/C:

Lippman/Hariri

Aves:

al-Bazian, Hariri, Lippman, Morizawa, Rodriguez

Noes:

Maran

Abstain:

Meola

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Absent:

Chen, Han

Excused:

Bohn, Pancoast

Item #10:

The Peace and Justice Commission approved sending a letter to Council

regarding Comprehensive Investment Policy based on ESG Principles.

M/S/C:

Lippman/al-Bazian

Ayes:

al-Bazian, Hariri, Lippman, Maran, Meola, Morizawa, Rodriguez

Noes:

None

Abstain:

None

Absent:

Chen, Han

Excused:

Bohn, Pancoast

Item #11:

The Peace and Justice Commission approved sending a resolution on

Socially Responsible Investment and Procurement (SRIP) as amended to

Council.

M/S/C:

Lippman/al-Bazian

Ayes:

al-Bazian, Hariri, Lippman, Maran, Meola, Morizawa, Rodriguez

Noes:

None None

Abstain: Absent:

Chen, Han

Excused:

Bohn, Pancoast

The meeting was adjourned in honor of the fire victim and first responders from the devastating fires this season at 8:26pm.

Respectfully Submitted,

Shallon Allen, Secretary

Peace and Justice Commission

[CONSENT OR ACTION] CALENDAR

To:

Honorable Mayor and Members of the City Council

From:

Peace and Justice Commission

Submitted by: George Lippman, Chairperson, Peace and Justice Commission

Subject:

Resolution declaring City of Berkeley will not contract with or invest City funds in

any entity involved in the production or upgrading of weapons

RECOMMENDATION: Adopt Resolution submitted by the Peace and Justice Commission

CURRENT SITUATION AND ITS EFFECTS

At its regular meeting September 17, 2018, the Peace and Justice Commission unanimously adopted the following recommendation: declaring that City of Berkeley will not invest City funds in any involved in the production or upgrading of weapons.

M/S/C:

Bohn/Kenin

Ayes:

Maran, Watson, Lippman, Bohn, Hariri, Kenin, Chin

Noes:

None

Abstain:

None

Absent:

Pancoast

Add note about amendments made at January 7, 2019 Commission meeting.

FISCAL IMPACTS OF RECOMMENDATION

None

ENVIRONMENTAL SUSTAINABILITY

Reversing militarism is one of the key levers of promoting sustainability. Point 2 of the Environmentalists Against War declaration in 2003 stated, "War destroys human settlements and native habitats. War destroys wildlife and contaminates the land, air and water. The damage can last for generations." ¹

http://www.envirosagainstwar.org/sayno/tenreasons.html

BACKGROUND

The City of Berkeley investment policy currently bans investment in weapons.

This resolution is endorsed by over 50 organizations that favor divestment from weapons manufacturers. The organizations include CODEPINK, American Friends Service Committee, Peace Action USA, United for Peace and Justice, and the Women's International League for Peace and Freedom.

This campaign has been spurred by the Trump Administration's belligerent posture that has brought the country to the brink of war, as well as the passionate national campaign, especially among young people, against gun violence domestically.

RATIONALE FOR RECOMMENDATION

In passing this resolution the City of Berkeley joins with cities nationwide that oppose militarism and violence, and encourages other cities to follow Berkeley's lead.

Finance and Procurement staff are encouraged to review procurements and contracts as well as investments to ensure that the City does not do any kind of business with companies tied to the manufacture of weapons.

ALTERNATIVE ACTIONS CONSIDERED

None

CITY MANAGER

CONTACT PERSON

George Lippman, Chairperson, Peace and Justice Commission

Shallon Allen, Commission Secretary, (510) 981-7071

ALTERNATIVE ACTIONS CONSIDERED

None The Commission considered restrictions on contracting with any entities involved with the production or upgrading of weapons, with exemption for police purchases. The decision was taken to limit this action to investment only and to consider procurement in separate actions. This option will keep the current action in line with the national initiative.

Attachment:

Resolution declaring that the City of Berkeley will not contract with or invest City funds in any entity involved in the production or upgrading of weapons.

