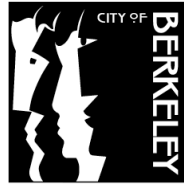


**REVISED AGENDA**  
**(REVISED TO UPDATE TELECONFERENCE LOCATIONS AND  
CORRECT RECOMMENDATION OF ITEM 26)**



**BERKELEY CITY COUNCIL MEETING**

**Tuesday, March 10, 2020  
6:00 PM**

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702  
TELECONFERENCE LOCATION – 1130 SHATTUCK AVENUE, BERKELEY, CA 94707  
TELECONFERENCE LOCATION – 1404 LE ROY AVENUE, BERKELEY, CA 94708  
TELECONFERENCE LOCATION – 2911 LORINA STREET, BERKELEY, CA 94705

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

*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. 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 ceremonial matters.*

1. Recognition of Nolan Coleman
2. Recognition of Tibetan Association of Northern California

**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.

## 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”.

No additional items can be moved onto the Consent Calendar once public comment has commenced. At any time during, or immediately after, public comment on Information and Consent items, any Councilmember may move any Information or Consent item to “Action.” Following this, the Council will vote on the items remaining on the Consent Calendar in one motion.

For items moved to the Action Calendar from the Consent Calendar or Information Calendar, persons who spoke on the item during the Consent Calendar public comment period may speak again at the time the matter is taken up during the Action Calendar.

**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. Speakers will be entitled to two minutes each to speak in opposition to or support of Consent Calendar and Information Items. A speaker may only speak once during the period for public comment on Consent Calendar and Information items.

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

- Contract: Blaisdell’s Business Products for Office Supplies, Printing Paper, Small Equipment and Office Furniture**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a Contract with Blaisdell’s Business Products for the purchase of miscellaneous office supplies, printing paper, small equipment and office furniture by piggy-backing off of Omnia Partners Region 4 ESC Contract No. R190301. The contract term will commence on March 15, 2020 through March 14, 2023 with the option of two consecutive single-year renewals for a total not to exceed amount of \$2,700,000 over a five year term, subject to the City’s annual budget appropriation.  
**Financial Implications:** Various Funds - \$2,700,000  
Contact: Henry Oyekanmi, Finance, (510) 981-7300

## Consent Calendar

- 2. Contract: Resource Development Associates for Results Based Accountability Evaluation**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to approve a Contract and any amendments with Resource Development Associates (RDA) to provide an evaluation of mental health programs across the division utilizing the Results Based Accountability (RBA) framework for a total not to exceed amount of \$100,000 through June 30, 2022.  
**Financial Implications:** Mental Health Services Act Fund - \$100,000  
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
- 3. Acquisition and Predevelopment Loan for 1740 San Pablo Avenue**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: 1. Authorizing the execution of a \$7.1 million loan to BRIDGE Housing Corporation (BRIDGE) for costs related to acquisition and predevelopment of the proposed affordable housing development at 1740 San Pablo Avenue. 2. Authorizing the City Manager to execute all original or amended documents or agreements to effectuate this action.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400
- 4. Designating City's Labor Negotiators Under Govt. Code Section 54957.6**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution establishing a standing list of representatives of the City of Berkeley designated to participate in Closed Sessions with the City Council to discuss labor negotiations with certain unions and unrepresented employees for negotiations between January 1, 2020 and December 31, 2020.  
**Financial Implications:** None  
Contact: LaTanya Bellow, Human Resources, (510) 981-6800
- 5. Contract No. 31900172 Amendment: Cadalys, Inc. for Additional Software Application Consulting Services for Building Energy Saving Ordinance (BESO) Online Software System**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 31900172 with Cadalys, Inc. to provide additional application consulting services and support for the BESO online software system in an amount not to exceed \$20,000 for a total contract amount not to exceed \$65,000, and extending the term from June 7, 2019 through June 30, 2021.  
**Financial Implications:** Permit Service Center Fund - \$20,000  
Contact: Savita Chaudhary, Information Technology, (510) 981-6500

