

ANNOTATED AGENDA SPECIAL MEETING OF THE BERKELEY CITY COUNCIL

Tuesday, June 16, 2020

2:30 P.M.

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

PUBLIC ADVISORY: THIS MEETING WILL BE CONDUCTED EXCLUSIVELY THROUGH VIDEOCONFERENCE AND TELECONFERENCE

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, this meeting of the City Council will be conducted exclusively through teleconference and Zoom videoconference. Please be advised that pursuant to the Executive Order and the Shelter-in-Place Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, there will not be a physical meeting location available.

Live audio is available on KPFB Radio 89.3. Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at <http://www.cityofberkeley.info/CalendarEventWebcastMain.aspx>.

To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://us02web.zoom.us/j/85616992854>. If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself to be anonymous. To request to speak, use the "raise hand" icon by rolling over the bottom of the screen.

*To join by phone: Dial **1-669-900-9128** and enter Meeting ID: **856 1699 2854**. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair.*

To submit an e-mail comment during the meeting to be read aloud during public comment, email clerk@cityofberkeley.info with the Subject Line in this format: "PUBLIC COMMENT ITEM ##." Please observe a 150 word limit. Time limits on public comments will apply. Written comments will be entered into the public record.

Please be mindful that the teleconference will be recorded as any Council meeting is recorded, and all other rules of procedure and decorum will apply for Council meetings conducted by teleconference or videoconference.

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, (510) 981-6900. The City Council may take action related to any subject listed on the Agenda. 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: 2:32 p.m.

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

Absent: Kesarwani

Councilmember Kesarwani present at 3:17 p.m.

Action: M/S/C (Arreguin/Wengraf) to accept supplemental materials from the City Manager on Item 1.

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

Action: M/S/C (Arreguin/Robinson) to accept supplemental materials from Vice Mayor Hahn on Item 3.

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

Action: M/S/C (Bartlett/Harrison) to accept two urgency items from Councilmember Bartlett pursuant to Government Code Section 54954.2(b)(2).

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

Action Calendar – Public Hearings

1. **Fiscal Year 2021 Proposed Budget Update Public Hearing #2** *(Continued from June 9, 2020)*

From: City Manager

Recommendation: Conduct a public hearing regarding the FY 2021 Proposed Budget Update.

Financial Implications: See report

Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000

Public Testimony: The Mayor opened the public hearing. 75 speakers. The Mayor closed the public hearing.

Action: Discussion held.

Recess 7:26 p.m. – 7:32 p.m.

Action Calendar

2. **FY 2020 Mid-Year Budget Update** *(Continued from June 9, 2020)*

From: City Manager

Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000

Action: 1 speaker. Discussion held. Report received and filed.

Recess 5:15 p.m. – 5:25 p.m.

3. **Amendments to the General Fund Reserve Policy** *(Continued from June 9, 2020. Reviewed by the Budget & Finance Policy Committee)*

From: City Manager

Recommendation: Adopt a Resolution amending the City Council's General Fund Reserve Policy.

Financial Implications: See report

Contact: Teresa Berkeley-Simmons, Budget Manager, (510) 981-7000

Action: M/S/Failed (Hahn/Bartlett) to adopt the resolution with the amendments from Vice Mayor Hahn in the supplemental material introduced at the meeting.

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

Action: 1 speaker. M/S/Carried (Arreguin/Droste) to adopt Resolution No. 69,440–N.S. amending the City Council's General Fund Reserve Policy.

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

Urgency Item: Safety for All: The George Floyd Community Safety Act - Re-Allocate Funding for Non-Criminal Police Duties Towards a Specialized Care Unit (SCU) Pilot

From: Councilmember Ben Bartlett (Author), Mayor Jesse Arreguin (Co-sponsor), and Councilmember Rigel Robinson (Co-sponsor)

Recommendation: Refer to the Thursday, 6/18/2020 Budget & Finance Policy Committee and the FY 2020-21 Budget Process the reallocation of funds spent on non-criminal activities from the Berkeley Police Department and reinvest in a Specialized Care Unit (SCU) Pilot.

Financial Implications: See report

Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

Action: 0 speakers. Councilmember Harrison added as a co-sponsor. M/S/C (Arreguin/Bartlett) to approve the recommendation.

Vote: All Ayes.

Urgency Item: Safety for All: The George Floyd Community Safety Act - Budget Request to Hire a Consultant to Perform Police Call and Response Data Analysis From: Councilmember Ben Bartlett (Author), Mayor Jesse Arreguin (Co-Sponsor), and Councilmember Kate Harrison (Co-Sponsor)

Recommendation: 1. Refer to the Thursday, 6/18/2020 Budget & Finance Policy Committee and the FY 2020-21 Budget Process the \$150,000 to: a. Hire a consultant to conduct a data-driven analysis of police calls and responses to determine the quantity and proportion of these calls that can be responded to by non-police services. The third-party consultant must be hired and engaged in work within three months of the item's passage; and b. Hire a consultant to conduct an analysis of the Berkeley Police Department's budget and its expenditures by call type. The third-party consultant must be hired and engaged in work within three months of the item's passage. 2. Direct the City Manager to: a. Implement initiatives and reforms that reduce the footprint of the police department and limit the police's response to violent and criminal service calls.

