

**ANNOTATED AGENDA
BERKELEY CITY COUNCIL MEETING
Tuesday, December 3, 2019
6:00 PM**

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – RIGEL ROBINSON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call: 6:04 p.m.

Present: Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin

Absent: Kesarwani, Harrison

Councilmember Kesarwani present at 6:10 p.m.

Councilmember Harrison present at 7:13 p.m.

Ceremonial Matters:

1. Recognition of Berkeley High School Girls Tennis
2. Recognition of NAACP Youth
3. Recognition of Starry Plough
4. Adjourned in Memory of Nolan Coleman, Berkeley Resident

City Manager Comments: None

City Auditor Comments: None

Public Comment on Non-Agenda Matters: 10 speakers.

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

Action: M/S/Failed (Kesarwani/Droste) to accept supplemental materials on Item 24.
Vote: Ayes – Kesarwani, Wengraf; Noes – Davila, Bartlett, Hahn, Robinson, Arreguin;
Abstain – Droste; Absent – Harrison.

Consent Calendar

Action: M/S/Failed (Kesarwani/Wengraf) to accept supplemental materials on Item 27a.
Vote: Ayes – Kesarwani, Wengraf; Noes – Davila, Bartlett, Hahn, Robinson, Arreguin; Abstain – Droste; Absent – Harrison.

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

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

- 1. Amend BMC Chapter 14.52 Adding the North Shattuck Metered Parking Area to the goBerkeley Program**
From: City Manager
Recommendation: Adopt second reading of Ordinance No. 7,679-N.S. amending Berkeley Municipal Code (BMC) Chapter 14.52 to add the North Shattuck metered parking area to the goBerkeley parking program.
First Reading Vote: Ayes – Kesarwani, Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison (recused).
Financial Implications: See report
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted second reading of Ordinance No. 7,679-N.S.
- 2. Emergency Standby Officers for the Mayor and Councilmembers**
From: City Manager
Recommendation: Adopt a Resolution confirming the appointment of Standby Officers for the Mayor and each Councilmember to serve in the event the elected official is unavailable during an emergency, and rescinding Resolution No. 68,454-N.S.
Financial Implications: None
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Adopted Resolution No. 69,190–N.S. as revised in Supplemental Communications Packet #1 to include Solomon Alpert as a Standby Officer for District 7.
- 3. Contract: Michael Arcega for San Pablo Park Measure T1 Public Art Commission**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a contract for an amount not to exceed \$210,000, and any amendments thereto, with Michael Arcega for a public art commission for San Pablo Park.
Financial Implications: Measure T1 Bond Fund - \$210,000
Contact: Jordan Klein, Economic Development, (510) 981-7530
Action: Adopted Resolution No. 69,191–N.S.

Consent Calendar

- 4. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on December 3, 2019**
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 - \$2,871,500
Contact: Henry Oyekanmi, Finance, (510) 981-7300
Action: Approved recommendation.
- 5. Contract with Berkeley Food & Housing Project**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with vendor Berkeley Food & Housing Project (BFHP) to provide administrative services for Berkeley Mental Health (BMH) Flexible Spending Programs and the Russell Street Residence through June 30, 2021 in an amount not to exceed \$357,000.
Financial Implications: See report
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Adopted Resolution No. 69,192–N.S.
- 6. Contract Amendment: Bay Area Hearing Voices Network for Hearing Voices Support Groups**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with vendor Bay Area Hearing Voices Network (BAHVN) to provide Hearing Voices Support Groups through June 30, 2020 in an amount not to exceed \$68,442.
Financial Implications: See report
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Adopted Resolution No. 69,193–N.S.
- 7. Contract Amendment: Youth Spirit Artworks for Transition Age Youth (TAY) Case Management and Linkage Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with vendor Youth Spirit Artworks (YSA) to provide Transition Age Youth (TAY) case management and linkage services through June 30, 2020 in an amount not to exceed \$100,000.
Financial Implications: \$100,000
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Adopted Resolution No. 69,194–N.S.

