AGENDA

BERKELEY CITY COUNCIL MEETING
Tuesday, January 23, 2018
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 – KRIS WORTHINGTON
DISTRICT 8 – LORI DROSTE

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting. Questions regarding this matter may be addressed to Mark Numainville, City Clerk, 981-6900.

The City Council may take action related to any subject listed on the Agenda. The Mayor may exercise a two minute speaking limitation to comments from Councilmembers. Meetings will adjourn at 11:00 p.m. - any items outstanding at that time will be carried over to a date/time to be specified.

Preliminary Matters

Roll Call:

Ceremonial Matters: In addition to those items listed on the agenda, the Mayor may add additional ceremonal matters.

City Manager Comments: The City Manager may make announcements or provide information to the City Council in the form of an oral report. The Council will not take action on such items but may request the City Manager place a report on a future agenda for discussion.

Public Comment on Non-Agenda Matters: Persons will be selected by lottery to address matters not on the Council agenda. If five or fewer persons submit speaker cards for the lottery, each person selected will be allotted two minutes each. If more than five persons submit speaker cards for the lottery, up to ten persons will be selected to address matters not on the Council agenda and each person selected will be allotted one minute each. Persons wishing to address the Council on matters not on the Council agenda during the initial ten-minute period for such comment, must submit a speaker card to the City Clerk in person at the meeting location and prior to commencement of that meeting. The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the end of the agenda. Speaker cards are not required for this second round of public comment on non-agenda matters.
Public Comment on Consent Calendar and Information Items Only: The Council will take public comment on any items that are either on the amended Consent Calendar or the Information Calendar. Up to three speakers will be entitled to two minutes each to speak in opposition to or support of a Consent Calendar Item. The Presiding Officer will ask additional persons in the audience to stand to demonstrate their respective opposition to or support of the item.

In the event that there are more than three persons wishing to speak either in opposition to or support of a “Consent” item, the Presiding Officer will move the item to the beginning of the Action Calendar. Prior to moving the item, the Presiding Officer will fully inform those persons in the audience of this process.

Additional information regarding public comment by City of Berkeley employees and interns: Employees and interns of the City of Berkeley, although not required, are encouraged to identify themselves as such, the department in which they work and state whether they are speaking as an individual or in their official capacity when addressing the Council in open session or workshops.

Consent Calendar

The Council will first determine whether to move items on the agenda for action or “information” to the “Consent Calendar”, or move “Consent Calendar” items to action. Items that remain on the “Consent Calendar” are voted on in one motion as a group. “Information” items are not discussed or acted upon at the Council meeting unless they are moved to “Action” or “Consent”.

After hearing from public speakers regarding items remaining on the Consent Calendar, any Councilmember may move any information or Consent item to “Action”, however no additional items can be moved onto the Consent Calendar at that point. Following this, the Council will vote on the items remaining on the Consent Calendar in one motion.

For items removed from the Consent Calendar to the Action Calendar for additional public comment, at the time the matter is taken up during the Action Calendar, public comment will be limited to persons who have not previous addressed that item during the Consent Calendar related public comment period.

1. Amending Open Government Ordinance Regarding Submission of Revised or Supplemental Agenda Material
   From: Mayor Arreguin and Councilmembers Droste, Wengraf, and Hahn
   Recommendation: Adopt second reading of Ordinance No. 7,588-N.S. amending Berkeley Municipal Code Section 2.06.070.E to require the submission of revised or supplemental agenda material by noon the day prior to the City Council meeting at which the item will be considered.
   First Reading Vote: Ayes – Maio, Davila, Bartlett, Harrison, Wengraf, Worthington, Droste, Arreguin; Noes – None; Absent – Hahn.
   Financial Implications: Staff time
   Contact: Jesse Arreguin, Mayor, 981-7100

2. Minutes for Approval
   From: City Manager
   Recommendation: Approve the minutes for the Council meetings of November 7, 2017 (special), December 5 (regular), December 7, 2017 (special), December 11, 2017 (special), December 18, 2017 (special closed), and December 19, 2017 (special).
   Financial Implications: None
   Contact: Mark Numainville, City Clerk, 981-6900
3. Appointment of Director of Human Resources  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution confirming the appointment of LaTanya Bellow as the Director of Human Resources to be effective January 29, 2018 at an annual salary of $206,950.  
   **Financial Implications:** See report  
   **Contact:** Dee Williams-Ridley, City Manager, 981-7000

