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 April 4, 2017 (specials and regular), April 13, 2017 (special closed), April 15, 2017 (special), and April 25, 2017 (special and regular).

CONTACT PERSON
Mark Numainville, City Clerk, 981-6900

Attachments:
1. April 4, 2017–Special City Council Meeting
2. April 4, 2017–Special City Council Meeting
3. April 4, 2017–Regular City Council Meeting
4. April 13, 2017–Special Closed City Council Meeting
5. April 15, 2017–Special City Council Meeting
6. April 25, 2017–Special City Council Meeting
7. April 25, 2017–Regular City Council Meeting
Preliminary Matters

Roll Call: 4:35 p.m.

Present: Councilmembers Davila, Droste, Hahn, Maio and Mayor Arreguin.

Absent: Councilmembers Bartlett, Harrison, Wengraf and Worthington.

Public Comment on Consent Calendar Items Only - 0 speakers.

Consent Calendar

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

Vote: Ayes – Maio, Davila, Hahn, Droste, Arreguin; Noes – None; Abstain – None; Absent – Bartlett, Harrison, Wengraf, Worthington.

1. Authorizing Home Loan Agreement with Dee Williams-Ridley

From: Mayor Arreguin

Recommendation: Adopt a Resolution authorizing a housing assistance loan to Dee Williams-Ridley of up to $800,000 for the purchase of a residence within a ten mile radius of the City of Berkeley, for a 20 year term with an annual interest rate equal to 3%, and repayment of the loan with interest required within 24 months of separation from the City, and authorizing the Mayor to execute the resulting loan repayment agreement and promissory note.

Financial Implications: See report

Contact: Jesse Arreguin, Mayor, 981-7100

Action: Adopted Resolution No. 67,887–N.S.

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

Vote: Ayes – Maio, Davila, Hahn, Droste, Arreguin; Noes – None; Abstain – None; Absent – Bartlett, Harrison, Wengraf, Worthington.

Adjourned at 4:36 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special meeting of April 4, 2017.

__________________________________
Mark Numainville, City Clerk

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

- None

Supplemental Communications and Reports 3

- None
MINUTES
SPECIAL MEETING OF THE
BERKELEY CITY COUNCIL

Tuesday, April 4, 2017
5:00 P.M.

COUNCIL CHAMBERS - 2134 MARTIN LUTHER KING JR. WAY

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – LINDA MAIO
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – KRISS WORTHINGTON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call: 5:03 p.m.

Present: Councilmembers Davila, Droste, Hahn, Harrison, Maio, Worthington and Mayor Arreguin.

Absent: Councilmembers Bartlett and Wengraf.

Councilmember Wengraf present at 5:07 p.m. Councilmember Bartlett present at 5:09 p.m.

Worksession

1. Projections of Future Liabilities - Options to Address Unfunded Liabilities Tied to Employee Benefits
   From: City Manager
   Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000
   Action: Presentation made and discussion held.

2. Update on Parks Capital Improvement Projects: Recent and Planned Projects and Ongoing Need
   From: City Manager
   Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700
   Action: Presentation made and discussion held.

Public Comment - Items on this agenda only - 14 speakers.

Adjournment

Action: M/S/C (Wengraf/Worthington) to adjourn the meeting.
Vote: All Ayes.
Adjourned at 7:10 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special meeting of April 4, 2017.

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Mark Numainville, City Clerk

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item 1: Projections of Future Liabilities - Options to Address Unfunded Liabilities Tied to Employee Benefits
  1. James McFadden

Item 2: Update on Parks Capital Improvement Projects: Recent and Planned Projects and Ongoing Need
  2. Martin Nicolaus

Supplemental Communications and Reports 3

Item 1: Projections of Future Liabilities - Options to Address Unfunded Liabilities Tied to Employee Benefits
  3. Presentation, submitted by City Manager’s Office

Item 2: Update on Parks Capital Improvement Projects: Recent and Planned Projects and Ongoing Need
  4. Presentation, submitted by Parks, Recreation, and Waterfront
  5. Pil Orbison
  6. Unknown
MINUTES
BERKELEY CITY COUNCIL MEETING
Tuesday, April 4, 2017
7:00 P.M.
COUNCIL CHAMBERS - 2134 MARTIN LUTHER KING JR. WAY

JESSE ARREGUIN, MAYOR
Councilmembers:
DISTRICT 1 – LINDA MAIO
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON
DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – KRISS WORTHINGTON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call: 7:20 p.m.

Present: Bartlett, Davila, Droste, Hahn, Harrison, Maio, Wengraf, Worthington and Mayor Arreguin.

Absent: None.

Ceremonial Matters:
1. Recognition of the 50th Anniversary of Berkeley’s Sister City Relationship with Sakai, Japan
2. Recognition of City Staff for the Winter Homeless Shelter Emergency Operations Center

City Manager Comments: None

Public Comment on Non-Agenda Matters: 10 speakers.

Public Comment on Consent Calendar and Information Items Only: 5 speakers.

Consent Calendar

Action: M/S/C (Worthington/Maio) to adopt the Consent Calendar in one motion except as indicated.
Vote: All Ayes.
A. **Signage Ordinance, Amending BMC Section 20.16.090** *(Continued from March 28, 2017)*

*From: Councilmembers Hahn, Bartlett, and Davila*

**Recommendation:** Adopt second reading of Ordinance No. 7,538-N.S. amending Berkeley Municipal Code Section 20.16.090 to allow new signage at the Tarea Hall Pittman South Branch Library to be installed.

**First Reading Vote:** All Ayes.

**Financial Implications:** Minimal

*Contact: Sophie Hahn, Councilmember, District 5, 981-7150*

**Action:** Adopted second reading of Ordinance No. 7,538-N.S.

B. **Ordinance to Ban the Sale of Fur in Berkeley; Adding BMC Chapter 9.22** *(Continued from March 28, 2017)*

*From: Councilmember Worthington*

**Recommendation:** Adopt second reading of Ordinance No. 7,539-N.S. adding BMC Chapter 9.22 to eliminate the sale of fur apparel products in order to promote community awareness of animal welfare.

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

**Financial Implications:** None

*Contact: Kriss Worthington, Councilmember, District 7, 981-7170*

**Action:** Item held over to May 2, 2017.


*From: City Manager*


**First Reading Vote:** All Ayes.

**Financial Implications:** None

*Contact: Zach Cowan, City Attorney, 981-6950*

**Action:** Adopted second reading of Ordinance No. 7,540-N.S.
Consent Calendar – Continued Business

D. **Readopt “Lease Agreement: Friends of DxE for Telegraph of Channing Mall, 2425 Channing Way Suite C” with Minor Amendments (Continued from March 28, 2017)**

*From: Councilmember Worthington*

**Recommendation:** Adopt second reading of Ordinance No. 7,541-N.S. readopting lease agreement for the Friends of DxE International at 2425 Channing Suite C at the premises for the purposes of operating an office with supporting retail activities to include revised amendments.

**First Reading Vote:** All Ayes.

**Financial Implications:** Minimal

*Contact: Kriss Worthington, Councilmember, District 7, 981-7170*

**Action:** Adopted second reading of Ordinance No. 7,541-N.S.

E. **Acquisition of 1001, 1007, and 1011 University Avenue and 1925 Ninth Street (Continued from March 28, 2017)**

*From: City Manager*

**Recommendation:** Adopt second reading of Ordinance No. 7,543-N.S. authorizing the acquisition of 1001, 1007, and 1011 University Avenue, and 1925 Ninth Street (APNs 057-208901401, 057-208901201, and 057-208901500) for $6,650,000.

**First Reading Vote:** All Ayes.

**Financial Implications:** See report

*Contact: Phillip Harrington, Public Works, 981-6300*

**Action:** Adopted second reading of Ordinance No. 7,543-N.S.

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Consent Calendar

1. **Referral Response: Healthy Default Beverages with Children’s Meals; Adding BMC Chapter 12.72**

*From: City Manager*

**Recommendation:** Adopt first reading of an Ordinance adding Berkeley Municipal Code (BMC) Chapter 12.72 to require that any food vendor that sells a children’s meal with a beverage included shall make the default beverage offered with the children’s meal either water or milk, with no added sweeteners.

**Financial Implications:** See report

*Contact: Paul Buddenhagen, Housing and Community Services, 981-5400*

**Action:** Item held over to June 27, 2017.
2. **Appointment of Police Chief**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution confirming the appointment of Andrew Greenwood as Police Chief to be effective April 9, 2017.  
   **Financial Implications:** See report  
   **Contact:** Dee Williams-Ridley, City Manager, 981-7000  
   **Action:** Moved to Action Calendar. 13 speakers. M/S/C (Droste/Wengraf) to adopt Resolution No. 67,888–N.S. confirming the appointment of Andrew Greenwood as Police Chief to be effective April 9, 2017.  
   **Vote:** Ayes – Maio, Bartlett, Harrison, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – None; Abstain – Davila.

3. **Catastrophic Reserve Allocation for Berkeley Tuolumne Camp Rebuild**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution allocating $3,300,000 from the City General Fund’s Catastrophic Reserve for the Berkeley Tuolumne Camp Rebuild Project.  
   **Financial Implications:** See report  
   **Contact:** Scott Ferris, Parks, Recreation and Waterfront, 981-6700  
   **Action:** Adopted Resolution No. 67,889–N.S. as written in Supplemental Reports Packet #1 to describe the repayment schedule to the reserve.

4. **Purchase Order: The Armored Group for One Specially Equipped Panel Van**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution pursuant to City Charter Article XI Section 67.2 requirements, accepting the General Services Administration (GSA) bid procedures, and authorizing the City Manager to execute a purchase order for one Specially Equipped Panel Van for an amount not to exceed $205,373.  
   **Financial Implications:** UASI Regional Fund - $205,373  
   **Contact:** Andrew Greenwood, Police, 981-5900  
   **Action:** Item held over to April 25, 2017.

5. **Contract No. 10199 Amendment: D.L. Falk Construction, Inc. for 1947 Center Street Building Renovation, Phase II**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 10199 with D.L. Falk Construction, Inc. for the 1947 Center Street Building Renovation Phase II project, increasing the contract amount by $250,000 for an amended total amount not to exceed $6,412,276.  
   **Financial Implications:** Permit Service Center Fund - $250,000  
   **Contact:** Phillip Harrington, Public Works, 981-6300  
   **Action:** Adopted Resolution No. 67,890–N.S.
Consent Calendar

6. Contract: Gallagher & Burk, Inc. for Street Rehabilitation FY 2017 Project  
   From: City Manager  
   Recommendation: Adopt a Resolution approving plans and specifications for the  
   Street Rehabilitation FY 2017 Project, Specification No. 17-11100-C; accepting the  
   bid of Gallagher & Burk, Inc. as the lowest responsive and responsible bidder; and  
   authorizing the City Manager to execute a contract and any amendments, extensions  
   or other change orders until completion of the project in accordance with the  
   approved plans and specifications in an amount not to exceed $2,925,367.  
   Financial Implications: Various Funds - $2,925,367  
   Contact: Phillip Harrington, Public Works, 981-6300  
   Action: Adopted Resolution No. 67,891–N.S.