Consent Calendar

- 8. Contract: Trip Stop Sidewalk Repair, Inc. for FY2020 Sidewalk Inspection and Shaving 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 Trip Stop Sidewalk Repair, Inc. for FY2020 Sidewalk Inspection and Shaving Services, Specification No. 20-11345-C; for an amount not to exceed \$450,000.
Financial Implications: See report
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted Resolution No. 69,195–N.S.
- 9. Contract No. 31900082 Amendment: Silva Business Consulting Agreement for Provision of Real Property Management Consulting Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 31900082 with David L. Silva d.b.a. Silva Business Consulting for provision of various real property management services, increasing the contract by \$220,000 for a total not to exceed \$270,000. If approved, the amended contract will terminate January 31, 2022 or when funding limit is reached.
Financial Implications: See report
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted Resolution No. 69,196–N.S.
- 10. Reimbursement Agreement with Wareham Development for Wareham’s Construction of Public Facilities**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to execute a reimbursement agreement (Attachment 1) and any amendments with Wareham Development for reimbursement of City’s share of construction of a traffic signal at the intersection of San Pablo Avenue and Parker Street, and lane re-striping and associated signing and parking restrictions at the intersection of San Pablo Avenue and Dwight Street.
Financial Implications: See report
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Adopted Resolution No. 69,197–N.S.
- 11. Transfer Tax Refund for 1638 Stuart Street**
From: Housing Advisory Commission
Recommendation: The Commission recommends that the City Council authorize the City Manager to grant a transfer tax refund of an estimated \$10,260 to the Bay Area Community Land Trust (BACLT) refund in support of the renovation of 1638 Stuart Street and BACLT’s operation of the property as affordable housing.
Financial Implications: See report
Contact: Amy Davidson, Commission Secretary, (510) 981-5400
Action: Approved recommendation.

Consent Calendar

12. **Authorization for Additional Public Works Commission Meeting in 2019**
From: Public Works Commission
Recommendation: Adopt a Resolution authorizing one additional meeting of the Public Works Commission Meeting in 2019.
Financial Implications: None
Contact: Nisha Patel, Commission Secretary, (510) 981-6300
Action: Adopted Resolution No. 69,198–N.S.

Council Consent Items

13. **Reaffirming the Arctic National Wildlife Refuge Resolution**
From: Mayor Arreguin and Councilmembers Hahn, Wengraf, and Davila
Recommendation: Adopt a Resolution reaffirming Berkeley's position as supporting the preservation of the Arctic National Wildlife Refuge and refrain the City from conducting business with companies that purchases, leases, or develops oil fields within the Refuge.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, (510) 981-7100
Action: Adopted Resolution No. 69,199–N.S.
14. **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 Mosquito Abatement District for a two-year term ending on January 1, 2022.
Financial Implications: None
Contact: Jesse Arreguin, Mayor, (510) 981-7100
Action: Adopted Resolution No. 69,200–N.S.
15. **Oppose the Transportation and Handling of Coal and Petcoke in Our Communities**
From: Councilmembers Davila, Hahn, and Harrison
Recommendation: Adopt a resolution opposing the transportation of coal through our community and send a Letter to the Richmond and Oakland City Councils, including California State Assemblymember Buffy Wicks and State Senator Nancy Skinner, in support of their efforts for a No Coal ordinance.
Financial Implications: None
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
Action: Councilmember Bartlett added as a co-sponsor. Adopted Resolution No. 69,201–N.S. as revised in Supplemental Communications Packet #2.