WHEREAS, since 2001, the United States has spent over \$5.6 trillion on wars resulting in over 1.17 million deaths and displacing more than 10.1 million people; and

WHEREAS, the cost of U.S. domestic and foreign militarism, including veterans' affairs, homeland security, and law enforcement, and incarceration, topped \$818 billion in 2017,²; and accounted for 64% of federal discretionary spending in 2016, at a time when federal funds are desperately needed in order to build affordable housing, improve public transit, and develop sustainable energy sources;³ and

WHEREAS, the United States remains the most militarized nation in the world, with a military budget greater than the next eight countries combined, an estimated 800 military bases and stations in over 70 countries around the world, and arms producers that dominated 57.9% of the share of major global arms sales in 2016⁴; and

WHEREAS, nearly 15,000 nuclear weapons, most of an order of magnitude more powerful that the U.S. atomic bombs that destroyed Hiroshima and Nagasaki, over 90% held by the United States and Russia, continue to pose an intolerable threat to humanity;⁵ and detonation of even a small fraction of these weapons would disrupt the global climate and agricultural production so severely that the resulting famine could put the lives of more than two billion people at risk;⁶ and

WHEREAS, the United States is poised to spend \$1.7 trillion dollars over the next three decades to maintain and modernize its nuclear bombs and warheads; the submarines, missiles and bombers to deliver them; and the infrastructure to sustain the nuclear enterprise indefinitely, which many experts believe actually increases the risk of nuclear proliferation, nuclear terrorism, and nuclear war by accident, miscalculation or intent, at a time when nuclear-armed countries are already on the brink of military confrontation;⁷ and

WHEREAS, investing in companies producing the nuclear and conventional weapons at the roots of U.S. militarism implicitly supports this misdirection of our tax dollars; and

WHEREAS, many major arms producers depend on the federal government as their primary consumer and are thus dependent upon perpetual warfare, political instability, and the prioritization of militarism over diplomacy; and

WHEREAS, U.S. weapons manufacturers continue to supply repressive regimes around the world, and U.S.-produced weapons are being used in attacks that the international community deems unlawful for their disproportionate and excessive harm to civilians; and

WHEREAS, billions of dollars worth of military-grade equipment has been transferred to local police departments in our communities, resulting in the disproportionate targeting of communities of color and perpetuating a culture of violence, hostility, and fear;⁸ and

WHEREAS, the rate of mass shootings in America is the highest anywhere in the developed world, as civilian gun manufacturers continue to reap enormous profits from unnecessary bloodshed in our streets and homes;⁹ and

WHEREAS, the average American taxpayer works 27 days a year to pay Pentagon contractors and pays 23.4 cents of each of their federal income tax dollars toward military spending, at a time when 43 million Americans live in poverty or qualify as low-income; ¹⁰ and

WHEREAS, the U.S. Conference of Mayors unanimously "calls on the President and Congress to reverse federal spending priorities and to redirect funds currently allocated to nuclear weapons and unwarranted military spending to restore full funding for Community Development Block Grants and the Environmental Protection Agency, to create jobs by rebuilding our nation's crumbling infrastructure, and to ensure basic human services for all, including education, environmental protection, food assistance, housing and health care; 11 and

WHEREAS, the City's investment practices must accord with the City's commitment to equality, peace, and justice;

NOW, THEREFORE, BE IT RESOLVED, that the City Council formally declares its opposition to contracting with or investing City funds in any entities that are involved in the production or upgrading of weapons and weapons systems, whether conventional or nuclear, and including the manufacture of civilian arms, and decides that it shall be City policy to divest from such entities; and

BE IT FURTHER RESOLVED, that the City Council directs any and all persons acting on behalf of City investment activity to enforce the provisions of this Resolution; and

BE IT FURTHER RESOLVED, that this Resolution shall be binding City policy and shall be in full force and effect after adoption by the City Council.

¹ "Costs of War, Brown University, Watson Institute of International and Public Affairs," https://watson.brown.edu/costsofwar/

² "US Military Budget: Components, Challenges, Growth," *The Balance, https://www.thebalance.com/u-s-military-budget-components-challenges-growth-3306320*

³ "The Militarized Federal Budget," National Priorities, https://www.nationalpriorities.org/analysis/2017/militarized-budget-2017/

⁴ "Top 100 Arms-Producing and Military Service Companies, 2016," Stockholm International Peace Research Institute, https://www.sipri.org/publications/2017/sipri-fact-sheets/sipri-top-100-arms-producing-and-military-services-companies-2016

⁵ "Nuclear Weapons: Who Has What at a Glance," Arms Control Association, https://www.armscontrol.org/factsheets/Nuclearweaponswhohaswhat

