



Office of the City Manager

CONSENT CALENDAR  
July 25, 2017

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 June 13, 2017 (regular), June 20, 2017 (special), June 26, 2017 (special closed), and June 27, 2017 (special and regular).

CONTACT PERSON

Mark Numainville, City Clerk, 981-6900

Attachments:

1. June 13, 2017–Regular City Council Meeting
2. June 20, 2017–Special City Council Meeting
3. June 26, 2017–Special Closed City Council Meeting
4. June 27, 2017–Special City Council Meeting
5. June 27, 2017–Regular City Council Meeting

**MINUTES  
BERKELEY CITY COUNCIL MEETING**

**Tuesday, June 13, 2017**

**6:00 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:** 6:09 p.m.

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

**Absent:** None.

**Ceremonial Matters:**

1. Recognition of the class of Malcolm X Elementary School Addressing the Housing Crisis
2. Recognition of Juneteenth Day in Berkeley
3. Recognition of the Berkeley High Girls Softball Team
4. Recognition of June 2017 Elder Abuse Awareness Month
5. Recognition of June 18-24 as Amateur Radio Week

**City Manager Comments:**

1. Announcement: James Kinney Community Center/BAHIA Celebration June 17<sup>th</sup>

**Public Comment on Non-Agenda Matters:** 6 speakers.

**Public Comment on Consent Calendar and Information Items Only:** 21 speakers.

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

**Vote:** All Ayes.

## Consent Calendar

- 1. Amending the One-Percent for Public Art on Private Projects Ordinance, Chapter 23C.23 of the Berkeley Municipal Code**  
**From: Councilmembers Harrison and Hahn**  
**Recommendation:** Adopt second reading of Ordinance No. 7,547-N.S. amending the One-Percent for Public Art on Private Projects Ordinance, Berkeley Municipal Code Chapter 23C.23, to eliminate the exemption in Section 23C.23.030 for Commercial Mixed Use District (C-MDU) projects exceeding 75 feet.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Kate Harrison, Councilmember, District 4, 981-7170  
**Action:** Adopted second reading of Ordinance No. 7,547-N.S.
- 2. Voting Delegates – League of California Cities Annual Conference**  
**From: City Manager**  
**Recommendation:** Designate, by motion, a voting delegate and alternate for the business meeting of the Annual League of California Cities meeting to be held on Friday, September 15, 2017, at the Sacramento Convention Center.  
**Financial Implications:** See report  
Contact: Mark Numainville, City Clerk, 981-6900  
**Action:** Designated Councilmember Maio as the City's voting delegate and Councilmember Hahn as the alternate.
- 3. California Jazz Conservancy (Jazzschool Inc.) Loan Modification**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend the outstanding loan agreement from the Citywide Loan Fund to the California Jazz Conservancy (formerly known as the Jazzschool Inc.) to modify the repayment schedule and extend the term of the loan.  
**Financial Implications:** See report  
Contact: Jordan Klein, Economic Development, 981-7530  
**Action:** Adopted Resolution No. 68,023–N.S.
- 4. FY 2018 Tax Rate: Fund the Maintenance of Parks, City Trees and Landscaping (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding all improvements for the maintenance of parks, City trees, and landscaping in the City of Berkeley at \$0.1604 (16.04 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,548–N.S. Second reading scheduled for June 27, 2017.

## Consent Calendar

- 5. FY 2018 Special Tax Rate: Fund the Provision of Library Services (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding the provision of Library Services in the City of Berkeley at \$0.2107 (21.07 cents) per square foot for dwelling units and \$0.3186 (31.86 cents) per square foot for industrial, commercial, and institutional buildings.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; Heidi Dolamore, Library, 981-6100  
**Action:** Adopted first reading of Ordinance No. 7,549–N.S. Second reading scheduled for June 27, 2017.
- 6. FY 2018 Tax Rate: Fund the Provision of Emergency Medical Services (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding the provision of emergency medical services to Berkeley residents at \$0.0366 (3.66 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,550–N.S. Second reading scheduled for June 27, 2017.
- 7. FY 2018 Tax Rate: Fund Fire Protection and Emergency Response and Preparedness (Measure GG)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding Fire Protection and Emergency Response and Preparedness in the City of Berkeley at the rate of \$0.05396 (5.396 cents) per square foot of improvements for dwelling units and setting the rate for all other property at \$0.08165 (8.165 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; Gil Dong, Fire, 981-3473  
**Action:** Adopted first reading of Ordinance No. 7,551–N.S. Second reading scheduled for June 27, 2017.
- 8. FY 2018 Tax Rate: Fund Emergency Services for the Severely Disabled (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding the provision of emergency services for the disabled at \$0.01519 (1.519 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,552–N.S. Second reading scheduled for June 27, 2017.

## Consent Calendar

- 9. FY 2018 Tax Rate: Fund Debt Service on Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding the debt service on the Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF, November 2008 Election) at 0.0015%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,553–N.S. Second reading scheduled for June 27, 2017.
- 10. FY 2018 Tax Rate: Fund the Debt Service on the Street and Watershed Improvements General Obligation Bonds (Measure M)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate funding the debt service on the Street and Integrated Watershed Improvements General Obligation Bonds (Measure M, November 2012) at 0.0100%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,554–N.S. Second reading scheduled for June 27, 2017.
- 11. FY 2018 Tax Rate: Fund Debt Service on 2015 Refunding General Obligation Bonds (Measures G, S & I)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding the debt service on the 2015 consolidation of Measures G, S and I (General Obligation Bonds - Elections of 1992, 1996 and 2002) at 0.0220%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,555–N.S. Second reading scheduled for June 27, 2017.
- 12. FY 2018 Tax Rate: Fund the Debt Service on the Infrastructure and Facilities General Obligation Bonds (Measure T1)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate funding the debt service on the Infrastructure and Facilities Improvements General Obligation Bonds (Measure M, November 2016) at 0.0157%.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,556–N.S. Second reading scheduled for June 27, 2017.

## Consent Calendar

- 13. FY 2018 Tax Rate: Fund Disaster Fire Protection (Measure Q)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for funding the procurement of disaster fire equipment at \$0.0125 (1.25 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,557–N.S. Second reading scheduled for June 27, 2017.
- 14. FY 2018 Business License Tax on Large Non-Profits (Measure G)**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance setting the FY 2018 tax rate for Business License Tax on large non-profits at \$0.5981 (59.81 cents) per square foot of improvements.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted first reading of Ordinance No. 7,558–N.S. Second reading scheduled for June 27, 2017.
- 15. Temporary Appropriations FY 2018**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing a temporary appropriation in the sum of \$50,000,000 to cover payroll and other expenses from July 1, 2017, until the effective date of the FY 2018 Annual Appropriations Ordinance.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,024–N.S.
- 16. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on June 13, 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 - \$1,400,000  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Approved recommendation.

## Consent Calendar

**17. Prioritizing BRIDGE's Berkeley Way Project for Housing Trust Fund and Alameda County A1 Funds and Authorizing Issuance of a Request for Proposals**

**From: City Manager**

**Recommendation:**

1. Adopt a Resolution: a. Identifying BRIDGE Housing Corporation and Berkeley Food and Housing Project's (BFHP) Berkeley Way project as the City's first priority for Alameda County A1 (from the Berkeley set-aside and North County pool); b. Authorizing the City Manager to submit the Berkeley Way project to Alameda County for funding through the Berkeley set-aside of A1 funds; c. Identifying Berkeley Way as the City's first priority for City Housing Trust Funds once funding recommendations for up to three projects currently under review are considered; d. Waiving Sections VI.A and VI.B of the Housing Trust Fund guidelines regarding competitive process for Berkeley Way; and e. Directing the City Manager to continue to work with BRIDGE, BFHP, and the Housing Advisory Commission to identify an effective funding strategy for Berkeley Way.
2. Direct the City Manager to release a Request for Proposals for affordable housing development projects with the goals of maximizing the City's access to the competitive North County regional pool of A1 funds and identifying projects for the City to collaborate with for the State's new No Place Like Home program, and waive Section VI.B.e of the HTF guidelines for this RFP process.

**Financial Implications:** See report

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

**Action:** Moved to Action Calendar. 13 speakers. M/S/C (Hahn/Arreguin) to adopt Resolution No. 68,025–N.S. as revised in Supplemental Reports Packet #2 to delete part two of the recommendation and delete the last resolved clause in the resolution; and approve part one of the recommendation.

**Vote:** All Ayes.

**18. Contract No. 9880C Amendment: Jackson & Coker Locumtenens, LLC for Locums Tenens Psychiatric Services**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 9880C to: (1) increase the expenditure contract by \$225,100 to a total expenditure contract (not to exceed) \$400,000 with Jackson & Coker Locumtenens, LLC, (J&C) for locums tenens psychiatric services for Berkeley Mental Health Clients; and (2) extend the term of the contract for a two (2) year period ending on June 30, 2019.

**Financial Implications:** See report

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

**Action:** Adopted Resolution No. 68,026–N.S.

## Consent Calendar

- 19. Contract: Bay Area Community Resources for the Placement of AmeriCorps Members**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an expenditure contract and any amendments or extensions thereto with Bay Area Community Resources in an amount not to exceed \$72,000 for the period July 1, 2017 through June 30, 2018 for the placement of AmeriCorps interns at the Berkeley High School Health Center, the Berkeley Technology Academy Health Center, and the Ann Chandler Public Health Center.  
**Financial Implications:** See report  
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,027–N.S.
- 20. Side Letter of Agreement – SEIU Local 1021 Maintenance and Clerical Chapters**  
**From: City Manager**  
**Recommendation:** Adopt two Resolutions:  
1. Authorizing the City Manager to execute and implement a Side Letter of Agreement with Service Employees International Union Local 1021 Maintenance and Clerical Chapters to delay to December 31, 2017 the implementation of certain sub-sections in Section 11 (Salaries) and Section 43 (Public Employees' Retirement System) of the Memorandum Agreement regarding employee pension contribution; and  
2. Approving a new Classification and Salary Resolution for Representation Units D (Manual Operations); Representation Unit J (Para-professional Employees – Police Department); and Representation Unit K-1 (Career Non-confidential Office and Clerical Employees); and Representation Unit K-2 (Supervisory Clerical Employees) that implement the Side Letter of Agreement and rescinding Resolution No. 67,185-N.S.  
**Financial Implications:** None  
Contact: Sarah Reynoso, Human Resources, 981-6800  
**Action:** Adopted Resolution No. 68,028–N.S. (Side letter) and Resolution No. 68,029–N.S. (Classification)



## Consent Calendar

- 21. Unrepresented Employees: Amendment to Cost of Living Adjustment**  
**From: City Manager**  
**Recommendation:** Adopt a new Classification and Salary Resolution for Unrepresented employees in Unit X-2 (Hourly employees) except daily rated camp classifications, Z-1 (Confidential and Executive Management Employees); Z-2 (Confidential Management Employees); Z-3 (Confidential Clerical Employees); Z-4 (non-benefited Legislative Analysts); Z-6 (benefited Legislative Analysts); and Z-9 (Unrepresented at-will positions in the Rent Stabilization Program), required by the delay to December 31, 2017, the June 4, 2017 implementation of certain sub-sections in Section 8.4 (Public Employees' Retirement System) of the Unrepresented Employee Manual regarding employee pension contribution and rescind Resolution No. 67,237-N.S. and Resolution No. 67,339-N.S.  
**Financial Implications:** See report  
Contact: Sarah Reynoso, Human Resources, 981-6800  
**Action:** Moved to Action Calendar. 0 speakers. M/S/C (Maio/Wengraf) to adopt Resolution No. 68,030–N.S.
- 22. Contract No. 10264A Amendment: ThirdWave Corporation for RapidWorkflow® Process Modeling (RWPM) Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 10264A with ThirdWave Corporation for RapidWorkflow® Process Modeling (RWPM) Workshops for an amount not to exceed \$26,250, and a total contract value not to exceed \$255,403 from May 1, 2016 through June 30, 2019.  
**Financial Implications:** Various Funds - \$26,250  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,031–N.S.
- 23. Contract No. 9263A Amendment: SSP Data for Barracuda Backup with Cloud Storage**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 9263A with SSP Data Products Inc. for the City's Barracuda Backup Solution with Hosted Cloud Storage, increasing the amount by \$99,970.46, for a total contract amount not to exceed \$246,172.24 for the term May 15, 2013 through June 30, 2019.  
**Financial Implications:** Capital Improvement Fund - \$99,970.46  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,032–N.S.

