

**ANNOTATED AGENDA
BERKELEY CITY COUNCIL MEETING**

Tuesday, November 28, 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: 6:04 p.m.

Present: Bartlett, Davila, Hahn, Harrison, Worthington, Droste, Arreguin

Absent: Maio, Wengraf

Ceremonial Matters:

1. Recognition of Tom Kelly
2. Recognition of Berkeley Humane
3. Recognition of Berkeley Fire Department/Berkeley Police Department Responders to North Bay Fires

City Auditor Comments:

1. The Auditor highlighted the importance of funding the reserves in light of pension liabilities and possible economic slowdowns. The Auditor also provided an update on the Measure GG audit report.

City Manager Comments:

1. Planning Department Open House – 12/6 from 3:00 - 6:00 p.m. at 1947 Center Street
2. Grove Park Reopening – 12/2 at 11:00 a.m. – 1:00 p.m.
3. Live Oak Holiday Tots Carnival – 12/2 at 10:00 a.m. – 2:30 p.m. at Live Oak Recreation Center
4. Winter on the Waterfront – 12/9 at 1:00 p.m. – 6:30 p.m. at the Berkeley Yacht Club

Public Comment on Non-Agenda Matters: 8 speakers.

Public Comment on Consent Calendar and Information Items Only: 4 speakers.

Consent Calendar

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

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

1. Minutes for Approval

From: City Manager

Recommendation: Approve the minutes for the Council meetings of October 3, 2017 (special and regular), October 5, 2017 (special closed), October 10, 2017 (special), October 17, 2017 (special closed and regular), October 23, 2017 (special closed), and October 31 (regular).

Financial Implications: None

Contact: Mark Numainville, City Clerk, 981-6900

Action: Approved minutes as submitted.

2. Amendment: FY 2018 Annual Appropriations Ordinance

From: City Manager

Recommendation: Adopt first reading of an Ordinance amending the FY 2018 Annual Appropriations Ordinance No. 7,563–N.S. for fiscal year 2018 based upon recommended re-appropriation of committed FY 2017 funding and other adjustments authorized since July 1, 2017, in the amount of \$89,531,404 (gross) and \$73,807,317 (net).

Financial Implications: See report

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

Action: Moved to Action Calendar. 4 speakers. M/S/C (Arreguin/Droste) to hold the item over to December 5, 2017 (including the supplemental from Councilmember Worthington) and amend the ordinance to remove any references to a specific address for the council chambers allocation.

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

3. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on November 28, 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 - \$9,160,000

Contact: Henry Oyekanmi, Finance, 981-7300

Action: Approved recommendation.

Consent Calendar

- 4. Purchase Orders: Interior Motions; Using U.S. Communities Government Purchasing**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to provide spending authority for the purchase of Herman Miller, Inc. Office Products and related services from Interior Motions, utilizing pricing and contracts from the U.S. Communities Government Purchasing Alliance (U.S. Communities) for the Fiscal Year 2018 period of July 1, 2017 through June 30, 2018 for an amount not to exceed \$200,000.
Financial Implications: Various Funds - \$200,000
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400
Action: Adopted Resolution No. 68,230–N.S.
- 5. Revenue Agreement: Alameda County Behavioral Health Care Services for Mental Health Services for Transition Age Youth**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a revenue agreement with Alameda County Behavioral Health Care Services, and any amendments thereto, for outpatient mental health services to transition age youth in the amount of \$604,971 for the term July 1, 2017 through June 30, 2018, and approving the designations as listed on the Alameda County Health Care Services CBO Community Agency Contract Signature Authorization form.
Financial Implications: See report
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400
Action: Adopted Resolution No. 68,231–N.S.
- 6. Revenue Grant Agreement: Funding Support from the California Department of Public Health**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to submit a grant application to California Department of Public Health (California Healthcare, Research and Prevention Tobacco Tax Act of 2016 – Prop 56), Oral Health Program, to accept the grant, execute any resultant revenue agreement and amendments, and implement the project and appropriation of funding for related expenses to conduct public health promotion, protection, and prevention services for the following revenue agreement: California Department of Public Health, Oral Health Program, in the projected amount of \$173,408 annually for Fiscal Years 2018, 2019, 2020, 2021, and 2022.
Financial Implications: See report
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400
Action: Adopted Resolution No. 68,232–N.S.