4. Appointment of Fire Chief  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution confirming the appointment of David Brannigan as the Fire Chief to be effective January 28, 2018 at an annual salary of $194,472.  
   **Financial Implications:** See report  
   **Contact:** Dee Williams-Ridley, City Manager, 981-7000

5. Donation to the Animal Shelter from the Stephen and Mary Birch Foundation  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution accepting a donation from the estate of Stephen and Mary Birch in the sum of $10,000.  
   **Financial Implications:** $10,000 (Donation)  
   **Contact:** Jovan Grogan, City Manager's Office, 981-7000

6. Activation of Downtown Berkeley BART Plaza  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution authorizing the City Manager to implement programs to activate Downtown Berkeley BART Plaza, including: 1) implementing a pilot program to permit two food vendors at Downtown Berkeley BART Plaza for one year, and 2) executing a contract with Downtown Berkeley Association for the production of arts and cultural activities at Downtown Berkeley BART Plaza in an amount not to exceed $50,000, and authorizing renewal of that contract for up to two years, for a total amount not to exceed $150,000.  
   **Financial Implications:** See report  
   **Contact:** Jordan Klein, Economic Development, 981-7530

7. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on January 23, 2018  
   **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 - $865,000  
   **Contact:** Henry Oyekanmi, Finance, 981-7300
8. **Fire Department Donation**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution accepting a donation in the amount of $62,154.42 from the Fusako Castro Estate to the Berkeley Fire Department.  
   **Financial Implications:** General Fund - $62,154.42 (Donation)  
   **Contact:** David Brannigan, Fire, 981-3473

9. **Amend Contract No. 010577: Dorothy Day House for Winter Shelter Expansion**  
   **From:** City Manager  
   **Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 010577 with Dorothy Day House to add $180,000 to expand the existing Berkeley Emergency Storm Shelter (BESS) and operate a nightly winter shelter for up to 140 nights, potentially at two sites, through April 15, 2018 for a total contract amount not to exceed $251,324.  
   **Financial Implications:** General Fund - $180,000  
   **Contact:** Paul Buddenhagen, Housing and Community Services, 981-5400

10. **Increase Berkeley Paratransit Services Taxi Scrip Redemption Window Cash Drawer Amount**  
    **From:** City Manager  
    **Recommendation:** Adopt a Resolution authorizing Berkeley Paratransit Services (BPS) to increase the cash drawer amount for the Taxi Scrip Redemption window to $15,000 to allow BPS to increase the daily cash redemption limit from $400 to $800, one day per week.  
    **Financial Implications:** See report  
    **Contact:** Paul Buddenhagen, Housing and Community Services, 981-5400

11. **Memorandum of Understanding for a Winter Relief Program**  
    **From:** City Manager  
    **Recommendation:** Adopt a Resolution authorizing the City Manager to receive funds and execute a memorandum of understanding (MOU) between Alameda County and the City of Berkeley for a new Winter Relief Program which will provide literally homeless people on the streets of Berkeley respite.  
    **Financial Implications:** See report  
    **Contact:** Paul Buddenhagen, Housing and Community Services, 981-5400

12. **Memorandum of Understanding for Alameda County Unsheltered Homeless Immediate Impact Program Funding**  
    **From:** City Manager  
    **Recommendation:** Adopt a Resolution authorizing the City Manager to receive funds and negotiate and execute any agreement and amendments with the County of Alameda’s Housing and Community Development Department to support homeless programs that provide relief to unsheltered residents.  
    **Financial Implications:** See report  
    **Contact:** Paul Buddenhagen, Housing and Community Services, 981-5400
13. **Mental Health Adult Clinic Renovation – Allocation of Measure T1 Funds**  
**From:** City Manager  
**Recommendation:** Adopt a Resolution authorizing the allocation of $2 million of Phase 1 Measure T1 funds for major renovations of the City of Berkeley’s Adult Mental Health Clinic located at 2640 Martin Luther King Jr. Way.  
**Financial Implications:** See report  
**Contact:** Paul Buddenhagen, Housing and Community Services, 981-5400