## Consent Calendar

- 24. Contract No. 9747A Amendment: MC Dean for Uninterrupted Power Supplies Maintenance**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 9747A with MC Dean, Inc. for Uninterrupted Power Supplies (UPS) Maintenance, increasing the amount by \$60,216 for a total not to exceed \$95,208 from July 1, 2014 to June 30, 2020.  
**Financial Implications:** Capital Improvement Fund - \$60,216  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,033–N.S.
- 25. Contract: Granicus, Inc. for Video Streaming Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with Granicus, Inc. for providing hosting services to provide public access to live video streaming, podcasting, and on-demand archival video, for a total not to exceed \$50,680 from July 1, 2017 to June 30, 2019.  
**Financial Implications:** Various Funds - \$50,680  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,034–N.S.
- 26. Contract No. 7167F Amendment: SunGard Public Sector Software License Maintenance and Support, AnalyticsNOW Enterprise Reporting and Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 7167F with SunGard Public Sector for maintenance and support of the City's FUND\$ system, increasing the amount of the current contract by \$177,652 for a total not to exceed \$1,682,935 from July 1, 2006 through June 30, 2018.  
**Financial Implications:** Various Funds - \$177,652  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,035–N.S.
- 27. Contract No. 8318A Amendment: RouteSmart Technologies, Inc. Software License Maintenance and Support**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 8318A with RouteSmart Technologies Inc. for software license maintenance and support of the RouteSmart software, increasing the amount of the current contract by \$56,743 for a total not to exceed \$210,743.00 from April 28, 2010 through June 30, 2020.  
**Financial Implications:** Zero Waste Fund - \$56,743  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,036–N.S.

## Consent Calendar

- 28. Contract No. 8432A Amendment: AMCS Resource Technology for Zero Waste Software Maintenance and Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 8432A with AMCS Resource Technology, formerly PC Scale Inc., for continued software maintenance and support of the Public Works Department's Zero Waste scale house, thereby increasing the contract amount by \$44,184 for a total not to exceed of \$216,282 from September 10, 2010 to June 30, 2020.  
**Financial Implications:** Zero Waste Fund - \$44,184  
Contact: Savita Chaudhary, Information Technology, 981-6500  
**Action:** Adopted Resolution No. 68,037–N.S.
- 29. Contract: Gardeners' Guild for Maintenance at Tom Bates Sports Complex and Gabe's Sport Fields**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with the Gardeners' Guild for operations and maintenance services at Tom Bates and Gabriel Catalfo (Gabe's) Fields in an amount not to exceed \$137,664 per year for a period of three years, beginning July 1, 2017, with two one-year options to extend for a total contract amount not to exceed \$688,320.  
**Financial Implications:** Sports Field (Vendor Operated) Fund - \$137,664  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700  
**Action:** Moved to Action Calendar. 18 speakers. M/S/C (Worthington/Maio) to adopt Resolution No. 68,038–N.S.  
**Vote:** Ayes – Maio, Bartlett, Harrison, Hahn, Wengraf, Worthington, Droste, Arreguin; Noes – None; Abstain – Davila.
- 30. Contract No. 10339 Amendment: B Bros Construction for James Kenney Seismic Retrofit Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 10339 with B Bros Construction for James Kenney Seismic Retrofit project, increasing the amount by \$140,000 for an amended total amount not to exceed \$2,429,600.  
**Financial Implications:** Parks Tax Fund - \$140,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700  
**Action:** Adopted Resolution No. 68,039–N.S.

## Consent Calendar

- 31. Waiver of Annual Marina Berth Fees for Non-Profits**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Affirming the determination by City staff and the Parks and Waterfront Commission that three non-profit organizations at the Berkeley Marina (Berkeley Racing Canoe Club, Cal Sailing Club, and The Pegasus Project) are in full compliance with all aspects of Resolution No. 66,544-N.S.; and 2. Approving the annual waiver of berth fees for the three groups for 2017.  
**Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700  
**Action:** Adopted Resolution No. 68,040–N.S.
- 32. Energy Use Requirements for Medical Cannabis Cultivation; Amending BMC Section 12.25.080**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance amending the energy use requirements for cannabis cultivation locations (BMC Section 12.25.080: Energy Use).  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Adopted first reading of Ordinance No. 7,559–N.S. Second reading scheduled for June 27, 2017.
- 33. Regional Solar Electric Installation Program (Bay Area SunShares)**  
**From: City Manager**  
**Recommendation:** Authorize the City Manager to execute a letter of commitment to the Business Council on Climate Change (BC3) to affirm the City of Berkeley's participation in the Regional Solar Electric Installation Program (Bay Area SunShares).  
**Financial Implications:** Minimal  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Approved recommendation.
- 34. Framework for Green Infrastructure Plan Development**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving the Framework for Green Infrastructure Plan Development (GI Plan Framework).  
**Financial Implications:** Various Funds - \$500,000  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,041–N.S.

## Consent Calendar

### 35. FY 2018 Transportation Development Act Article 3 Fund Allocation

**From: City Manager**

**Recommendation:** Adopt a Resolution: 1. Authorizing the City Manager to: submit an allocation request to the Metropolitan Transportation Commission (MTC) prior to the June 27, 2017 deadline for \$250,000 of FY 2018 Transportation Development Act (TDA) Article 3 funds for the Berkeley Pedestrian Master Plan Update; accept the funds; execute any resultant agreements and amendments; and authorize the implementation of the project, subject to securing the funds; and 2. Declaring that: the City of Berkeley is eligible to request an allocation of TDA Article 3 funds pursuant to Section 99234 of the Public Utilities Code; there is no pending or threatened litigation that might adversely affect the project or projects described in Attachment B to this resolution, or that might impair the ability of the City of Berkeley to carry out the project; the project has been reviewed by the Bicycle Advisory Committee (BAC) of the City of Berkeley; the City of Berkeley attests to the accuracy of and approves the statements in Attachment A to this resolution; and a certified copy of this resolution and its attachments, and any accompanying supporting materials shall be forwarded to the congestion management agency, countywide transportation planning agency, or county association of governments, as the case may be, of Alameda County for submission to MTC as part of the countywide coordinated TDA Article 3 claim.

**Financial Implications:** See report

Contact: Phillip Harrington, Public Works, 981-6300

**Action:** Adopted Resolution No. 68,042–N.S.

### 36. Contract: Empire Engineering and Construction for FY 2016 Low Impact Development (LID) Project

**From: City Manager**

**Recommendation:** Adopt a Resolution approving plans and specifications for the FY 2016 Low Impact Development Project, Specification No. 16-10993-C; and authorizing execution of a contract with Empire Engineering and 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 \$797,469.

**Financial Implications:** Measure M GO Streets & Water Improvement Fund - \$797,469

Contact: Phillip Harrington, Public Works, 981-6300

**Action:** Adopted Resolution No. 68,043–N.S.

## Council Consent Items

### 37. Support of Energy Upgrade California

**From: Mayor Arreguin and Councilmembers Hahn, Harrison, and Bartlett**

**Recommendation:** Adopt a Resolution supporting Energy Upgrade California.

**Financial Implications:** None

Contact: Jesse Arreguin, Mayor, 981-7100

**Action:** Adopted Resolution No. 68,044–N.S.

## Council Consent Items

38. **Adding Threat of Displacement of a Berkeley Resident to the Current Income Qualification Guidelines Which Would Place an Applicant in Priority Status for BMR (Below Market Rate) Units**  
**From: Councilmembers Maio, Harrison, Hahn, and Bartlett**  
**Recommendation:** Refer to the City Manager adding to income qualification the status of pending displacement of a Berkeley resident or family, for priority eligibility for BMR units.  
**Financial Implications:** None  
Contact: Linda Maio, Councilmember, District 1, 981-7110  
**Action:** Approved recommendation.
39. **Replacement Mural for Center for Independent Living (CIL)**  
**From: Councilmembers Maio and Davila**  
**Recommendation:** Request the Arts Commission to consider, with CIL representatives, potential locations and suggestions for a new mural to replace that which was at the CIL Telegraph site.  
**Financial Implications:** None  
Contact: Linda Maio, Councilmember, District 1, 981-7110  
**Action:** Councilmember Hahn added as a co-sponsor. Approved recommendation.
40. **BAHIA Renovations: Relinquishment of Council Office Budget Fund to General Fund and Grant of Such Funds**  
**From: Councilmember Maio**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$200 per councilmember, including \$200 from Councilmember Maio, to the Bay Area Hispano Institute for Advancement, Inc. (BAHIA), on the occasion of their Grand Opening on Saturday, June 17, at 1pm (more information is available at <http://www.bahiainc.com>), with funds relinquished to the city's General Fund for this purpose from the discretionary council office budget of Councilmember Maio and any other councilmembers who would like to contribute.  
**Financial Implications:** Councilmember's Discretionary Funds - \$200  
Contact: Linda Maio, Councilmember, District 1, 981-7110  
**Action:** Adopted Resolution No. 68,045–N.S.
41. **Support of Assembly Bill 1701 (Thurmond)**  
**From: Councilmembers Maio, Hahn, and Bartlett**  
**Recommendation:** Support Assembly Bill 1701, which would hold a direct contractor jointly liable with a subcontractor for unpaid wages and benefits, and send letters expressing the City Council's support to Assemblymember Tony Thurmond and the Senate Labor and Industrial Relations Committee.  
**Financial Implications:** None  
Contact: Linda Maio, Councilmember, District 1, 981-7110  
**Action:** Councilmember Harrison added as a co-sponsor. Approved recommendation.

## Council Consent Items

- 42. Amendments to Housing Retention Program**  
**From: Councilmembers Bartlett, Harrison, Davila, and Mayor Arreguin**  
**Recommendation:** Direct the City Manager to make the following changes to the City of Berkeley's Housing Retention Program. Proposed changes would make the program more accessible for displaced tenants by amending eligibility requirements and documentation needed for application, as well as increasing the maximum amount of grants.  
**Financial Implications:** Staff time  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Moved to Action Calendar. Item held over to June 27, 2017. Revised materials in Supplemental Reports Packet #2.
- 43. Direction to the Children, Youth, and Recreation Commission: Tackle the Summer Learning Loss for Elementary School Children**  
**From: Councilmembers Bartlett and Davila**  
**Recommendation:** Direct the Children, Youth, and Recreation Commission to tackle the summer learning loss for low-income elementary children through:  
1. Consolidation, Education, & Outreach as outlined in the report; and 2. Assessment & Policy Recommendations as outlined in the report.  
**Financial Implications:** Staff time  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Councilmember Hahn added as a co-sponsor in Supplemental Reports Packet #2. Approved recommendation.
- 44. Referral to the Energy Commission and the City Manager: Electric Vehicle Charging Ordinance**  
**From: Councilmembers Bartlett and Harrison**  
**Recommendation:** Refer to the Energy Commission and the City Manager to develop an Electric Vehicle (EV) Charging Ordinance for the City of Berkeley. The Ordinance shall consider the requirements outlined in the report for installation of electric vehicle charging infrastructure in all new buildings or buildings undergoing major alterations.  
**Financial Implications:** Staff time  
Contact: Ben Bartlett, Councilmember, District 3, 981-7130  
**Action:** Councilmembers Hahn and Wengraf added as co-sponsors in Supplemental Reports Packet #2. Approved recommendation.

## Council Consent Items

- 45. Referral to the City Manager to Provide a Bi-Annual Housing Pipeline Report From: Councilmembers Harrison, Hahn, Bartlett, and Davila**  
**Recommendation:** Direct the City Manager to provide a Bi-Annual Housing Pipeline Report. This report should include residential projects and details as outlined in the agenda report. The report should indicate the total and proportion of Extremely Low Income, Very Low Income, Low Income, and Moderate Income for proposed and approved projects and display the progress made towards meeting the Regional Housing Needs Allocation (RHNA) goals set forth by ABAG (Association of Bay Area Governments).  
**Financial Implications:** None  
Contact: Kate Harrison, Councilmember, District 4, 981-7140  
**Action:** Approved recommendation as revised to include residential projects, including ADUs, in the report.
- 46. Referral to the Commission on the Status of Women and the Labor Commission: Banning Prior Salary Considerations on Job Applications in the City of Berkeley**  
**From: Councilmembers Hahn, Bartlett, and Davila**  
**Recommendation:** Refer to the Commission on the Status of Women and the Labor Commission the creation of an ordinance banning employers in the City of Berkeley, including the City of Berkeley, from considering current or past salary of an applicant in determining what salary to offer the applicant, and from asking applicants about their current or past salary.  
**Financial Implications:** Staff time  
Contact: Sophie Hahn, Councilmember, District 5, 981-7150  
**Action:** Approved recommendation as revised in Supplemental Reports Packet #1 to request public hearings as part of the process.
- 47. Consideration of Universal Design Standards in City Projects**  
**From: Councilmembers Hahn and Davila**  
**Recommendation:** Refer to the City Manager to make the consideration of Universal Design features an explicit and listed criteria for all projects undertaken by the city, including the many upcoming projects to be funded through Measure T1.  
**Financial Implications:** Unknown  
Contact: Sophie Hahn, Councilmember, District 5, 981-7150  
**Action:** Councilmember Harrison added as a co-sponsor in Supplemental Reports Packet #2. Approved recommendation.



