

# ANNOTATED AGENDA SPECIAL MEETING OF THE BERKELEY CITY COUNCIL

In accordance with the authority in me vested, I do hereby call the Berkeley City Council in special session as follows:

**Thursday, March 25, 2021  
6:00 PM**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – TERRY TAPLIN  
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/82133233284>. 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 or 1-877-853-5257 (Toll Free) and enter Meeting ID: 821 3323 3284. 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](mailto: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:** 6:05 p.m.

**Present:** Kesarwani, Taplin, Hahn, Wengraf, Robinson, Droste, Arreguin

**Absent:** Bartlett, Harrison

Councilmember Bartlett present at 6:06 p.m.

## Action Calendar – New Business

**Action:** M/S/C (Arreguin/Robinson) to accept revised materials from Mayor Arreguin on Item 1.

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

Recess 8:07 p.m. – 8:17 p.m.

**Action:** M/S/C (Arreguin/Droste) to suspend the rules and extend the meeting to 11:30 p.m..

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

### 1. **Initiation of Public Process and Zoning Concepts for 2023-2031 Housing Element Update**

**From:** Councilmember Droste (Author), Mayor Arreguin (Author), Councilmember Kesarwani (Author), Councilmember Taplin (Author)

**Recommendation:** Refer to the City Manager and Planning Commission to initiate an inclusive 18 month public process to develop the state-mandated update to the Housing Element of the Berkeley's General Plan and forward the following key principles and zoning concepts for consideration to achieve equitable and sustainable housing and compliance with new Regional Housing Needs Allocation (RHNA) requirements.

**Financial Implications:** See report

Contact: Lori Droste, Councilmember, District 8, (510) 981-7180

### 2. **Initiation of Participatory Planning for Berkeley's Regional Housing Needs Allocation (RHNA)**

**From:** Councilmember Hahn (Author), Councilmember Harrison (Author), Councilmember Bartlett (Co-Sponsor)

**Recommendation:**

1. Direct the City manager to initiate and take all steps necessary to launch and complete the City's housing element update in compliance with all State and City of Berkeley laws, plans, guidelines and regulations, to meet the January 2023 RHNA deadline for submission to the California Department of Housing and Community Development (HCD).

2. Refer to the City Manager to hire experienced, culturally competent consultants to

## Action Calendar – New Business

lead the housing element update and any required California Environmental Quality Act (CEQA) processes in collaboration with members of the public, the Planning, Housing Advisory, Homeless and other appropriate Commissions, the City Council, and City staff.

3. Refer to the Budget process the identification and allocation of at least \$500,000 in funds necessary to complete the housing element update in a thoughtful, comprehensive, participatory, culturally competent and timely manner.

4. Refer to the City Manager to study and report back to the City Council the following: a. A map of State legislation, with a focus on new legislation adopted since the City's last housing element update, to clarify the State regulatory landscape in which Berkeley's current RHNA planning will take place. Legislation mapped should include but not be limited to new laws about ADUs, SB35, and related to planning in high risk fire/earthquake/sea level rise areas. b. An evaluation of the distribution of RHNA-required units at each affordability level, taking into account Berkeley's current housing pipeline report, the amount of housing in the pipeline at various affordability levels, and City demographics related to income. c. Status of State-level efforts to count group living accommodation (GLA) units/beds towards RHNA requirements.

5. Finalize objective planning standards and updated affordable housing requirements, as previously referred by the City Council, simultaneously with the RHNA planning process.

6. Refer to the City Manager to ensure that the framing of the housing element update reflects core Berkeley values of equity, affordability, and protection of residents from displacement and predatory purchasing, and puts cooperative, land-trust and other social housing concepts, as well as innovative home ownership models, on an equal footing with more traditional market-rate and affordable housing solutions.

**Financial Implications:** See report

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

**Action:** 125 speakers. M/S/C (Arreguin/Droste) to adopt Item 1 as revised in the version submitted by the Mayor at the meeting with further amendments in the Equitable Neighborhood Section; and to adopt Item 2 as revised in Supplemental Communications Packet #2.