⁶ "Nuclear Famine: Two Billion People at Risk?" International Physicians for the Prevention of Nuclear War, https://www.psr.org/wp-content/uploads/2018/04/two-billion-at-risk.pdf

⁷ "U.S. Nuclear Modernization Program," Arms Control Association, https://www.armscontrol.org/factsheets/USNuclearModernization

 $^{{}^{8}\}text{ "War Comes Home," ACLU, } \underline{\text{https://www.aclu.org/issues/criminal-law-reform/reforming-police-practices/war-comes-home}$

⁹ "How US Gun culture compares with the world in 5 charts," CNN, https://www.cnn.com/2017/10/03/americas/us-gun-statistics/index.html

¹⁰ "Tax Dollar Receipt," National Priorities Project, https://www.nationalpriorities.org/interactive-data/taxday/

¹¹ "Calling on the Administration and Congress to Step Back From the Brink and Exercise Global Leadership in Preventing Nuclear War," U.S. Conference of Mayors, June 11, 2018, http://www.mayorsforpeace.org/english/ecbn/resolution/20180612.html

1 Berkeley Peace and Justice Commission Letter to Mayor and Council: Berkeley Peace 2 and Justice Commission Letter to Mayor Arreguin: 3 Reiterate Commission Mandate to Advise on Peace and Human Rights Worldwide 4 5 November 19, 2018 6 7 Hon. Mayor Arreguin and Members of the Berkeley City Council: 9 The Peace and Justice Commission writes to reiterate its dedication to the Commission 10 mandate established in 1986. There has been some discussion To say that Berkeley's 11 commissions, specifically the Peace and Justice Commission, should focus on peace and 12 justice issues only within the city of Berkeley. This, suggestion is neither in keeping with 13 the terms of our mandate nor the spirit of our community. 14 15 The establishing statute directed the new Commission to: 16 17 Advise the Berkeley City Council and the Berkeley Unified School 18 Board on all matters relating to the City of Berkeley's role in issues 19 of peace and social justice, including, but not limited to the issues 20 of ending the arms race, abolishing nuclear weapons, support for 21 human rights and self-determination throughout the world, and the 22 reallocation of our national resources so that money now spent on 23 war and preparation of war is spent on fulfilling human needs and the promotion of peace. (Berkeley Municipal Code section 24 25 3.68.070, Function A) 26 27 Engagement with the worldwide quest for peace with justice has been core to Berkeley's 28 mission as a community for well over five decades. We need only recall that the Free 29 Speech Movement of 1964-65 that transformed the nation was rooted in a campaign to 30 support civil rights workers thousands of miles away in Mississippi. Since the creation of 31 the Peace and Justice Commission, the City Council has acted courageously to support 32 the anti-apartheid movement in South Africa, to-oppose nuclear weapons, to-oppose the 33 contra war and U.S. intervention in Central America, strengthen its Sanctuary City 34 position, to-condemn the U.S. wars in Iraq and Afghanistan and even call for 35 impeachment of President George W. Bush. 36 37 The findings in the statutory language clearly link the well-being of local cities such as 38 Berkeley to the cause of international peace, among them these points: 39 40 A. The intentional destruction of cities in war is the rule and not the 41 exception. 42 C. The wealth that could be spent to help the poor, heal the sick, house the

homeless, educate the children, and care for the elderly is now spent on ever more costly weapons of mass destruction. G. Initiatives are needed to reverse the drift toward war and to remove the causes of war. H. Our best protection lies in initiating, devising, and promulgating peaceful and just policy alternatives. J. It is the responsibility of one and all to labor hard for peace and justice within forums of appropriate scale. K. The residents of Berkeley have continually demonstrated their concern for peace and justice based on equality among all peoples. L. The residents of Berkeley have welcomed to our City those who have been forced into exile, and who have come fleeing torture and death. M. The Berkeley City Council, to act successfully in furthering peace and justice, must have wise counsel, accurate research, vigorous analysis, articulate formulation of issues and proposals for action, and thus the establishment of a Peace and Justice Commission is proper. (Ord. 5705 § 1,

1986) [Berkeley Municipal Code section 3.68.010]

Berkeley residents include iImmigrants and descendants of people from not only Southern Africa and Central America, but also Burma, Chile, Congo, Israel and Palestine, Korea, Mexico, Tibet, Vietnam, and many other lands, as well as the Ohlone people, the indigenous people of this region. All of these communities have requested and received official recognition and official support from the City of Berkeley. This solidarity with the freedom struggles of their native lands is an immeasurable moral succor to Berkeley's diverse populations. In its capacity as a human relations commission, Peace and Justice is proud to have participated in this process for three decades.