Council Consent Items

16. **Adopt an Ordinance adding a new Chapter 9.50 to the Berkeley Municipal Code Requiring Legal Rights for Legal Tender** *(Reviewed by the Land Use, Housing & Economic Development Policy Committee)*
From: Councilmembers Harrison, Hahn, Davila, and Bartlett
Recommendation: Adopt an ordinance adding a new Chapter 9.50 to the Berkeley Municipal Code requiring legal rights for legal tender, requiring that all covered businesses accept cash.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
Action: Adopted first reading of Ordinance No. 7,681–N.S. Second reading scheduled for December 10, 2019.
17. **Berkeley Public Library Foundation 18th Annual Authors Dinner: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds**
From: Councilmembers Hahn, Wengraf, Davila, and Mayor Arreguin
Recommendation: Adopt a resolution approving the expenditure of an amount not to exceed \$600 per Councilmember, including \$100 from Councilmember Hahn, to the Berkeley Public Library Foundation’s 18th Annual Authors Dinner with funds relinquished to the City’s general fund for this purpose from the discretionary Council office budget of Councilmember Hahn, and any other Councilmembers who would like to contribute. The Berkeley Public Library Foundation raises funds to support and enhance facilities, programs and services of the Berkeley Public Library. Proceeds from this event will subsidize library programs and fulfill the municipal public purpose of the library.
Financial Implications: See report
Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150
Action: Adopted Resolution No. 69,202–N.S. amended to include contributions from the following Councilmembers up to the amounts listed: Councilmember Wengraf - \$600; Councilmember Bartlett - \$100; Councilmember Robinson - \$100; Councilmember Davila - \$100; Mayor Arreguin - \$600.
18. **Urging the CPUC to Address Its Failure of Oversight and to Transform PG&E Into A Mutual Benefit Corporation**
From: Councilmembers Robinson, Harrison, Bartlett and Mayor Arreguin
Recommendation: Adopt a resolution urging the California Public Utilities Commission to address past failures of oversight and transform PG&E into a mutual benefit corporation with the long-term goal of public ownership.
Financial Implications: None
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170
Action: Adopted Resolution No. 69,203–N.S. as amended in Supplemental Reports Packet #1 to include missing attachments.

Action Calendar – Public Hearings

19. Adoption of the 2019 California Fire Code with Local Amendments – Second Reading

From: City Manager

Recommendation: Conduct a public hearing and upon conclusion adopt the second reading of Ordinance No. 7,680-N.S. repealing and reenacting the Berkeley Fire Code, including amendments to the California Fire Code as outlined in the proposed ordinance, plus Appendix Chapters B (as amended by BMC 19.48.020, Amendments to the California Fire Code), D, E, F, L (as amended by BMC 19.48.020, Amendments to the California Fire Code) and O published by the International Code Council not included in the California Building Standards Code, as Berkeley Municipal Code Chapter 19.48.

First Reading Vote: All Ayes.

Financial Implications: See report

Contact: David Brannigan, Fire, (510) 981-3473

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

M/S/C (Wengraf/Robinson) to close the public hearing.

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

Action: M/S/C (Robinson/Wengraf) to adopt second reading of Ordinance No. 7,680–N.S.

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

20. Adoption of Berkeley Building Codes, including Local Amendments to California Building Standards Code

From: City Manager

Recommendation: Conduct a public hearing, and upon conclusion adopt the second reading of Ordinance No. 7,678-N.S. repealing and reenacting the Berkeley Building, Residential, Electrical, Mechanical, Plumbing, Energy and Green Building Standards Codes in BMC Chapters 19.28, 19.29, 19.30, 19.32, 19.34, 19.36 and 19.37, and adopting related procedural and stricter provisions.

First Reading Vote: All Ayes.

Financial Implications: See report

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

Public Testimony: The Mayor opened the public hearing. 8 speakers.

M/S/C (Wengraf/Davila) to close the public hearing.

Vote: All Ayes.

Action: M/S/C (Harrison/Hahn) to adopt second reading of Ordinance No. 7,678–N.S.

Vote: All Ayes.

Action Calendar- Public Hearings

21. Milvia Bikeway Project Conceptual Design

From: City Manager

Recommendation: Conduct a public hearing and upon conclusion, adopt a Resolution approving the conceptual design of the Milvia Bikeway Project, including installation of a protected bikeway and the removal or modification of traffic lanes and on-street parking, and specified changes from two-way to one-way traffic operations, as necessary, and directing the City Manager to direct staff to proceed with the detailed engineering design of the project.

Financial Implications: None

Contact: Phillip Harrington, Public Works, (510) 981-6300

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

Vote: Ayes – Kesarwani, Davila, Barlett, Harrison, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Hahn.