7. Contract: Andes Construction, Inc. For Sanitary Sewer Rehabilitation on  
   Virginia Street, Fifth Street, Sixth Street, Tenth Street, Belvedere Avenue, Milvia  
   Street, et. al  
   From: City Manager  
   Recommendation: Adopt a Resolution approving plans and specifications for the  
   Sanitary Sewer Project, located on Virginia Street, Fifth Street, Sixth Street, Tenth  
   Street, Belvedere Avenue, Milvia Street, Walnut Street and Backline, Murray Street,  
   Seventh Street, 66th Street, Idaho Street, Harmon Street and Boise Street; accepting  
   the bid of the lowest responsive and responsible bidder, Andes Construction, Inc.;  
   and authorizing the City Manager to execute a contract and any amendments,  
   extensions or other change orders until completion of the project in accordance with  
   the approved plans and specifications, in an amount not to exceed $4,077,930.  
   Financial Implications: Sanitary Sewer Operation Fund - $4,077,930  
   Contact: Phillip Harrington, Public Works, 981-6300  
   Action: Adopted Resolution No. 67,892–N.S.

8. Additional Grant Funds for Hearst Avenue Complete Streets Project  
   From: City Manager  
   Recommendation: Adopt a Resolution authorizing the City Manager to accept grant  
   funds of $316,000 from the Alameda County Transportation Commission and  
   $100,000 from the Metropolitan Transportation Commission to support completion  
   of the Hearst Avenue Complete Streets Project, and to execute a grant agreement with  
   Alameda County Transportation Commission.  
   Financial Implications: See report  
   Contact: Phillip Harrington, Public Works, 981-6300  
   Action: Adopted Resolution No. 67,893–N.S.

Council Consent Items
Council Consent Items

9. **Support of AB 1506: Repeal of Costa-Hawkins**  
   **From:** Mayor Arreguin and Councilmembers Harrison, Worthington, and Hahn  
   **Recommendation:** Adopt a Resolution in support of Assembly Bill 1506, which will repeal the Costa-Hawkins Rental Housing Act. Send a copy of the Resolution to Governor Jerry Brown, State Senator Nancy Skinner, and Assemblymembers Tony Thurmond and Richard Bloom.  
   **Financial Implications:** None  
   **Contact:** Jesse Arreguin, Mayor, 981-7100  
   **Action:** Adopted Resolution No. 67,894–N.S.

10. **Support of AB 1038: Tuition Free Public Higher Education by 2030**  
    **From:** Mayor Arreguin and Councilmembers Harrison, Wengraf, and Hahn  
    **Recommendation:** Adopt a Resolution in support of AB 1038, which would create a pathway for establishing tuition-free higher education in California. Send a copy of the Resolution to Assemblymembers Tony Thurmond and Rob Bonta, State Senator Nancy Skinner, and Governor Jerry Brown.  
    **Financial Implications:** None  
    **Contact:** Jesse Arreguin, Mayor, 981-7100  
    **Action:** Adopted Resolution No. 67,895–N.S.

11. **Amending BMC Section 23C.22.050, Short-Term Rental Regulations**  
    **From:** Mayor Arreguin  
    **Recommendation:** Adopt first reading of an Ordinance amending Berkeley Municipal Code Section 23C.22.50, Short-Term Rental Regulations.  
    **Financial Implications:** None  
    **Contact:** Jesse Arreguin, Mayor, 981-7100  

12. **Appointments to City Council Committees and Regional Bodies**  
    **From:** Mayor Arreguin  
    **Recommendation:** Adopt a Resolution approving the appointment of Council representatives to Council committees, commissions, and regional bodies for the years 2017-2018. Please see the attached resolution for committee names and the pertinent appointed councilmember.  
    **Financial Implications:** None  
    **Contact:** Jesse Arreguin, Mayor, 981-7100  
    **Action:** Adopted Resolution No. 67,896–N.S.
13. **Budget Referral: Develop Plan for San Pablo Avenue**  
*From: Councilmembers Maio and Davila*  
**Recommendation:** Refer to the Budget the development of a Plan for San Pablo Avenue.  
**Financial Implications:** $100,000  
*Contact:* Linda Maio, Councilmember, District 1, 981-7110  
**Action:** Councilmember Wengraf added as a co-sponsor. Approved recommendation.

14. **Referral to the Public Works Commission and the Commission on Aging:**  
*Rename the South Berkeley Senior Center to the “Henry Ramsey Jr. South Berkeley Center”*  
*From: Councilmembers Bartlett, Worthington, and Harrison, and Mayor Arreguin*  
**Recommendation:** Refer the Public Works Commission and the Commission on Aging to coordinate renaming the South Berkeley Senior Center to the “Henry Ramsey Jr. South Berkeley Senior.”  
**Financial Implications:** Minimal  
*Contact:* Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Approved recommendation.

15. *****Removed from Agenda by Councilmember Hahn*** Exploring the Possibility of Obtaining Lines of Credit to Cover Portions of the General Reserve Fund Contributions**  
*From: Councilmember Hahn*  
*Contact:* Sophie Hahn, Councilmember, District 5, 981-7150

16. **Creation and Adoption of a Transit Streets Cooperative Agreement with the Alameda-Contra Costa (AC) Transit District**  
*From: Councilmembers Hahn and Worthington*  
**Recommendation:** Refer to the City Manager the Creation and Adoption of a Transit Streets Cooperative Agreement with the Alameda-Contra Costa (AC) Transit District.  
**Financial Implications:** Staff time  
*Contact:* Sophie Hahn, Councilmember, District 5, 981-7150  
**Action:** Councilmember Davila added as a co-sponsor. Approved recommendation.

17. **Developing a Report Detailing Impacts of Potential Loss of Federal Funding on the City of Berkeley**  
*From: Councilmember Hahn*  
**Recommendation:** Refer to the City Manager to prepare a preliminary conceptual report on possible scenarios of loss of federal funds, the impacts on the City of Berkeley, and potential solutions.  
**Financial Implications:** Staff time  
*Contact:* Sophie Hahn, Councilmember, District 5, 981-7150  
**Action:** Approved recommendation.
Council Consent Items

18. **City Manager Referral; Expansion of the GoBerkeley Transportation Program by Installing Streetline Hybrid Smart Parking**  
From: Councilmember Worthington  
**Recommendation:** City Manager Referral; Expansion of the GoBerkeley Transportation Program to include the installment of Streetline Hybrid Smart Parking.  
**Financial Implications:** See report  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Councilmembers Davila and Hahn added as co-sponsors. Approved recommendation as revised in Supplemental Reports Packet #1 to add that the consideration of Streetline Hybrid Parking is on a non-exclusive basis.

19. **City Manager Referral; Expansion of the GoBerkeley Transportation Program to Increase Parking Efficiency**  
From: Councilmember Worthington  
**Recommendation:** City Manager Referral; Expansion of the GoBerkeley Transportation Program to allow private parking vendors to charge adjustable rates for parking spaces  
**Financial Implications:** See report  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Approved recommendation.

20. **Support SB 584 California Renewables Portfolio Standard Program**  
From: Councilmember Worthington and Mayor Arreguin  
**Recommendation:** That Berkeley City Council send a letter to both State Senator Nancy Skinner and Assembly member Tony Thurmond urging them to vote yes on SB 584 California Renewables Portfolio Standard Program.  
**Financial Implications:** Minimal  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Councilmembers Davila and Hahn added as co-sponsors. Approved recommendation.

21. **Referral to the Planning Commission to Allow Non-commercial Use on Ground Floor**  
From: Councilmembers Worthington, Wengraf, and Harrison  
**Recommendation:** Refer to the Planning Commission an amendment to the Zoning Ordinance to create a use permit process to allow non-commercial use on the ground floor in appropriate locations, where commercial might otherwise be required.  
**Financial Implications:** Minimal  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Approved recommendation.
Action Calendar – Public Hearing

22. ZAB Appeal: 2902 Adeline Street *(Continued from March 7, 2017)*
From: City Manager
Recommendation: Conduct a public hearing and upon conclusion, adopt a Resolution to approve Use Permit No. ZP2015-0177 to redevelop three parcels at 2902 and 2908 Adeline Street and 1946 Russell Street (approximately 14,065 square feet total), which includes the demolition of one single-family dwelling and one mixed use (commercial and residential) structure; and the construction of a 6-story, mixed-use building with 4,119 sq. ft. of commercial space including one commercial unit, four live/work units, and 50 dwelling units, including two qualifying units available to very low income households and a commitment to provide two additional units on site available to low income households.
Financial Implications: None
Contact: Carol Johnson, Planning and Development, 981-7400

Action: M/S/C (Arreguin/Maio) to table the item and direct staff to issue public notice for a new public hearing on April 25, 2017 for all required permits and waivers for the option that includes two additional units in the open space area and includes the terms of the agreement as noted below. Both the original 50 unit option and the revised 52 unit option will be before Council for consideration.
- Applicant to provide 10 below market rate units (4 at Very Low Income; 4 at Low Income; 2 at Moderate)
- Applicant to pay $136,000 as the remainder of the In-Lieu Fee
- Two units are added to the project
- Applicant to pay $100,000 for community based benefit
- Applicant to hold regular meetings with the community and Harriet Tubman residents regarding construction impacts

Vote: Ayes – Maio, Davila, Bartlett, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – Harrison.

Recess 9:10 p.m. – 9:27 p.m.

Action Calendar – Old Business

23. Support of SB 687 – Attorney General Authority on Hospital Closures *(Continued from March 14, 2017)*
From: Mayor Arreguin and Councilmembers Hahn, Droste, and Davila
Recommendation: Adopt a Resolution in support of SB 687, authored by State Senator Nancy Skinner, which will give the Attorney General of California the authority to oversee and consent to the sale/closure of non-profit hospitals. Send a copy of the Resolution to Assemblymember Tony Thurmond, State Senator Nancy Skinner, and Governor Jerry Brown.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, 981-7100
Action: Item held over to April 25, 2017.
Action Calendar – Old Business

24. **Traffic Engineer Regulations for Objects on Sidewalks** *(Continued from March 14, 2017)*
   
   From: City Manager
   
   Contact: Phillip Harrington, Public Works, 981-6300
   
   Action: Item referred to the Ad Hoc Subcommittee on Homelessness.

Action Calendar – New Business

25. **Contract Amendment: CalPERS Cost Share under Government Code 20516 for Employees Represented by the SEIU Local 1021 Maintenance and Clerical Chapters and Unrepresented Employees Group**
   
   From: City Manager
   
   Recommendation:
   
   1. Adopt a Resolution of Intention amending the City’s contract with the California Public Employees Retirement System (hereinafter “CalPERS”) to include a mandatory monthly employee contribution of 1.0% of salary as provided under Government Code Section 20516, applicable to all members (Miscellaneous employees, both Classic and New Members) represented by the Service Employees International Union (SEIU) Local 1021 Maintenance and Clerical Chapters (hereinafter “SEIU Local 1021MC”) and Unrepresented Employees Group.
   
   2. Adopt first reading of an Ordinance amending the City’s contract with CalPERS to provide the mandatory monthly employee contribution of 1.0% of salary as provided under Government Code Section 20516, applicable to all members (Miscellaneous employees, both Classic and New Members) represented by the SEIU Local 1021MC and Unrepresented Employees Group.
   
   Financial Implications: See report
   
   Action: Item held over to September 12, 2017.