It is fundamental to the international framework of human rights that they are universal. As the labor motto holds, "an injury to one is an injury to all." We are morally compelled to act in solidarity with those who are oppressed, no matter how distant. Taking into account issues of immigration, climate change, military intervention, ultra-nationalism, trafficking, globalization, underdevelopment, and trade, it is impossible to define localized social justice as separate from the world struggle for peace with justice.

Mayor <u>and Council Arreguin</u>, we look forward to your response and to working together with you and the City Council to promote peace with justice at home and globally.

Signed,

82 For the Peace and Justice Commission

84 cc. Members, Berkeley City Council

87 P.S. Background: 88 -Please watch this video of a discussion between Jane O'Meara Sanders and Rep. Tulsi 89 Gabbard (HI), "Foreign Policy is More than Just War and Peace." See 90 https://www.sandersinstitute.com/blog/foreign-policy-is-more-than-just-war-and-peace 91 92 Ms. Sanders states, "While we tend to discuss domestic and foreign policy separately, in 93 truth, they are deeply intertwined. The choices that we make as a country determine our 94 national priorities and reflect our values." 95 96 Rep. Gabbard responds, "In Yemen, our US taxpayer dollars are being used to help refuel 97 Saudi planes to provide 'precision missiles' that are hitting the wrong targets, on 98 weddings, most recently on a school bus, killing 40 children. Secretary of State Mike 99 Pompeo made the decision to continue and affirm United States support for Saudi 100 Arabia's war in Yemen, largely because if he had not, then it would have jeopardized the 101 \$2 billion arms deal that the United States has with Saudi Arabia and the United Arab 102 Emirates in the sale of these precision missiles that Saudi Arabia is using in this 103 war....These leaders are making decisions for profits on the backs of the lives of these 104 innocent civilians in Yemen. It's heartbreaking to see how these millions of people's 105 lives have just been devastated by the continuance of this war....The folks who benefit 106 most are the military-industrial complex and defense contractors. If you look at the 107 money, and look at the folks who continuing to push a very specific narrative that does 108 not examine the true cost of war, and does not ask the tough questions, then you can start

111 Rep Gabbard elaborates, "It is always shocking to me when you hear people say, 'Okay, 112 the issue of war and peace is important, but there are so many other issues here at home 113 that we really need to focus on,' without really understanding that they are inextricably 114 linked; that as long as we continue to spend trillions of dollars on these illegal, genocidal 115 wars, those are trillions of dollars that we do not have to invest in rebuilding 116 infrastructure in our communities, to make sure that our children have clean water to 117 drink, to actually help the people in Flint, Michigan, who continue to drink contaminated 118 and poisoned water, to be able to invest in a health care system that really serves 119 everyone who needs it, to improve our education, to make sure there's affordable 120 housing. There's so many challenges that exist right here in our communities.

to look at who benefits from continuing these destructive, costly regime-change wars."

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"So to talk about health care, and education, and housing, how can you talk about these domestic challenges and solutions, unless you recognize that the limited resources that we have are currently being wasted on perpetuating these endless regime-change wars?"

Allen, Shallon L.

From: Lana, Sarah

Sent: Thursday, December 20, 2018 8:35 AM

To: 5orMore; Geiken, Delfina M.; Allen, Shallon L.; Garcia, Viviana; Terrones, Roberto; Burns,

Anne M; May, Keith; Slaughter, Kieron; Romain, Billi; FCPC (Fair Campaign Practices Commission); Radu, Peter; Housing Advisory Commission; Katz, Mary-Claire; Pearson, Alene; Crane, Fatema; Slaughter, Kieron; Berkeley/Albany Mental Health Commission; FCPC (Fair Campaign Practices Commission); Miller, Roger; Allen, Shallon L.; Bellow,

LaTanya; Pearson, Alene; Lee, Katherine; Patel, Nisha

Cc: Brozyna, Andrew; Busche, Karl; May, Keith; Pearson, Alene; Romain, Billi; Clarke, Stacie;