Consent Calendar

7. **Audit Report: Measure GG: Fiscal Year 2016 Non-Personnel Expenditures Aligned with Taxpayer Intent**
From: Auditor
Recommendation: Request that the City Manager report back by May 29, 2018, and every six months thereafter, regarding the status of recommendations until reported fully implemented.
Financial Implications: See report
Contact: Ann-Marie Hogan, Auditor, 981-6750
Action: Recommendation approved.

Council Consent Items

8. **Alternate to City/UC/Student Relations Committee**
From: Mayor Arreguin and Councilmember Worthington
Recommendation: Adopt a Resolution appointing Mayor Arreguin as the alternate to the City/UC/Student Relations Committee.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, 981-7100
Action: Adopted Resolution No. 68,233–N.S.
9. **Excused Absence for Councilmember Susan Wengraf**
From: Mayor Arreguin
Recommendation: Excuse Councilmember Susan Wengraf from the November 28, 2017 Council meeting as a result of attending City business.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, 981-7100
Action: Recommendation approved.
10. **Inaugural Resiliency Fair: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**
From: Mayor Arreguin
Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember, including \$250 from Mayor Jesse Arreguin, to the Berkeley Adult School. Funds will be relinquished to the City's General Fund for this purpose from the discretionary Office Budgets of Mayor Jesse Arreguin and any Councilmembers who would like to contribute.
Financial Implications: Mayor's Discretionary Funds - \$250
Contact: Jesse Arreguin, Mayor, 981-7100
Action: Adopted Resolution No. 68,234–N.S. amended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Harrison - \$100; Councilmember Hahn - \$150; Councilmember Davila - \$75; Mayor Arreguin - \$250; Councilmember Bartlett - \$150.

Council Consent Items

- 11. Reappointment of Dr. P. Robert Beatty to the Alameda County Mosquito Abatement District Board of Trustees**
From: Mayor Arreguin
Recommendation: Adopt a Resolution reappointing Dr. P. Robert Beatty to the Board of Trustees of the Alameda County Abatement District for a two-year term ending on January 1, 2020.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, 981-7100
Action: Adopted Resolution No. 68,235–N.S.
- 12. Budget Referral: Funding a Pedestrian-Activated Crosswalk Across Cedar on the Ohlone Greenway at Cedar Rose Park**
From: Councilmember Maio
Recommendation: Refer to the budget process the funding of pedestrian-activated crosswalk across Cedar on the Ohlone Greenway at Cedar Rose Park.
Financial Implications: \$100,000
Contact: Linda Maio, Councilmember, District 1, 981-7110
Action: Recommendation approved.
- 13. Opposition to H.R. 38 and S. 446 (Concealed Carry Reciprocity)**
From: Councilmembers Maio, Wengraf, Hahn, and Davila
Recommendation: Adopt a Resolution expressing the City of Berkeley's strong opposition to H.R. 38, the Concealed Carry Reciprocity Act of 2017, and S. 446, the Constitutional Concealed Carry Reciprocity Act of 2017, which would force every state to recognize concealed carry permits by every other state, regardless of the permitting standards, or lack thereof, of that state.
Financial Implications: None
Contact: Linda Maio, Councilmember, District 1, 981-7110
Action: Adopted Resolution No. 68,236–N.S.
- 14. Consider The Homeless: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**
From: Councilmember Davila
Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$150 from Councilmember Cheryl Davila, to Consider The Homeless! (CTH), for their 3rd Anniversary, Matinee Movie and Fundraiser presenting the Berkeley Premiere of the film "QUEEN MIMI" on December 3, 2017, with funds relinquished to the City's General Fund for the purpose from the discretionary Council Office Budgets of Councilmember Davila and any other Councilmembers who would like to contribute.
Financial Implications: Councilmember's Discretionary Funds - \$150
Contact: Cheryl Davila, Councilmember, District 2, 981-7120
Action: Adopted Resolution No. 68,237–N.S. amended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Harrison - \$150; Councilmember Hahn - \$150; Councilmember Bartlett - \$100; Mayor Arreguin - \$150.