26a. **Referral Response: Gender Pay Equity**
   
   From: Commission on the Status of Women
   
   Recommendation:
   
   1. Direct staff to draft an ordinance related to an equal pay vendor preference for city contractors who demonstrate equal pay for male and female employees (gender based on self-identification),
   
   2. Complete a pay audit on the salaries of City of Berkeley employees to investigate potential gender pay gaps within the city workforce, and
   
   3. Develop an equal pay certification program for city contractors.
   
   Financial Implications: See report
   
   Action: Item held over to September 12, 2017.
Action Calendar – New Business

26b. Companion Report: Gender Pay Equity
From: City Manager
Recommendation: Refer the Commission on the Status of Women’s recommendations to the City’s referral prioritization process.
Financial Implications: See report
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400

Action: Items 26.a. and 26.b. moved to the Consent Calendar with the direction that the items in 26.a. be severed for the purpose of determining the ability of staff to complete any of the items as short term referrals.

27. Addressing Berkeley’s Homeless Crisis: The Pathways Project
From: Mayor Arreguin and Councilmembers Hahn, Maio, and Worthington
Recommendation:
1. Direct the City Manager to implement Emergency Interim Measures, as described in the attached Pathways Project report, to provide stability, navigation and respite to homeless individuals, and pathways to permanent housing and services. Interim measures include establishment of a STAIR Center modeled after San Francisco’s Navigation Centers and a Bridge Living Community for extended temporary stays; implementation of a location-based STAIR Center intake and enforcement process; and the development of long-term solutions for the homeless including supportive housing, Homeward Bound-type programs, and other pathways out of homelessness. The item will be presented to the Ad Hoc Sub-Committee on Homelessness, the Committee will vote on the proposal, and report the results of that vote to Council.
2. Refer to the City Manager the creation of a 1,000 Person Plan to address the homeless crisis in Berkeley as described in the attached Pathways Project report, including prevention measures and a comprehensive approach that addresses the long-term needs of the City’s approximately 1,000 homeless individuals. The plan should include the assessment, development and prioritization of all homeless housing projects currently underway; all homeless housing referrals from Council; housing and service opportunities that may be proposed by the City Manager; and a comprehensive plan to purchase, lease, build or obtain housing and services for Berkeley’s homeless. The 1,000 Person Plan shall be presented to the City Council by the end of 2017 and include a preliminary budget and proposed sources of income to fund capital and operational needs over a 10-year period.

Financial Implications: Staff time
Contact: Jesse Arreguin, Mayor, 981-7100
Action: 24 speakers. M/S/C (Arreguin/Hahn) to approve recommendations 1 and 2 as written.
Vote: All Ayes.
Council Action Items

28a. Fresh Start Resolutions: Reconstitution of the Board of Library Trustees, by Removal and Replacement of President Julie Holcomb and Vice President Jim Novosel

From: Councilmembers Worthington, Davila, Bartlett, and Mayor Arreguin

Recommendation: Adopt two Fresh Start Resolutions: Reconstitution of the Board of Library Trustees, by requesting resignations, and if not forthcoming, then removal and replacement of President Julie Holcomb and Vice President Jim Novosel.

Financial Implications: Minimal

Contact: Kriss Worthington, Councilmember, District 7, 981-7170

Action: M/S/C (Worthington/Wengraf) to suspend the rules and extend the meeting to 11:30 p.m.
Vote: All Ayes.

Action: M/S/C (Maio/Worthington) to suspend the rules and extend the meeting to 11:45 p.m.
Vote: All Ayes.

Action: 27 speakers. M/S/C (Worthington/Harrison) to adopt Resolution No.67,897–N.S. (Holcomb) amended to add the language below.

WHEREAS, we recognize our excellent new library leaders, Heidi Dolamore and Elliot Warren; and
WHEREAS, we deeply value the Berkeley Public Library and support its independent operation; and
WHEREAS, by supporting this resolution we do not intend to set a precedent of escalating City Council involvement in day to day operations of the Berkeley Public Library.

Vote: Ayes – Maio, Davila, Bartlett, Harrison, Worthington, Arreguin; Noes – Wengraf, Droste; Abstain – Hahn.

Action: M/S/C (Worthington/Harrison) to adopt Resolution No. 67,898–N.S. (Novosel) amended to add the language below.

WHEREAS, we recognize our excellent new library leaders, Heidi Dolamore and Elliot Warren; and
WHEREAS, we deeply value the Berkeley Public Library and support its independent operation; and
WHEREAS, by supporting this resolution we do not intend to set a precedent of escalating City Council involvement in day to day operations of the Berkeley Public Library.

Vote: Ayes – Davila, Bartlett, Harrison, Worthington, Arreguin; Noes – Maio, Wengraf, Droste; Abstain – Hahn.

Action: M/S/C (Hahn/Davila) to suspend the rules and extend the meeting to 11:50 p.m.
Vote: All Ayes.
Council Action Items

28b. **Board of Library Trustees Appointments: Jeff Chang and Diane Davenport**
From: Councilmember Worthington
**Recommendation:** Adopt two Resolutions approving the appointments of Jeff Chang and Diane Davenport to the Board of Library Trustees.
**Financial Implications:** Minimal.
Contact: Councilmember Kriss Worthington 510-981-7170
**Action:** No action taken.

28c. **Appointment of Judy J. Hunt to the Board of Library Trustees**
From: Board of Library Trustees
**Recommendation:** Adopt a Resolution to appoint Judy J. Hunt to the Board of Library Trustees (“BOLT”) for a term of four years beginning April 4, 2017.
**Financial Implications:** This report has no fiscal impacts.
Contact: Heidi Dolamore, Library, 981-6100
**Action:** M/S/C (Droste/Wengraf) to adopt Resolution No. 67,899–N.S. to appoint Judy Hunt to replace Winston Burton and Resolution No. 67,900-N.S. to appoint Diane Davenport to fill one of the vacant board positions.
**Vote:** Ayes – Maio, Bartlett, Harrison, Wengraf, Droste; Noes – Hahn, Worthington, Arreguin; Abstain – Davila.

Public Comment – Items Not Listed on the Agenda – 2 speakers.

Adjournment

Adjourned at 11:50 p.m. in memory of:

1. Mark Hawthorne (Hate Man)
2. Roberto Traina, Local Singer and Volunteer
3. 49th Anniversary of the assassination of Dr. Martin Luther King, Jr. and his famous speech on Vietnam 50 years ago today

This is to certify that the foregoing is a true and correct copy of the minutes of the regular meeting of April 4, 2017 as approved by the Berkeley City Council.

__________________________________
Mark Numainville, City Clerk

Communications

**Item 3: Catastrophic Reserve Allocation for Berkeley Tuolumne Camp Rebuild**
1. Jim Vermeys
2. Jenny Miner
3. John Skeels
4. Jerrie Reining
5. Stephanie Burke
6. Shannon Beck
Communications

7. Moshe Engelberg
8. Diane Mercer
9. Scott Castiglione
10. Ruth Halpern
11. Erica Heath
12. Harper Mann
13. Lynn Gutstadt
14. Geoffrey Crowe
15. Hailey Holl-Valdez
16. Lynda Hadley
17. Deborah Devany
18. Neil Wendell
19. Wendy Sailer
20. Seth Bain
21. Rae Ann Mathews
22. Cathy Hamling
23. Michael & Trish McEneany
24. Kristie Sallee/Kate Harrison
25. Carolyn Weil & Michael McDowel
26. Serena Fox
27. Susanna Praetzel
28. Elizabeth Leslie-Gassaway
29. Amy Lebenzon
30. Maura Fitzgerald
31. Carol Hart

Item 18: City Manager Referral; Expansion of the GoBerkeley Transportation Program by Installing Streetline Hybrid Smart Parking
32. Manny Krakaris

Item 22: ZAB Appeal: 2902 Adeline Street
33. Kelley Kahn

Item 28a: Adopt a Fresh Start Resolution: Reconstitution of the Board of Library Trustees, by Removal and Replacement of Existing Appointed Board
34. Marilyn Simons
35. Berkeley Public Library Foundation
36. 191 petitions on file in the City Clerk’s Office

Berkeley Bike Plan
37. Ranjit Deshmukh

Funding Suggestions
38. Frank Binder

Immigration Concerns
39. Kevin Mcclendon

Budget Opposition
40. Margy Wilkinson
Communications

2507-2509 McGee/1700 Dwight Way
41. Rash Ghosh

Measure T1 Commentary
42. Robert Krumme

Supplemental Communications and Reports 1

Item 3: Catastrophic Reserve Allocation for Berkeley Tuolumne Camp Rebuild
43. Supplemental materials, submitted by the City Manager’s Office and Public Works
44. Helen Bierce
45. Alan Bierce
46. Jean Appleby
47. Pearl Brown
48. Abigail Surasky
49. Sue King-Irwin
50. Ann Kletz
51. Barry Fike
52. Craig Fendel
53. David Theis
54. Don Geahry
55. Kendra Downey
56. Rob Leslie
57. Richard Bingham
58. Linda King
59. Ann Shrieve
60. Judy Vared
61. Ed Schmookler
62. Suzanne Marr
63. Shoshana Gizzi
64. David Fisher
65. Harvey Kletz
66. Betsey Bigelow-Teller
67. Catherine Pool
68. Jim Whitty
69. Liana Thomason
70. Alan Boudreau
71. Barbara Schmookler
72. Ruth Peterson
73. Robyn Wampler
74. George Rose
75. Daniel Shulman
76. Ceanna Stephens
77. Chiayi Shrieve
78. Mark Vermeys
79. Karen McSweeney
80. Gina Rieger
Supplemental Communications and Reports 1

Item 9: Support of AB 1506: Repeal of Costa-Hawkins
81. Krista Gulbransen

Item 18: City Manager Referral; Expansion of the GoBerkeley Transportation Program by Installing Streetline Hybrid Smart Parking
82. Supplemental materials, submitted by Councilmember Harrison

Item 27: Addressing Berkeley’s Homeless Crisis: The Pathways Project
83. Margaret Goodman
84. M. Zint
85. Blair Paterson
86. Caroline Acker

Item 28a: Fresh Start Resolutions: Reconstitution of the Board of Library Trustees, by Removal and Replacement of President Julie Holcomb and Vice President Jim Novosel
87. Jeffrey Kaplan
88. Chimney Lee
89. 37 petitions on file in the City Clerk’s Office

Item 28c: Appointment of Judy J. Hunt to the Board of Library Trustees
90. Supplemental materials, submitted by Councilmember Hahn

Supplemental Communications and Reports 2

Item B: Ordinance to Ban the Sale of Fur in Berkeley; Adding BMC Chapter 9.22
91. Nina Clausen
92. Larry Kopp

Item 2: Appointment of Police Chief
93. Jim Chanin
94. Mary Ann Brewin
95. Janice Schroeder
96. George Lippman
97. Gene Herman
98. James McFadden
99. Andrea Prichett

Item 3: Catastrophic Reserve Allocation for Berkeley Tuolumne Camp Rebuild
100. Rebecca Wayman
101. Philip Coffin
102. Mel and Lisa Sibony
103. Philip De Lancie and Deirdre Murphy
104. Olivia De Lancie
105. Deirdre Murphy
106. Annie De Lancie
107. Beth D. Self
108. Jennie Bertone
109. Tyler Volz
110. Melinda Price
Supplemental Communications and Reports 2

111. Jerry Craig
112. Jessyca Taylor
113. Sally Graham
114. Chris Pyle
115. Pamela Doolan
116. Zweef Konign
117. Cameron Woo
118. Judi Doyle
119. Bonnie H. Taylor
120. Nicolas De Lancie
121. Dana G. Schwarz
122. John W. Blodgett
123. Any Young
124. Anna Holbrook
125. Liz Ruhland
126. Victoria Eisen
127. Margaret Wurm Ridgway
128. Jackson Jaeger
129. Lois Price
130. Daniel J. McSweeney
131. Gina Colombatto
132. Tom and Sarah Fike
133. Winona Holl
134. Zipporah Collins
135. Brenda and Matt Ogburn
136. Richard Thomason and Heidi Goldstein
137. Sage Linda Spatz
138. Katy Thomason
139. Leslie Ridgway
140. Doug Dohrer
141. Liz Newell
142. Sandra Powell
143. India Derewetzky
144. Jennifer Kawar