14. **Classification and Salary: Assistant Manager of Mental Health Services**  
**From:** City Manager  
**Recommendation:** Adopt a Resolution amending Resolution No. 67,484-N.S. Classification and Salary Resolution for Public Employees Union - Local One, to establish the classification of Assistant Manager of Mental Health Services with a monthly salary range of $9,304 - $11,311 effective January 23, 2018.  
**Financial Implications:** See report  
**Contact:** Margarita Zamora, Human Resources, 981-6800

15. **Contract No. 5224F Amendment: Application Associates for Citywide Computer Training**  
**From:** City Manager  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 5224F to provide Citywide Computer Training, including foundational computer skills for erma (enterprise resource management application), increasing the amount by $20,000 for a total not to exceed $380,000 from April 1, 2001 to June 30, 2019.  
**Financial Implications:** FUND$ Replacement Fund - $20,000  
**Contact:** Savita Chaudhary, Information Technology, 981-6500

16. **Contract: Kimley-Horn and Associates Incorporation (Inc.) for Broadband Infrastructure Master Plan**  
**From:** City Manager  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with Kimley-Horn and Associates Inc. for Broadband Infrastructure Master Plan, for a total not to exceed $238,157 from March 1, 2018 to December 31, 2019.  
**Financial Implications:** Capital Improvement Fund - $238,157  
**Contact:** Savita Chaudhary, Information Technology, 981-6500

17. **Contract No. 10632 Amendment: GHD, Inc. for Structural Condition Assessment & Ferry Transportation Feasibility Study for Berkeley Pier**  
**From:** City Manager  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10632 for professional consultant services from GHD, Inc. by increasing the amount by $94,744 for a new contract amount not to exceed $330,744.  
**Financial Implications:** Measure T1, Infrastructure & Facilities Fund - $94,744  
**Contact:** Scott Ferris, Parks, Recreation and Waterfront, 981-6700
   From: City Manager
   Recommendation: Adopt Resolution authorizing the City Manager to execute an amendment to Contract No. 9535 for on-call landscape architecture services with Carducci and Associates, Inc. by increasing the amount by $75,000 for a not to exceed contract amount of $395,000.
   Financial Implications: Various Funds - $75,000
   Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700

19. DBW Loan Application: Dock Replacement at the Berkeley Marina
   From: City Manager
   Recommendation: Adopt a Resolution authorizing the City Manager or her designee to submit a loan application to the California Department of Boating and Waterways (DBW) for a loan not to exceed $5,000,000 for replacement docks at the Berkeley Marina.
   Financial Implications: See report
   Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700

20. Donation: Friends of Becky Temko Tot Park for Becky Temko Tot Park Renovation Project
   From: City Manager
   Recommendation: Adopt a Resolution accepting a cash donation from the Friends of Becky Temko Tot Park in the amount of $7,000 for the Becky Temko Tot Park Renovation Project.
   Financial Implications: $7,000 (Donation)
   Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700

21. ***Removed from Agenda by City Manager*** Grant Applications: Land and Water Conservation Fund for up to Five Parks Improvement Projects
   From: City Manager
   Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700

22. Referral Response: Location Approval Process for Apothecarium Dispensary
   From: City Manager
   Recommendation: Adopt a Resolution establishing an approval process for a new location for the Apothecarium, a previously approved medical cannabis dispensary.
   Financial Implications: See report
   Contact: Timothy Burroughs, Planning and Development, 981-7400
23. **Community Workforce Agreement with Building Trades Council, et.al. for Construction Projects Over $500,000**
   From: City Manager
   **Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with the Building Trades Council and twenty-two labor organizations regarding the provision of labor to construction projects in Berkeley with an estimated value in excess of $500,000 for a three-year term that will expire June 30, 2020.
   **Financial Implications:** See report
   Contact: Phillip Harrington, Public Works, 981-6300

24. **Re-Appointment of Vylma Ortiz to the Mental Health Commission**
   From: Mental Health Commission
   **Recommendation:** Approve the re-appointment of Vylma Ortiz to the Mental Health Commission, as a representative of the General Public Interest category, to complete her three year term ending June 27, 2020.
   **Financial Implications:** None
   Contact: Karen Klatt, Commission Secretary, 981-5400