Council Consent Items

- 15. Referral to the Disaster and Fire Safety Commission and the City Manager: Five Year Plan for Expanded Disaster Preparedness Services**
From: Councilmember Bartlett
Recommendation: Refer to the Disaster and Fire Safety Commission and the City Manager's office to explore developing a five year plan for expanded disaster preparedness services.
Financial Implications: Staff time
Contact: Ben Bartlett, Councilmember, District 3, 981-7130
Action: Councilmembers Hahn and Harrison added as co-sponsors.
Recommendation approved as amended in Supplemental Reports Packet #2 to add that the plan may include other measures as determined by the Commission and the City Manager.
- 16. Resilient Shoreline Program of Citizens for East Shore Parks**
From: Councilmembers Bartlett and Harrison
Recommendation: Adopt a Resolution authorizing the expenditure of \$250 from Councilmember Bartlett's expense account to Support the Resilient Shoreline Program of Citizens for East Shore Parks.
Financial Implications: Councilmembers' Discretionary Funds - \$250
Contact: Ben Bartlett, Councilmember, District 3, 981-7130
Action: Adopted Resolution No. 68,238–N.S.
- 17. Letter to PG&E Regarding Maintenance**
From: Councilmember Wengraf, Councilmember Hahn, Mayor Arreguin
Recommendation: Approve a letter to PG&E urging them to maintain the foliage around their powerlines so that there is no conflict between lines and foliage. This request complies with existing standards and aides fire prevention.
Financial Implications: None
Contact: Susan Wengraf, Councilmember, District 6, 981-7160
Action: Councilmember Droste added as a co-sponsor. Recommendation approved.
- 18. Endorsement of the 2018 Affordable Housing Act State Ballot Initiative**
From: Councilmembers Worthington, Harrison, and Bartlett
Recommendation: That the Council encourages citizens to sign the 2018 Affordable Housing Act State ballot initiative and that the City of Berkeley endorses the Act.
Financial Implications: Minimal
Contact: Kriss Worthington, Councilmember, District 7, 981-7170
Action: Councilmember Davila added as a co-sponsor. Item held over to December 19, 2017.

Council Consent Items

19. **Opposition to the Repealing of SB 1**
From: Councilmembers Worthington and Hahn
Recommendation: That the City Council oppose the 2018 Initiative and Referendum that advocate for the repealing of SB 1 which ensures funding for state and local transportation projects.
Financial Implications: Minimal
Contact: Kriss Worthington, Councilmember, District 7, 981-7170
Action: Recommendation approved.
20. **Support for the 2018 ACA 5 State Ballot Measure**
From: Councilmember Worthington
Recommendation: That the City Council endorses the 2018 ACA 5 State ballot measure and encourages citizens to support it, for the ballot measure would ensure that taxes on motor vehicles will be directed towards funding transportation-related projects.
Financial Implications: Minimal
Contact: Kriss Worthington, Councilmember, District 7, 981-7170
Action: Councilmembers Davila and Harrison added as co-sponsors. Recommendation approved.

Action Calendar – Old Business

21. **Referral Response: Bi-Annual Housing Pipeline Report** *(Continued from October 31, 2017. Item contains revised materials.)*
From: City Manager
Contact: Timothy Burroughs, Planning and Development, 981-7400
Action: 4 speakers. M/S/C (Harrison/Davila) to refer to the City Manager the following requests for future Pipeline Reports:
1. Utilize a tabular format for data similar to the table in the supplemental materials
 2. Include buildings under five units in the report
 3. Include data on ADUs in the report
 4. Issue the report annually, not semi-annually
 5. Show the data by Council District
 6. Include information regarding how much each project paid in Affordable Housing Mitigation Fees
 7. Include data on inclusionary units provided in each project
- Vote:** Ayes – Bartlett, Davila, Hahn, Harrison, Worthington, Droste, Arreguin; Noes – None; Abstain – None; Absent – Maio, Wengraf.

Recess 8:15 p.m. – 8:31 p.m.

Action Calendar – Old Business

22. **Implementation Plan for Affordable Housing Action Plan Referrals** *(Continued from November 14, 2017. Item contains revised materials.)*

From: City Manager

Recommendation: Adopt the attached interdepartmental implementation plan for Affordable Housing Action Plan referrals.

Financial Implications: None

Contact: Paul Buddenhagen, Housing and Community Services, 981-5400, and Timothy Burroughs, Planning and Development, 981-7400

Action: On the severed portion to include density standards.

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

Action: On the severed portion regarding the California Construction Cost Index.