## Council Consent Items

48. **Proclamation to Honor June as Lesbian Gay Bisexual Transgender and Questioning Pride Month and Authorize City Manager to Fly the Rainbow Flag for the Month of June**  
**From: Councilmember Worthington**  
**Recommendation:** Adopt a proclamation to honor June as Lesbian Gay Bisexual Transgender and Questioning Pride Month in the City of Berkeley and authorize City Manager to fly the rainbow flag for all of June.  
**Financial Implications:** See report  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Councilmember Davila added as a cosponsor. Approved recommendation.
49. **City Sponsorship of a Screening of “Hate Man” Documentary at a City Park, Facility or Another Local Venue**  
**From: Councilmembers Worthington and Harrison**  
**Recommendation:** That the City co-sponsor a community screening of “Hate Man,” which is a short documentary celebrating the life and philosophy of a beloved Berkeley resident who passed away this April at age 80.  
**Financial Implications:** See report  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Councilmember Davila added as a cosponsor. Approved recommendation.
50. **Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds to San Francisco Lesbian-Gay-Bisexual-Transgender Pride Parade**  
**From: Councilmembers Worthington, Droste**  
**Recommendation:** That the City of Berkeley officially co-sponsors San Francisco Pride; and Adopt a Resolution approving the expenditure of an amount not to exceed \$1,000 per Councilmember to support the Pacific Center with funds relinquished to the City’s General Fund so that the City of Berkeley be represented at the San Francisco Pride Parade on June 24 & 25 and for costs of having a contingent in the Parade from Councilmember Worthington’s discretionary Council Office Budget and any other Councilmembers who would like to contribute.  
**Financial Implications:** See report  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Councilmember Hahn added as a co-sponsor in Supplemental Reports Packet #2. Adopted Resolution No. 68,046–N.S.

## Council Consent Items

### 51. Economic Feasibility Analysis for New Housing Development

**From: Councilmember Droste**

**Recommendation:** Recommend that the City Manager hire an independent third party consultant to conduct an economic feasibility analysis of the City of Berkeley and Berkeley Unified School District assessed fees on new housing development as well as the feasibility of inclusionary housing requirements. The economic feasibility analysis should recur every 2–2.5 years and/or concurrent with any proposed future increases to fees or inclusionary requirements, whichever occurs sooner.

To the extent practicable, the Economic Feasibility Analysis should take into consideration factors outlined in the report. The Study should be completed and reported back to the City Council by November of 2017.

**Financial Implications:** Staff time

Contact: Lori Droste, Councilmember, District 8, 981-7180

**Action:** Moved to Action Calendar. Item held over to June 27, 2017 by Councilmember Droste. Councilmembers Wengraf and Maio added as co-sponsors in Supplemental Reports Packet #2.

### 52. Save Orchard Lane Stairs/Friends of Piedmont Way: Relinquishment of Council Office Budget Funds and Grant of Such Funds

**From: Councilmember Droste**

**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember, including \$100 from Councilmember Droste, to the Save Orchard Lane Stairs/Friends of Piedmont Way with funds relinquished to the City's General Fund for this purpose from the discretionary Council Office Budgets of Councilmember Lori Droste and any other Councilmembers who would like to contribute.

**Financial Implications:** Councilmember's Discretionary Funds - \$100

Contact: Lori Droste, Councilmember, District 8, 981-7180

**Action:** Adopted Resolution No. 68,047–N.S. revised to include contributions from the following Councilmembers up to the amounts listed: Councilmember Wengraf - \$100; Councilmember Droste - \$100.

## Action Calendar – Public Hearings

### 53. Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065

**From: City Manager**

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

1. Adopt first reading of an Ordinance amending BMC Section 22.20.065 as proposed by staff, as shown in Attachment 2; and
2. Adopt a Resolution revising the Affordable Housing Mitigation Fee by eliminating the discount in the fee when it is paid at issuance of the certificate of occupancy pursuant to Berkeley Municipal Code Section 22.20.065 and adjusting the fee each two years for inflation by reference to the California Construction Cost Index (CCI), and rescinding Resolution Nos. 65,920-N.S. and 67,614-N.S., with changes proposed by staff, as shown in Attachment 5.

**Financial Implications:** See report

Contact: Zach Cowan, City Attorney, 981-6950

**Action:** M/S/C (Worthington/Maio) to accept supplemental material from Councilmember Harrison.

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

**Public Testimony:** The Mayor opened the public hearing. 57 speakers.

M/S/C (Worthington/Harrison) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Hahn) Continue the item to June 27, 2017 and direct staff to prepare a feasibility analysis.

**Vote:** All Ayes.

Mayor Arreguin opened the public hearings for Item 54, Item 55, and Item 56.

Recess 9:30 p.m. – 9:46 p.m.

**Action:** M/S/C (Worthington/Maio) to hold Item 57, Item 58, and Item 59 to July 11, 2017.

**Vote:** All Ayes.

**Action:** M/S/C (Maio/Worthington) to hold Item 61 to June 27, 2017.

**Vote:** All Ayes.

## Action Calendar – Public Hearings

### 54. Fiscal Year 2018 and Fiscal Year 2019 Proposed Biennial Budget Public Hearing #3

**From: City Manager**

**Recommendation:** Conduct a third public hearing regarding the FY 2018 and FY 2019 Proposed Biennial Budget.

**Financial Implications:** See FY 2018 and FY 2019 Proposed Biennial Budget

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** M/S/C (Arreguin/Hahn) to accept supplemental material from Mayor Arreguin.

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

**Public Testimony:** The Mayor opened the public hearing. 21 speakers.

M/S/C (Arreguin/Harrison) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Worthington/Hahn) to direct the City Manager to prepare budget amendments to reflect the Mayor's supplemental budget recommendations for consideration at the June 27, 2017 meeting.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Davila) to suspend the rules and extend the meeting to 11:30 pm. For the purpose of completing Item 55, Item 56, and Item 29. Item 42 held over to June 27, 2017.

**Vote:** All Ayes.

## Action Calendar – Public Hearings

### 55. ZAB Appeal: 2212 Tenth Street Use Permit No. ZP2016-0129

**From: City Manager**

**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution dismissing the appeal and upholding the Zoning Adjustments Board decision to approve Use Permit No. ZP2016-0129 to (1) demolish an existing 1,080 square foot, single-family dwelling and an approximately 120 sq. ft. detached one-car garage, (2) construct two new detached, two-story dwellings totaling approximately 3,991 square feet with a reduced rear yard setback, and (3) increase the number of bedrooms on the site from two to eight.

**Financial Implications:** None

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Public Testimony:** The Mayor opened the public hearing. 19 speakers. M/S/C (Harrison/Maio) to close the public hearing.

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

**Action:** M/S/C (Maio/Arreguin) to suspend the rules and extend the meeting to 12:00 am for the purpose of completing Item 55, Item 56, and Item 29.

**Vote:** All Ayes.

**Action:** M/S/Failed (Worthington/Droste) to reopen the public hearing to review the email on the applicant's phone.

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

Councilmember Davila recused herself at 11:41 pm.

**Action:** M/S/Failed (Droste/Bartlett) to reject the appeal and approve the project.

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

**Action:** M/S/C (Harrison/Hahn) to adopt Resolution No. 68,048–N.S. remanding the item to ZAB to consider the demolition ordinance and reducing the size and impacts of the rear unit.

**Vote:** Ayes – Maio, Bartlett, Harrison, Hahn, Wengraf, Arreguin; Noes – Worthington; Abstain – Droste; Absent – Davila (Recused).

## Action Calendar – Public Hearings

### 56. Open Space In-Lieu Fee for New Downtown Buildings

**From: City Manager**

**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution setting the Open Space In-Lieu Fee for the Downtown Mixed-Use Zoning District at \$196 per square foot of required on-site open space that is waived or reduced.

**Financial Implications:** See report

Contact: Phillip Harrington, Public Works, 981-6300

**Public Testimony:** The Mayor opened the public hearing. 0 speakers.

M/S/C (Maio/Worthington) to close the public hearing.

**Vote:** All Ayes.

**Action:** M/S/C (Maio/Worthington) to adopt Resolution No. 68,049–N.S.

**Vote:** All Ayes.

**Action:** M/S/C (Maio/Hahn) to suspend the rules and extend the meeting to 12:15.

**Vote:** All Ayes.

## Action Calendar – Old Business

### 57. Amend BMC Sections 3.78.030, 040, and 050 Related to Commission Procedures *(Continued from May 16, 2017)*

**From: Human Welfare and Community Action Commission**

**Recommendation:** Adopt a Resolution requesting that the City Manager examine the addition of language to the Berkeley Municipal Code that clarifies aspects of the management of City of Berkeley commissions and the removal and appointment of commissioners.

**Financial Implications:** See report

Contact: Wing Wong, Commission Secretary, 981-5400

**Action:** Item held over to July 11, 2017.

### 58. Ordinance to Ban the Sale of Fur in Berkeley; Adding BMC Chapter 9.22 *(Continued from May 16, 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 July 11, 2017.

## Action Calendar – Old Business

59. **Housing Accountability Act** (*Continued from May 30, 2017. Item includes supplemental material*)  
**From: City Manager**  
Contact: Zach Cowan, City Attorney, 981-6950  
**Action:** Item held over to July 11, 2017.

## Action Calendar – New Business

60. **Referral Response: Council Questions Regarding Medical Cannabis**  
**From: City Manager**  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Item moved to Consent Calendar.
61. **Medical Cannabis Cultivation Ordinance Revisions**  
**From: City Manager**  
**Recommendation:** Consider the responses provided by the Planning Commission and Medical Cannabis Commission (MCC) to Council's referral regarding the desired maximum number of Medical Cannabis Cultivation locations (Zoning Ordinance/BMC Section 23E.72.040.A) and give direction to staff regarding any recommended changes to the Zoning Ordinance.  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Item held over to June 27, 2017.
- 62a. **Funding Recommendation for Creation of Mental Health Peer Education Program (Mental and Emotional Education Team)**  
**From: Youth Commission**  
**Recommendation:** Allocate joint (City of Berkeley and Berkeley Unified School District) funding totaling \$92,778 to Berkeley Mental Health in order to create the Mental and Emotional Education Team (MEET) pilot program, modeled off of the Sexual Health Information From Teens (SHIFT) program, for implementation in the 2017-2018 school year at the Berkeley High School Health Center.  
**Financial Implications:** See report  
Contact: Ginsi Bryant, Commission Secretary, 981-6700
- 62b. **Companion Report: Funding Recommendation for Creation of Mental Health Peer Education Program (Mental and Emotional Education Team)**  
**From: City Manager**  
**Recommendation:** Refer the City of Berkeley Youth Commission's recommendations to the 2x2 Committee of the City Council and Board of Education.  
**Financial Implications:** See report  
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400  
**Action:** Item 62.b.moved Consent Calendar. Approved recommendation amended to include direction to incorporate the item into the mid-year budget consideration.

## Information Reports

**63. Investment Report: Quarter Ended December 31, 2016**

**From: City Manager**

Contact: Henry Oyekanmi, Finance, 981-7300

**Action:** Received and filed.

**64. LPC - NOD: 2126 Center Street**

**From: City Manager**

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Action:** Received and filed.

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

## Adjournment

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

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

Councilmember Wengraf absent 12:09 a.m. – 12:12 a.m.

Councilmember Droste absent 12:09 a.m. – 12:12 a.m.