Councilmember Hahn absent 7:44 p.m. – 7:58 p.m.

Action: M/S/C (Harrison/Robinson) to adopt Resolution No. 69,204–N.S.

Vote: All Ayes.

Recess 8:09 p.m. – 8:21 p.m.

22. Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, GPS Trackers, and Body Worn Cameras *(Item contains supplemental materials. Item continued from November 12, 2019)*

From: City Manager

Recommendation: Adopt a Resolution accepting the Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Automatic License Plate Readers, GPS Trackers, and Body Worn Cameras submitted pursuant to Chapter 2.99 of the Berkeley Municipal Code.

Financial Implications: None

Contact: Andrew Greenwood, Police, (510) 981-5900; Dave White, City Manager's Office, (510) 981-7000

Action: Item 22 held over to January 28, 2019.

Action Calendar – Old Business

23. **City Council Rules of Procedure and Order Revisions** *(Reviewed by the Agenda & Rules Committee. Continued from November 19, 2019. Item contains revised and supplemental material.)*
From: City Manager
Recommendation: Adopt a Resolution revising the City Council Rules of Procedure and Order to integrate the previously adopted regulations for policy committees and make associated changes to other sections; update outdated references and practices; conform to the Open Government Ordinance; make other technical corrections; and rescinding any preceding amendatory resolutions.
Financial Implications: None
Contact: Mark Numainville, City Clerk, (510) 981-6900
Action: Item 23 held over to January 21, 2019.
24. **FY 2019 Year-End Results and FY 2020 First Quarter Budget Update** *(Continued from November 19, 2019)*
From: City Manager
Recommendation: Discuss and determine funding allocations for FY 2020 based on the FY 2019 General Fund Excess Equity and Excess Property Transfer Tax for the following: 1) the General Fund Reserves 2) the Mayor's June 25, 2019, Supplemental Budget Recommendations approved by the Council and 3) the Council's Budget Referrals approved during FY 2020 to be considered in November 2019.
Financial Implications: See report
Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000
Action: 20 speakers. M/S/C (Arreguin/Hahn) to adopt the Mayor's proposed allocations listed in Supplemental Communications Packet #1; make an allocation to the budget reserves; approve the City Manager's proposed allocations; suspend the budget policy regarding excess transfer tax revenues; reserve \$2.9 million for Measure P programs.
Vote: Ayes – Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Kesarwani.
25. **Amendment: FY 2020 Annual Appropriations Ordinance** *(Continued from November 19, 2019)*
From: City Manager
Recommendation: Adopt first reading of an Ordinance amending the FY 2020 Annual Appropriations Ordinance No. 7,669–N.S. for fiscal year 2020 based upon recommended re-appropriation of committed FY 2019 funding and other adjustments authorized since July 1, 2019, in the amount of \$136,730,924 (gross) and \$130,267,144 (net).
Financial Implications: See report
Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000
Action: 0 speakers. M/S/C (Arreguin/Wengraf) to adopt first reading of Ordinance No. 7,682–N.S. a revised in Supplemental Communications Packet #1 and by Council action on Item 24. Second reading scheduled for December 10, 2019.
Vote: All Ayes.

Action Calendar – Old Business

26. **goBerkeley Residential Shared Parking Pilot Project Update** *(Continued from November 19, 2019)*
From: City Manager
Recommendation: Receive a presentation providing an update on the Residential Shared Parking Pilot project, and offer any comments to staff on the implementation of the project.
Financial Implications: None
Contact: Phillip Harrington, Public Works, (510) 981-6300
Action: Item 26 held over to January 28, 2019.
- 27a. **Recommendations for Allocation of FY19/20 Measure P Funds** *(Continued from November 19, 2019)*
From: Homeless Services Panel of Experts
Recommendation: Approve recommendations for the allocation of FY19/20 General Funds at least commensurate with resources accrued to date from the passage of Measure P. Refer to the City Manager to produce data regarding the percentage of those transported with County Emergency Mental Health Transport who are homeless, and other sources that could be used to cover this cost.
Financial Implications: See report
Contact: Peter Radu, Commission Secretary, (510) 981-5400