Item 14: Referral to the Public Works Commission and the Commission on Aging: Rename the South Berkeley Senior Center to the “Henry Ramsey Jr. South Berkeley Center”

145. Revised materials, submitted by Councilmember Bartlett

Item 22: ZAB Appeal: 2902 Adeline Street

146. Dean Metzger for Berkeley Neighborhoods Council
147. Robert Lauriston
148. Ross Estes Blum
149. Bruce Coughran

Item 27: Addressing Berkeley’s Homeless Crisis: The Pathways Project

150. Dale Ross
Supplemental Communications and Reports 2

151. Mary Lee Noonan
152. Julie Batz
153. Vivian Nelson
154. Rod Gutierrez

Item 28a: Fresh Start Resolutions: Reconstitution of the Board of Library Trustees, by Removal and Replacement of President Julie Holcomb and Vice President Jim Novosel

Item 28b: Board of Library Trustees Appointments: Jeff Chang and Diane Davenport

Item 28c: Appointment of Judy J. Hunt to the Board of Library Trustees

155. Dennis Walton
156. Sandra
157. Olivia Eielson
158. Diane Kanegae
159. Ulrike Narins
160. Mari Vlastos
161. Liz Ruhland
162. Christy Dana
163. Roya Arasteh
164. Janice Murota
165. Helen Rippier Wheeler
166. Shirley R. Brower
167. Jane Schoenfeld
168. Susan Jokelson
169. Tobey Wiebe
170. Robert Derbin
171. Dorothea Dorenz
172. Jean Holmes
173. Wendy Koran
174. June Veeder
175. Casey Bisson
176. Andrea Moss
177. Unknown
178. Sandee Bisson
179. Michael Rutledge
180. Jon Rosenfield
181. Jean Herriges
182. Pamela Strong
183. Jamie Turbak
184. Candice Tran
185. Henry Bankhead
186. Josh Miele
187. Michelle Amores
188. Rebecca Holloway
189. Sarah Houghton
190. 46 petitions on file in the City Clerk’s Office
Supplemental Communications and Reports 2

Item 27: Addressing Berkeley’s Homeless Crisis: The Pathways Project
191. 63 Communications submitted via Berkeley Considers, includes summary information.

Supplemental Communications and Reports 3

Item 3: Catastrophic Reserve Allocation for Berkeley Tuolumne Camp Rebuild
192. Myrna Cozen
193. Torsten Unsworth

Item 9: Support of AB 1506: Repeal of Costa-Hawkins
194. Christopher Hudson

Item 22: ZAB Appeal: 2902 Adeline Street
195. Unknown

Item 28a: Fresh Start Resolutions: Reconstitution of the Board of Library Trustees, by Removal and Replacement of President Julie Holcomb and Vice President Jim Novosel
Item 28b: Board of Library Trustees Appointments: Jeff Chang and Diane Davenport
Item 28c: Appointment of Judy J. Hunt to the Board of Library Trustees
196. Soula Culver
197. Jayn Pettingill
198. Charlotte Shoemaker
199. Sid Gershgoren
200. Stephanie Thomas
201. Rain Zee

Responsible Banking
202. Diana Bohn
BERKELEY CITY COUNCIL
SPECIAL MEETING MINUTES
THURSDAY, APRIL 13, 2017
5:30 P.M.
Redwood Conference Room – 2180 Milvia Street, 6th Floor, Berkeley, CA

JESSE ARREGUIN, MAYOR

Councilmembers:
DISTRICT 1 – LINDA MAIO
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON
DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – KRIS WORTHINGTON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call: 5:35 p.m.

Present: Councilmembers Bartlett, Davila, Hahn, Harrison, Wengraf, Worthington and Mayor Arreguin.

Absent: Councilmembers Droste and Maio.

Public Comment - Limited to items on this agenda only – 1 speaker

CLOSED SESSION:

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

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):

Pending litigation – one case
United States Postal Service v. City of Berkeley
U.S. District Court Case Civ. No. 16-cv-04815WHA

Action: No reportable action taken.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property address: 1231 Addison Street, Berkeley, CA
Agency Negotiators: Dee Williams-Ridley, City Manager
Mark Numainville, City Clerk
Negotiating parties: City of Berkeley, 2180 Milvia Street, Berkeley, CA
Building Owner – Berkeley Unified School District, 2020 Bonar Street, Berkeley

Under negotiation: Price and terms for payment and use of facility

Action: No reportable action taken.
OPEN SESSION:
Public Reports of actions taken pursuant to Government Code section 54957.1.

No reportable action.

Adjournment

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

Vote: Ayes – Davila, Bartlett, Harrison, Hahn, Wengraf, Arreguin; Noes – None; Abstain – None; Absent – Maio, Worthington, Droste.

Councilmember Worthington absent 5:51 p.m. – 6:27 p.m.

Adjourned at 6:27 p.m.

This is to certify that the foregoing is a true and correct record of the special closed session meeting of April 13, 2017.

__________________________________
Mark Numainville, City Clerk
MINUTES
SPECIAL MEETING OF THE
BERKELEY CITY COUNCIL
SATURDAY, APRIL 15, 2017
10:00 A.M.
David Brower Center – Tamalpais Room, 2150 Allston Way, Berkeley, CA 94704

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – LINDA MAIO
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – KRIS WORTHINGTON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call: 10:07 a.m.

Present: Councilmembers Davila, Hahn, Harrison, Wengraf, Worthington and Mayor Arreguin.

Absent: Councilmembers Bartlett, Droste and Maio.

Councilmember Bartlett present at 10:15 a.m. Councilmember Droste present at 10:24 a.m. Councilmember Maio present at 11:45 a.m.

Worksession:


   A. Welcome Remarks by Mayor Arreguin
   B. Public Comment – 0 speakers.
   C. City Manager Comments and Introduction
   D. Presentation: Brown Act and Legislative Procedures
   E. Presentation: City Council Referral Prioritization Process
   F. Break for Lunch
   G. Presentation: Principles of Good Governance
   H. Strategic Plan Review and Discussion
   I. Discussion of Possible Future Actions
   J. Wrap Up, Evaluations, and Closing Remarks

Adjournment

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

Vote: All Ayes.
Adjourned at 1:20 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special meeting of April 15, 2017.

__________________________________
Mark Numainville, City Clerk
MINUTES
SPECIAL MEETING OF THE
BERKELEY CITY COUNCIL
Tuesday, April 25, 2017
5:30 P.M.
COUNCIL CHAMBERS - 2134 MARTIN LUTHER KING JR. WAY

JESSE ARREGUIN, MAYOR
Councilmembers:
DISTRICT 1 – LINDA MAIO
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON
DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – KRISS WORTHINGTON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call:  5:33 p.m.

Present:  Councilmembers Droste, Hahn, Harrison, Maio, Wengraf and Mayor Arreguin.

Absent:  Councilmembers Bartlett, Davila and Worthington.

Councilmember Davila present at 5:37 p.m. Councilmember Worthington present at 5:39 p.m. Councilmember Bartlett present at 5:41 p.m.

Worksession

1. Community Agency Funding FY 2018 & 2019
   From: City Manager
   Contact: Paul Buddenhagen, Housing and Community Services, 981-5400

   Action: Presentation made and discussion held.

Public Comment - Items on this agenda only - 10 speakers.

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

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

Councilmember Bartlett absent 6:55 p.m. – 7:10 p.m.  
Councilmember Wengraf absent 7:08 p.m. – 7:10 p.m.

Adjourned at 7:10 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special meeting of April 25, 2017.

Mark Numainville, City Clerk

**Communications**
- None

**Supplemental Communications and Reports 1**
- None

**Supplemental Communications and Reports 2**
- None

**Supplemental Communications and Reports 3**

Item 1: Community Agency Funding FY 2018 & 2019
  1. Presentation, submitted by Health, Housing & Community Services
Preliminary Matters

Roll Call: 7:26 p.m.

Present: Councilmembers Bartlett, Davila, Droste, Hahn, Harrison, Maio, Wengraf, Worthington and Mayor Arreguin.

Absent: None.

Ceremonial Matters:
  1. Recognition of Youth Spirit Artworks
  2. Recognition of Berkeley Scholars to Cal Program

City Manager Comments: None

Public Comment on Non-Agenda Matters: 6 speakers.

Public Comment on Consent Calendar and Information Items Only: 17 speakers.

Consent Calendar

Action: M/S/C (Maio/Hahn) to adopt the Consent Calendar in one motion except as indicated.
Vote: All Ayes.
Consent Calendar

1. **Amending BMC Section 23C.22.050, Short-Term Rental Regulations**
   From: Mayor Arreguin
   **Recommendation:** Adopt second reading of Ordinance No. 7,544-N.S. amending Berkeley Municipal Code Section 23C.22.50, Short-Term Rental Regulations.
   **First Reading Vote:** All Ayes.
   **Financial Implications:** None
   Contact: Jesse Arreguin, Mayor, 981-7100
   **Action:** Adopted second reading of Ordinance No. 7,544-N.S.

2. **Minutes for Approval**
   From: City Manager
   **Recommendation:** Approve the minutes for the Council meetings of March 7, 2017 (specials), March 14, 2017 (special closed, special and regular), March 27, 2017 (special closed), and March 28, 2017 (special and regular).
   **Financial Implications:** None
   Contact: Mark Numainville, City Clerk, 981-6900
   **Action:** Approved minutes as submitted.

3. **Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on April 25, 2017**
   From: City Manager
   **Recommendation:** Approve the request for proposals or invitation for bids (attached to staff report) that will be, or are planned to be, issued upon final approval by the requesting department or division. All contracts over the City Manager's threshold will be returned to Council for final approval.
   **Financial Implications:** Various Funds - $4,561,223
   Contact: Henry Oyekanmi, Finance, 981-7300
   **Action:** Approved recommendation.

4. **2016 Emergency Operations Plan**
   From: City Manager
   **Recommendation:** Adopt a Resolution adopting the 2016 Emergency Operations Plan (EOP), authorizing the City Manager to revise any Annexes, Appendices and/or Attachments to the EOP, and rescinding Resolution No. 58,659-N.S.
   **Financial Implications:** None
   Contact: Gil Dong, Fire, 981-3473
   **Action:** Adopted Resolution No. 67,901–N.S.
5. **Classification and Salary: Public Works Operations Manager**  
   From: City Manager  
   **Recommendation:** Adopt a Resolution amending Resolution No. 67,484-N.S. Classification and Salary Resolution for Public Employees Union - Local One, to establish the classification of Public Works Operations Manager with a monthly salary range of $9,928 - $12,189 effective April 25, 2017.  
   **Financial Implications:** See report  
   Contact: Sarah Reynoso, Human Resources, 981-6800  
   **Action:** Adopted Resolution No. 67,902–N.S.

6. **Classification and Salary: Treasury Manager**  
   From: City Manager  
   **Recommendation:** Adopt a Resolution amending Resolution No. 67,484-N.S. Classification and Salary Resolution for Public Employees Union Local One to re-establish the classification of Treasury Manager with a monthly salary range of $9,647 - $11,725 effective April 25, 2017.  
   **Financial Implications:** See report  
   Contact: Sarah Reynoso, Human Resources, 981-6800  
   **Action:** Adopted Resolution No. 67,903–N.S.