## Consent Calendar

- 6. Contract No. 9263C Amendment: SSP Data Products Inc. for Barracuda Backup Solution with Hosted Cloud Storage**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 9263C with SSP Data Products Inc. for the City's Barracuda Backup Solution with hosted cloud storage, increasing the amount by \$65,081, for a total contract amount not to exceed \$365,773 for the term May 15, 2013 through June 30, 2021.  
**Financial Implications:** IT Cost Allocation Fund - \$65,081  
Contact: Savita Chaudhary, Information Technology, (510) 981-6500
- 7. Donation: Ohlone Park Mural Garden**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting a donation of \$9,500 for the design of the Ohlone Park Mural Garden from Friends of Ohlone Park.  
**Financial Implications:** \$9,500 (donation)  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 8. Grant Application: National Fitness Campaign for Fitness Courts**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to: submit a grant application in the amount of \$150,000 to the National Fitness Campaign for up to five fitness courts; accept any grants; execute any resulting grant agreements and any amendments; and that Council authorize the implementation of the projects and appropriation of funding for related expenses, subject to securing the grant.  
**Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
- 9. Contract No. 7470 Amendment: 2M Associates for Construction Phase Environmental Services for the Berkeley Tuolumne Camp Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 7470 with 2M Associates for Construction Phase Environmental Services for the Berkeley Tuolumne Camp Project, increasing the contract by \$125,000 for a total amount not to exceed \$1,386,771.  
**Financial Implications:** Camps Fund - \$125,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

## Consent Calendar

- 10. Contract No. 32000026 Amendment: APB General Engineering for the Hillview Road and Woodside Road Drainage Improvement Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 32000026 with APB General Engineering for the Hillview Road and Woodside Road Drainage Improvement Project, increasing the contract of \$240,000 by \$40,000 for a total amount not-to-exceed of \$280,000.  
**Financial Implications:** Clean Storm Water Fund - \$40,000  
Contact: Phillip Harrington, Public Works, (510) 981-6300
- 11. Purchase Order: Pape Machinery, Inc. for One (1) John Deere, Co. 644L 20 Ton Hybrid Wheel Loader**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution satisfying requirements of City Charter Article XI Section 67.2 allowing the City to participate in Sourcewell (previously NJPA) contract #032515-JDC and authorizing the City Manager to execute a purchase order for one 2019 John Deere Co. 644L 20 Ton Hybrid Wheel Loader with Pape Machinery, Inc. in an amount not to exceed \$457,000.  
**Financial Implications:** Zero Waste Fund - \$457,000  
Contact: Phillip Harrington, Public Works, (510) 981-6300
- 12. Vision Zero Action Plan**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving the City of Berkeley Vision Zero Action Plan and directing the City Manager to form a Vision Zero Coordinating Committee; proceed with the "Vision Zero Program", "Safer Streets for Everyone" and "Safer Streets by Everyone: Public Awareness" priority actions as described in the Plan; and work with the Vision Zero Coordinating Committee to develop a Vision Zero Traffic Enforcement policy before proceeding with the "Safer Streets by Everyone: Enforcement" actions described in the Plan.  
**Financial Implications:** See report  
Contact: Phillip Harrington, Public Works, (510) 981-6300
- 13. Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan** *(Reviewed by the Budget & Finance Committee)*  
**From: Homeless Commission**  
**Recommendation:** That Council direct a substantial portion of the incoming cannabis tax proceeds to fund subsidies under the 1000 Person Plan.  
**Financial Implications:** See report  
Contact: Brittany Carnegie, Commission Secretary, (510) 981-5400