Action Calendar – Old Business

27b. Companion Report: Recommendations for Allocation of FY19/20 Measure P Funds *(Continued from November 19, 2019)*

From: City Manager

Recommendation: The City Manager recommends that Council:

1. Approve the Homeless Services Panel of Experts' recommendation for the allocation of FY20 General Funds (Measure P) in the following investment areas: a. Immediate Street conditions & Hygiene; b. Flexible Housing Subsidies; and c. Infrastructure. For any allocation of "Flexible Housing Subsidies" to families, limit eligibility to those who are imminently at-risk of homelessness, and allow the City Manager to sole-source contracts for the implementation of these subsidies.
2. Refer discussion of the recommendations pertaining to the following areas to the Council Budget & Finance Policy Committee: a. Permanent Housing, b. Shelter & Temporary Accommodations, and c. Supportive Services. The City Manager recommends that the Policy Committee consider the following pertaining to these funding areas: - Allow the "permanent subsidies" allocation to fund tenancy sustaining services, and dedicate 10% of total funding to homeless families. - Allow the "Shelter and temporary accommodations" allocation to fund the creation of new programs (including for new RV parking programs) or maintenance of existing shelter programs funded by HEAP, when that funding is exhausted. - Authorize the City Manager to award any funding for shelter expansion and tenancy sustaining services to agencies that have already responded to the FY20-23 Community Agency Request for Proposals (RFP). - Authorize the City Manager to release one or more RFPs for an RV parking program that would require a non-profit operator and for any supportive services including street medicine, substance abuse treatment or mental health outreach.

Financial Implications: See report

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

Recess 10:30 p.m. – 10:36 p.m.

Action: M/S/C (Arreguin/Harrison) to suspend the rules and expend the meeting to 11:45 p.m.

Vote: Ayes – Davila, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – Kesarwani; Abstain – Wengraf; Absent – Droste.

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

Vote: Ayes – Kesarwani, Davila, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – None; Abstain – Wengraf, Droste.

Action: M/S/C (Arreguin/Hahn) to call for the previous question.

Vote: Ayes – Davila, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – Kesarwani, Wengraf, Droste.

Action Calendar – Old Business

Action: 41 speakers. M/S/C (Hahn/Harrison) to adopt the Mayor’s proposal in Supplemental Communications Packet #2 amended to reduce the Safe RV Parking allocation to \$100,000 in FY 2021 and remove the Lifelong Street Medicine allocation to the February AAO process.

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

Action Calendar – New Business

28. Recommendation to Immediately Fund and Implement the Safe Passages Program and Additional Actions to Ensure Emergency Equipment Access to All Parts of the City

From: Disaster and Fire Safety Commission

Recommendation: The recommendation as stated above from the Disaster and Fire Safety Commission (DFSC) to the Council includes the following seven components:

1. Allocate full funding of the Fire Department’s Safe Passages Program;
2. Initiate immediate action;
3. Recognize that parking restrictions are necessary on some streets for the health and well-being of Berkeley residents;
4. Establish priorities for enacting parking restrictions;
5. Develop a departmental coordinated team effort;
6. Inform the public; and
7. Document and distribute the extent of the access and egress problem.

Financial Implications: See report

Contact: Keith May, Commission Secretary, (510) 981-3473

Action: M/S/C (Arreguin/Robinson) to hold over Item 28 to December 10, 2019.

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

Councilmember Harrison absent 10:17 p.m. – 10:36 p.m.

Councilmember Hahn absent 10:20 p.m. – 10:36 p.m.

Councilmember Droste absent 10:21 p.m. – 10:38 p.m.

Action Calendar – New Business

29a. Taxi scripts to be provided to residents of Pathways/the STAIR Center

From: Homeless Commission

Recommendation: The Homeless Commission recommends that taxi scripts be provided to persons referred to Pathways/ the STAIR Center and that continued taxi scripts be provided to Pathways/STAIR residents, during their stay, in order to insure safe, accessible transport.