Adjourned at 12:12 a.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the regular meeting of June 13, 2017 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

## Communications

**Item 53: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065**

1. Kelly Hammargren
2. Tree Fitzpatrick
3. Matt Regan, on behalf of Bay Area Council

**Item 55: ZAB Appeal: 2212 Tenth Street Use Permit No. ZP2016-0129**

4. Adam Fuchs

### Community Choice Contracts

5. Josie Camacho, on behalf of the Alameda Labor Council



## **Communications**

### **Urban Shield / Armored Van**

6. Abigail Surasky
7. Rosemary Hardy
8. David Coolidge
9. Irene Forster
10. Brenda Hillman

### **Attorney General's Legal Opinion No. 17-108**

11. Diane Eisenberg

### **Board of Library Trustees**

12. John Doyle
13. Liz Ruhland

### **Berkeley Pier**

14. Jim Thomas

### **Allston Way & California Street Intersection**

15. Cihan Tugal
16. Jonathan Walden

### **Cell Antennae Policy**

17. Monique Webster

### **Adeline Corridor Proposal**

18. East Bay Forward

### **Holly Street Improvements**

19. Holly Street residents

### **Center for Policing Equity Report**

20. Police Review Commission

### **Safety Concerns**

21. Marilyn Sarig

### **Sanctuary Cities**

22. Hayward Unified School District Board of Education

### **Family Leave**

23. Patricia Hill

### **Housing Models for Homeless**

24. Avram Gur Arye (2)

### **Millennials**

25. Diego Aguilar-Canabal

### **Berkeley Animal Rights Center**

26. Wayne Hsiung

### **1524 University Avenue**

27. W.B.C.

### **1528 University Avenue**

28. W.B.C.

## Supplemental Communications and Reports 1

**Item 46: Referral to the Commission on the Status of Women and the Labor Commission: Banning Prior Salary Considerations on Job Applications in the City of Berkeley**

29. Revised materials, submitted by Councilmember Hahn

**Item 53: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065**

30. Zipporah Collins

31. Sheila Goldmacher

32. Kelly Hammargren

33. Four form letters, submitted by Chris Lee-Egan, Theo Posselt, Doug Ng, and Joseph Poirier

**Item 55: ZAB Appeal: 2212 Tenth Street Use Permit No. ZP2016-0129**

34. Amy Hill

**Item 61: Medical Cannabis Cultivation Ordinance Revisions**

35. Medical Cannabis Commission

## Supplemental Communications and Reports 2

**Item 17: Prioritizing BRIDGE's Berkeley Way Project for Housing Trust Fund and Alameda County A1 Funds and Authorizing Issuance of a Request for Proposals**

36. Revised materials, submitted by Health, Housing & Community Services

**Item 42: Amendments to Housing Retention Program**

37. Revised materials, submitted by Councilmember Bartlett

**Item 43: Direction to the Children, Youth, and Recreation Commission: Tackle the Summer Learning Loss for Elementary School Children**

38. Revised materials, submitted by Councilmember Bartlett

**Item 44: Referral to the Energy Commission and the City Manager: Electric Vehicle Charging Ordinance**

39. Revised materials, submitted by Councilmember Bartlett

**Item 47: Consideration of Universal Design Standards in City Projects**

40. Revised materials, submitted by Councilmember Hahn

41. Commission on Disability

42. Christine Schwartz

**Item 50: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds to San Francisco Lesbian-Gay-Bisexual-Transgender Pride Parade**

43. Revised materials, submitted by Councilmembers Worthington and Droste

**Item 51: Economic Feasibility Analysis for New Housing Development**

44. Revised materials, submitted by Councilmember Droste

45. Elisa Mikiten

46. James McFadden

47. Jeffrey Carter

48. Matt Regan

## Supplemental Communications and Reports 2

- 49. Barry Fike
- 50. Daniel Moore

### **Item 53: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065**

- 51. Revised materials, submitted by City Attorney's Office
- 52. Stephanie Thomas
- 53. Eric Panzer, on behalf of Livable Berkeley
- 54. Housing Advisory Commission
- 55. John Selawsky
- 56. Joshua Abrams
- 57. Beth Andres-Beck
- 58. John Brogan
- 59. Joseph Meresman
- 60. Victoria McCormick
- 61. Eloise Bodine
- 62. Rob Wrenn
- 63. Joe LaBriola
- 64. Judy Kawamoto
- 65. Tree Fitzpatrick
- 66. Chris Gilbert
- 67. Nancy Bickel
- 68. Tim Hansen
- 69. Phoebe Sorgen
- 70. Judy Nakadegawa
- 71. Arlene Merryman
- 72. Kathy Labriola
- 73. Norma Harrison
- 74. Lenore Sheridan
- 75. Redwood Mary
- 76. Octavia Baker
- 77. Pam Speich
- 78. Charlene Woodcock
- 79. Avram Gur Arye (2)
- 80. Joanne Sultar
- 81. Bonnie Hughes
- 82. Jeffrey Carter
- 83. Julia Cato
- 84. Diego Aguilar-Canabal
- 85. Councilmember Lori Droste
- 86. Bill Bogert
- 87. Rose Glickman
- 88. Katharine Bierce
- 89. Dorothy Walker
- 90. David Cobb
- 91. Sierra Raby
- 92. Marcia Edelen

## Supplemental Communications and Reports 2

- 93. East Bay Forward
- 94. Nancy Skinner
- 95. Berkeley Citizens Action Steering Committee
- 96. Linda Franklin
- 97. Amy Halpern-Laff
- 98. Berkeley Tenants Union
- 99. Matthew Lewis, on behalf of the Associated Students of University of California
- 100. John Bauters

### **Item 54: Fiscal Year 2018 and Fiscal Year 2019 Proposed Biennial Budget Public Hearing #3**

- 101. Susan Duhan Felix

### **Item 55: ZAB Appeal: 2212 Tenth Street Use Permit No. ZP2016-0129**

- 102. Deborah Scott
- 103. David Philhower
- 104. Darlene Pratt
- 105. Toni Mester

### **Item 59: Housing Accountability Act**

- 106. Supplemental materials, submitted by Mayor Arreguin and Councilmember Hahn
- 107. Henry Siegel
- 108. Emery Wilson
- 109. Lois Brubeck
- 110. Cornelia Levine
- 111. Suzan Kaufmann
- 112. Peggy Love
- 113. David Trachtenberg
- 114. Matthew Wadlund
- 115. Nels
- 116. Marjory Keenan
- 117. Jason Braatz
- 118. Alan Saldich
- 119. Elissa Moriarty
- 120. Charles Kahn
- 121. Frederick Huxley
- 122. Elizabeth Jordan
- 123. Tim Hansen
- 124. Anne Torney
- 125. Alan Miller
- 126. AnMarie Rodgers
- 127. Scott Wiener
- 128. Tor Berg
- 129. Leah Bridle
- 130. Matthew Davis

### **Item 61: Medical Cannabis Cultivation Ordinance Revisions**

- 131. Matthew Witemyre

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

**Item 21: Unrepresented Employees: Amendment to Cost of Living Adjustment**

132. Roxana Andrade

**Item 29: Contract: Gardeners' Guild for Maintenance at Tom Bates Sports Complex and Gabe's Sport Fields**

133. Supplemental materials, submitted by Parks, Recreation & Waterfront

**Item 45: Referral to the City Manager to Provide a Bi-Annual Housing Pipeline Report**

134. Debra Sanderson

**Item 51: Economic Feasibility Analysis for New Housing Development**

135. Judy MacLean

**Item 53: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065**

136. Supplemental materials, submitted by Councilmember Harrison

137. Susannah Hufstader

138. Olga Bolotina, on behalf of the Sierra Club

139. Kathryn Horsley

140. Aaron Cobian

141. Unknown

**Item 54: Fiscal Year 2018 and Fiscal Year 2019 Proposed Biennial Budget Public Hearing #3**

142. Supplemental materials, submitted by Mayor Arreguin

**Item 55: ZAB Appeal: 2212 Tenth Street Use Permit No. ZP2016-0129**

143. Presentation, submitted by Planning & Development

**Item 59: Housing Accountability Act**

144. Ronald Dion

145. Matt Van Sluis

**Item 64: LPC-NOD: 2126 Center Street**

146. Revised materials, submitted by Planning & Development

**Meeting Decorum**

147. Linda Franklin

**Nexus Study Errors**

148. David Trachtenberg

**Homeless Services**

149. Moni Law

150. Unknown

**Concerns Regarding Services**

151. Phillip Woodruff

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

**Tuesday, June 20, 2017**

**6:00 P.M.**

Longfellow Middle School Auditorium – 1500 Derby Street, Berkeley, CA  
Teleconference Location – 907 South Lumina Avenue, Wrightsville Beach, North Carolina 28480

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:** 6:15 p.m.

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

**Absent:** None.

Recess 7:00 p.m. – 7:12 p.m.

Recess 9:01 p.m. – 9:18 p.m.

**Public Comment - Limited to items on this agenda only - 153 speakers.**

**Action:** M/S/C (Arreguin/Maio) to suspend the rules and extend the meeting to 12:00 a.m.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Maio) to accept supplemental material from Mayor Arreguin on Item 1.a.

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

**Action Calendar**

- 1a. **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 May 16, 2017. Item includes revised material.)

**From: City Manager**

**Recommendation:** Approve 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:** M/S/C (Maio/Wengraf) to ) to adopt Resolution No. 68,050–N.S. approving Police MOU Compendium Item #3.12 Relationship with Northern California Regional Intelligence Center (NCRIC) as stated in the resolution submitted by the City Manager for one year, and to refer the tasks below to a Task Force/Ad Hoc Subcommittee for further review.

*Key tasks regarding NCRIC will include, but not be limited to:*

- *In-depth review of the NCRIC database and all related protocols, including but not limited to:*
  - *How and on what basis is data entered into the database by BPD, other law enforcement agencies at city, county, state, and federal levels, and by other agencies, organizations, or the public?*
  - *How and on what basis does BPD have access to the data? Details must include who can access the data, under what circumstances, how often or how frequently, and in what ways the data can be accessed.*
  - *Does the database include data gather by means that citizens of Berkeley might find objectionable?*
  - *What jurisdictions do not participate in or use NCRIC, and what alternatives do they use in place of NCRIC participation?*
  - *Is it possible for BPD to segment what information it receives?*
- *Review other databases Berkeley has access to that can provide similar or the same types of information, and potential pros and cons of using those databases*
- *Consider whether Berkeley should end its relationship with NCRIC, continue, and/or create formal protocols to limit Berkeley's contribution and access to the database*

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

**Action:** M/S/C (Arreguin/Wengraf) to adopt Resolution No. 68,051–N.S. approving Police Department MOU Compendium revised Item #3.6, Agreement with City & County of San Francisco for Distribution of UASI Grant Funds as stated in resolution submitted by the City Manager.

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

**Action:** M/S/C (Arreguin/Hahn) to suspend the rules and extend the meeting to 12:35 a.m.

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

Councilmember Harrison absent 12:20 a.m. – 12:23 a.m.



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

1) Create a City Council Subcommittee: to review the City's involvement in Urban Shield, and to ultimately determine whether the City should continue to participate in Urban Shield and to present alternative programs that better reflect the values of Berkeley's citizens. The subcommittee will be comprised of four Councilmembers including the Mayor.

Refer to the Subcommittee all the proposed Subcommittee actions recommended by Councilmembers Davila/Harrison, Worthington, and the following tasks:

- Reviewing Urban Shield scenarios in the past 3-5 years, as well as current and upcoming scenarios, and scoring procedures
- Attend and observe Urban Shield exercises
- Attend and observe Urban Shield vendor Expo
- Attend and review keynote speakers, workshop topics, and materials of past, current, and planned exercises and expos
- Observing or participating in Supervisor Carson's community task force on Urban Shield, reviewing of reports generated by this group.
- Researching other training opportunities that the Berkeley Police Department might participate in, either domestic or international, and consider whether BPD could work with police from other progressive cities to create specialized training
- Contacting other Northern California jurisdictions that do not participate in urban Shield exercises, to understand why they do not participate and how and where they obtain relevant training. These include, but are not limited to:
  - All Police Departments of Sonoma, Napa, and Marin Counties, except for the City of Novato
  - The City of Santa Cruz
  - The City of Palo Alto,
  - And many others
- Undertake any other research and investigation necessary to help inform the subcommittee about the nature of Urban Shield exercises and any possible elements that might go contrary to the City of Berkeley's values of community policing, nondiscrimination, and respect for human and civil rights.
- Report and recommend to Council regarding Urban Shield within 6 months. The report and recommendations should answer questions including, but not limited to:
  - How does Urban Shield contribute to or detract from public safety and the safety of police and firefighters and other medical and law enforcement personnel?
  - What are the benefits and costs of participation in Urban Shield? Are there any specific elements that are commendable or objectionable, given Berkeley's values and needs?
  - Does Berkeley's participation in the program positively influence or enhance Urban Shield, and how might the city's positive impact be enhanced in the future, should Berkeley continue to participate?

- Does Berkeley's participation support or run contrary to Berkeley's values or interests, and how or why might the city's involvement be continued, enhanced, limited or ended if this is the case?
  - What other training opportunities are available for the Berkeley Police Department and other first responders?
- Explore and evaluate alternative trainings to explore future decision making in regards to Urban Shield.