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

Action: 3 speakers. M/S/C (Arreguin/Davila) to Approve the following priority order for Affordable Housing Action Plan referrals, and adopt the interdepartmental implementation plan as revised:

High Priority

1. Develop a Small Sites Program to assist non-profits in acquiring multi-unit properties of 25 units or less. Consider giving priority to the creation of limited and non-equity cooperatives affiliated with a democratic community land trust. Consider master leasing as a mechanism for managing distinct, smaller properties.
2. Develop an ordinance modeled after Washington D.C.'s Tenant Opportunity to Purchase Act (TOPA) that offers existing tenants in multi-unit properties of three units or more the first right of refusal when property owners place rental property on the sale market, which can be transferred to a qualifying affordable housing provider.
3. A) Draft an ordinance creating a pilot Density Bonus policy for the Telegraph Commercial District to grant additional density for projects in the Telegraph area which pay Affordable Housing Fees in lieu of units on-site. B) Study the creation of a new City Density Bonus plan to allow developers of multi-family housing to add up to 15% more density in exchange for fees only.
4. Examine and eliminate barriers to developing student housing and senior housing.
5. Create specific per acre density standards, including standards for projects that include density bonus units.
6. Develop enforcement tools for Short-Term Rental Ordinance and Section 8 Non-Discrimination Ordinance (BMC Chapter 13.31, "Discrimination based on source of income prohibited"). Request that the City Manager direct staff to draft a fine schedule for violations of the short-term rental ordinance for multi-unit properties with multiple units used as STRs that are out of compliance with the host ordinance, including fines for when non-owner/tenant occupied dwelling units are made available for short-term rentals (from June 9, 2015 STR referral).
7. Refer to the City Manager and Planning Commission, and/or Housing Advisory Commission an ordinance to clarify existing preferences in allocating City affordable housing units to Berkeley residents living within 1/2 mile of any new development and tenants evicted under the Ellis Act, expand the second category of preference for eligible tenants displaced under the Ellis Act to include certain tenants displaced through an Owner Move-In or (Measure Y) eviction, and other forms of displacement as defined by Council.

Action Calendar – Old Business

8. Increase commercial linkage fee by California Construction Cost Index CCCI.
9. Identify Parcels of City owned land appropriate for siting assisted-living modular micro-unit buildings; take affirmative steps to speed the permitting and approvals process; obtain zoning approval and a building permit and approvals process for the creation of below market housing; identify a housing non-profit to be responsible for managing and operating the building; and establish criteria for selecting individuals and determining eligibility.
10. Utilize list of city properties developed by city staff and further examine opportunities for placing affordable housing on these sites.
11. Investigate the feasibility of developing workforce housing, in conjunction with Berkeley Unified School District, for teachers and other school district employees. The investigation should include research into what other California jurisdictions (such as San Francisco, Oakland, Santa Clara, and San Mateo County) are considering as part of their pursuit of School District workforce housing.
12. a) Streamline the Affordable Housing Permitting process for Projects with majority of Affordable Housing (50% affordable units or more, Worthington referral 1/19/16); b) Remove Structural barriers to Affordable Housing (Green Affordable Housing Package Policy #2, Droste); c) waive or reduce permit fees for affordable housing projects (Hahn), including previously adopted streamlining measures from 2017.
13. Examine and eliminate barriers to building and renting Accessory Dwelling Units.
14. Develop Measure U1 Priorities and Implementation Criteria. Include consideration of ability to leverage funds and placing a measure on the November 2018 ballot to allow possible bonding against revenues.
15. Establish a City maintained online resource that would provide a brief overview of the history and purpose of Below Market Rate (BMR) units, a current list of all buildings that contain BMR units and the characteristics of the units, the percent of median income qualification levels for the units, the HUD published income guidelines for percentage of median and family size, the property owner, rental agent, and/or management company contact information, and other relevant information that would be helpful to potential renters of BMR units. The City shall update the information as more units become available, and quarterly, to ensure that information is current.

Medium Priority

16. Impose fees when multifamily properties are destroyed due to fault of property owner (Demolition ordinance, RHSP, Relocation fees, fines).
17. Green Affordable Housing Package policy #1: Prioritize housing over parking in new developments. Reduce parking in R-4.
18. Amend Zoning code to allow housing and other non-commercial uses on the ground floor.
19. To encourage landlords to accept Section 8 and Shelter + Care vouchers study a program that is intended to encourage rehabilitation of substandard units that could be leased to recipients of Section 8 and Shelter + Care vouchers. Possible assistance that the City could provide including: creating a list of qualified, efficient, and affordable contractors vetted by the City, and a discount or waiver of permit fees, to support bringing their unit(s) to code.
20. Collaborate with Berkeley Housing Authority Board to invest capital funds from sale of the public housing for more affordable housing (Longer term referral).
21. To encourage landlords to accept Section 8 and Shelter + Care vouchers: identify organizations who can support financial literacy and management for Section 8 tenants, including establishing bank accounts with direct deposit to Landlords.
22. Establish Office of Anti-Displacement, and hire Anti-Displacement Advocate (non-city funded position).