25. **Freedom from Domestic Violence as a Human Right Resolution**
   From: Commission on the Status of Women and Peace and Justice Commission
   **Recommendation:** Adopt the Freedom from Domestic Violence as a Human Right Resolution.
   **Financial Implications:** None
   Contact: Shallon Allen, Commission Secretary, 981-7071

26. **Calling on the Federal Government to Extend Temporary Protected Status for All Nations Currently Under the Program, and to Establish a Pathway to Permanent Residency for Current Beneficiaries**
   From: Peace and Justice Commission
   **Recommendation:** Adopt a Resolution calling on the federal government to extend Temporary Protected Status (TPS) for all nations currently under the program, and to establish a pathway to permanent residency for current beneficiaries.
   **Financial Implications:** None
   Contact: Shallon Allen, Commission Secretary, 981-7071
27. **Open the West Campus Pool All Year Round and Start the Shower Program at the West Campus Pool**  
*From: Councilmembers Davila and Bartlett*  
**Recommendation:** Short Term Referral to City Manager to assess the feasibility to keep the West Campus Pool open all year round and to start COB Shower Program at the West Campus Pool. Keeping the West Campus Pool open all year round will provide equitable swimming options in both North Berkeley and in South/West Berkeley and provide another location available for our community to shower.  
**Financial Implications:** Unknown  
Contact: Cheryl Davila, Councilmember, District 2, 981-7120

28. **Budget Referral: Hopkins Street Corridor Traffic and Placemaking Study**  
*From: Councilmember Hahn*  
**Recommendation:** Refer to the Budget Process the funds necessary to undertake a traffic and placemaking study of the Hopkins/Monterey/Sacramento corridor; specifically, Sacramento Street from the southern approach of Rose Street to Hopkins, Hopkins from Gilman Avenue to Sutter/Henry, and the Monterey Avenue approach to Hopkins from the North. The study should include all intersections and use a "complete streets" approach to identify improvements to be integrated into the paving and bicycle infrastructure work already scheduled for this area and to identify additional projects to be undertaken over time, with an emphasis on pedestrian safety, bike and vehicle safety and flow, community-building and placemaking, parking, support for local businesses, green infrastructure and aesthetics. Include cost estimates, potential sources of funding and a proposed timeline for implementation of recommended improvements.  
**Financial Implications:** $200,000  
Contact: Sophie Hahn, Councilmember, District 5, 981-7150

29. **Proclamation Reaffirming the City of Berkeley’s Commitment to Roe v. Wade**  
*From: Councilmembers Wengraf, Droste, Maio, and Worthington*  
**Recommendation:** Adopt a Proclamation reaffirming the City of Berkeley’s commitment to Roe v. Wade, honoring the 45th anniversary of its passage.  
**Financial Implications:** None  
Contact: Susan Wengraf, Councilmember, District 6, 981-7160

30. **Adopt a More Student Housing Now Resolution to Facilitate Both University and Private Housing Investment in the Campus Area as Soon as Possible**  
*From: Councilmembers Worthington and Harrison, and Mayor Arreguin*  
**Recommendation:** Adopt a More Student Housing Now Resolution, to facilitate both University and private housing investment in the campus area as soon as possible, by prioritizing Planning Commission and City Council action to remove impediments.  
**Financial Implications:** Minimal  
Contact: Kriss Worthington, Councilmember, District 7, 981-7170
31. **Amend the Council Rules and Procedures to Address the Unintended Consequences Regarding the Operations of Ad-Hoc Committees**

   From: Councilmembers Worthington and Davila, and Mayor Arreguin

   **Recommendation:** Adopt a Resolution revising the City Council Rules of Procedure and Order regarding subcommittees to ensure the following changes: 1. The Ad-hoc Committee meetings must be open to public. 2. The public will be permitted to comment on agenda items but public comments may be limited to one minute if deemed necessary by the Committee Chair. 3. Agenda and the minutes of the meeting must be maintained and made available upon request.