2) Allow Berkeley Fire Department and Berkeley Police Department to participate in this year's Urban Shield activities.

3) Direct the subcommittee, as one of the first priorities, to review the letter proposed by Council Member Worthington to the Urban Area Security Initiative and make modifications and then send along that statement to the Urban Area Security Initiative after it has been approved by Council.

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

**1b. Purchase Order: The Armored Group for One Specially Equipped Panel Van**  
(Continued from May 16, 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:** M/S/Failed (Harrison/Davila) to adopt the resolutions proposed by the mayor amended to state that the City would not purchase the van until the policy is developed.

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

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

1) Adopt Resolution No. 68,052–N.S. introduced by Mayor Arreguin to establish the terms and conditions of the City of Berkeley’s cooperation with UASI programs and activities with the resolved clause to read as follows:

*NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the terms and conditions as referenced in Section 10.13(a) of the Agreement between the City and County of San Francisco and the City of Berkeley for the distribution of FY 2016 UASI Grant Funds, dated November 1, 2016 are as follows:*

*(1) The City of Berkeley (“Berkeley”) retains authority to determine the UASI-sponsored programs and activities Berkeley will participate in; and*

*(2) The equipment acquired with funds furnished by the above referenced Agreement (the Specially Equipped Panel Van) shall be used only in UASI-sponsored exercises that Berkeley chooses to participate in, and in such instances shall only be used by Berkeley personnel, according to Berkeley’s policies and protocols, under Berkeley’s exclusive command and control.*

2) Adopt Resolution No. 68,053–N.S. as proposed by the City Manager with the following resolved clauses added:

*BE IT FURTHER RESOLVED because of the unusual nature of this piece of equipment, and the potential that when deployed in certain ways it may be perceived to limit or chill free speech and/or assembly, and because it was purchased for specific scenarios it should only be used in those instances when it is clearly called for; and*

*BE IT FURTHER AND FINALLY RESOLVED that the City Council will adopt a policy for use of the Specially Equipped Panel Van prior to its being deployed in any capacity by the City of Berkeley. The policy will be developed by the Mayor, in consultation with the Chief of Police and reviewed by the PRC, and will be*

*approved by the City Council.*

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

**Action:** M/S/C (Arreguin/Maio) to suspend the rules and extend the meeting to 12:30 a.m.

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

## **Adjournment**

Adjourned at 12:35 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special meeting of June 20, 2017.

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Mark Numainville, City Clerk

## **Communications**

- None

## **Supplemental Communications and Reports 1**

**Item 1a: 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**

**Item 1b: Purchase Order: The Armored Group for One Specially Equipped Panel Van**

1. Diana Bohn
2. Pam Speich
3. Gene Bernardi, on behalf of Veterans for Peace and SuperBOLD

## **Supplemental Communications and Reports 2**

**Item 1a: 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**

**Item 1b: Purchase Order: The Armored Group for One Specially Equipped Panel Van**

4. Supplemental presentations and materials, submitted by Councilmembers Davila and Harrison
5. Supplemental materials, submitted by Councilmember Worthington
6. JP Massar

7. Erica Etelson
8. Cindy Shamban
9. Carol Denney
10. Jewish Voice for Peace
11. Andrew Gutierrez
12. Showing Up for Racial Justice Bay Area
13. Margy Wilkinson
14. Adolfo Cabral
15. Carrie Dovzak
16. Steven Kanofsky
17. Nicolia Mehrling
18. Donna Willmott
19. Public Health Justice Collective
20. Sabiha Basrai
21. Lindsay Vurek
22. Joanne Sultar
23. Laura Magnani
24. Michelle Puckett
25. Joshua Finn
26. Blair Beekman
27. Sage Staggs
28. Glenn Katon
29. Renee Watkins
30. Marge Sussman
31. Steve Gilmartin
32. Nina Sprecher
33. Elliot Halpern
34. Soula Culver
35. Roberta Ryan
36. Cecile Pineda
37. Dan Robinson (2)
38. Janine Johnson
39. Cathy Orozco
40. Megan Prier
41. Daniel Greene
42. Christine Schwartz
43. Jennifer Vera
44. Shang-Mei Lee
45. 342 Communications submitted via Berkeley Considers, includes summary information.

### Supplemental Communications and Reports 3

**Item 1a: 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**

**Item 1b: Purchase Order: The Armored Group for One Specially Equipped Panel Van**

46. Presentation, submitted by Police Department
47. Revised supplemental presentation, submitted by Councilmember Davila
48. Supplemental materials, submitted by Mayor Arreguin
49. Naomi Klein
50. Nur Kaalim
51. Catherine O'Hare
52. Shasun Sulur
53. Will Rogers
54. Elliot Halpern
55. Isaac Ontiveros
56. Brian Dickson
57. Lorraine Lerman
58. Clyde Leland
59. Alan Ramo
60. Chuleenan Svetvilas
61. Douglas Ricketson
62. Linda Joseph
63. Lucas Guilkey
64. Jason Oringer
65. Abe Raheer
66. Maryann Tekverk
67. Anita Kline
68. Alison Kirsch
69. Kristian Echenique
70. Jane Echenique
71. Hiyasmin Dimaranan
72. Nancy Friedman
73. Adam Drake
74. Joan Lohman
75. Jordan Freitas
76. David Rosenthal
77. Margaret Norman
78. Unknown (2)

**BERKELEY CITY COUNCIL  
SPECIAL MEETING MINUTES**

**MONDAY, JUNE 26, 2017**

**5:30 P.M.**

**2180 Milvia Street, Berkeley, CA – Cypress Room, 1<sup>st</sup> Floor**

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 Davila, Droste, Maio, Wengraf and Mayor Arreguin.

**Absent:** Councilmembers Bartlett, Hahn, Harrison and Worthington.

**Public Comment - Limited to items on this agenda only – 0 speakers**

**CLOSED SESSION:**

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

- 1. **CONFERENCE WITH LABOR NEGOTIATORS; GOVERNMENT CODE SECTION 54957.6**

**Negotiators:** Dee Williams-Ridley, City Manager, Jovan Grogan, Deputy City Manager, Eddie Kreisberg, Chief Labor Negotiator, Sarah Reynoso, Director of Human Resources, Margarita Zamora, Employee Relations Manager, Gil Dong, Fire Chief, Andrew Greenwood, Chief of Police; Rebecca Chen, Senior Human Resources Analyst.

**Employee Organizations:** Berkeley Fire Fighters Association Local 1227, Berkeley Police Association, International Brotherhood of Electrical Workers, Local 1245.

**Action:** No reportable action taken.

**OPEN SESSION:**

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

**Adjournment**

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

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

Adjourned at 6:33 p.m.

This is to certify that the foregoing is a true and correct record of the special closed meeting of June 26, 2017.

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Mark Numainville, City Clerk



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

**Tuesday, June 27, 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:** 5:07 p.m.

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

**Absent:** None.

**Worksession**

**1. Improving Planning Department Customer Service**

**From: City Manager**

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Public Comment - Items on this agenda only - 7 speakers.**

**Adjournment**

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

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

Councilmember Wengraf absent 6:40 p.m. – 6:45 p.m.

Adjourned at 6:45 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special meeting of June 27, 2017.

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Mark Numainville, City Clerk

### **Communications**

- None

### **Supplemental Communications and Reports 1**

- None

### **Supplemental Communications and Reports 2**

#### **Item 1: Improving Planning Department Customer Service**

1. Tim Hansen

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

#### **Item 1: Improving Planning Department Customer Service**

2. Presentation, submitted by Planning & Development

**MINUTES  
BERKELEY CITY COUNCIL MEETING**

**Tuesday, June 27, 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:** 7:03 p.m.

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

**Absent:** None.

**Ceremonial Matters:**

1. Recognition of Chaz Bundick a.k.a Toro y Moi, Local Musician
2. Recognition of Healthy Homes Month, June 2017
3. Recognition of Dorothy Day House and First Presbyterian Church for the Winter Shelter Program
4. Recognition In Memory of Elisa Cooper, Local Activist
5. Recognition In Memory of Charles Austin, Local Activist

**City Auditor Comments:**

1. Permit Service Center Audit Progress

**City Manager Comments:** None

**Public Comment on Non-Agenda Matters:** 10 speakers.

**Public Comment on Consent Calendar and Information Items Only:** 21 speakers.

**Consent Calendar**

**Action:** M/S/C (Worthington/Wengraf) to adopt the Consent Calendar in one motion except as indicated, to table Items 50 a/b and 51 a/b to July 11, 2017, and to hear Items 47, 48, 41, and 52 as the first four items on the Action Calendar.

**Vote:** All Ayes.

## Consent Calendar

- 1. FY 2018 Tax Rate: Fund the Maintenance of Parks, City Trees and Landscaping (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,548-N.S. setting the FY 2018 tax rate for funding all improvements for the maintenance of parks, City trees, and landscaping in the City of Berkeley at \$0.1604 (16.04 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,548-N.S.
- 2. FY 2018 Special Tax Rate: Fund the Provision of Library Services (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,549-N.S. setting the FY 2018 tax rate for funding the provision of Library Services in the City of Berkeley at \$0.2107 (21.07 cents) per square foot for dwelling units and \$0.3186 (31.86 cents) per square foot for industrial, commercial, and institutional buildings.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; Heidi Dolamore, Library, 981-6100  
**Action:** Adopted second reading of Ordinance No. 7,549-N.S.
- 3. FY 2018 Tax Rate: Fund the Provision of Emergency Medical Services (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,550-N.S. setting the FY 2018 tax rate for funding the provision of emergency medical services to Berkeley residents at \$0.0366 (3.66 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,550-N.S.
- 4. FY 2018 Tax Rate: Fund Fire Protection and Emergency Response and Preparedness (Measure GG)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,551-N.S. setting the FY 2018 tax rate for funding Fire Protection and Emergency Response and Preparedness in the City of Berkeley at the rate of \$0.05396 (5.396 cents) per square foot of improvements for dwelling units and setting the rate for all other property at \$0.08165 (8.165 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300; Gil Dong, Fire, 981-3473  
**Action:** Adopted second reading of Ordinance No. 7,551-N.S.

## Consent Calendar

- 5. FY 2018 Tax Rate: Fund Emergency Services for the Severely Disabled (Measure V1)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,552-N.S. setting the FY 2018 tax rate for funding the provision of emergency services for the disabled at \$0.01519 (1.519 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,552-N.S.
- 6. FY 2018 Tax Rate: Fund Debt Service on Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,553-N.S. setting the FY 2018 tax rate for funding the debt service on the Neighborhood Branch Library Improvements Project General Obligation Bonds (Measure FF, November 2008 Election) at 0.0015%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,553-N.S.
- 7. FY 2018 Tax Rate: Fund the Debt Service on the Street and Watershed Improvements General Obligation Bonds (Measure M)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,554-N.S. setting the FY 2018 tax rate funding the debt service on the Street and Integrated Watershed Improvements General Obligation Bonds (Measure M, November 2012) at 0.0100%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,554-N.S.
- 8. FY 2018 Tax Rate: Fund Debt Service on 2015 Refunding General Obligation Bonds (Measures G, S & I)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,555-N.S. setting the FY 2018 tax rate for funding the debt service on the 2015 consolidation of Measures G, S and I (General Obligation Bonds - Elections of 1992, 1996 and 2002) at 0.0220%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,555-N.S.

## Consent Calendar

- 9. FY 2018 Tax Rate: Fund the Debt Service on the Infrastructure and Facilities General Obligation Bonds (Measure T1)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,556-N.S. setting the FY 2018 tax rate funding the debt service on the Infrastructure and Facilities Improvements General Obligation Bonds (Measure M, November 2016) at 0.0157%.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,556-N.S.
- 10. FY 2018 Tax Rate: Fund Disaster Fire Protection (Measure Q)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,557-N.S. setting the FY 2018 tax rate for funding the procurement of disaster fire equipment at \$0.0125 (1.25 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,557-N.S.
- 11. FY 2018 Business License Tax on Large Non-Profits (Measure G)**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,558-N.S. setting the FY 2018 tax rate for Business License Tax on large non-profits at \$0.5981 (59.81 cents) per square foot of improvements.  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted second reading of Ordinance No. 7,558-N.S.
- 12. Energy Use Requirements for Medical Cannabis Cultivation; Amending BMC Section 12.25.080**  
**From: City Manager**  
**Recommendation:** Adopt second reading of Ordinance No. 7,559-N.S. amending the energy use requirements for cannabis cultivation locations (BMC Section 12.25.080: Energy Use).  
**First Reading Vote:** All Ayes.  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, 981-7400  
**Action:** Adopted second reading of Ordinance No. 7,559-N.S.