7. **Contract: Emeryville Occupational Medical Center for Occupational Health Services**  
   From: City Manager  
   **Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with Emeryville Occupational Medical Center, Inc. (EOMC), for occupational health services that include pre-employment and annual physical exams, advice, education, and consultation for the period of May 1, 2017 through June 30, 2019, in an amount not to exceed $536,400.  
   **Financial Implications:** Various Funds - $536,400  
   Contact: Sarah Reynoso, Human Resources, 981-6800  
   **Action:** Adopted Resolution No. 67,904–N.S.
8. **Memorandum of Understanding: Berkeley Fire Fighters Association, I.A.F.F. Local 1227 / Berkeley Chief Fire Officers Association**  
From: City Manager  
**Recommendation:** Adopt two Resolutions:  
1. Approving a Memorandum of Understanding (“MOU”) with the Berkeley Fire Fighters Association, I.A.F.F. Local 1227 / Berkeley Chief Fire Officers Association (“Association”) with a term of December 8, 2015 through June 16, 2018 and authorizing the City Manager to execute and implement the terms and conditions of employment set forth in a new MOU; and  
2. Approving a new salary resolution for Representation Unit A that implements the salary levels negotiated in the MOU.  
**Financial Implications:** See report  
Contact: Sarah Reynoso, Human Resources, 981-6800  
**Action:** Adopted Resolution No. 67,905–N.S. (MOU) and Resolution No. 67,906–N.S. (Salary)

9. **Unrepresented Employee Manual Amendment**  
From: City Manager  
**Recommendation:** Adopt a Resolution rescinding Resolution No. 67,709-N.S. (Unrepresented Employee Manual) and all subsequent amendatory resolutions thereto, and adopting the attached Unrepresented Employee Manual that amends several provisions to more closely align unrepresented employees benefits with those of represented non-Safety Miscellaneous employees and unrepresented Police and Fire with represented Safety employees, as well as amending the Retiree Health Premium Assistance Plan to allow reimbursement of Medical Insurance Premiums.  
**Financial Implications:** None  
Contact: Sarah Reynoso, Human Resources, 981-6800  
**Action:** Moved to Action Calendar. Item referred to the Agenda Committee for scheduling.

10. **Contract No. 7258E Amendment: Verint Systems Inc. for Customer Relationship Management (CRM) Software Maintenance**  
From: City Manager  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 7258E with Verint Systems, Inc. for CRM software maintenance for two years from March 23, 2007 through June 30, 2019, increasing the amount by $58,539 for a total contract amount not-to-exceed $924,844.  
**Financial Implications:** General Fund - $58,539  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 67,907–N.S.
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 9655A with Socrata, Inc., for hosting the City’s Open Data Portal (ODP) website, increasing the amount by $82,028, for a total contract amount not to exceed $167,681 and extending the term through June 30, 2019.  
   **Financial Implications:** General Fund - $82,028  
   **Contact:** Savita Chaudhary, Information Technology, 981-6500  
   **Action:** Adopted Resolution No. 67,908–N.S.

12. **Contract Amendments: Cunha Engineering and Logan Surveying, Inc. for On-Call Survey Services**  
   **From:** City Manager  
   **Recommendation:** Adopt two Resolutions authorizing the City Manager to execute amendments to the contracts with Cunha Engineering, Inc. and Logan Surveying, Inc. for on-call survey services, increasing the original contract amounts by $100,000 each for total amounts not to exceed $225,000, and extending the terms of the contracts to July 11, 2018.  
   **Financial Implications:** See report  
   **Contact:** Phillip Harrington, Public Works, 981-6300  
   Adopted Resolution No. 67,909–N.S. (Cunha) and Resolution No. 67,910–N.S. (Logan)

13. **Contract: ERA Construction for Le Conte Safe Routes to School Project**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution approving plans and specifications for the Le Conte Safe Routes to Schools Project, Specification No. 16-11008-C; and authorizing execution of a contract with ERA Construction and any amendments, extensions or change orders until completion of the project in accordance with approved plans and specifications, in an amount not to exceed $449,298.  
   **Financial Implications:** MTC Fund - $449,298  
   **Contact:** Phillip Harrington, Public Works, 981-6300  
   **Action:** Item held over to May 2, 2017.

14. **Contract No. 7996C Amendment: Clean Harbors Environmental Services, Inc. for Hazardous Waste Removal**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment for up to $50,000 to Contract No. 7996C with Clean Harbors Environmental Services, Inc. to provide continued hazardous waste management, removal and disposal services for the City of Berkeley, for a total contract amount not to exceed $650,000; and to extend the contract term through December 31, 2017.  
   **Financial Implications:** Various Funds - $50,000  
   **Contact:** Phillip Harrington, Public Works, 981-6300  
   **Action:** Adopted Resolution No. 67,911–N.S.
15. **Contract No. 9674A Amendment: Direct Line Tele Response for Citywide After-Hours Answering Services**

   **From:** City Manager

   **Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment for up to $75,000 to Contract No. 9674A with Direct Line Tele Response to provide continued customer service support after normal business hours, on weekends and holidays, for a total contract amount not to exceed $150,000, and extending the contract term through December 31, 2020.

   **Financial Implications:** Various Funds - Up to $75,000

   **Contact:** Phillip Harrington, Public Works, 981-6300

   **Action:** Adopted Resolution No. 67,912–N.S.

16. **Contract: Redgwick Construction for Tunnel Road Access Improvements and Ashby/Telegraph Intersection Improvements Project - Revised**

   **From:** City Manager

   **Recommendation:** Adopt a Resolution approving plans and specifications for the Tunnel Road Access Improvements and Ashby/Telegraph Intersection Improvements Project; accepting the bid of Redgwick Construction Company as the lowest responsive and responsible bidder; and authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications in an amount not to exceed $1,021,949, and rescinding Resolution No. 67,859.

   **Financial Implications:** CalTrans Fund - $1,021,949

   **Contact:** Phillip Harrington, Public Works, 981-6300

   **Action:** Adopted Resolution No. 67,913–N.S.

17. **Contract: Telfer Pavement Technologies LLC for FY 2017 Measure M Surface Seals Project**

   **From:** City Manager

   **Recommendation:** Adopt a Resolution approving plans and specifications for the FY 2017 Measure M Surface Seals Project, Specification No. 17-11101-C; accepting the bid of Telfer Pavement Technologies LLC as the lowest responsive and responsible bidder; and authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications in an amount not to exceed $6,023,530.

   **Financial Implications:** Various Funds - $6,023,530

   **Contact:** Phillip Harrington, Public Works, 981-6300

   **Action:** Adopted Resolution No. 67,914–N.S.
Consent Calendar

18. **Contract: Westland Contractors, Inc. for Sanitary Sewer Manhole Rehabilitation FY 2017**
   
   **From:** City Manager
   
   **Recommendation:** Adopt a Resolution approving plans and specifications for the Sanitary Sewer Manhole Rehabilitation FY 2017 Project, located at various locations throughout the City, and authorizing execution of a contract with Westland Contractors, Inc. and any amendments, extensions, or other change orders until completion of the project in accordance with approved plans and specifications in an amount not to exceed $430,232.
   
   **Financial Implications:** Sanitary Sewer Operation Fund - $430,232
   
   **Contact:** Phillip Harrington, Public Works, 981-6300
   
   **Action:** Adopted Resolution No. 67,915–N.S.

19. **Declaration of Intent - FY 2018 Street Light Assessment**
   
   **From:** City Manager
   
   **Recommendation:** Adopt a Resolution granting the City Manager the authority to approve the Engineer’s March 2017 report, Street Lighting Assessment District 1982-1; set a public hearing to be held before the Council of the City of Berkeley at its May 16, 2017 meeting; and authorize the City Clerk to publish Notice of the Public Hearing for FY 2018 Levy of Assessments of Street Lighting Assessment District No. 1982-1.
   
   **Financial Implications:** See report
   
   **Contact:** Phillip Harrington, Public Works, 981-6300
   
   **Action:** Adopted Resolution No. 67,916–N.S.

20. **Purchase Order: Folsom Lake Ford for Five Utility Police Interceptors**
   
   **From:** City Manager
   
   **Recommendation:** Adopt a Resolution satisfying City Charter Article XI Section 67.2 requirements allowing the City to participate in the State of California contract bid procedures, and authorizing the City Manager to execute a purchase order for five Utility Police Interceptors with Folsom Lake Ford in an amount not to exceed $206,125.
   
   **Financial Implications:** Equipment Replacement Fund - $206,125
   
   **Contact:** Phillip Harrington, Public Works, 981-6300
   
   **Action:** Adopted Resolution No. 67,917–N.S.

21. **Purchase Order: National Auto Fleet Group for Four Long Haul Tractor Trailers**
   
   **From:** City Manager
   
   **Recommendation:** Adopt a Resolution satisfying requirements of City Charter Article XI Section 67.2 allowing the City to participate in National Joint Powers Alliance contract bid procedures, and authorizing the City Manager to execute a purchase order for four long haul tractor trailers with National Auto Fleet Group in an amount not to exceed $975,900.
   
   **Financial Implications:** Equipment Replacement Fund - $975,900
   
   **Contact:** Phillip Harrington, Public Works, 981-6300
   
   **Action:** Adopted Resolution No. 67,918–N.S.
22. **Modification of Medical Cannabis Commission Name and Mission; Amending BMC Section 12.26.112**  
*From: Medical Cannabis Commission*  
**Recommendation:** Review the information provided in this report and upon conclusion, adopt a first reading of an Ordinance amending BMC Section 12.26.110 to change the name and mission of the Medical Cannabis Commission to include recreational cannabis.  
**Financial Implications:** See report  
Contact: Elizabeth Greene, Commission Secretary, 981-7400  
**Action:** Adopted first reading of Ordinance No. 7,545-N.S. Second reading scheduled for May 16, 2017.

23. **Appointment of Boona Cheema to Mental Health Commission**  
*From: Mental Health Commission*  
**Recommendation:** Adopt a Resolution approving the appointment of Boona Cheema to the Mental Health Commission, as a representative of the special public interest category, for a three year term beginning April 26, 2017 and ending April 25, 2020.  
**Financial Implications:** None  
Contact: Karen Klatt, Commission Secretary, 981-5400  
**Action:** Adopted Resolution No. 67,919–N.S.

**Council Consent Items**

24. **Amending BMC Sections 2.07.030 and 2.07.040: Modifying Revolving Door Restrictions**  
*From: Mayor Arreguin and Councilmember Harrison*  
**Recommendation:** Adopt first reading of an Ordinance amending Sections 2.07.030 and 2.07.040 of the Berkeley Municipal Code. This amendment would extend the time requirement between the termination of City office or employment and lobbying from 12 months to 3 years, and ending service on a commission and lobbying from 12 months to 2 years.  
**Financial Implications:** Staff time  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Moved to Action Calendar. Item referred to the Agenda Committee for scheduling.
25. **Budget Referral: $25,000 to the FY 2017/18 Budget Process for SupplyBank.Org to Expand School Supply Distribution**  
*From: Mayor Arreguin and Councilmember Bartlett*  
**Recommendation:** Refer the following to the budget process: A request for $25,000 to expand Berkeley school supply distribution and ensure every low-income Berkeley student has the appropriate school and dental supplies they need to be successful.  
**Financial Implications:** None  
*Contact: Jesse Arreguin, Mayor, 981-7100*  
**Action:** Councilmember Davila added as a co-sponsor. Approved recommendation.