   **Financial Implications:** Minimal

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

**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 – Public Hearings**

Staff shall introduce the public hearing item and present their comments. This is followed by five-minute presentations each by the appellant and applicant. The Presiding Officer will request that persons wishing to speak, line up at the podium to be recognized and 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.

Each member of the City Council shall verbally disclose all ex parte contacts concerning the subject of the hearing. Councilmembers shall also submit a report of such contacts in writing prior to the commencement of the hearing. Written reports shall be available for public review in the office of the City Clerk.
32. **ZAB Appeal: 2527 San Pablo Avenue**  
*From: City Manager*

**Recommendation:** Conduct a public hearing and upon conclusion, adopt a Resolution affirming the Zoning Adjustments Board (ZAB) decision, with revisions, to approve Use Permit No. ZP2016-0207 to demolish an existing vacant service station building and construct a six-story, mixed use building with 63 dwelling units, including 12 below market rate units for qualified persons with intellectual and developmental disabilities (I/DD); 3,179 square feet of combined ground floor commercial space for restaurant use including incidental service of beer and wine; and ground level parking for 49 vehicles; and dismissing the appeal.

**Financial Implications:** None  
Contact: Timothy Burroughs, Planning and Development, 981-7400

33. **Extend Residential Preferential Parking Permit Program on Sections of Blake Street, Ashby Avenue, and Prince Street**  
*From: City Manager*

**Recommendation:** Conduct a public hearing and upon its conclusion, adopt a Resolution amending Resolution No. 56,508-N.S. Sections 25C, 25J and 25M by adding subsections to extend Residential Preferential Permit Parking on three city blocks of Blake Street, Ashby Avenue, and Prince Street.

**Financial Implications:** General Fund - $2,543  
Contact: Phillip Harrington, Public Works, 981-6300

**Action Calendar – Old Business**

34a. **Proposed Ordinance: Surveillance Technology Use and Community Safety**  
*(Continued from December 5, 2017)*  
*From: Police Review Commission*

**Recommendation:** Adopt first reading of an ordinance governing the approval, acquisition, and use of surveillance technology by the City of Berkeley.

**Financial Implications:** Staff time  
Contact: Katherine Lee, Commission Secretary, 981-4950

34b. **Companion Report: Proposed Ordinance: Surveillance Technology and Community Safety**  
*(Continued from December 5, 2017)*  
*From: City Manager*

**Recommendation:** Refer this item to the City Council Agenda Committee for scheduling to return to the City Council no later than January 30, 2018 to allow additional time for City staff to resolve differences with the Police Review Commission’s recommendations or develop alternative recommendations for the City Council to consider.

**Financial Implications:** Staff time  
Contact: Andrew Greenwood, Police, 981-5900 and David Brannigan, Fire, 981-3473
Action Calendar – Old Business

35.  Strengthening Provisions of Significant Community Benefits in the Downtown
     (Continued from December 5, 2017.  Item contains revised materials.)
     From: Councilmember Harrison and Mayor Arreguin
     Recommendation: Adopt a Resolution establishing a more specific process and more precise standards for evaluating “Significant Community Benefit” packages for buildings exceeding 75 feet in the Downtown area, and rescinding Resolution No. 67,172-N.S.
     Financial Implications: See report
     Contact: Kate Harrison, Councilmember, District 4, 981-7140

Action Calendar – New Business

36a.  Referral Response - Summer Learning Loss
     From: Children, Youth, and Recreation Commission
     Recommendation: The Children, Youth and Recreation Commission recommends that the City Council direct the City Manager to assign the appropriate City staff to meet with appropriate Berkeley Unified School District staff as a first step toward understanding the issue of summer learning loss in Berkeley, and the existing summer learning activities available to elementary school students.
     Financial Implications: Staff time
     Contact: Stephanie Chu, Commission Secretary, 981-6700

36b.  Companion Report: Referral Response - Summer Learning Loss
     From: City Manager
     Recommendation: Refer to the City Manager to work with community partners that support the City's 2020 Vision Program to determine the appropriateness of addressing the youth summer learning loss in Berkeley, and the existing summer learning activities available to elementary school students, as a part of the goals and objectives of the 2020 Vision Program.
     Financial Implications: See report
     Contact: Dee Williams-Ridley, City Manager, 981-7000