Alternatively, the Commission recommends that transportation arrangements be made with ride share services such as Lyft or Uber, or a public shuttle system coordinated by the City of Berkeley and Alameda County.

Financial Implications: See report

Contact: Peter Radu, Commission Secretary, (510) 981-5400

29b. Companion Report: Taxi scripts to be provided to residents of Pathways/the STAIR Center

From: City Manager

Recommendation: The City Manager will ensure that STAIR Center staff are incorporating applications and access to existing community transportation programs, such as East Bay Paratransit and Berkeley Rides for Seniors and the Disabled, into routine provision of services to mobility-impaired STAIR guests.

Financial Implications: Staff time

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

Action: Item 29b moved to Consent Calendar. Approved recommendation.

30a. Public Works Commission Recommendation for the Five-Year Paving Plan

From: Public Works Commission

Recommendation: Adopt a resolution that recommends approval of the Five-Year Paving Plan for FY2020 to FY2024 as proposed by Staff and recommends the creation of a Long-Term Paving Master Plan.

Financial Implications: See report.

Contact: Nisha Patel, Commission Secretary, (510) 981-6300

Action Calendar – New Business

30b. Companion Report: Public Works Commission Recommendation for the Five-Year Street Rehabilitation Plan

From: City Manager

Recommendation: Adopt a Resolution updating the City's Five-Year Street Rehabilitation Plan for FY 2020 to FY 2024 and refer to the City Manager consideration of a Long-Term Paving Master Plan to be started after the completion of the public process of T1 Phase 2. The City Council may consider the information put forth by the Public Works Commission relevant to adoption of the recommended plan.

Financial Implications: See report

Contact: Phillip Harrington, Public Works, (510) 981-6300

Action: M/S/C (Arreguin/Robinson) to hold over Items 30a and 30b to December 10, 2019.

Vote: All Ayes.

Council Action Items

31. Considering Multi-year Bidding Processes for Street Paving *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*

From: Mayor Arreguin, Councilmembers Hahn, Harrison, and Davila

Recommendation: 1. Restate the recommendation approved at the December 11, 2018 Council meeting to create a two-year bidding process for street paving to realize savings by (a) reducing by 50% City staff time devoted to bidding and contracting processes over each two year period and (b) benefitting from reduced pricing which may be available for larger contracts that offer greater economies of scale and reduce contractors' bidding and contracting costs.

2. Short-term referral to the City Manager to explore the possibility, feasibility, costs, and benefits of bidding in increments of up to 5 years to encompass entire 5-year paving plans, or other ideas to more rationally and cost-effectively align the paving plan with budget cycles and reduce costs associated with frequent bid cycles for relatively small contracts.

Financial Implications: See report

Contact: Jesse Arreguin, Mayor, (510) 981-7100

Action: Item 31 referred to the Public Works Commission.

Information Reports

32. Condominium Conversion Program – Annual Report

From: City Manager

Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

Action: Received and filed.

Information Reports

33. **Small Sites Program Update**
From: City Manager
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
Action: Received and filed.
34. **Equal Pay: Classification and Compensation Process City Employees**
From: City Manager
Contact: LaTanya Bellow, Human Resources, (510) 981-6800
Action: Received and filed.
35. **LPO NOD: 1581 Le Roy/#LMSAP2019-0004**
From: City Manager
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
Action: Received and filed.
36. **LPO NOD: 2234 Haste Street/#LMSAP2016-0002**
From: City Manager
Contact: Timothy Burroughs, Planning and Development, (510) 981-7400
Action: Received and filed.

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

Adjournment

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

Vote: All Ayes.

Adjourned at 11:54 p.m.

