

**BERKELEY CITY COUNCIL FACILITIES, INFRASTRUCTURE,
TRANSPORTATION, ENVIRONMENT & SUSTAINABILITY COMMITTEE
REGULAR MEETING MINUTES**

BERKELEY CITY COUNCIL SPECIAL MEETING MINUTES

**Thursday, April 4, 2019
2:00 PM**

2180 Milvia Street, 1st Floor - Cypress Room

Committee Members:

Councilmembers Cheryl Davila, Kate Harrison, and Rigel Robinson

Roll Call: 2:01 p.m.

Present: Harrison, Robinson

Absent: Davila

Public Comment on Non-Agenda Matters – 2 speakers

Minutes for Approval

Draft minutes for the Committee's consideration and approval.

1. Minutes for Approval - March 21, 2019

Action: M/S/C (Robinson/Harrison) to approve the minutes from March 21, 2019.

Vote: Ayes – Harrison, Robinson; Noes – None; Abstain – None; Absent – Davila.

Committee Action Items

The public may comment on each item listed on the agenda for action as the item is taken up. The Chair will determine the number of persons interested in speaking on each item. Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Chair 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.

Following review and discussion of the items listed below, the Committee may continue an item to a future committee meeting, or refer the item to the City Council.

A. Presentation on Animal Farming

Action: This item was removed from the agenda.

Committee Action Items

- 2a. **Referral Response: Mandatory and Recommended Green Stormwater Infrastructure in New and Existing Redevelopments or Properties**
From: Community Environmental Advisory Commission (*Contains supplemental materials*)

Referred: January 22, 2019

Due: June 11, 2019

Recommendation: Since the drought-storm-flooding cycle is predicted to get worse, refer to the City Manager to develop and implement measures to help reduce runoff from private property when rain exceeds two inches in a 24-hour period. The City Manager and staff should consider the following: - Comply beyond the State and Alameda County current requirements; -Encourage the treating and detaining of runoff up to approximately the 85th per-centile of water deposited in a 24-hour period; -Establish site design measures that include minimizing impervious surfaces; -Require homeowners to include flooding offsets in preparing properties for sale; - Offer option(s) for property owners to fund in-lieu centralized off-site storm-water retention facilities that would hold an equivalent volume of runoff; -Require abatements for newly paved areas over a specific size; -Make exceptions for properties that offer significantly below-market rent or sale prices; -Authorize a fee for all new construction or for title transfer to cover the cost of re-quired compliance inspections. -Incorporate these measures for private property with similar measures for Public Works, while coordinating with EBMUD, BUSD, UCB and LBNL.

Financial Implications: See report

Contact: Viviana Garcia, Commission Secretary, 981-7460

- 2b. **Companion Report to Referral Response: Mandatory and Recommended Green Stormwater Infrastructure in New and Existing Redevelopments or Properties**

From: City Manager

Referred: January 22, 2019

Due: June 11, 2019

Recommendation: Express appreciation for the intent of the Community Environmental Advisory Commission (CEAC) recommendation to develop and implement measures to help reduce runoff from private property when rain exceeds two inches in a 24-hour period, and allow staff to continue existing efforts to implement Municipal Regional Stormwater Permit regulations in coordination with the 14 other local governments and agencies that participate in the Alameda Countywide Clean Water Program.

Financial Implications: See report

Contact: Timothy Burroughs, Planning and Development, 981-7400; Phillip Harrington, Public Works, 981-6300

Action: 3 speakers. M/S/C (Harrison/Robinson) to remove the criteria of the number of units from the Mayor's supplemental item.

Vote: Ayes – Harrison, Robinson; Noes – None; Abstain – None; Absent – Davila.

The committee requested the following additional information from staff:

Committee Action Items

- How would an in-lieu fee fund work? What would it fund?
- Is there a reliable method for determining the amount of hardscape in residential properties?
- Cost of permeable paving on a square foot basis. Very general analysis of cost is requested (e.g. 2x the cost, etc.)

Item 2a and 2b continued to May 2, 2019.

3. **Considering Multi-year Bidding Processes for Street Paving** **From: Mayor Arreguin, Councilmembers Hahn, Harrison and Davila**

Referred: March 11, 2019

Due: September 15, 2019

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, 981-7100

Action: Item 3 continued to May 2, 2019.

Unscheduled Items

These items are not scheduled for discussion or action at this meeting. The Committee may schedule these items to the Action Calendar of a future Committee meeting.

4. **Adopt an Ordinance adding a new Chapter 19.84 to the Berkeley Municipal Code Prohibiting Natural Gas Infrastructure in New Buildings** *(Item contains revised materials)*

From: Councilmembers Harrison, Davila, Bartlett and Hahn

Referred: February 25, 2019

Due: July 15, 2019

Recommendation: Adopt an ordinance adding a new Chapter 19.84 to the Berkeley Municipal Code (BMC) prohibiting natural gas infrastructure in new buildings with an effective date of [].

Financial Implications: See report

Contact: Kate Harrison, Councilmember, District 4, 981-7140

Action: Item 4 scheduled for May 2, 2019.

Adjournment

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

Vote: Ayes – Harrison, Robinson; Noes – None; Abstain – None; Absent – Davila.

Adjourned at 2:33 p.m.

I hereby certify that this is a true and correct record of the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee meeting held on April 4, 2019.

April Richardson, Assistant City Clerk