Action Calendar – Old Business

23. Provide housing counseling and legal services for Berkeley's low-income, elderly or disabled distressed homeowners.

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

Action Calendar – New Business

23. FY 2017 Year-End Results and FY 2018 First Quarter Budget Update

From: City Manager

Recommendation: 1. Adopt a Resolution allocating the General Fund excess equity as follows: \$1,930,415 to the General Fund Stability Reserve, \$1,579,430 to the General Fund Catastrophic Reserve and incorporate additional allocations as amended by subsequent Council action. 2. Discuss and determine funding allocations based on the Mayor's June 27, 2017, revised amendments to the FY 2018 & FY 2019 Biennial Budget and as amended by subsequent Council action.

Financial Implications: See report

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

Action: 3 speakers. M/S/C (Worthington/Arreguin) to continue the item to December 5, 2017 and include the allocations from Mayor Arreguin in Supplemental Reports Packet #2 including a new resolution for the allocation to Dorothy Day House.

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

24a. Recommendation for Audit and Legal Review of Measure GG Expenditures with Attention to Allocation of Measure GG Funds for Fire Department Overtime

From: Disaster and Fire Safety Commission

Recommendation: We recommend that City Council request from the City Auditor an audit of Measure GG expenditures specifically regarding the allocation of Measure GG funds for Fire Department overtime pay. We additionally suggest a legal review by the City Attorney to determine if the decreasing budget for Fire Department overtime in the General Fund and the coordinated increase of Measure GG funds allocated to overtime pay is in compliance with Measure GG and State and Federal laws, and to provide corrective guidance if it is not.

Financial Implications: See report

Contact: Keith May, Commission Secretary, 981-3473

Action Calendar – New Business

24b. Companion Report: Recommendation for Audit and Legal Review of Measure GG Expenditures with Attention to Allocation of Measure GG Funds for Fire Department Overtime

From: City Manager

Recommendation: The City Manager agrees to have the City Attorney conduct a legal review of appropriate use of Measure GG funds. Also, refer to the budget process the allocation of General Fund and Measure GG funds to Fire Department overtime costs.

Financial Implications: None

Contact: David Brannigan, Fire, 981-3473

Action: Item 24a moved to Consent Calendar. Approved recommendation as revised in Supplemental Reports Packet #2 as written below.

We recommend that the City Manager make available an analysis of Measure GG by the City Attorney and when the new FUNDS\$ payroll system is in place, audit all use of overtime at the Berkeley Fire Department from both fiscal and Human Resources perspectives.

Council Action Items

25. Adopt an Ordinance Amending BMC 12.27 to Allow Existing Berkeley Licensed Medical Cannabis Businesses Into the New State Adult Use Regulation and Taxation System

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

Recommendation: 1. Temporary Authorization to allow existing Berkeley cannabis businesses to apply for state cannabis permits to expand their existing medical cannabis activities to include adult use. Temporary permission will expire once Berkeley establishes comprehensive policies.

2. Adopt first reading of an Ordinance to amend BMC 12.27 to allow existing Berkeley licensed medical cannabis businesses into the new state adult use regulation and taxation system.

Financial Implications: See report

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

Action: Moved to Consent Calendar. Adopted first reading of Ordinance No. 7582-N.S. amended to remove the word "Collectives" from the title of Section 12.27.130 and to remove "The seven duly registered residential collectives," from the first sentence of paragraph F. Second reading scheduled for December 19, 2017.

Council Action Items

26. Ministerial Approval of Zoning-Compliant Affordable Housing

From: Councilmembers Droste and Bartlett

Recommendation: Refer to the City Manager to amend the zoning ordinance to allow ministerial approval of zoning-compliant affordable housing with design review conducted by staff. “Affordable housing” should be defined as a project provided by one of the region’s nonprofit affordable housing developers (SAHA, Bridge, RCD, etc.).

Financial Implications: See report

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

Action: Item held over to December 5, 2017 including Supplemental materials from Councilmember Worthington, revised materials from Councilmember Droste, and additional supplemental material submitted by Councilmembers Harrison and Hahn.