Communications

Item 21: Recommendation to Immediately Fund and Implement the Safe Passages Program and Additional Actions to Ensure Emergency Equipment Access to All Parts of the City

1. David Levy

Healthy Checkout

2. Katrina Peters, on behalf of the Alameda-Contra Costa Medical Association
3. Janus Norman, on behalf of the California Medical Association

PG&E Public Safety Power Shutoff

4. Maxina Ventura

Fair Housing Measure

5. Joel Gerwein

Cal Student Safety

6. Karen Thornton
7. Elise Wing
8. Qiang Lu
9. Ningyan Fang
10. Seema Varma
11. Alisa Bunnapradist
12. Yan Ye
13. Charleson Liu & Vicky Li
14. Mbaporia@
15. Sue-z Lopez

Police Review Commission Charter

16. Marc Staton
17. Rani Cochran

Honesty at ZAB Meetings

18. Janis Ching (2)

Indigenous Peoples Festival Grant

19. Indigenous Peoples Day Committee

#WhereDoWeGoBerk

20. Margy Wilkinson

Cashless Businesses

21. Carol Denney

Collision at Shattuck and Woolsey

22. Sallie Hannarhyne
23. Audrey Ichinose

Homelessness, Encampments and RV's

24. Summi Kaipa
25. 311 Customer Service
26. Sage Linda Spatz
27. Carole Kennerly
28. Isabelle Gaston

5G and Wireless

29. Meaveen O'Connor
30. Phoebe Anne Sorgen (2)
31. Arthur Stopes III
32. Brent Green

Community Choice Electricity

33. Thomas Lord

Game Day Parking

34. Sam Nickelsen

Harriet Tubman Terrace Safety

35. Harriet Tubman Tenant Council Steering Committee

36. Councilmember Bartlett

Telegraph Avenue Restroom

37. Gabriel Brugger

Housing Framework

38. Katharine Bierce

39. Josh Daniels, Chair, Measure O Bond Oversight Commission

Greenway Vision Plan

40. Pam Speich (2)

Criminal Checks on Rental Forms

41. Pam Speich

42. Bryce Nesbitt

ZAB – Bachesso Property

43. Esther Lerman

Fossil Fuel Free Berkeley

44. Ben Paulos

Funding for the Arts

45. Janice Murota

E-Bikes

46. Tom Lent

Codornices Creek Fence

47. Susan Schwartz, on behalf of Friends of Five Creeks

Bicyclist Policy

48. George Saksa

Supplemental Communications and Reports 1

Item #18: Urging the CPUC to Address Its Failure of Oversight and to Transform PG&E Into A Mutual Benefit Corporation

49. Supplemental material, submitted by Councilmember Robinson

Item #21: Milvia Bikeway Project Conceptual Design

50. Noam Ziv-Crispel

51. Tom Cauchois

52. Lauren Mackey

Item #2: Emergency Standby Officers for the Mayor and Councilmembers

53. Revised material, submitted by the City Clerk

Item #24: FY 2019 Year-End Results and FY 2020 First Quarter Budget Update

54. Supplemental material, submitted by Budget

Item #25: Amendment: FY 2020 Annual Appropriations Ordinance

55. Revised material, submitted by Budget

Item #27b: Companion Report: Recommendations for Allocation of FY 19/20 Measure P

56. Julia Lang, on behalf of Downtown Streets Team

57. Brandy Hoang

Supplemental Communications and Reports 2

Item #15: Oppose the Transportation and Handling of Coal and Petcoke in Our Communities

58. Revised material, submitted by Councilmember Davila

59. Thomas Lord

Item #20: Adoption of Berkeley Building Codes, including Local Amendments to California Building Standards Code

60. Francesca Wahl, on behalf of Tesla

61. Pierre Delforge, on behalf of Natural Resources Defense Council

62. IdaRose Sylvester, on behalf of Fossil Free Buildings

63. Walter Wood

Item #21: Milvia Bikeway Project Conceptual Design

64. Charles Siegel

65. Kester Allen

66. Cate Leger

67. Felix Thomson

68. Steve Solnit

69. Heath Maddox

70. Katy Love

71. Liza Lutzker

72. Donna Graves

73. Sarah Deeds

74. Susie Hufstader, on behalf of Bike East Bay

75. John Caner, on behalf of Downtown Berkeley Association

Item #23: City Council Rules of Procedure and Order Revisions

76. Supplemental material, submitted by Councilmember Hahn

Item #24: FY 2019 Year-End Results and FY 2020 First Quarter Budget Update

- 77. Supplemental material, submitted by Mayor Arreguin
- 78. Revised material, submitted by Councilmember Kesarwani