## Consent Calendar

**13. Minutes for Approval**

**From: City Manager**

**Recommendation:** Approve the minutes for the Council meetings of May 2, 2017 (special and regular), May 8, 2017 (special closed), May 16, 2017 (special and regular), and May 30, 2017 (special closed, specials and regular).

**Financial Implications:** None

Contact: Mark Numainville, City Clerk, 981-6900

**Action:** Approved minutes as submitted.

**14. Updated Commissioners' Manual**

**From: City Manager**

**Recommendation:** Adopt a Resolution rescinding Resolution No. 65,570-N.S. and adopting the updated edition of the Commissioners' Manual to include new legislative regulations, clarify current procedures, and increase organization and efficiency.

**Financial Implications:** None

Contact: Mark Numainville, City Clerk, 981-6900

**Action:** Item removed from the agenda.

**15. Contract: Downtown Berkeley YMCA for Fitness Center Memberships for City Employees**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with the Downtown Berkeley YMCA in the amount of \$205,632 for fitness center memberships for City employees for the period July 1, 2017 through June 30, 2018.

**Financial Implications:** See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** Adopted Resolution No. 68,054–N.S.

**16. Appropriations Limit FY 2018**

**From: City Manager**

**Recommendation:** Adopt a Resolution establishing the appropriations limit at \$251,050,522 for FY 2018 pursuant to Article XIII B of the Constitution of the State of California based on the calculations for the appropriations limit.

**Financial Implications:** See report

Contact: Henry Oyekanmi, Finance, 981-7300

**Action:** Adopted Resolution No. 68,055–N.S.

## Consent Calendar

17. **Contract No. 8754 Amendment: Human Propelled Solutions dba Pedal Express for Bicycle Courier Service and Mail Service Support**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment with Human Propelled Solutions dba PedEx (“PedEx”) to provide bicycle courier service and mail service support, increasing the contract not to exceed amount by \$135,000 for an amended total not to exceed \$360,000 through Fiscal Year 2020.  
**Financial Implications:** Various Funds - \$135,000  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,056–N.S.
18. **Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on June 27, 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 - \$225,000  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Approved recommendation.
19. **Revision to the Investment Policies and Designation of Investment Authority**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting the changes to the Investment Policy and to confirm the delegation of investment authority to make investments to the Director of Finance for FY 2018.  
**Financial Implications:** None  
Contact: Henry Oyekanmi, Finance, 981-7300  
**Action:** Adopted Resolution No. 68,057–N.S. as revised in Supplemental Communications Packet #2 to include divestment policies regarding the Dakota Access Pipeline and other fossil fuel infrastructure, immigration and detention centers, and companies connected to the U.S.-Mexico border wall.
20. **Grant: Alameda County Transportation Commission for Measure B and Measure BB Paratransit Revenue**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to receive funds and execute any agreements and amendments with the Alameda County Transportation Commission (Alameda CTC) for the renewal of Measure B (estimated \$281,715) and Measure BB (estimated \$290,132) annual pass-through funds, and execute resulting contracts for services with Easy Does It.  
**Financial Implications:** See report  
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400  
**Action:** Adopted Resolution No. 68,058–N.S.



## Consent Calendar

**21. Referral Response: Healthy Default Beverages with Children's Meals; Adding BMC Chapter 12.72** *(Continued from April 4, 2017)*

**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:** Adopted first reading of Ordinance No. 7,560-N.S. Second reading scheduled for July 11, 2017.

**22. Contract No. 10414 Amendment: Geographic Technologies Group for Geographic Information System (GIS) Master Plan**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 10414 with Geographic Technologies Group (GTG) for Geographic Information System (GIS) Master Plan, for a total not to exceed \$135,000 and for a total contract value of \$204,260 from September 14, 2016 to June 30, 2019.

**Financial Implications:** General Fund - \$135,000

Contact: Savita Chaudhary, Information Technology, 981-6500

**Action:** Moved to Action Calendar. 5 speakers. M/S/C (Arreguin/Worthington) to adopt Resolution No. 68,059-N.S.

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

Councilmember Droste absent 11:58 p.m. – 12:43 a.m.

Councilmember Wengraf absent 11:59 p.m. – 12:43 a.m.

**23. Technical Corrections to the Zoning Ordinance, Amending Berkeley Municipal Code Sub-Titles 23D and 23E**

**From: City Manager**

**Recommendation:** Adopt first reading of an Ordinance amending Berkeley Municipal Code Sub-Titles 23D and 23E to make non-substantive, technical corrections to the Zoning Ordinance.

**Financial Implications:** None

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Action:** Adopted first reading of Ordinance No. 7,561-N.S. Second reading scheduled for July 11, 2017.

## Consent Calendar

**24. Contract: Axon for Body Worn Cameras, Accessories, Storage and Software  
From: City Manager**

**Recommendation:** Adopt a Resolution pursuant to City Charter Article XI Section 67.2 requirements, accepting the National Intergovernmental Purchasing Alliance (National IPA) bid procedures, and authorizing the City Manager to negotiate and execute a contract and any amendments to equip the police department with body worn camera equipment, software, and services with Axon for an amount not to exceed \$1,250,000 over five years.

**Financial Implications:** General Fund - \$1,250,000

Contact: Andrew Greenwood, Police, 981-5900

**Action:** M/S/C (Worthington/Arreguin) to suspend the rules and extend the meeting to 12:30 a.m.

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

**Action:** Moved to Action Calendar. 13 speakers. M/S/C (Worthington/Maio) to adopt Resolution No. 68,060–N.S. subject to concurrent implementation of the camera policy and the community control of surveillance equipment ordinance.

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

**25. Accept Grant Funds from Alameda County Transportation Commission FY  
2018-2022 Comprehensive Investment Plan**

**From: City Manager**

**Recommendation:** Adopt three Resolutions:

1. Authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission for the Southside Complete Streets and Transit Improvements Project, committing any necessary matching funds, and stating assurance to complete the project.
2. Authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission for the North Shattuck Rehabilitation Project, committing any necessary matching funds, and stating assurance to complete the project.
3. Authorizing the acceptance of funds awarded by the Alameda County Transportation Commission and the execution of any resultant grant agreements or amendments.

**Financial Implications:** See report

Contact: Phillip Harrington, Public Works, 981-6300

**Action:** Adopted Resolution No. 68,061–N.S. (Southside); Resolution No. 68,062–N.S. (Shattuck); and Resolution No. 68,063–N.S. (ACTC).

## Consent Calendar

- 26. Contract: SCS Engineers & SCS Field Services for Landfill Post-Closure Maintenance and Monitoring Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments, extensions, or other change orders with SCS Engineers & SCS Field Services (SCS), in an amount not to exceed \$524,900. This contract will provide engineering, maintenance, and monitoring services for the landfill post-closure at Cesar Chavez Park to meet mandatory compliance requirements. The initial contract term will run from August 16, 2017 to August 15, 2020, with the option of a two-year extension at a cost of \$180,000 each additional fiscal year.  
**Financial Implications:** Zero Waste Fund - \$524,900  
Contact: Phillip Harrington, Public Works, 981-6300  
**Action:** Adopted Resolution No. 68,064–N.S.
- 27. Approval for Two Additional Homeless Commission Meetings in 2017**  
**From: Homeless Commission**  
**Recommendation:** Adopt a Resolution allowing two additional meetings during 2017 to compensate for additional meetings that were necessary to complete the funding review process during which only agency proposals for funding were discussed.  
**Financial Implications:** See report  
Contact: Peter Radu, Commission Secretary, 981-5400  
**Action:** Adopted Resolution No. 68,065–N.S.
- 28. Appointments of Margaret Fine and Vylma Ortiz to the Mental Health Commission**  
**From: Mental Health Commission**  
**Recommendation:** Approve the appointments of Margaret Fine and Vylma Ortiz to the Mental Health Commission, as representatives of the General Public Interest categories, for a three year term beginning June 28, 2017 and ending June 27, 2020.  
**Financial Implications:** None  
Contact: Karen Klatt, Commission Secretary, 981-5400  
**Action:** Adopted Resolution No. 68,066–N.S.

## Council Consent Items

- 29. Support the City of Oakland's Efforts to Create a Public Bank**  
**From: Mayor Arreguin and Councilmembers Hahn, Maio, and Davila**  
**Recommendation:** Adopt a Resolution supporting the City of Oakland's efforts to create a Public Bank of Oakland and refer to the City Manager to investigate the possibility of forming a mutually beneficial partnership with any future Oakland public bank.  
**Financial Implications:** See report  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Adopted Resolution No. 68,067–N.S.

## Consent Calendar

- 30. Support the Resilient Shoreline Program of Citizens for East Shore Parks**  
**From: Mayor Arreguin and Councilmembers Hahn, Wengraf, and Maio**  
**Recommendation:** Adopt a Resolution supporting the Resilient Shoreline Program of Citizens for East Shore Parks (CESP) to raise awareness about the detrimental effects of sea-level rise and promote resilient shoreline solutions. Additionally, refer to the mid-year budget process a contribution of \$10,000 to participate in CESP's Visualizing Sea-level Rise event in Berkeley.  
**Financial Implications:** General Fund - \$10,000  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Item held over to July 11, 2017.
- 31. Reaffirming Support for the Paris Climate Agreement and Other Efforts to Combat Climate Change**  
**From: Mayor Arreguin and Councilmembers Maio, Hahn, and Wengraf**  
**Recommendation:** 1. Adopt a Resolution reaffirming the City of Berkeley's commitment to combatting climate change and upholding the Paris Agreement, in conjunction with the Climate Mayors Agenda; and supporting the United States Climate Alliance formed by Governors Brown, Inslee, and Cuomo.  
2. Send a copy of the resolution to Governors Brown, Cuomo, and Inslee, representatives of the Climate Mayors group, President Donald Trump, and EPA Administrator Scott Pruitt.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Adopted Resolution No. 68,068–N.S.; recommendation approved.
- 32. Housing Inspection and Community Services Manager**  
**From: Mayor Arreguin and Councilmember Harrison**  
**Recommendation:** Request the City Manager to create and fill the position of Housing Inspection and Community Services Manager.  
**Financial Implications:** See report  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Recommendation approved as revised to be a referral to the City Manager for a 90-day response.
- 33. Re-Appoint Daniel Rossi to the Berkeley Housing Authority**  
**From: Mayor Arreguin**  
**Recommendation:** Adopt a Resolution re-appointing Daniel Rossi to the Berkeley Housing Authority.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, 981-7100  
**Action:** Adopted Resolution No. 68,069–N.S.

## Council Consent Items

- 34. Official City Sponsor of 2017 Berkeley High School All-Class Reunion: Relinquishment of Council Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmembers Davila, Bartlett, Hahn, and Mayor Arreguin**  
**Recommendation:** Adopt a Resolution approving City sponsorship of the 4th Annual Berkeley High School All-Class Reunion to be held on Saturday, August 26, 2017, at San Pablo Park from 10 am – 6 pm and approving the expenditure of an amount not to exceed \$2,043 total from Councilmembers and the Mayor from their FY17-18 budgets for the Berkeley High School All-Class Reunion through their fiscal sponsor, Berkeley High School Development Group with funds relinquished to the City's General Fund for this purpose from the discretionary Council office budgets who would like to contribute.  
**Financial Implications:** Councilmembers' Discretionary Funds - \$2,043  
Contact: Cheryl Davila, Councilmember, District 2, 981-7120  
**Action:** Adopted Resolution No. 68,070–N.S. revised to include contributions from the following Councilmembers up the amounts listed: Councilmember Davila - \$100; Councilmember Hahn - \$300; Mayor Arreguin - \$100; Councilmember Maio - \$100; Councilmember Wengraf - \$100; Councilmember Worthington - \$100.
- 35. Berkeley Bliss Event: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmembers Harrison and Davila**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember including \$500 from Councilmember Harrison, to support the Berkeley Bliss Event on July 14, 2017 at Harold Way with funds relinquished to the City's general fund for this purpose so that the City of Berkeley is able to invite and support the community on this event from Councilmember Harrison's Council Office Budgets and any other Councilmembers who would like to contribute.  
**Financial Implications:** Councilmembers' Discretionary Funds - \$500  
Contact: Kate Harrison, Councilmember, District 4, 981-7140  
**Action:** Adopted Resolution No. 68,071–N.S. revised to include contributions from the following Councilmembers up the amounts listed: Councilmember Davila - \$25