Hernandez, Lisa; McNulty, Jenny; Albrecht, Jamie; Campbell-Orrock, Catherine; Thomsen,

Rose; Numainville, Mark L.; Williams-Ridley, Dee; Brannigan, David; Mitigation

Subject: CM Memo to Commission Secretaries Re: 2019 Mitigation Plan

Attachments: LHMP Memo - Commission Secretaries 121818.pdf

Importance: High

Commission Secretaries,

The City's First Draft Local Hazard Mitigation Plan (LHMP) has been posted for public review at http://www.cityofberkeley.info/mitigation and at City libraries. All Commissions are invited to provide feedback on the First Draft Plan Update. Please work with your Commission to discuss the First Draft Plan at your next meeting, and send written feedback on any area(s) of concern to your Commission to mitigation@cityofberkeley.info by February 28, 2019.

Please find attached for your review:

- A memo from the City Manager regarding Commissions' role in the update of this plan
- The Executive Summary and Actions from the First Draft of the 2019 LHMP. Please include this document in the commission packets for your next meeting.

Thank you for your assistance on this effort, and please contact me (until January 4) with any questions. After that time please contact Jamie Albrecht (x5513; jalbrecht@cityofberkeley.info).

Best, Sarah

Sarah Lana

Emergency Services Coordinator pronouns: she/her/hers
Office of Emergency Services
City of Berkeley | Fire Department

e | slana@cityofberkeley.info p | (510) 981-5576

www.CityofBerkeley.info/Ready



Office of the City Manager

December 18, 2018

To:

Commission Secretaries

From:

Dee Williams-Ridley, City Manager

Subject:

2019 Update to the Local Hazard Mitigation Plan;

Public Comment Process

The First Draft of the City's 2019 Local Hazard Mitigation Plan (LHMP) update has been released on the City's website (www.CityofBerkeley.info/Mitigation) and at City libraries. The document's Executive Summary and Actions are attached to this letter.

As a Commission Secretary, please:

- Include the attached information in your next Commission meeting packet
- Ensure that the Local Hazard Mitigation Plan is agendized as an Information Item at your January Commission meeting
- If your Commission wishes to provide feedback on the plan, ensure that the Local Hazard Mitigation Plan is agendized as an Action item for your February meeting.

Plan Content

The LHMP identifies natural hazards in Berkeley and outlines a five-year strategy to further protect Berkeley's people, buildings, infrastructure, and environment from those hazards. The City began updating the LHMP in early 2018. This update effort will allow Berkeley to apply for federal mitigation grant programs and State funding, and is anticipated to be complete at the end of 2019.

Commission Review

All City Commissions are being invited to review the First Draft Plan. Commission feedback will be due to Mitigation@CityofBerkeley.info by February 28, 2019. Staff will review the feedback and incorporate appropriate edits into the Final Draft Plan.

Staff will present the First Draft Plan's proposed mitigation strategy at the Planning Commission's January 16 meeting and the Disaster and Fire Safety Commission's January 23 meeting.

Page 2

December 18, 2018

Re: 2019 Update to the Local Hazard Mitigation Plan; Public Comment Process

Community Review

The First Draft Plan has been posted for review and comment at City libraries and on the City website (www.CltyofBerkeley.info/Mitigation). Members of the public are invited to provide written feedback on the document until February 28, 2019.

Written feedback can be submitted:

a) Via email to Mitigation@CityofBerkeley.info

b) Via postal mail to:

Fire Department – Office of Emergency Services Attn: Mitigation Plan 2100 Martin Luther King, Jr. Way, 2nd Floor Berkeley, CA 94704

c) In-person during business hours to the Fire Department – Office of Emergency Services at the address above.

Following the initial public review process, staff will review community member feedback and will incorporate appropriate edits into the Final Draft Plan. Staff will concurrently develop an outline of edits made based on Commission and community feedback.

The Final Draft Plan will undergo review first by the State of California Office of Emergency Services and Board of Forestry, and then the Federal Emergency Management Agency (FEMA). Staff will make changes to the plan as required by these State and federal bodies.