Financial Implications: See report

Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

Action: 0 speakers. M/S/C (Arreguin/Kesarwani) to refer the first recommendation to the Budget & Finance Committee and schedule the second recommendation to the July 14, 2020 meeting.

Vote: All Ayes.

Adjournment

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

Vote: All Ayes.

Adjourned at 9:02 p.m.

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #1: Fiscal Year 2021 Proposed Budget Update Public Hearing #2

1. Jenny Wong, Auditor
2. Gordon Wozniak
3. Helen Marcus
4. Lilah Gliksohn
5. Sara Kahanamoku
6. Tuan Ngo
7. Mark Chekal

8. Berkeley Homeless Services Panel of Experts

Supplemental Communications and Reports 3

Item #1: Fiscal Year 2021 Proposed Budget Update Public Hearing #2

9. Supplemental material, submitted by the City Manager's Office
10. Supplemental material, submitted by the Auditor
11. Presentation, submitted by the Auditor
12. Presentation, submitted by Public Works
13. Presentation, submitted by Parks, Recreation and Waterfront
14. Presentation, submitted by Planning
15. Presentation, submitted by Health, Housing and Community Services
16. Presentation, submitted by Fire
17. Presentation, submitted by Police
18. Rachel Shipps
19. Ali Lafferty
20. Kyra Fleischman
21. Celeste Rodriguez
22. Annie Alcott
23. Cooper Mervin
24. Martin Lenarz-Geisen
25. Lauryn Kerutis
26. Helen Marks
27. Christina Becker
28. Kaela Plank
29. Angel Olsen
30. Nick Nold
31. John Grant
32. Rob Crystal-Ornelas
33. Evelyne St-Louis
34. James Weichert
35. Kate Lauer
36. Callisyn Zielenski
37. Nell Henderson
38. Marilyn Perry
39. Tessa Maurer
40. George Warner
41. Ann Preece-Scaringe
42. David Copithorne
43. Karen Shimoda
44. Sibel Guner
45. JD Mireless
46. Laurel Halvorson
47. Casandra Sweet
48. Sivan Orr
49. Patrick Pelegri-O'Day
50. Sarah Bancroft
51. Hannah Beazley
52. Luke Swanson

53. Christopher Lin
54. Diana Alvarado
55. Tammy Nguyen
56. Natasha Ham
57. Lincoln Alder
58. Iden
59. Tamiko Sidore
60. Phoebe Anne Sorgen
61. Henderson Peternell
62. Stefania Pombo
63. Natasha Rosenberg
64. Linnea Brotz
65. Sabra Stepak & Julia Elliott
66. Riya Master
67. Minjae Lee
68. Miy Sommers
69. Sanja Sehgal
70. Era Goel (2)
71. Adam Chazin-Gray
72. Sanya Sehgal
73. Loan Pham
74. Caitlin Firmage
75. Alicia Roy
76. Noelle Fa-Kaji
77. Amelia Arifin
78. Ruby MacDonald, on behalf of the League of Women Voters
79. Samantha Whitty
80. Mallorie Lynch
81. Kelly Shimoda
82. Lauren Meier
83. Serena Solorzano
84. Eavy Barbieux
85. Erin Silk
86. Rosii Floreak
87. East Bay Community Law Center
88. Clare Palmer
89. Jennifer Kwon
90. Jane Francis
91. Elizabeth Grubb
92. Carolina Rodriguez
93. Ryan Blackburn
94. Barbara de Alfaro
95. Susanna Faas-Bush
96. Eva Juliette
97. Aaron Stein-Chester
98. Jem Campbell
99. Amelia Rudberg
100. Margy Wilkinson
101. Robin Fink
102. Brieshen McKee

- 103. Rachel Rovinsky
- 104. Spencer Hamilton
- 105. Hannah Forsberg
- 106. Alice Pang
- 107. Julia Sherman

Item #2: FY 2020 Mid-Year Budget Update

- 108. Christy Stanker
- 109. Erica Etelson
- 110. Abigail Brown

Item #3: Amendments to the General Fund Reserve Policy

- 111. Supplemental material, submitted by Councilmember Hahn

Urgency Items

Safety for All: The Georg Floyd Community Safety Act – Re-Allocate Funding for Non-Criminal Police Duties Towards a Specialized Care Unit (SCU) Pilot

- 112. Emergency item, submitted by Councilmember Bartlett
- 113. Hope Henderson
- 114. Will Skinner
- 115. Chimey Lee

Safety for All: The Georg Floyd Community Safety Act – Budget Request to Hire a Consultant to Perform Police Call and Response Data Analysis

- 116. Emergency item, submitted by Councilmember Bartlett