## Council Consent Items

- 36. Persian New Year Festival: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**  
**From: Councilmembers Harrison and Davila**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$250 from Councilmember Harrison, to support the Persian New Year Festival on March 13, 2018 with funds relinquished to the City's general fund for this purpose so that the City of Berkeley is able to invite and support the community on this event from Councilmember Harrison's Council Office Budgets and any other Councilmembers who would like to contribute.  
**Financial Implications:** Councilmembers' Discretionary Funds - \$250  
Contact: Kate Harrison, Councilmember, District 4, 981-7140  
**Action:** Adopted Resolution No. 68,072–N.S. revised to include contributions from the following Councilmembers up the amounts listed: Councilmember Davila - \$25.
- 37. Referral to Community Environmental Advisory Commission and Energy Commission: Residential Wind Turbines**  
**From: Councilmembers Harrison and Bartlett**  
**Recommendation:** Refer to the Community Environmental Advisory Commission and the Energy Commission to study the efficiency, safety, and affordability of Residential Wind Turbines and request the Community Environmental Advisory Commission and the Energy Commission to return to Council with a report and recommendation on whether Residential Wind Turbines are a viable alternative energy source for Berkeley residents, and a recommendation for a process to educate the public on this new renewable energy source.  
**Financial Implications:** Unknown  
Contact: Kate Harrison, Councilmember, District 4, 981-7140  
**Action:** Recommendation approved amended to remove the referral to the CEAC and request that the commission include consideration of the impact on birds.
- 38. Expedited Review for Affordable Housing Projects**  
**From: Councilmembers Hahn, Davila, and Bartlett**  
**Recommendation:** 1. Refer to the City Manager the creation of an expedited review process for housing projects in which Affordable Housing units make up more than 20% of the proposed on-site units; and  
2. Direct the City Manager to immediately confer priority status and offer expedited review to 100% Affordable projects, pending adoption of a more formal and widely applicable expedited review process.  
**Financial Implications:** Staff time  
Contact: Sophie Hahn, Councilmember, District 5, 981-7150  
**Action:** Moved to Action Calendar. M/S/C (Arreguin/Worthington) to hold over items 38, 40, 44, and 45 to July 11, 2017 (*Item 38 contains revised materials*)  
**Vote:** Ayes – Maio, Davila, Bartlett, Harrison, Hahn, Wengraf, Droste, Arreguin;  
Noes – None; Abstain – None; Absent – Worthington.

Councilmember Worthington absent 10:18 p.m. – 10:30 p.m.

## Council Consent Items

- 39. Relinquishment of Discretionary Account to the Berkeley Art Center for the Mayor's Ambassador for the Arts**  
**From: Councilmember Worthington**  
**Recommendation:** Adopt a Resolution approving the expenditure of an amount not to exceed \$6,000 for the Berkeley Art Center to support the outstanding efforts of the Mayor's Ambassador for the Arts, Susan Duhan Felix.  
**Financial Implications:** Councilmember's Discretionary Funds - \$6,000  
**Contact:** Kriss Worthington, Councilmember, District 7, 981-7170  
**Action:** Adopted Resolution No. 68,073–N.S.

## Action Calendar

*The public may comment on each item listed on the agenda for action as the item is taken up. Where an item was moved from the Consent Calendar to Action no speaker who has already spoken on that item would be entitled to speak to that item again.*

*The Presiding Officer will request that persons wishing to speak line up at the podium to determine the number of persons interested in speaking at that time. Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may, with the consent of persons representing both sides of an issue, allocate a block of time to each side to present their issue.*

*Action items may be reordered at the discretion of the Chair with the consent of Council.*

## Action Calendar – Old Business

- 40. General Fund Stability Reserve Usage Criteria (Continued from May 30, 2017)**  
**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 held over to July 11, 2017 (Item contains revised materials.)

## Action Calendar – Old Business

41. **Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065** *(Continued from June 13, 2017. Item contains revised and supplemental materials.)*

**From: City Manager**

**Recommendation:** 1. Adopt first reading of an Ordinance amending BMC Section 22.20.065 as proposed by staff, as shown in Attachment 2; and  
2. Adopt a Resolution revising the Affordable Housing Mitigation Fee by eliminating the discount in the fee when it is paid at issuance of the certificate of occupancy pursuant to Berkeley Municipal Code Section 22.20.065 and adjusting the fee each two years for inflation by reference to the California Construction Cost Index (CCI), and rescinding Resolution Nos. 65,920-N.S. and 67,614-N.S., with changes proposed by staff, as shown in Attachment 5.

**Financial Implications:** See report

Contact: Zach Cowan, City Attorney, 981-6950

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

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

Councilmember Droste absent 10:47 p.m. – 10:57 p.m.

**Action:** M/S/C (Hahn/Arreguin) to suspend the rules and extend the meeting to 12:00 a.m.

**Vote:** All Ayes.

**Action:** 28 speakers. M/S/C (Hahn/Arreguin) to:

1) Adopt first reading of Ordinance No. 7,562–N.S. as amended in Supplemental Reports #2 to specify the terms for affordable units provided on-site. Second reading scheduled for July 11, 2017.

2) Adopt Resolution No. 68,074-N.S. revising the Affordable Housing Mitigation Fee to set the fee at \$37,000 when paid at issuance of the certificate of occupancy, and providing for a \$3,000 discount per unit when paid at the issuance of the building permit pursuant to Berkeley Municipal Code Section 22.20.065, adjusting the fee each two years for inflation by reference to the California Construction Cost Index (CCI), and rescinding Resolution Nos. 65,920-N.S. and 67,614-N.S.

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

3) Direct staff to conduct a Nexus Study every five years with a with an economic feasibility analysis of housing development fees every 2 ½ years; provide a housing pipeline report when each Nexus Study and feasibility analysis are completed; evaluate the amount of the fees when feasibility analysis is issued; complete the next feasibility study no later than December 2018.



## Action Calendar – Old Business

**Action:** M/S/C (Arreguin/Davila) to suspend the rules and extend the meeting to 12:15 a.m.

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

**42. Amendments to Housing Retention Program** *(Continued from June 13, 2017. Item contains revised materials.)*

**From:** Councilmembers Bartlett, Harrison, Davila, and Mayor Arreguin

**Recommendation:** Direct the City Manager to make the following changes to the City of Berkeley’s Housing Retention Program. Proposed changes would make the program more accessible for displaced tenants by amending eligibility requirements and documentation needed for application, as well as increasing the maximum amount of grants.

**Financial Implications:** Staff time

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

**Action:** Moved to Consent Calendar. Adopted revised recommendation in Supplemental Reports #2 to change “Direct” to “Refer” and other changes.

**43. Economic Feasibility Analysis for New Housing Development** *(Continued from June 13, 2017. Item contains revised materials.)*

**From:** Councilmembers Droste, Wengraf, and Maio

**Recommendation:** Recommend that the City Manager hire an independent third party consultant to conduct an economic feasibility analysis of the City of Berkeley and Berkeley Unified School District assessed fees on new housing development as well as the feasibility of inclusionary housing requirements. The economic feasibility analysis should recur every 2–2.5 years and/or concurrent with any proposed future increases to fees or inclusionary requirements, whichever occurs sooner.

To the extent practicable, the Economic Feasibility Analysis should take into consideration factors outlined in the report. The Study should be completed and reported back to the City Council by November of 2017.

**Financial Implications:** Staff time

Contact: Lori Droste, Councilmember, District 8, 981-7180

**Action:** Item removed from the agenda by Councilmember Droste.

**44. Medical Cannabis Cultivation Ordinance Revisions**

**From:** City Manager *(Continued from June 13, 2017)*

**Recommendation:** Consider the responses provided by the Planning Commission and Medical Cannabis Commission (MCC) to Council’s referral regarding the desired maximum number of Medical Cannabis Cultivation locations (Zoning Ordinance/BMC Section 23E.72.040.A) and give direction to staff regarding any recommended changes to the Zoning Ordinance.

**Financial Implications:** See report

Contact: Timothy Burroughs, Planning and Development, 981-7400

**Action:** Item 44 held over to July 11, 2017 (Item contains revised materials.)

## Action Calendar – New Business

### 45. Analysis and Recommendations for the Pathways Project to Address Homelessness in Berkeley

**From: City Manager**

**Recommendation:** Prioritize funding decisions for proposed Pathways Project programs (an Encampment Resolution Team, a STAIR Center, a Bridge Living Community, and a Homeward Bound program) based on which homeless issue Council most wishes to address in Berkeley:

1. Fund an Encampment Resolution Team and a STAIR Center for an estimated \$2.4 million in year one, plus \$2.1 million annually thereafter, if Council most wishes to provide temporary respite for unsheltered homeless individuals with no dedicated housing exits.

2. Fund a Bridge Living Community and a Homeward Bound program for an estimated \$2.6 million in year one, plus \$2.4 million annually thereafter, if Council most wishes to house an estimated 100-120 homeless individuals per year, but add no new emergency respite programs.

3. Fund all four programs at an estimated \$4.8 million in year one, and an estimated \$4.3 million annually thereafter, if Council wishes to address both the goal of temporary respite and permanent housing concurrently.

All funding estimates include roughly \$190,000 for 1 FTE in new City Staff time for program administration.

The City Manager recommends prioritizing a Bridge Living Community and associated rental subsidies and a Homeward Bound program.

**Financial Implications:** See report

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

**Action:** Item 44 held over to July 11, 2017 (Item contains revised materials.)

### 46. Refer to the Budget Process; Pathways Project to Address Homelessness in Berkeley

**From: Councilmember Hahn**

**Recommendation:** Refer \$500,000 to the FY 18-19 budget process for capital costs to establish facilities associated with the Pathways Project, and \$1.5M for 6 months in 2018 and \$3M for a full year in 2019 for services, programs, and operating costs associated with the Pathways Project.

**Financial Implications:** See report

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

**Action:** Moved to Consent Calendar. Approved recommendation.

## Action Calendar – New Business

### 47. FY 2018 & FY 2019 Biennial Budget Adoption

**From: City Manager**

**Recommendation:** Adopt a Resolution: a) Adopting the FY 2018 & FY 2019 Budget as contained in the City Manager's FY 2018 & FY 2019 Proposed Biennial Budget that includes the Proposed Capital Budget, presented to Council on May 2, 2017 and as amended by subsequent Council action. b) Authorizing the City Manager to provide applicable advances to selected community agencies receiving City funds in FY 2018, as reflected in Attachment 2, and as amended by subsequent Council action.

**Financial Implications:** See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** 30 speakers. M/S/C (Bartlett/Harrison) to:

1) adopt the first reading of Ordinance No. 7,563–N.S. (Annual Appropriations Ordinance) with total appropriations of \$172,891,802 for the General Fund, and total appropriations of \$476,396,570; second reading scheduled for July 11, 2017; and 2) adopt Resolution No. 68,075–N.S. a) Adopting the FY 2018 & FY 2019 Budget as contained in the City Manager's FY 2018 & FY 2019 Proposed Biennial Budget that includes the Proposed Capital Budget, presented to Council on May 2, 2017 and as amended by subsequent Council action. b) Authorizing the City Manager to provide applicable advances to selected community agencies receiving City funds in FY 2018, as reflected in Attachment 2, and as amended by subsequent Council action. Further amendments to the resolution include the amendments proposed by Mayor Arreguin and the changes below:

- \$150,000 in additional funds for the Pathways Project from the FUNDS\$ replacement account
- \$45,000 in additional funds for the RFP for Step Up Housing from the FUNDS\$ replacement account
- Modify the displacement allocation to \$650,000 as follows: \$300,000 for eviction defense; \$250,000 for retention; \$100,000 for rapid rehousing
- \$21,000 from Councilmember Worthington's Office Budget for the Berkeley Art Center

**Vote:** All Ayes.

### 48. FY 2018 Annual Appropriations Ordinance

**From: City Manager**

**Recommendation:** Adopt first reading of an Ordinance adopting the FY 2018 Annual Appropriations Ordinance (AAO) in the amount of \$474,439,859 (gross appropriations) and \$422,633,335 (net appropriations).

**Financial Implications:** See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

**Action:** See Item 47. Adopted first reading of Ordinance No. 7,563–N.S. Second reading scheduled for July 11, 2017.

Recess 10:00 p.m. – 10:18 p.m.