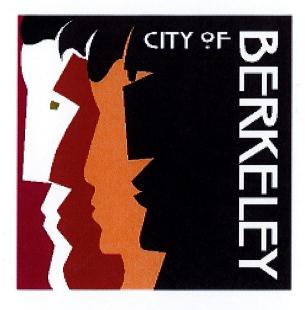
Adoption

In fall 2019 (est.) staff will post the Final Draft Plan, including any State and federal edits, to the City website. At that time, staff will present the Final Draft Plan to the Disaster and Fire Safety Commission and the Planning Commission, requesting their recommendations to Council on the plan. The Planning Commission meeting, which will also serve as the First Public Hearing for the plan. Staff anticipates bringing the Final Draft Plan to City Council for review and adoption in December 2019.

Commission Secretaries will serve as their Commissions' point of contact for this project. Please contact Sarah Lana, Emergency Services Coordinator (slana@cityofberkeley.info, x5576), with questions.

Attachment: 2019 Local Hazard Mitigation Plan: First Draft Executive Summary and Actions

cc: Paul Buddenhagen, Interim Deputy City Manager David Brannigan, Fire Chief Mark Numainville, City Clerk Matthai Chakko, Assistant to the City Manager Jenny Wong, City Auditor



City of Berkeley

2019 Local Hazard Mitigation Plan

First Draft Executive Summary and Mitigation Actions

December 18, 2018

Executive Summary

Berkeley is a vibrant and unique community. But every aspect of the city – its economic prosperity, social and cultural diversity, and historical character – could be dramatically altered by a disaster. While we cannot predict or protect ourselves against every possible hazard that may strike the community, we can anticipate many impacts and take steps to reduce the harm they will cause. We can make sure that tomorrow's Berkeley continues to reflect our current values.

City government and community members have been working together for years to address certain aspects of the risk – such as strengthening structures, distributing disaster supply caches, and enforcing vegetation management measures to reduce fire risk. The 2004 Disaster Mitigation Plan formalized this process, ensuring that these activities continued to be explored and improved over time. The 2014 Local Hazard Mitigation Plan continued this ongoing process to evaluate the risks that different hazards pose to Berkeley, and to engage the community in dialogue to identify the most important steps that the City and its partners should pursue to reduce these risks. Over many years, this constant focus on disasters has made Berkeley, its residents and businesses, much safer.

The federal Disaster Mitigation Act of 2000 (DMA 2000) calls for all communities to prepare mitigation plans. The City adopted a plan that met the requirements of DMA 2000 on June 22, 2004, and an update on December 16, 2014. This is the 2019 update to that plan, called the 2019 Local Hazard Mitigation Plan (2019 LHMP).

Plan Purpose

The 2019 LHMP serves three functions:

- 1. The 2019 LHMP documents our current understanding of the hazards present in Berkeley, along with our vulnerabilities to each hazard the ways that the hazard could impact our buildings, infrastructure, community, and environment.
- 2. The document presents Berkeley City government's Mitigation Strategy for the coming five years. The Mitigation Strategy reflects a wide variety of both funded and unfunded actions, each of which could reduce the Berkeley's hazard vulnerabilities.
- 3. By fulfilling requirements of the DMA 2000, the 2019 LHMP ensures that Berkeley will remain eligible to apply for mitigation grants before disasters, and to receive federal mitigation funding and additional State recovery funding after disasters.

Plan Organization

Unlike prior versions of the plan, the 2019 LHMP has been structured to specifically address DMA 2000 requirements. The 2019 LHMP is organized as follows:

Element A: Planning Process

This section of the 2019 LHMP describes the process used to develop the document, including how partners, stakeholders, and the community were engaged. It also addresses the City's approach to maintaining the 2019 LHMP over the five-year planning cycle.

City of Berkeley

Element B: Hazard Analysis

This section of the 2019 LHMP outlines the different hazards present in Berkeley. Analysis of each hazard includes the areas of Berkeley with exposure to the hazard, the potential impacts of each hazard, and Berkeley's vulnerabilities to each hazard.

Element C: Mitigation Strategy

The Mitigation Strategy section first documents the authorities, policies, programs, and resources that the City brings to bear in implementing mitigation actions. Second, this section outlines a comprehensive range of specific mitigation actions and projects designed to reduce Berkeley's hazard vulnerabilities. This section also describes how the 2019 LHMP is integrated with other City plans.

Element D: Plan Review, Evaluation, and Implementation

This section describes how changes in development have influenced updates to the 2019 LHMP. It also provides a detailed description of Berkeley's progress on the Mitigation Strategy proposed in 2014.

Element E: Plan Adoption

This section will be used to document formal adoption of the Final Draft 2019 LHMP by the Berkeley City Council.