Information Reports

27. Annual Investment Report: Fiscal Year Ended June 30, 2017

From: City Manager

Contact: Henry Oyekanmi, Finance, 981-7300

Action: Received and filed.

28. Condominium Conversion Program – Annual Report

From: City Manager

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

Action: Received and filed.

Public Comment – Items Not Listed on the Agenda – 1 speaker.

Adjournment in memory of:

Action: M/S/C (Hahn/Bartlett) to adjourn the meeting in memory of:

1. Houston Smith, UC Berkeley Professor
2. George Williams, City Planning Commissioner
3. Mark Hendrix, Disability Rights Activist
4. Jimi Hendrix, Musician (Recognition of his 75th birthday)

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

Councilmember Droste absent 10:08 p.m. – 10:10 p.m.

Adjourned at 10:10 p.m.

Communications

Item 14: Consider The Homeless: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

1. Barbara Brust

Item 21: Referral Response: Bi-Annual Housing Pipeline Report

2. Robert Lauriston

Item 25: Adopt an Ordinance Amending BMC 12.27 to Allow Existing Berkeley Licensed Medical Cannabis Businesses Into the New State Adult Use Regulation and Taxation System

3. Bianca Blesching

2527 San Pablo Avenue

4. Penelope Cooper
5. Bette Flushman

Intersection Safety

6. Steven Schuyler

Racial Disparity/Use of Force

7. Moni Law
8. W.B.C.

Hepatitis A Outbreak

9. Community Health Commission
10. Margy Wilkinson

Homeless Encampments

11. Diana Bohn
12. Margy Wilkinson
13. David Lerman (3)
14. Blair Beekman

Planning Director Search

15. Eugene Turitz
16. Wanda Warkentin

Wearable Body Cameras

17. Tracy Rosenberg

Suggestions for Homelessness Court Order Response

18. The Suitcase Clinic Advocacy Task Force Leaders

Supplemental Communications and Reports 1

Item 2: Amendment: FY 2018 Annual Appropriations Ordinance

19. Supplemental materials, Councilmember Worthington

Item 21: Referral Response: Bi-Annual Housing Pipeline Report

20. Supplemental materials, submitted by Councilmember Harrison

Item 25: Adopt an Ordinance Amending BMC 12.27 to Allow Existing Berkeley Licensed Medical Cannabis Businesses Into the New State Adult Use Regulation and Taxation System

21. Cannabis Commission

Item 26: Ministerial Approval of Zoning-Compliant Affordable Housing

22. Supplemental materials, Councilmember Worthington

Supplemental Communications and Reports 2

Item 12: Budget Referral: Funding a Pedestrian-Activated Crosswalk Across Cedar on the Ohlone Greenway at Cedar Rose Park

23. Mark Maslow

Item 14: Consider The Homeless: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

24. Barbara Brust

Item 15: Referral to the Disaster and Fire Safety Commission and the City Manager: Five Year Plan for Expanded Disaster Preparedness Services

25. Supplemental materials, submitted by Councilmembers Hahn and Harrison

Item 22: Implementation Plan for Affordable Housing Action Plan Referrals

26. Supplemental materials, submitted by Mayor Arreguin and Councilmember Harrison

Item 23: FY 2017 Year-End Results and FY 2018 First Quarter Budget Update

27. Supplemental materials, submitted by Mayor Arreguin

28. Ann-Marie Hogan

29. Linda Franklin

30. Cindy Shamban

31. Sally Nelson

32. Homeless Commission

Item 24a: Recommendation for Audit and Legal Review of Measure GG Expenditures with Attention to Allocation of Measure GG Funds for Fire Department Overtime

33. Supplemental materials, submitted by Councilmembers Hahn and Harrison

Item 26: Ministerial Approval of Zoning-Compliant Affordable Housing

34. Revised materials, submitted by Councilmember Droste

35. Supplemental materials, submitted by Councilmembers Harrison and Hahn

36. East Bay for Everyone

Supplemental Communications and Reports 3

Item 10: Inaugural Resiliency Fair: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

37. Berkeley Times

Item 14: Consider The Homeless: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

38. Unknown

Item 21: Referral Response: Bi-Annual Housing Pipeline Report

39. Presentation, submitted by Planning & Development

Item 23: FY 2017 Year-End Results and FY 2018 First Quarter Budget Update

40. Maulin Chokshi