## Action Calendar – New Business

- 49. Recommendations for Implementing Phase 1 of the Measure T1 City Infrastructure Bond Program**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution implementing the City Manager Final List of Projects for phase 1 of the Measure T1 infrastructure bond program (Attachment 2).  
**Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700; Timothy Burroughs, Planning and Development, 981-7400; Phillip Harrington, Public Works, 981-6300.  
**Action:** Moved to the Consent Calendar. Approved recommendation revised to include consideration of restrooms at Ohlone Park. Adopted Resolution No. 68,076–N.S.
- 50a. Allocation of U1 Funds by the City Council**  
**From: Housing Advisory Commission**  
**Recommendation:** 1. As specified by Measure U1, the City Council shall receive and consider housing strategy recommendations from the Housing Advisory Commission prior to allocating any Measure U1 funds.  
2. When considering allocations for U1 funds, the City Council will make specific findings of how the spending meets the goals of Measure U1: improve housing affordability in Berkeley and protect residents from homelessness.  
**Financial Implications:** See report  
Contact: Amy Davidson, Commission Secretary, 981-5400
- 50b. Companion Report: Allocation of U1 Funds by the City Council**  
**From: City Manager**  
**Recommendation:** 1. Reaffirm that, as specified in Measure U1, the City Council shall receive and consider recommendations by the Housing Advisory Commission on funding and programs to increase affordable housing and protect Berkeley residents from homelessness, either annually or biannually. 2. Take no action with regard to committing to make findings that expenditures meet the goals of Measure U1.  
**Financial Implications:** See report  
Contact: Jovan Grogan, Deputy City Manager, (510) 981-7000
- Action:** Item 50a. and 50b. held over to July 11, 2017.
- 51a. Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley**  
**From: Housing Advisory Commission**  
**Recommendation:** That the City Council not use U1 funds to backfill the Workers' Compensation Fund for the acquisition of the properties located at 1001, 1007, and 1011 University Avenue, and 1925 Ninth Street, City of Berkeley.  
**Financial Implications:** See report  
Contact: Amy Davidson, Commission Secretary, 981-5400

## Action Calendar – New Business

**51b. Companion Report: Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley**

**From: Housing Advisory Commission**

**Recommendation:** Accept staff's recommendation to use \$4,730,815 of Measure U1 revenue over a 5 year period (\$946,163 annually) to repay the Workers' Compensation Fund for the acquisition of the properties located at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley.

**Financial Implications:** See report

Contact: Jovan Grogan, Deputy City Manager, (510) 981-7000

**Action:** Items 51a. and 51b. held over to July 11, 2017.

## Council Action Items

### 52. Release Center for Police Equity Report on Fair and Impartial Policing in Berkeley

**From: Councilmembers Davila and Harrison**

**Recommendation:** Direct the City Manager to instruct the Chief of Police to release the first annual report on Fair and Impartial Policing in Berkeley by transmitting it to the Police Review Commission. The CPE report was authored by the Center for Policing Equity at the request of the BPD, under the terms of the 9-30-2015 Research Agreement. Staff to take the following actions to execute the earliest possible release of the report:

A. Immediately request in writing of the CPE to waive the provision in section 8.3 of the Agreement, "The City's Right to Advance Notice of Research Findings," which states "This written report will not be released by the City to the press and the public within this 45-day review period [after notice of proposed publication by CPE] without prior authorization from UCLA." B. In any event, the City hereby gives notice that it intends to release the report in 45 days. This will ensure that the report is released in a maximum of 45 days. C. Upon approval from CPE, or after the lapse of 45 days, whichever comes first, Council directs the City Manager and all relevant city employees to make the report public immediately. D. Make the report available immediately to the Police Review Commission confidentially without delay, under standard protocols for the sharing of confidential data with the commission. The council's direction is that the confidential transmission be executed within three days of this council action. In addition, direct the Chief to respond in writing and report to the council within two months on his plans for addressing racial disparities in stops, searches, and yield rate as revealed in BPD statistics.

**Financial Implications:** None

Contact: Cheryl Davila, Councilmember, District 2, 981-7120

**Action:** M/S/C (Hahn/Davila) to suspend the rules and extend the meeting to 12:40 a.m.

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

**Action:** M/S/C (Worthington/Hahn) to suspend the rules and extend the meeting to 12:45 a.m.

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

**Action:** 3 speakers. M/S/Failed (Hahn/Maio) to direct the City Manager to release the report recommendations by June 30, 2017; deliver the final report within two months; and provide the Police Chief's list of concerns by June 30, 2017.

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

**Action:** M/S/C (Worthington/Davila) to approve the recommendation as revised in Supplemental Reports Packet #2 to revise Sections A and F of the recommendation and add Mayor Arreguin as a co-sponsor.

## Council Action Items

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

## Information Calendar

- 53. Voluntary Time Off Program for FY 2018**  
**From: City Manager**  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000
- 54. Update on Broadband Infrastructure Development**  
**From: City Manager**  
Contact: Jordan Klein, Economic Development, 981-7530
- 55. Referral Response: City Plan for Winter Emergency Shelter**  
**From: City Manager**  
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400

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

## Adjournment

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

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

Councilmember Maio absent 12:41 a.m. – 12:43 a.m.

Councilmember Davila absent 12:41 a.m. – 12:43 a.m.

Adjourned at 12:43 a.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the regular meeting of June 27, 2017 as approved by the Berkeley City Council.

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Mark Numainville, City Clerk

## Communications

### **Item 31: Reaffirming Support for the Paris Climate Agreement and Other Efforts to Combat Climate Change**

1. Diana Bohn
2. Joseph Poirier

### **Item 50a: Allocation of U1 Funds by the City Council**

3. Homeless Commission

## Supplemental Communications and Reports 1

### Straw Ban

4. Rachel Doughty

### Landlines

5. Gianna Ranuzzi

### 1615 Martin Luther King Jr. Way

6. Maria Kim

### Berkeley Animal Rights Center

7. Fred Dodsworth

### Ohlone Park Volleyball Court

8. L.J. Cranmer

### Citation Processing Concerns

9. David Lerman / Lynne Bourgault

### Crosswalk at San Pablo & Blake

10. Cynthia Hallett

### Homeless in Downtown

11. Laurie Rich

12. Marilyn Sarig

### Border Wall Investment

13. Peace & Justice Commission

### Density & Transportation

14. Nathan Meyer

### Vacancy Registration Form

15. W.B.C.

## Supplemental Communications and Reports 1

### Item 38: Expedited Review for Affordable Housing Projects

16. Revised materials, submitted by Councilmember Hahn

### Item 41: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065

17. Supplemental materials, submitted by City Attorney's Office

18. Kate Rakelly

19. Charlene Woodcock

### Item 45: Analysis and Recommendations for the Pathways Project to Address Homelessness in Berkeley

20. Revised materials, submitted by Health, Housing & Community Services

### Item 47: FY 2018 & FY 2019 Biennial Budget Adoption

21. Bonnie Borucki

22. Carol Lashof

23. Archana Horsting

24. Pamela Miller



## Supplemental Communications and Reports 1

25. Gina Moreland
26. Gretchen Feyer
27. Bob Gomez
28. Teddy Milder
29. Pamela Stefl Toki
30. Eva Schlesinger
31. Kathleen King
32. Jon Stewart
33. Margot Smith
34. Andrea Lappen
35. Helene Cote
36. Inferno Theatre
37. Judith White Marcellini
38. Anne Schulster
39. Fred Kellogg
40. Priscilla Birge
41. Laura Schatzkin
42. Sally Goldstein
43. Jan Wurm
44. Elizabeth Sher

### **Item 49: Item Title Recommendations for Implementing Phase 1 of the Measure T1 City Infrastructure Bond Program**

45. Friends of the Berkeley Rose Garden

### **Item 50a: Allocation of U1 Funds by the City Council**

### **Item 50b: Companion Report: Allocation of U1 Funds by the City Council**

### **Item 51a: Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley**

### **Item 51b: Companion Report: Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley**

46. Rob Wrenn
47. Alfred Twu
48. Tobey Wiebe
49. Marian Wolfe and Igor Tregub
50. Thomas Lord (2)
51. Therese Fitzpatrick

## Supplemental Communications and Reports 2

### **Item 14: Updated Commissioners' Manual**

52. J. George Lippman

### **Item 19: Revision to the Investment Policies and Designation of Investment Authority**

53. Supplemental materials, submitted by Mayor Arreguin

### **Item 30: Support the Resilient Shoreline Program of Citizens for East Shore Parks**

54. Mayoor Steinberg
55. Shirley Dean

## Supplemental Communications and Reports 2

- 56. Norman La Force
- 57. Alan Carlton
- 58. Chris Hamilton
- 59. Jon Hoffman
- 60. Rich Walkling
- 61. Sally Nelson
- 62. Roberta Wyn
- 63. Patricia Jones

### **Item 37: Referral to Community Environmental Advisory Commission and Energy Commission: Residential Wind Turbines**

- 64. Revised materials, submitted by Councilmember Harrison

### **Item 38: Expedited Review for Affordable Housing Projects**

- 65. Revised materials, submitted by Councilmember Hahn

### **Item 40: General Fund Stability Reserve Usage Criteria**

- 66. Revised materials, submitted by Councilmember Harrison

### **Item 41: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065**

- 67. Supplemental materials, submitted by Councilmember Harrison
- 68. Sheila Goldmacher
- 69. Summer Brenner
- 70. Gael Alcock
- 71. Rose Glickman
- 72. Margy Wilkinson
- 73. Tree Fitzpatrick
- 74. Bill Bogert
- 75. Shirley Dean (2)
- 76. Charlene Woodcock
- 77. Luis Amezcua, on behalf of the Sierra Club
- 78. Michael Fullerton
- 79. Patrick Kehoe
- 80. Sydney Ji
- 81. Shang-Mei Lee
- 82. Norma Harrison
- 83. Keith Johnson
- 84. Erin Diehm
- 85. Tom Dalzell, on behalf of IBEW Local 1245
- 86. David Shiver
- 87. Watson Ladd
- 88. Matthew Davis
- 89. Dorothy Walker
- 90. Matt Regan
- 91. Frederick Huxley
- 92. Rhiannon
- 93. Henry Siegel
- 94. Brian Hanlon

## Supplemental Communications and Reports 2

- 95. Alan Saldich
- 96. David Cobb
- 97. Karen Chapple
- 98. Julia Cato
- 99. Barry Fike
- 100. Jeff Vincent
- 101. Suzan Kaufmann
- 102. Matthew Wadlund
- 103. Diego Aguilar-Canabal
- 104. East Bay Forward
- 105. Marjory Keenan
- 106. Leah Bridle
- 107. Joe Meresman
- 108. Tor Berg
- 109. Nityan Nair
- 110. Sean Kenmore

### **Item 42: Amendments to Housing Retention Program**

- 111. Supplemental materials, submitted by Councilmember Bartlett

### **Item 43: Economic Feasibility Analysis for New Housing Development**

- 112. Matt Vander Sluis, on behalf of Greenbelt Alliance
- 113. Peggy Love

### **Item 44: Medical Cannabis Cultivation Ordinance Revisions**

- 114. Supplemental materials, submitted by Councilmember Harrison
- 115. Medical Cannabis Commission
- 116. Charley Pappas
- 117. James S.

### **Item 47: FY 2018 & FY 2019 Biennial Budget Adoption**

- 118. Revised materials, submitted by City Manager's Office
- 119. Supplemental materials, submitted by Mayor Arreguin
- 120. Rachel Nissim
- 121. Nancy Ng
- 122. Cherie Hill

### **Item 48: FY 2018 Annual Appropriations Ordinance**

- 123. Revised materials, submitted by City Manager's Office

### **Item 51: Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley**

- 124. Tree Fitzpatrick

### **Item 52: Release Center for Police Equity Report on Fair and Impartial Policing in Berkeley**

- 125. Revised materials, submitted by Councilmember Davila

### **Item 24: Contract: Axon for Body Worn Cameras, Accessories, Storage and Software**

- 126. 47 Communications submitted via Berkeley Considers, includes summary information.

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

#### **Item 30: Support the Resilient Shoreline Program of Citizens for East Shore Parks**

- 127. Cameron Wilson
- 128. Wendy Weikel

#### **Item 41: Changes to Affordable Housing Mitigation Fee; Amending Berkeley Municipal Code Section 22.20.065**

- 129. Elizabeth Jordan
- 130. Wallace Gorell
- 131. Emery Wilson
- 132. Navi Dhillon, on behalf of OPHCA, LLC
- 133. Lena Wolff
- 134. Unknown

#### **Item 47: Medical Cannabis Cultivation Ordinance Revisions**

- 135. Unknown

#### **Item 47: FY 2018 & FY 2019 Biennial Budget Adoption**

- 136. Nathan Dahl
- 137. Pil Orbison

#### **Use of Force**

- 138. Carl Hall

#### **Elisa Cooper**

- 139. Kelly Hammargren
- 140. Moni Law

#### **Civic Center Event**

- 141. Unknown