## Council Consent Items

- 14. Oppose S.2059 - Justice for Victims of Sanctuary Cities Act of 2019**  
**From: Mayor Arreguin (Author); Councilmember Bartlett (Co-Sponsor); Councilmember Wengraf (Co-Sponsor); Councilmember Davila (Co-Sponsor)**  
**Recommendation:** Adopt a Resolution opposing S.2059 – Justice for Victims of Sanctuary Cities Act of 2019. Send a copy of the Resolution to Congressmember Barbara Lee, Senators Diane Feinstein and Kamala Harris, and President Donald Trump.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100
- 15. Support of AB 1839 – California Green New Deal**  
**From: Mayor Arreguin (Author); Councilmember Bartlett (Co-Sponsor); Councilmember Harrison (Co-Sponsor); Councilmember Wengraf (Co-Sponsor)**  
**Recommendation:** Adopt a Resolution in support of Assembly Bill (AB) 1839, which would create the California Green New Deal Council with specified membership appointed by the Governor. The bill would require the California Green New Deal Council to submit a report to the Legislature no later than Jan 1, 2022. Send a copy of the Resolution to Governor Gavin Newsom, State Senator Nancy Skinner, and Assemblymembers Buffy Wicks and Rob Bonta.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100
- 16. Support AB 2037 – Hospital Closure Notification**  
**From: Mayor Arreguin (Author); Councilmember Harrison (Author); Councilmember Hahn (Author); Councilmember Droste (Author)**  
**Recommendation:** Adopt a Resolution in support of AB 2037, which will require hospitals to provide a 180 day notice before closing or reducing emergency services. Send a copy of the Resolution to Assemblymember Buffy Wicks, State Senator Nancy Skinner, and Governor Gavin Newsom.  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100
- 17. Referral: Update the definition of “Research and Development”**  
**From: Mayor Arreguin (Author); Councilmember Wengraf (Co-Sponsor)**  
**Recommendation:** Refer to the Planning Commission to update the definition of “Research and Development.”  
**Financial Implications:** None  
Contact: Jesse Arreguin, Mayor, (510) 981-7100

## Council Consent Items

**18. Siting the African American Holistic Resource Center and Affordable Housing at 1890 Alcatraz**

**From: Councilmember Bartlett (Author); Councilmember Davila (Co-Sponsor); Mayor Arreguin (Co-Sponsor)**

**Recommendation:** That the City Council refers to the City Manager to study the feasibility of using the city-owned property located at 1890 Alcatraz Avenue (currently temporary Mental Health Division offices) for the African American Holistic Resource Center (AAHRC) and also developing affordable housing on the site. The City Manager should report back on the costs and implementation steps to repurpose the property for the AAHRC using the AAHRC Feasibility study as a guide, including what physical improvements would need to be made, and cost for ongoing operations by a non-profit. The City Manager and Planning Department should also conduct an analysis of potential site capacity looking at site context and yield and report on how much housing could be developed on the site under current zoning, including the AAHRC on the ground floor. Additionally, the City Manager and Planning Commission should incorporate the Community Preference policy in selecting applicants for the affordable housing units created by this project.

**Financial Implications:** See report

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

**19. Allocation of U1 General Fund Revenues** *(Reviewed by the Land Use, Housing, and Economic Development Committee)*

**From: Land Use, Housing, and Economic Development Committee**

**Recommendation:** Accept the Housing Advisory Commission's (HAC) recommendations, as presented in the Measure U1 Budget draft projections table, for the allocation of U1 General Fund revenues with the following amendments:

1. Allocation of \$1M for small sites;
2. Addition of \$100K in FY 2022 and FY 2023 in organizational capacity building (BACLT);
3. Add \$150K in 2021-2023 for new programs under the category of development of new housing programs;
4. Allocations for staffing to implement programs; and
5. Allocate \$2.5M in 2023 for the Housing Trust Fund.

In addition, the Committee asked City staff for clarification of Health Housing and Community Services (HHCS) Department personnel line items of \$558,214 in FY 2020, with cost of living adjustment increases to \$577,751 (FY 2021), \$597,973 (FY 2022), and \$618,902 (FY 2023). A staff memo dated January 6, 2020 providing an overview of these costs will be submitted in Supplemental 1.

**Financial Implications:** See report

Contact: Sophie Hahn, Councilmember, District 5, (510) 981-7150

## Council Consent Items

- 20. Letter in Support of Reviving Berkeley Bus Rapid Transit** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*  
**From: Councilmember Robinson (Author); Mayor Arreguin (Co-Sponsor)**  
**Recommendation:** Send a letter to AC Transit, the Alameda County Transportation Commission, Assemblymember Buffy Wicks, and State Senator Nancy Skinner in support of expanding Bus Rapid Transit into Berkeley on Telegraph Avenue at the first possible opportunity.  
**Financial Implications:** None  
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170
- 21. Affirming the City of Berkeley's Support for the People of Tibet**  
**From: Councilmember Robinson (Author); Mayor Arreguin (Co-Sponsor); Councilmember Davila (Co-Sponsor); Councilmember Bartlett (Co-Sponsor)**  
**Recommendation:** Adopt a resolution affirming support to the people of Tibet.  
**Financial Implications:** None  
Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170