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

## Adjournment

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

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

Adjourned at 11:06 p.m.

## Communications

- None

## Supplemental Communications and Reports 1

- None

## Supplemental Communications and Reports 2

### Item #1: Initiation of Public Process and Zoning Concepts for 2023-2031 Housing Element Update

1. 12 similarly-worded in support form letters (My name is)
2. 10 similarly-worded in support form letters (Writing to urge)
3. 34 similarly-worded in support form letters (Housing elements)
4. Les Shipnuck
5. Aja Fasah
6. Kate Ham
7. Margaret Copeland
8. Jane Lenoir
9. Ken Berland
10. Todd Andrew
11. Theo Ferguson
12. Davina Srioudom (2)
13. Andrew Reichart
14. Maryhunteraustin@
15. Judy MacLean
16. Samuel Taplin, on behalf of Associated Students of University of California
17. Igor Tregub (2)
18. Tuan Ngo
19. Kelly Hammargren (3)
20. Julia Cato
21. David Brandon
22. Zoe Siegel
23. Susan Kirsch
24. Margot Smith
25. Loni Gray
26. Tom Limon, on behalf of Casita Coalition
27. Nico Pemantle
28. Jordan Burns
29. Alan Baer
30. Nico Calavita
31. David Kammen
32. Leah Simon-Weisberg, on behalf of the Berkeley Rent Stabilization Board
33. Theo Posselt
34. Eric Johnson
35. Diana Bohn
36. Madeleine Shearer and Lisa Bruce, on behalf of Berkeleyans for Responsible Government

37. Debbie Sanderson and Kathleen Crandall, on behalf of the ADU Task Force
38. Jonathan Singh
39. Sara Hartley
40. Dianne Crosby
41. Claudia Kawczynska
42. Todd David, on behalf of the Housing Action Coalition
43. Noah Budnick
44. Kathleen Giustino
45. Michael and Susan Iida
46. Senator Nancy Skinner
47. Dylan Casey, on behalf of CA Renters Legal Advocacy and Education Fund
48. Michael Katz
49. Anne Holmes
50. Damon Guthrie
51. Zach Franklin
52. Alfred Twu
53. Emily Chou
54. Tim Frank, on behalf of Center for Sustainable Neighborhoods
55. Serena Lim
56. Laura Foote, on behalf of YIMBY Action
57. James Chang, on behalf of East Bay Young Democrats
58. Aaron Eckhouse, on behalf of California YIMBY
59. Urban Environmentalists
60. Raul Maldonado
61. Stephanie Allan
62. Jeffrey Wescott
63. Teresa Clarke
64. Jean Walsh, on behalf of AC Transit, Ward 2
65. Deborah Matthews, on behalf of Berkeley Democratic Club
66. Greg Magofna
67. Chris Diceersin-Prokopp
68. Bill Bogert
69. Megan Moran
70. Matt Regan, on behalf of Bay Area Council
71. Olan Smith
72. Liz Ozol
73. Karen Chapple, on behalf of The Urban Displacement Project
74. Matthew Wadlund
75. Betsy Thagard
76. Eva Herzer
77. Alex Benn
78. Libby Schaaf, Mayor of the City of Oakland
79. Rebecca Tuden
80. Judy MacLean (2)
81. Cal Berkeley Democrats
82. Davina Srioudom
83. Matthew Lewis
84. Aviv Nitsan
85. Tommso Sciortino

- 86. Associated Students – University of California
- 87. Grayson Peters
- 88. Stephen Dalton

**Item #2: Initiation of Participatory Planning for Berkeley’s Regional Housing Needs Allocation (RHNA)**

- 89. Supplemental material, submitted by Councilmember Hahn
- 90. Harald Leventhal
- 91. Constance Rivemale
- 92. Karen Weil
- 93. Shirley Dean
- 94. Deborah Kropp
- 95. Kelly Hammargren
- 96. Vincent Casalaina
- 97. Sandra Curtis
- 98. Tobey Wiebe
- 99. Bernard Marszalek
- 100. Betsy Bigelow-Teller
- 101. Charlene Woodcock
- 102. Michael Gardner
- 103. Mary Lee Noonan