26. **Citywide Restaurant Event to Support Deportation Defense: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
*From: Mayor Arreguin and Councilmembers Bartlett and Hahn*  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed $100 per Councilmember, including $200 from Mayor Arreguin, to Centro Legal de la Raza for collateral development, event production and advertising, with funds relinquished to the City’s general fund for this purpose from the discretionary Council office budget of Mayor Arreguin, and any other Councilmembers who would like to contribute.  
**Financial Implications:** Mayor's Discretionary Funds - $200  
*Contact: Jesse Arreguin, Mayor, 981-7100*  
**Action:** Adopted Resolution No. 67,920–N.S. mended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Maio - $100; Councilmember Davila - $50.

27. **Oppose President Trump’s Proposed 2018 Budget**  
*From: Mayor Arreguin and Councilmembers Bartlett, Wengraf, and Hahn*  
**Recommendation:** Adopt a Resolution opposing President Donald Trump’s proposed 2018 budget. Send a copy of the Resolution to President Trump, Senators Dianne Feinstein and Kamala Harris, and Congresswoman Barbara Lee.  
**Financial Implications:** None  
*Contact: Jesse Arreguin, Mayor, 981-7100*  
**Action:** Adopted Resolution No. 67,921–N.S.

28. **Support of SB 721 – Statewide Balcony Inspection Standards**  
*From: Mayor Arreguin and Councilmember Hahn*  
**Recommendation:** Adopt a Resolution supporting SB 721, which requires inspections of balconies every five years. Send a copy of the Resolution to Governor Jerry Brown, State Senators Jerry Hill and Nancy Skinner, and Assemblymember Tony Thurmond.  
**Financial Implications:** None  
*Contact: Jesse Arreguin, Mayor, 981-7100*  
**Action:** Councilmember Davila added as a co-sponsor. Adopted Resolution No. 67,922–N.S.
29. **Dog Owner Education, Cesar Chavez Park**  
   **From:** Councilmember Maio  
   **Recommendation:** Request the City Manager to look into the development of a dog owner education program at Cesar Chavez Park as to the designated on-leash and off-leash areas using volunteers who would be eligible for a small stipend.  
   **Financial Implications:** Up to $10,000  
   Contact: Linda Maio, Councilmember, District 1, 981-7110  
   **Action:** Councilmember Harrison added as a co-sponsor. Amended to include direction to consider partnering with the Berkeley Humane Society. Approved recommendation.

30. **Proclaiming May 2017 as Mental Health Month**  
   **From:** Councilmember Davila and Mayor Arreguin  
   **Recommendation:** Adopt a Resolution proclaiming May 2017 as Mental Health Month in the City of Berkeley.  
   **Financial Implications:** None  
   Contact: Cheryl Davila, Councilmember, District 2, 981-7120  
   **Action:** Adopted Resolution No. 67,923–N.S.

31. **Budget Referral for Three Beacon Lights and/or Flashing Yield Signs**  
   **From:** Councilmember Davila  
   **Recommendation:** Refer to City Manager to assess and fund three beacon lights or flashing yield signs to increase safety for the following three intersections: 1) Channing and Sacramento; 2) San Pablo and Parker; and 3) Addison and Sixth Street.  
   **Financial Implications:** See report  
   Contact: Cheryl Davila, Councilmember, District 2, 981-7120  
   **Action:** Approved recommendation.
32. **Referral to the City Manager: Adopt Section 8 Landlord Incentives**  
*From: Councilmember Davila, Mayor Arreguin, and Councilmembers Bartlett and Hahn*  
**Recommendation:** Refer to the City Manager the adoption of the following measures to encourage landlords to accept Section 8 vouchers: 1. Create a list of qualified, efficient and affordable contractors vetted by the City, and a discount or waiver of permit fees, to support bringing their unit(s) to code; 2. Provide legal and/or mediation support, offered either through the City or a partner, in negotiating Landlord/Tenant disputes out-of-court; 3. Allow parcel and/or property tax reductions based on the percentage of property or units that are currently Section 8 and/or decided during annual Section 8 inspection; and 4. Identify organizations who can support financial literacy and management for Section 8 tenants, including establishing bank accounts with direct deposit to Landlords. We ask City staff to research and develop a proposal of options for implementing these within the next six months.  
**Financial Implications:** See report  
*Contact:* Cheryl Davila, Councilmember, District 2, 981-7120  
**Action:** Approved recommendation amended to include encouragement of Shelter + Care units.

33. **Budget Referral for Legal and Mental Health Support for Immigrant and Religious Communities Targeted by Trump**  
*From: Councilmember Davila and Mayor Arreguin*  
**Recommendation:** As a follow-up to both the Sanctuary City and Anti-Registry resolutions, refer to the City Manager to identify resources to expand the capacity of our community partners to provide legal advice and support to Berkeley residents most impacted by immigration policies, the ban and threatened registry of the current federal administration. Resources to hire or contract mental health professionals with cultural and language relevance to serve those most impacted should be included as well.  
**Financial Implications:** See report  
*Contact:* Cheryl Davila, Councilmember, District 2, 981-7120  
**Action:** Councilmember Harrison added as a co-sponsor. Approved recommendation.
34. Budget Referral: Equitable Planning & Development Proposal  
From: Councilmember Davila  
Recommendation: Accelerate the implementation of five recommendations as part of the COB Planning Department’s process to update zoning regulations toward greater equity: 1) Analyzing the fee structures toward establishing a fee reduction program; 2) Establishing a fund for fee waivers or scholarships through a surcharge on building permits; 3) Funding an Ombudsman within the Planning Department or Neighbor Services Office that can support community members in navigating the planning and permitting process, particularly with more complicated cases and/or when people need extra support; and, 4) Develop a needs-based payment plan, process and protocol for those who cannot afford to pay for permits in-full and upfront.  
Financial Implications: See report  
Contact: Cheryl Davila, Councilmember, District 2, 981-7120  
Action: Councilmembers Hahn, Harrison, and Bartlett added as co-sponsors.  
Approved recommendation.

35. Anti-Displacement Public Advocate  
From: Councilmembers Bartlett and Davila, Mayor Arreguin, and Councilmember Harrison  
Recommendation: Adopt a Resolution establishing an Office of the Anti-Displacement Public Advocate (APA), to be located in a community agency, which will be tasked with preventing the displacement of Berkeley residents, community, faith, and cultural institutions, small businesses, and non-profits. The APA will be an entity external to the City. The APA will provide legal representation; engage in advocacy; coordinate housing counseling, and financial literacy training; conduct stakeholder meetings; provide outreach to community members at-risk of displacement; and publish quarterly public reports on outcomes and impact in reducing displacement.  
Financial Implications: See report  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
Action: Moved to Action Calendar. Item referred to the Agenda Committee for scheduling.
36. **Budget Referral: Approximately $75,000 to Fund a Feasibility Study and an Impact Analysis Regarding the Creation of an African-American Holistic Resource Center in South Berkeley**

   **From:** Councilmember Bartlett

   **Recommendation:** Refer to the budget approximately $75,000 for the purpose of conducting a feasibility study and impact analysis regarding creating and operating an African American Holistic Resource Center. The feasibility study and impact analysis should (i) include a comprehensive community needs assessment, (ii) consider Health, Housing, and Community Services staff being dedicated to the Center, and (iii) incorporate feedback from focus groups including community stakeholders such as the NAACP, African American Black Professionals and Community Network, Black Lives Matter, and Healthy Black Families.

   **Financial Implications:** Up to $75,000

   **Contact:** Ben Bartlett, Councilmember, District 3, 981-7130

   **Action:** Councilmember Davila added as a co-sponsor. Approved recommendation.

37. **Support AB 946 Resist the Wall Act**

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

   **Recommendation:** That Berkeley City Council send a letter to State Assemblymember Tony Thurmond and Senator Nancy Skinner urging them to vote Yes on AB 946, Resist the Wall Act.

   **Financial Implications:** Minimal

   **Contact:** Ben Bartlett, Councilmember, District 3, 981-7130

   **Action:** Approved recommendation.

38. **Referral to the Labor Commission and the Commission on the Status of Women: Paid Family Leave Ordinance**

   **From:** Councilmember Bartlett, Mayor Arreguin, and Councilmembers Hahn and Droste

   **Recommendation:** Refer the attached ordinance for consideration by to the Labor Commission and the Commission on the Status of Women to help in the development of a Paid Family Leave Ordinance for the City of Berkeley.

   **Financial Implications:** Staff time

   **Contact:** Ben Bartlett, Councilmember, District 3, 981-7130

   **Action:** Moved to Action Calendar. Item referred to the Agenda Committee for scheduling.
Council Consent Items

39. Budget Referral: Wearable Body Cameras for Berkeley Police Department Officers
   From: Councilmembers Bartlett, Worthington, Hahn, and Mayor Arreguin
   Recommendation: Refer to the budget process to consider full funding for acquisition of up to 200 wearable video cameras for all Berkeley Police Department sworn officers, subject to concurrent implementation of (1) the Berkeley Police Department’s Body Worn Camera Policy (currently being finalized by the Police Review Commission) and (2) the Community Control of Surveillance Equipment Ordinance (currently being finalized by the Peace and Justice Commission and the Disaster and Fire Safety Commission).
   Financial Implications: See report
   Contact: Ben Bartlett, Councilmember, District 3, 981-7130
   Action: Approved recommendation.

40. Support of AB 42 and SB 10, the California Money Bail Reform Act
   From: Councilmember Harrison, Mayor Arreguin, and Councilmembers Bartlett and Davila
   Recommendation: Adopt a Resolution in support of AB 42 and SB 10, the California Money Bail Reform Act, authored by Assemblyman Rob Bonta and Senator Robert Hertzberg respectively. Send a copy of the resolution to Governor Jerry Brown, State Senators Kevin de Leon and Nancy Skinner, and Assemblymember Tony Thurmond.
   Financial Implications: None
   Contact: Kate Harrison, Councilmember, District 4, 981-7140
   Action: Adopted Resolution No. 67,924–N.S.
41. Small Business Support Package  
From: Councilmember Hahn and Mayor Arreguin  
Recommendation: Refer to the City Manager the development of a package of policies and programs to support the establishment of new, and sustainability of existing small and/or locally owned businesses. Measures to explore, evaluate and report back on as part of the package include, but are not limited to: 1. A program to provide financial and other forms of support to small/locally owned businesses and not-for-profits impacted by development projects, either due to direct displacement or to direct or indirect business interference or interruption; 2. A program to reach out to, work with, help develop and attract small/local businesses to establish themselves in Berkeley and to assist existing small/local businesses to remain in Berkeley; 3. Taxes and/or fees on vacant storefronts, buildings and/or empty lots; 4. A One-Stop Small/Local Business Advocacy Center to coordinate, facilitate and expedite permitting, licensing, payment of taxes and fees, inspections, access to city resources, and all other City of Berkeley-related matters, and to provide information about other services available to small businesses; 5. Streamlining of zoning, permitting and licensing requirements and processes for small/local businesses and not-for-profits, to reduce associated costs and delays, and, where appropriate, provide less onerous levels of review; 6. Strengthening and/or expanding the City of Berkeley’s Revolving Loan Fund program, including identification of barriers to accessing such loans and potential improvements to Revolving Loan Fund processes, and exploration of additional sources of income for the Fund; 7. Further expanding Buy-Local preferences and policies for the City of Berkeley, establishment and/or monitoring/enforcement of the Buy Local preference included in Section V(D) the City of Berkeley’s May 2005 “2020 LRDP Settlement Agreement” with UC Berkeley, and identification of other opportunities to negotiate Buy-Local agreements with large purchasers in Berkeley, including Development projects; and 8. Exploration of a Legacy Business-type program for Berkeley, inspired by San Francisco’s Legacy Business program, to identify, support and retain long-time local businesses.  
Financial Implications: Staff time  
Contact: Sophie Hahn, Councilmember, District 5, 981-7150  
Action: Councilmembers Davila and Harrison added as co-sponsors. Approved recommendation with revised recommendation #2 as noted below.