## Action Calendar

*The public may comment on each item listed on the agenda for action as the item is taken up. For items moved to the Action Calendar from the Consent Calendar or Information Calendar, persons who spoke on the item during the Consent Calendar public comment period may speak again at the time the matter is taken up during the Action Calendar.*

*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 Hearing

*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.*



## Action Calendar – Public Hearings

### 22. Electric Bike Share Program Franchise Amendment

**From: City Manager**

**Recommendation:** Pursuant to Berkeley Municipal Code Chapter 9.60, conduct a public hearing and upon conclusion, adopt the first reading of an Ordinance granting a Franchise Agreement Amendment to Bay Area Motivate, LLC, a subsidiary of Lyft Incorporated, to provide shared electric bicycles to the Berkeley public.

**Financial Implications:** See report

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

## Action Calendar

### 23. Directing the City Manager to Lease Caltrans Property at University and West Frontage Road

**From: Mayor Arreguin (Author); Councilmember Robinson (Author); Councilmember Harrison (Author)**

**Recommendation:** Direct the City Manager to:

1. Negotiate a lease agreement with the California Department of Transportation (Caltrans) for the leasing of state property at University Avenue and West Frontage Road as indicated in Attachment 1. The property will be used for a temporary outdoor shelter with restrooms, hand washing stations and garbage service. The City Manager should also inquire about whether additional Caltrans parcels adjacent to those being offered are also available for lease. The City Manager should utilize funding previously allocated for an Outdoor Shelter program from Measure P tax receipts.
2. Concurrent with the lease negotiation, develop a plan and budget for the establishment and staffing of the Outdoor Emergency Shelter as further defined herein.
3. Immediately provide toilet and handwashing stations on the north and south side of University Avenue and under the overpass at University Avenue.
4. Immediately provide garbage receptacles and work with the residents to establish consistent weekly garbage collection on the north and south side of University Avenue and under the overpass at University Avenue.
5. Immediately schedule ongoing outreach from service providers including, but not limited to, mental health, health, and Coordinated Entry.

**Financial Implications:** See report

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

## Action Calendar

- 24. Ronald V. Dellums Fair Chance Access to Housing Ordinance; Adding BMC Chapter 13.106** *(Reviewed by Land Use, Housing, and Economic Development Committee)*  
**From: Mayor Arreguin, and Councilmembers Davila, Harrison, and Bartlett**  
**Recommendation:**  
1. Adopt a first reading of the Ronald V. Dellums Fair Chance Access to Housing Ordinance and;  
2. Direct the City Manager to take all necessary steps to implement this chapter including but not limited to developing administrative regulations in consultation with all relevant City Departments including the Rent Stabilization Board, preparing an annual implementation budget, designating hearing officers and other necessary staffing for administrative complaint, exploring the development of a compliance testing program similar to that used by the Seattle Office of Civil Rights, developing timelines and procedures for complaints, conducting outreach and education in partnership with the Alameda County Fair Chance Housing Coalition, and referring program costs to the June budget process.  
**Financial Implications:** See report  
Contact: Jesse Arreguin, Mayor, (510) 981-7100
- 25. Placing a Measure on the November 3, 2020 Ballot to Increase the Berkeley City Council Salary**  
**From: Councilmember Davila (Author)**  
**Recommendation:** Adopt a Resolution to submit a Ballot Measure for the November 3, 2020 Election, Amending the Berkeley Municipal Code Charter Article V. Section 19, to Increase Salaries for Members of the Berkeley City Council and the Mayor, Ensuring Elected Officials are Paid a Living Wage and Compensated Fairly for the Actual Time Spent Working for the City.  
**Financial Implications:** See report  
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
- 26. Disposition of City-Owned, Former Redevelopment Agency Property at 1631 Fifth Street** *(Continued from February 11, 2020)* *(Reviewed by the Land Use, Housing & Economic Development Committee)*  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the sale of the City-owned, former Redevelopment Agency property at 1631 Fifth Street at market rate and authorizing the City Manager to contract with a real estate broker to manage the sale.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, (510) 981-5400