In the pages that follow, this Executive Summary describes highlights from Element B: *Hazard Analysis* and Element C: *Mitigation Strategy*, as well as any key updates that were made to the section since the 2014 version.

Allen, Shallon L.

From:

Robert L. Meola

bobmeola@mindspring.com>

Sent:

Sunday, December 23, 2018 10:18 PM

To:

Allen, Shallon L.

Subject:

Interview with Daniel Ellsberg

Hi, Shallon.

Please put this in the January, 2019 PJC Agenda Packet as a communication for the commissioners.

Please also email it to the commissioners this week IF you are in the office or as soon as you are back.

Thank you.

Bob

This is an interview of Daniel Ellsberg, by Berkeley resident Bill Roller, about Ellsberg's recent book, *The Doomsday Machine: Confessions of a Nuclear War Planner.* It was conducted in April, 2018, about Ellsberg's reflections on being a former thermonuclear war planner and the dire consequences of current United States thermonuclear war strategy. The video of the interview is at this link. The video is 61 minutes long.

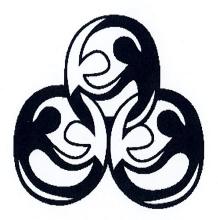
https://berkeleygrouptherapyinstitute.com/ellsberg/

berkeleygrouptherapyinstitute.com

Bill Roller asked me to share this link with the Peace and Justice Commission.

"Government is violence."--Leo Tolstoy "A nonviolent revolution is not a programme of 'seizure of power.' It is a programme of transformation of relationships ending in a peaceful transfer of power."--Mahatma Gandhi "The greatest purveyor of violence in the world today is my own government."-- Martin Luther King, Jr. "Sooner or later the American people are going to wake up."--Emma Goldman "Anarchism: The philosophy of a new social order based on liberty unrestricted by man-made law; the theory that all forms of government rest on violence, and are therefore wrong and harmful as well as unnecessary."--Emma Goldman "I am, and will be until the last instant (unless I should discover that I am in error) an anarchist-communist, because I believe that communism is the most humane form of social contract, because I know that only with liberty can man [people] rise, become noble, and complete."--Bartolomeo Vanzetti "We anarchists do not want to emancipate the people; we want the people to emancipate themselves."--Errico Malatesta "All you need is love."--John Lennon "Love Conquers all" [but it doesn't melt a corporate-capitalist-fascist state without help from everyone]. Om Love, Peace, Joy, Anarchy, Om

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THE BAY AREA'S SOURCE FOR GROUP & FAMILY THERAPY FOR OVER 30 YEARS

AN INTERVIEW WITH DANIEL ELLSBERG

The man who revealed the Pentagon Papers now gives us a candid look inside the world of thermonuclear war planning from the perspective of one who in the early 1960's helped develop the U.S. strategy for using thermonuclear weapons.

The book, The Doomsday Machine: Confessions of a Nuclear War Planner (http://www.ellsberg.net/doomsday/), is the focus of Daniel Ellsberg's interview with Bill Roller. Ellsberg believes that not much has changed in the U.S. thermonuclear war strategy since the days of his

active involvement: First Strike Capability, Civilian Targets, and the acceptable levels of civilian deaths approaching billions of human beings.

He reminds us of the consequences of Nuclear Winter-- the inevitable occurrence of massive amounts of smoke in the stratosphere from the explosion of thermonuclear weapons--resulting in the loss of the sun's light for years and the death if all human life on earth by starvation. This fact still remains outside the realm of political debate by elected representatives and beyond the general public's awareness.

Click here to read the full transcribed interview (/s/Ellsberg-integrated-Transcript.pdf) and/or watch below.

Click here to read Bill Roller's review of The Doomsday

Machine (https://www.tikkun.org/nextgen/daniel-ellsbergs-the-doomsday-machine) in Tikkun Magazine.



from Bill Roller

1:01:10		
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CONTACT BILL ROLLER FOR INQUIRIES:

(510) 525-9215 (TEL:(510) 525-9215)

VIVBILL@AOL.COM
(MAILTO:VIVBILL@AOL.COM)

1104 Shattuck Avenue, Berkeley, CA 94707 The Berkeley Group and Family Therapy Institute © 2018 (https://www.psychologroller-berkeley-ca/130149)

(https://https://www.xelp.com.berkeley-group-and-family-therapy-institute-berkeley)