2. A program to reach out to, work with, help develop and attract small/local businesses to establish themselves in Berkeley and to assist existing small/local businesses to remain in Berkeley with a focus on women and minority owners;
Council Consent Items

42. Comprehensive Study of Emergency Services Call Center, Staffing and Development Systems

From: Councilmember Hahn, Mayor Arreguin, and Councilmember Worthington

Recommendation: Refer to the City Manager to work with the Berkeley Fire Department and Berkeley Firefighters Association to investigate the Department’s current practices and determine the feasibility of implementing a criteria-based dispatching system that allocates staffing based on need and risk, ensures that calls are prioritized based on acuity, and more efficiently delivers the appropriate allocation of resources to every 911 call.

Financial Implications: See report

Contact: Sophie Hahn, Councilmember, District 5, 981-7150

Action: Councilmember Bartlett added as a co-sponsor. Approved recommendation as written in Supplemental Reports Packet #1 and amended to include referring the item to the Disaster and Fire Safety Commission and to analyze the referral in the context of losing the Alta Bates Emergency Room.

43. Solano Avenue Economic Development Study

From: Councilmembers Hahn and Wengraf

Recommendation: Refer to the City Manager to undertake a comprehensive study of the Solano Avenue Commercial District, to provide baseline information for future strategic planning and business development and initiatives that will result in increased tax revenues for the City of Berkeley, and to report to the Council on a priority basis, at an upcoming worksession.

Financial Implications: Staff time

Contact: Sophie Hahn, Councilmember, District 5, 981-7150

Action: Approved recommendation.

44. Oppose SB 649 (Hueso) Wireless Telecommunications Facilities & Proposed Amendments to Install Small Cells by Right

From: Councilmember Wengraf

Recommendation: Send a letter opposing SB 649 (Hueso) urging our representatives to oppose this bill. Letter should be sent to State Senator Ben Hueso, State Senator Nancy Skinner, Assemblymember Tony Thurmond and Governor Brown.

Financial Implications: Minimal

Contact: Susan Wengraf, Councilmember, District 6, 981-7160

Action: Councilmembers Droste and Maio added as co-sponsors. Moved to Action Calendar. Item referred to the Agenda Committee for scheduling.
Council Consent Items

45. **Support for SB 320 (Leyva) College Student Right to Access Act**  
   **From:** Councilmembers Wengraf, Worthington, Hahn, and Harrison  
   **Recommendation:** Send a letter in favor of SB-320 (Leyva) urging our representatives to support this bill. Letter should be sent to State Senator Connie Leyva, State Senator Nancy Skinner, Assemblymember Tony Thurmond and Governor Brown.  
   **Financial Implications:** Minimal  
   **Contact:** Susan Wengraf, Councilmember, District 6, 981-7160  
   **Action:** Approved recommendation.

46. **Support SB 201 Higher Education Employer-Employee Relations Act**  
   **From:** Councilmember Worthington  
   **Recommendation:** That Berkeley City Council send a letter to State Senator Nancy Skinner thanking her for introducing SB 201, the Higher Education Employer-Employee Relations Act, and Assembly member Tony Thurmond, asking him to support its passage.  
   **Financial Implications:** Minimal  
   **Contact:** Kriss Worthington, Councilmember, District 7, 981-7170  
   **Action:** Approved recommendation.

47. **Support AB 291 Immigrant Tenant Protection Act**  
   **From:** Councilmembers Worthington, Bartlett, and Hahn  
   **Recommendation:** That Berkeley City Council sends a letter to both State Senator Nancy Skinner and Assembly member Tony Thurmond, urging them to vote yes on AB291, the Immigrant Tenant Protection Act.  
   **Financial Implications:** Minimal  
   **Contact:** Kriss Worthington, Councilmember, District 7, 981-7170  
   **Action:** Councilmember Davila added as a co-sponsor. Approved recommendation.

48. **Amendments to Group Living Accommodations (GLA) Ordinance (No. 7445-NS)**  
   **From:** Councilmember Worthington  
   **Recommendation:** That the Berkeley City Council respond to student concerns voiced by student leaders in the ASUC, by revising the GLA Ordinance to respond to the worsening housing crisis in Berkeley and promote a fair and equal treatment of students. Specifically, we recommend the removal of BMC 13.42.040D, which currently allows the city to remove bedrooms, the addition of a student non-discrimination clause, the amendment of 13.42.005B(3)a to allow three violations instead of two, and the amendment of 13.42.036C to ensure consistency with the Community Noise Ordinance.  
   **Financial Implications:** None  
   **Contact:** Kriss Worthington, Councilmember, District 7, 981-7170  
   **Action:** Councilmember Harrison added as a co-sponsor. Moved to Action Calendar. Item referred to the Agenda Committee for scheduling.
Council Consent Items

49. **Identifying Taxation Revenue Potential in Staff Reports**  
From: Councilmember Droste  
**Recommendation:** Refer to the City Manager the inclusion of estimated first order (direct) tax revenue in the Financial Implications section of relevant staff reports for actions with the potential to affect annual City and Berkeley Unified School District (BUSD) general and/or special revenues by $50,000 or more.  
**Financial Implications:** See report  
Contact: Lori Droste, Councilmember, District 8, 981-7180  
**Action:** Item removed from agenda by Councilmember Droste.

50. **Defense of the Fair Housing Act**  
From: Councilmember Droste and Bartlett  
**Recommendation:** Adopt a Resolution in defense of the Fair Housing Act and send a letter to Sen. Dianne Feinstein, Sen. Kamala Harris, and Rep. Barbara Lee calling them to oppose S. 103 and H.R. 482, which would undermine the Fair Housing Act.  
**Financial Implications:** Minimal  
Contact: Lori Droste, Councilmember, District 8, 981-7180  
**Action:** Adopted Resolution No. 67,925–N.S.

**Action Calendar – Public Hearings**
51. Re-Establishment of the Berkeley Tourism Business Improvement District  
From: City Manager  
Recommendation: Conduct a public hearing on 1. The renewal of the Berkeley Tourism Business Improvement District (BTBID) for 10 years starting July 1, 2017; and 2. The modification of the existing BTBID to end on June 30, 2017, shortening the existing BTBID’s term from 5 years to 4 years and 8 months and thus modifying the existing BTBID Management District Plan. Upon conclusion, if no majority protest exists after tabulation of assessment ballots, adopt three Resolutions:
  a. Resolution of Formation Re-establishing the BTBID for the ten-year period starting July 1, 2017 and concluding June 30, 2027.
  b. Resolution of Modification to the existing BTBID to end on June 30, 2017.
  c. Resolution authorizing the City Manager to execute a sole source contract and any amendments with the Convention and Visitors Bureau a.k.a. Visit Berkeley (VB) for the management of BTBID funds to support tourism marketing and promotion for the period July 1, 2017 to June 30, 2027.
Financial Implications: See report  
Contact: Jordan Klein, Economic Development, 981-7530

Public Testimony: The Mayor opened the public hearing. 0 speakers.  
M/S/C (Maio/Worthington) to close the public hearing.  
Vote: Ayes – Maio, Davila, Bartlett, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.

Councilmember Harrison absent 8:30 p.m. – 8:37 p.m.

Action: M/S/C (Worthington/Maio) to adopt Resolution No. 67,926–N.S. (Formation), Resolution No. 67,927–N.S. (Modify existing BTBID), and Resolution No. 67,928–N.S. (Visit Berkeley).  
Vote: Ayes – Maio, Davila, Bartlett, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.
52. Community Agency Funding
From: City Manager
Recommendation: Conduct a Public Hearing on 1) the allocation of funds for community agencies for FY2018 and FY2019, and 2) the Program Year (PY) 2017 Annual Action Plan (AAP), and upon conclusion:
1. Adopt a Resolution: a. Approving proposed funding allocations under the PY2017 Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and Home Investment Partnerships Program (HOME); and b. Authorizing the execution of resultant agreements and amendments with community agencies for the above-mentioned funds; and c. Allocating 90% of the PY2017 HOME funds to the Housing Trust Fund, and 10% for program administration; and d. Authorizing the City Manager to submit the PY 2017 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD), addressing any public comments; and e. Authorizing the carryover of any ESG unspent funds from FY2017 and allocate those funds to the Coordinated Entry System (CES) – the Hub to be used for rapid rehousing financial assistance in FY2018.
Financial Implications: See report
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400

Public Testimony: The Mayor opened the public hearing. 12 speakers.
M/S/C (Wengraf/Maio) to close the public hearing.
Vote: All Ayes.

Action: M/S/C (Bartlett/Harrison) to adopt Resolution No. 67,929–N.S. to: a. Approve proposed funding allocations under the PY2017 Community Development Block Grant (CDBG), Emergency Solutions Grant (ESG), and Home Investment Partnerships Program (HOME); and b. Authorize the execution of resultant agreements and amendments with community agencies for the above-mentioned funds; and c. Allocate 90% of the PY2017 HOME funds to the Housing Trust Fund, and 10% for program administration; and d. Authorize the City Manager to submit the PY 2017 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD), addressing any public comments; and e. Authorize the carryover of any ESG unspent funds from FY2017 and allocate those funds to the Coordinated Entry System (CES) – the Hub to be used for rapid rehousing financial assistance in FY2018.
Vote: Ayes – Maio, Bartlett, Harrison, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – None; Abstain – Davila.

Recess 9:10 p.m. – 9:25 p.m.
53. **ZAB Appeal: 2902 Adeline Street** *(Continued from April 4, 2017. Item contains revised material.)*  

**From:** City Manager  
**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution to approve Use Permit No. ZP2015-0177 to redevelop three parcels at 2902 and 2908 Adeline Street and 1946 Russell Street (approximately 14,065 square feet total), which includes the demolition of one single-family dwelling and one mixed use (commercial and residential) structure; and the construction of a 6-story, mixed-use building with 4,119 sq. ft. of commercial space including one commercial unit, four live/work units, and 50 dwelling units, including two qualifying units available to very low income households and a commitment to provide two additional units on site available to low income households.  
**Financial Implications:** None  
Contact: Carol Johnson, Planning and Development, 981-7400

**Public Testimony:** The Mayor opened the public hearing. 47 speakers.

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

**Action:** M/S/C (Wengraf/Worthington) to close the public hearing.  
**Vote:** All Ayes.

**Action:** M/S/Failed (Hahn/Davila) to remand the project to the Zoning Adjustments Board as identified in “Variant A” in the staff report (base project, five stories, no additional height, no FAR concession, 44 market rate units and 6 BMR units).  
**Vote:** Ayes – Davila, Harrison, Hahn, Arreguin; Noes – Maio, Bartlett, Droste; Abstain – Wengraf, Worthington.