37a.  Addressing Critical Concerns of the Homeless - Port-a-Potties, Wash Stations and Trash Removal at Encampments/Hepatitis A Vaccine Distribution
     From: Homeless Commission
     Recommendation: Adopt a Resolution to 1. Develop a quick, barrier-free process to provide port-a-potties, wash stations, and trash pick-up for unsheltered homeless residents, prioritizing the largest encampments and taking into consideration proximity, safety and accessibility; and 2. Support the City's securing and administration of Hepatitis A vaccines; have them provided where homeless persons generally congregate; and have community-based organizations that receive funding from the City distribute information about where homeless persons can access these vaccines.
     Financial Implications: See report
     Contact: Peter Radu, Commission Secretary, 981-5400
37b.  **Companion Report: Addressing Critical Concerns of the Homeless - Port-a-Potties, Wash Stations and Trash Removal at Encampments/Hepatitis A Vaccine Distribution**  
*From: City Manager  
Recommendation:* Take no action on the Homeless Commission’s resolution, and instead allow City staff to continue making progress on current efforts to distribute port-a-potties, handwashing stations, trash pick-up, and Hepatitis A vaccine.  
**Financial Implications:** See report  
Contact: Paul Buddenhagen, Housing and Community Services, 981-5400

### Council Action Items

38.  **Establishing a Joint Subcommittee for the Implementation of Housing Laws**  
*From: Mayor Arreguin  
Recommendation:* Adopt a Resolution establishing the formation of a Joint Subcommittee that will focus on the implementation of the California Housing Package, the Housing Accountability Act, and the recently prioritized city Short-Term Housing Action Plan (HAP). The Joint Subcommittee will be subject to the Fair Representation Ordinance and will consist of members appointed from the Zoning Adjustment Board, Housing Advisory Commission, and Planning Commission.  
**Financial Implications:** Unknown  
Contact: Jesse Arreguin, Mayor, 981-7100

39.  **Replace Berkeley City Limit Signs to Read: “Welcome to Berkeley”, “LOVE LIFE!”, “Sanctuary City” and “Ohlone Territory”**  
*From: Councilmember Davila and Mayor Arreguin  
Recommendation:* Short Term Referral to the City Manager to replace Berkeley City Limit Signs to read: "Welcome to Berkeley”, “LOVE LIFE!”, “Sanctuary City” and “Ohlone Territory”.  
**Financial Implications:** See report  
Contact: Cheryl Davila, Councilmember, District 2, 981-7120

### Information Reports

40.  **Referral Response: Creation of a New Classification - Housing Inspection and Community Services Manager**  
*From: City Manager  
Contact: Timothy Burroughs, Planning and Development, 981-7400

*From: City Manager  
Contact: Phillip Harrington, Public Works, 981-6300
Information Reports

42. Underfunded Mandate: Resources, Strategic Plan, and Communication Needed to Continue Progress Towards the Year 2020 Zero Waste Goal Public Works Zero Waste Division Update Status Report
From: City Manager
Contact: Phillip Harrington, Public Works, 981-6300

43. “To Achieve Fairness and Impartiality” – Report and Recommendations from the Berkeley Police Review Commission
From: Police Review Commission
Contact: Katherine Lee, Commission Secretary, 981-4950

44. Update On Berkeley Homeless Task Force Recommendations
From: Mayor Arreguin
Contact: Jesse Arreguin, Mayor, 981-7100

Public Comment – Items Not Listed on the Agenda

Adjournment

NOTICE CONCERNING YOUR LEGAL RIGHTS: If you object to a decision by the City Council to approve or deny a use permit or variance for a project the following requirements and restrictions apply:
1) No lawsuit challenging a City decision to deny (Code Civ. Proc. §1094.6(b)) or approve (Gov. Code 65009(c)(5)) a use permit or variance may be filed more than 90 days after the date the Notice of Decision of the action of the City Council is mailed. Any lawsuit not filed within that 90-day period will be barred.
2) In any lawsuit that may be filed against a City Council decision to approve or deny a use permit or variance, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.

Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33), via internet accessible video stream at http://www.cityofberkeley.info/CalendarEventWebcastMain.aspx and KPFB Radio 89.3.
Archived indexed video streams are available at http://www.cityofberkeley.info/citycouncil.
Channel 33 rebroadcasts the following Wednesday at 9:00 a.m. and Sunday at 9:00 a.m.

Communications to the City Council are public record and will become part of the City’s electronic records, which are accessible through the City’s website. Please note: e-mail addresses, names, addresses, and other contact information are not required, but if included in any communication to the City Council, will become part of the public record. If you do not want your e-mail address or any other contact information to be made public, you may deliver communications via U.S. Postal Service or in person to the City Clerk Department at 2180 Milvia Street. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk Department for further information.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda will be made available for public inspection at the public counter at the City Clerk Department located on the first floor of City Hall located at 2180 Milvia Street as well as posted on the City’s website at http://www.cityofberkeley.info.

Agendas and agenda reports may be accessed via the Internet at http://www.cityofberkeley.info/citycouncil and may be read at reference desks at the following locations:
COMMUNICATION ACCESS INFORMATION:
This meeting is being held in a wheelchair accessible location.
To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at 981-6418 (V) or 981-6347 (TDD) at least three business days before the meeting date.
Attendees at public meetings are reminded that other attendees may be sensitive to various scents, whether natural or manufactured, in products and materials. Please help the City respect these needs.

Captioning services are provided at the meeting, on B-TV, and on the Internet. In addition, assisted listening devices for the hearing impaired are available from the City Clerk prior to the meeting, and are to be returned before the end of the meeting.

I hereby certify that the agenda for this meeting of the Berkeley City Council was posted at the display case located near the walkway in front of Council Chambers, 2134 Martin Luther King Jr. Way, as well as on the City’s website, on January 11, 2018.

Mark Numainville, City Clerk

Communications – 01/23/18

Council rules limit action on Communications to referral to the City Manager and/or Boards and Commissions for investigation and/or recommendations. All communications submitted to Council are public record.

Item 26: Calling on the Federal Government to Extend Temporary Protected Status for All Nations Currently Under the Program, and to Establish a Pathway to Permanent Residency for Current Beneficiaries
1. Russ Bumper

Item 32: ZAB Appeal: 2527 San Pablo Avenue
2. Bette Flushman
3. Penelope Cooper
4. Constantine Philipides
5. Jennifer Cooper
6. Maria Rose Keys
7. Toni Mester

Item 34: Surveillance Technology Use and Community Safety
8. Veterans for Peace
Developer Bills
9. Zelda Bronstein

Hub Issues
10. Mike Lee (3)

Thank You
11. Abigail Steckel

Progressives
12. Avram Gur Arye

Telegraph / Haste
13. Jack Kurzweil

Encampment Fires
14. Autumn Moon
15. Eric Friedman

Smoke-Free Signage
16. Carol Denney (2)

Encampment on Median
17. Barbara Brust

Housing Complaint
18. Elidia Duarte

NCRIC / UASI
19. Linda Franklin

Police Staffing
20. Victoria Legg
21. David Lerman
22. Eric Friedman
23. Paul Winsberg
24. John Prausnitz
25. Kelly Hammargren
26. Linda Stone
27. Josh Maddox
28. Matthew Monteen
29. Paula Israel
30. Anthony Marzo

Electric Vehicles
31. Kelly Hammargren

CBCB Marijuana Dispensary
32. Leah Greenblat

LPC Concerns
33. Tree Fitzpatrick
Pepper Spray Article
34. Russ Bumper

Armed Private Security Guards
35. Louise Rosenkrantz

Israel Concerns
36. George Muenz
37. Tena

Housing / Police Issues
38. Lisa Nuss

Court Document
39. W.B.C.

Supplemental Communications and Reports
Items received by the deadlines for submission will be compiled and distributed as follows. If no items are received by the deadline, no supplemental packet will be compiled for said deadline.

- **Supplemental Communications and Reports 1**
  Available by 5:00 p.m. five days prior to the meeting.

- **Supplemental Communications and Reports 2**
  Available by 5:00 p.m. the day of the meeting.

- **Supplemental Communications and Reports 3**
  Available by 5:00 p.m. two days following the meeting.