## Action Calendar

27. **Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for Body Worn Cameras** *(Continued from February 25, 2020. Item contains revised and supplemental materials.)*  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting the Surveillance Technology Report, Surveillance Acquisition Report, and Surveillance Use Policy for 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

## Information Calendar

28. **Berkeley Economic Dashboards and Demographic Profile Update**  
**From: City Manager**  
Contact: Eleanor Hollander, Economic Development, (510) 981-7530
29. **FY 2019 Fourth Quarter Investment Report: Ended June 30, 2019**  
**From: City Manager**  
Contact: Henry Oyekanmi, Finance, (510) 981-7300
30. **FY 2020 First Quarter Investment Report: Ended September 30, 2019**  
**From: City Manager**  
Contact: Henry Oyekanmi, Finance, (510) 981-7300
31. **Audit Status Report: Underfunded Mandate: Resources, Strategic Plan, and Communication Needed to Continue Progress towards the Year 2020 Zero Waste Goal**  
**From: City Manager**  
Contact: Phillip Harrington, Public Works, (510) 981-6300
32. **Audit Status Report: Unified Vision of Zero Waste Activities Will Help Align Service Levels with Billing and Ensure Customer Equity**  
**From: City Manager**  
Contact: Phillip Harrington, Public Works, (510) 981-6300
33. **Proposed Navigable Cities Framework for Ensuring Access and Freedom-of-Movement for People with Disabilities in Berkeley**  
**From: Commission on Disability**  
Contact: Dominika Bednarska, Commission Secretary, (510) 981-6300
34. **FY 2019-2020 Peace and Justice Commission Work Plan**  
**From: Peace and Justice Commission**  
Contact: Nina Goldman, Commission Secretary, (510) 981-7000

## 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:

City Clerk Department  
2180 Milvia Street  
Tel: 510-981-6900  
TDD: 510-981-6903  
Fax: 510-981-6901  
Email: [clerk@cityofberkeley.info](mailto:clerk@cityofberkeley.info)

Libraries:  
Main - 2090 Kittredge Street  
Claremont Branch – 2940 Benvenue  
West Branch – 1125 University  
North Branch – 1170 The Alameda  
South Branch – 1901 Russell

#### 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 (510) 981-6418 (V) or (510) 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.

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***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 the Maudelle Shirek Building, 2134 Martin Luther King Jr. Way, as well as on the City's website, on March 5, 2020.***

Mark Numainville, City Clerk

## **Communications**

*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. Copies of individual communications are available for viewing at the City Clerk Department and through [Records Online](#).*

### **Item #24: Ronald V. Dellums Fair Chance Access to Housing Ordinance; Adding BMC Chapter 13.106**

1. Ashy Lynette
2. Merle Lustig
3. Shilpa Jain

### **5G/Cell Towers**

4. Vivian Warkentin
5. Elizabeth Starr
6. Carol Hirth

### **Starbucks Bathroom**

7. Donna Evans

### **Harriet Tubman Terrace Apartments**

8. Darinxoso Oyamasela (3)

### **RV Dwellers**

9. Diana Bohn
10. Ann Garbarino

### **Homelessness/Encampments**

11. Liz Wiener
12. Marcia Poole

**Density, Development and Displacement**

13. Barbara Gilbert

**High Cost of City Fees for Upgrading a Craftsman Home**

14. Marc Bodian

**Berkeley High School Assaults**

15. Jeff Breidenbach and Stephanie Wade

**South Shattuck Development**

16. Donna Mickleson

**Seismic Safety**

17. Nancy Caruso

18. Tony Benado

**Opposed to Abortion**

19. Fred Dodsworth

**Gas Powered Leaf Blower**

20. David Lerman

**Outdoor Emergency Shelter**

21. Carole Marasovic, Chair, Homeless Commission

**Rent Control Measure V in Mountain View**

22. Rick Loughran

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