**Action:** M/S/Failed (Bartlett/Droste) to approve the 52-unit revised project with 4 units a VLI, 4 units at LI, and 2 units at MI, reduced open space, a $136,000 payment to the AHTF, and require monthly meeting with resident of Harriet Tubman regarding construction impacts.  
**Vote:** Ayes – Bartlett, Worthington, Droste; Noes – Davila, Hahn; Abstain – Maio, Harrison, Wengraf, Arreguin.

**Action:** M/S/C (Maio/Wengraf) to hold the item over to May 2, 2017.  
**Vote:** Ayes – Maio, Harrison, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – Bartlett; Abstain – Davila.

**Action:** M/S/C (Arreguin/Maio) to refer unfinished business (Items 9, 24, 35, 38, 44, 48, 57, and 60) to the Agenda Committee for scheduling.  
**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and extend the meeting to
Action Calendar – Public Hearings

11:45 p.m.
Vote: Ayes – Maio, Davila, Bartlett, Harrison, Hahn, Worthington, Arreguin; Noes – Wengraf, Droste.

Action Calendar – Old Business

54. Banking Services with Wells Fargo Bank *(Continued from March 14, 2017)*
From: City Manager
Contact: Henry Oyekanmi, Finance, 981-7300
Action: 7 speakers. M/S/C (Worthington/Maio) to initiate negotiations with Wells Fargo on a one-year contract (not a three-year contract).
Vote: All Ayes.

55. MOU Compendium Items: Item #3.6: Agreement with City & County of San Francisco for Distribution of UASI Grant Funds; Item #3.12: Berkeley Police Department Relationship with NCRIC as Codified in BPD General Order N-17 *(Continued from March 14, 2017)*
From: City Manager
Recommendation: Adopt a Resolution approving Police Department MOU Compendium revised Item #3.6, Agreement with City & County of San Francisco for Distribution of UASI Grant Funds, and revised Item #3.12, Relationship with Northern California Regional Intelligence Center (NCRIC).
Financial Implications: See report
Contact: Andrew Greenwood, Police, 981-5900
Action: Item held over to May 16, 2017.

56. Purchase Order: The Armored Group for One Specially Equipped Panel Van *(Continued from April 4, 2017)*
From: City Manager
Recommendation: Adopt a Resolution pursuant to City Charter Article XI Section 67.2 requirements, accepting the General Services Administration (GSA) bid procedures, and authorizing the City Manager to execute a purchase order for one Specially Equipped Panel Van for an amount not to exceed $205,373.
Financial Implications: UASI Regional Fund - $205,373
Contact: Andrew Greenwood, Police, 981-5900
Action: Item held over to May 16, 2017.

57. Housing Accountability Act *(Continued from March 28, 2017)*
From: City Manager
Contact: Zach Cowan, City Attorney, 981-6950
Action: Item referred to the Agenda Committee for scheduling.
Action Calendar – Old Business

58. Support of SB 687 – Attorney General Authority on Hospital Closures
(Continued from April 4, 2017)

From: Mayor Arreguin and Councilmembers Hahn, Droste, and Davila
Recommendation: Adopt a Resolution in support of SB 687, authored by State
Senator Nancy Skinner, which will give the Attorney General of California the
authority to oversee and consent to the sale/closure of non-profit hospitals. Send a
copy of the Resolution to Assemblymember Tony Thurmond, State Senator Nancy
Skinner, and Governor Jerry Brown.

Financial Implications: None
Contact: Jesse Arreguin, Mayor, 981-7100
Action: Moved to Consent Calendar. Adopted Resolution No. 67,930–N.S.

Action Calendar – New Business

59a. Berkeley Lead Poison Prevention and Control

From: Community Environmental Advisory Commission
Recommendation: Direct the City Manager to:
1. Implement an enforcement program as authorized by the state for lead paint
hazards, at least when either: a. A child under the age of four occupies the
residence or other building where lead paint hazard reduction practices are required;
or b. When a risk of soil contamination occurs as a result of failure to follow
appropriate lead paint hazard reduction practices, including during remodels and
demolition; and 2. Evaluate the program after one year of implementation and
present the findings to the Community Environmental Advisory Commission,
including total cost of the program, total value of fines enforced, and recent history of
reported lead paint violations.

Financial Implications: See report
Contact: Nabil Al-Hadithy, Commission Secretary, 981-7400


From: City Manager
Recommendation: Refer to the City Manager the proposal from the Community
Environmental Advisory Commission (CEAC) to evaluate the costs and feasibility of
the lead paint enforcement proposal. In addition, staff will communicate with the
Alameda County Healthy Homes Department on alternative ways to address
enforcement and cleanup associated with lead paint hazards, and will work with
Alameda County Healthy Homes Department to schedule a presentation before the
City Council.

Financial Implications: See report
Contact: Carol Johnson, Planning and Development, 981-7400

Action: Moved Item 59.b. to the Consent Calendar. Referred to the Agenda
Committee to schedule the item for a future meeting with a presentation from
Alameda County Healthy Homes and City staff.
60. General Fund Stability Reserve Usage Criteria  
From: Councilmembers Droste, Wengraf, and Maio  
Recommendation: Discuss the General Fund Stability Reserve Usage Policies described in the report and adopt policies such as those proposed, requiring a two-thirds vote of the City Council to amend them. Following recommendation from the City Manager, the City Council shall, from time to time, recognize and define “essential services”, “appropriate levels” of such services, and “extreme conditions”. Any draw-down of Stability Reserve funds shall coincide with the adoption of a plan to repay the dollar amount of the draw down. If adopting a repayment plan immediately is infeasible due to emergency circumstances, it shall be adopted no more than 3 months from the date of the withdrawal appropriation. The level of the Stability Reserve shall be restored as economic recovery occurs, consistent with the maintenance of essential services, with repayment to begin no more than 5 years from the date of withdrawal and be completed within 10 years from the date of withdrawal. 
Financial Implications: See report  
Contact: Lori Droste, Councilmember, District 8, 981-7180  
Action: Item referred to the Agenda Committee for scheduling.

Information Reports

61. Bi-Annual Report on Workers’ Compensation  
From: City Manager  
Contact: Sarah Reynoso, Human Resources, 981-6800  
Action: Referred to the Agenda Committee to schedule a presentation to Council by staff.

62. LPC-NOD: 1335 Shattuck Avenue  
From: City Manager  
Contact: Carol Johnson, Planning and Development, 981-7400  
Action: Received and filed.

63. Interstate-80/Gilman Interchange Improvement Project - Update  
From: City Manager  
Contact: Phillip Harrington, Public Works, 981-6300  
Action: Received and filed.

64. Phillips 66 Permit Denied  
From: Councilmember Maio  
Contact: Linda Maio, Councilmember, District 1, 981-7110  
Action: Received and filed.

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

Adjournment
**Communications**

**Item 39: Budget Referral: Wearable Body Cameras for Berkeley Police Department Officers**
1. James McFadden

**Item 54: Banking Services with Wells Fargo Bank**
2. Soula Culver

**Item 55: MOU Compendium Items: Item #3.6: Agreement with City & County of San Francisco for Distribution of UASI Grant Funds; Item #3.12 Berkeley Police Department Relationship with NCRIC as Codified in BPD General Order N-17**
3. Donna Willmott
4. Veterans for Peace
5. SuperBOLD

2702-2706 Shasta Road
6. Tom Lippe

**West Berkeley Air Quality**
7. Human Welfare & Community Action Commission – *Referred to City Manager by Councilmember Maio*

**Secede California**
8. Byron Overton
9. Larry Thomason

**Thanks**
10. Claire Nowak-Boyd
11. Georgina Maldonado
12. Nancy

**Freeway Pollution**
13. Norma Harrison

**Berkeley Considers**
14. Karen Nakamura

**Repeal of Costa-Hawkins**
15. Charlene Woodcock
Communications

Tree at 1760 Solano
16. Stacy Taylor

Socialism
17. Norma Harrison

Hopkins/Alameda Intersection
18. Martha Roskowski

Supplemental Communications and Reports 1

Item 42: Comprehensive Study of Emergency Services Call Center, Staffing and Development Systems
19. Revised materials, submitted by Councilmember Hahn

Item 55: MOU Compendium Items: Item #3.6: Agreement with City & County of San Francisco for Distribution of UASI Grant Funds; Item #3.12: Berkeley Police Department Relationship with NCRIC as Codified in BPD General Order N-17
20. Ramsey Jackson

Item 59: Berkeley Lead Poison Prevention and Control
21. Michael Goldhaber

Supplemental Communications and Reports 2

Item 38: Referral to the Labor Commission and the Commission on the Status of Women: Paid Family Leave Ordinance
22. Revised materials, submitted by Councilmember Bartlett

Item 44: Oppose SB 649 (Hueso) Wireless Telecommunications Facilities & Proposed Amendments to Install Small Cells by Right
23. Kate Bernier

Item 48: Amendments to Group Living Accommodations (GLA) Ordinance (No. 7445-NS)
24. Hellen Cullander
25. Janelle Detten
26. Phyllis Fox
27. Lisa Tucker
28. Barbara Gilvar
29. Ted Claire
30. Southside Neighborhood Consortium
31. Jeannie Battagin
32. Fabrizio De Pasquale
33. Chris Cullander
34. Associated Students of the University of California
35. Berkeley Tenants Union

Item 52: Community Agency Funding
36. Margy Wilkinson
37. James McFadden
38. Sarah Burgett
Item 53: ZAB Appeal: 2902 Adeline Street
39. Supplemental materials, submitted by Planning & Development
40. Supplemental materials, submitted by Councilmember Harrison
41. Leslie Mendez
42. Janis Ching
43. Bruce Coughran
44. Steve Martinot

Item 54: Banking Services with Wells Fargo Bank
45. Supplemental materials, submitted by Councilmember Maio and Mayor Arreguin
46. Diana Bohn

Item 55: MOU Compendium Items: Item #3.6: Agreement with City & County of San Francisco for Distribution of UASI Grant Funds; Item #3.12: Berkeley Police Department Relationship with NCRIC as Codified in BPD General Order N-17
47. Nigel Guest
48. Sheila Goldmacher
49. Christina Tuccillo
50. Bob Martin
51. Donna Willmott, on behalf of Catalyst Project
52. Cindy Shamban
53. Amanda Bloom
54. Ellen Brotsky, on behalf of Jewish Voice for Peace
55. Naomi Southard
56. Diana Bohn
57. Bonnie Hughes
58. Lillian Galedo

Item 59: Berkeley Lead Poison Prevention and Control
59. Igor Tregub

Supplemental Communications and Reports 3

Item 9: Unrepresented Employee Manual Amendment
60. Debi McIntyre

Item 48: Amendments to Group Living Accommodations (GLA) Ordinance (No. 7445-NS)
61. Doris Willingham
62. Carole Pertofsky
63. Martha Smith

Item 53: ZAB Appeal: 2902 Adeline Street
64. Presentation, submitted by Planning & Development
65. Jassmin Poyaoan
66. Thomas Lord
67. Diego Aguilar-Canabal
68. Unknown
Supplemental Communications and Reports 3

Item 55: MOU Compendium Items: Item #3.6: Agreement with City & County of San Francisco for Distribution of UASI Grant Funds; Item #3.12: Berkeley Police Department Relationship with NCRIC as Codified in BPD General Order N-17
69. SURJ Bay Area
70. Unknown

Item 59: Berkeley Lead Poison Prevention and Control
71. Luis Amezcua, on behalf of the Sierra Club

Stiles Hall’s Berkeley Scholars to Cal
72. Unknown

Personal Statement
73. Wyndy Knox Carr