Item #27a: Recommendations for Allocation of FY 19/20 Measure P

- 79. Supplemental material, submitted by Mayor Arreguin

Item 30b. Companion Report: Public Works Commission Recommendation for the Five-Year Rehabilitation Plan

- 80. Ben Gerhardtstein, on behalf of Walk Bike Berkeley
- 81. Stacie Degeneffe

Supplemental Communications and Reports 3

Item #21: Milvia Bikeway Project Conceptual Design

- 82. Presentation, submitted by Public Works
- 83. Dan Newman
- 84. Drew Finke
- 85. Chris Ballinger
- 86. Miles Lincoln
- 87. Joe Berry
- 88. Steve Price
- 89. Terry Taplin
- 90. Mitchell Gass

Item #23: City Council Rules of Procedure and Order Revisions

- 91. Thomas Lord

Item #24: FY 2019 Year-End Results and FY 2020 First Quarter Budget Update

- 92. Diane Weber
- 93. Robin Hollenberg
- 94. Brenda Shank
- 95. Gail Machlis
- 96. David Levy
- 97. Sue Von Baeyer
- 98. John Clarke
- 99. Nancy Rader
- 100. Richard Boyden
- 101. Laura Louis
- 102. Olga Shalygin Orloff
- 103. Craig Baum
- 104. Jean Thomas
- 105. Charlotte von der Hude
- 106. Marvin Snow
- 107. William Hurley
- 108. Ruth White
- 109. Bernard Marszalek
- 110. Corinne Haskins

111. Elle Lefebvre
112. Jacob Jianh
113. Sally Hindman
114. Steve Moros
115. Rachel Sing
116. Medhavi Goel
117. Kevin Yen
118. Britney Tran
119. Maya Facciolo
120. Seth Wachter, on behalf of the University of San Francisco
121. Sarah Abdeshahian
122. Sarah Garrett
123. Emma Murphy
124. Rev. Julie Wakeless-Lynch
125. Bryanna Lee
126. Noah Rumbaoa
127. Harrison Miao
128. Kiara Taylor
129. Valerie Johnson
130. Bobby
131. Samantha Warren
132. Wei-Li King
133. Barbara Fisher
134. Kayhill Verceles
135. Bonnie Borucki
136. Margie Cohen, on behalf of the Women's Therapy Center (2)
137. Lance Jackson
138. Rick Dishnica
139. Jesse McFarland
140. Shirley Dean
141. Laurie McWhorter on behalf of Councilmember Wengraf
142. Stuart Baker, on behalf of the Telegraph Business Improvement District
143. Jen Joynt
144. Davina Srioudom
145. Sarick Matzen
146. Jackie Dragon, on behalf of the California Nurses Association
147. Sathvik Nair
148. Nathan Mizell
149. Rolf Bell, Patrick Lerchi and Dr. Robert Girling

Item #27a: Recommendations for Allocation of FY 19/20 Measure P

150. Presentation, submitted by the Homeless Services Panel of Experts

Item #27b: Companion Report: Recommendations for Allocation of FY 19/20 Measure P

151. Presentation, submitted by HHCS
152. Marbrisa Flores

153. Marty Lynch
154. Firdows Mujir
155. John Caner, on behalf of the Downtown Berkeley Association
156. Jamie Almanza, on behalf of Bay Area Community Services
157. Maryam Eldeeb
158. Julia Lang, on behalf of Downtown Streets Team
159. Robbi Montoya, on behalf of Berkeley Community Resource Center

Item 30b. Companion Report: Public Works Commission Recommendation for the Five-Year Rehabilitation Plan

160. Liz Schultz
161. Sara Zimmerman
162. Tom Lent
163. Annie Parks

Item #34: Equal Pay: Classification and Compensation Process City Employees

164. Julie Leftwich, on behalf of the Commission on the Status of Women