**Supplemental Communications and Reports 3**

**Item #1: Initiation of Public Process and Zoning Concepts for 2023-2031 Housing Element Update**

- 104. Revised material, submitted by Mayor Arreguin
- 105. Sophie Beach
- 106. Laurie Bianchi Payne
- 107. Gary Miguel
- 108. Milo Trauss
- 109. Jonathan Eden
- 110. Pamela Ormsby
- 111. Charles Siegel, on behalf of Walk Bike Berkeley
- 112. Oren Cheyette
- 113. Sean Gibson
- 114. Laura Foote
- 115. Greg Magofna, on behalf of East Bay for Everyone
- 116. Daniel Kammen
- 117. Barclay Ogden
- 118. Virginia Warheit
- 119. David Pope
- 120. George Porter
- 121. Jeff Hobson
- 122. Summer Brenner
- 123. Steven Segal
- 124. David Hollinger
- 125. Larisa Cummings
- 126. John Parman
- 127. Gael Alcock
- 128. Whit Ingram

129. Jordan Burns
130. John Givens
131. Avram Gury Arye
132. Madeleine Lorie
133. Richard Wallace
134. Peter Adelson
135. Linda Kanat
136. Lisa and Tom Goodman
137. Nancy Carleton
138. Igor Tregub, on behalf of the Sierra Club, North Alameda County
139. Tami Boulet and Nice Rizza
140. Julia Cato
141. Katharine Bierce
142. Judy Nakadegawa
143. Bill Weber
144. Laura Fantone
145. Thomas Luce
146. David Brandon
147. Sarah Bell
148. Phil Allen
149. Aaron Davidman
150. Pamela Doolan
151. Boona Cheema
152. Willie Phillips
153. Assemblymember Buffy Wicks
154. Cupertino For All
155. Michael Caplan
156. PK Drake
157. Brad Wiblin, on behalf of Bridge Housing
158. Phil Sanders
159. Todd Darling
160. Christine Cosgrove
161. Julianna Dickey
162. Lee Bishop
163. Sari Broner
164. Jonathan Bailey
165. Sharon Entwistle
166. Kenneth Schmier
167. Phoebe Sorgen
168. Sean McMahan
169. Zoe Siegel
170. Roger Studley
171. Laurie Snowden and Charles Smith
172. Ceara and Jim Brencic
173. Nicole Chabot
174. Dave Blake
175. Susan Henderson
176. Linda and Elliot Halpern
177. Jonathan Kevles

178. Dennis Mulqueeney
179. PK Drake
180. Mary White
181. Chimey Lee
182. Anne Torney
183. Molly Mermin
184. Dawn Thomas
185. Susan Pownall
186. Richard Wallace and Katharina Kaiser
187. George Porter
188. TM Scruggs
189. Elisa Mikiten

**Item #2: Initiation of Participatory Planning for Berkeley's Regional Housing Needs Allocation (RHNA)**

190. Madeleine Shearer
191. Eric Arens
192. Linda Franklin
193. Sylvia Spears
194. Carla Woodworth
195. Candace Hyde-Wang
196. Lynda Caesara
197. Susan Scherer
198. Nicole Chabot
199. Michael Katz
200. Ellen Hahn
201. Holly Scheider
202. Joan Hollinger
203. Summer Brenner
204. Cindy Shamban
205. Ellen Goldblatt
206. Patrick Sheahan
207. Brian Gilbane
208. Karen Harrington
209. Harvey Smith
210. Sallie Hanna-Rhyne
211. Nico Calavita
212. Aimee Baldwin
213. Renee
214. Jon Wizard, on behalf of YIMBY Law
215. Daniella Thompson
216. Harvey Smith
217. Alison Huetter
218. Vicki Sommer
219. Jeane Brenna
220. Susan Rawlins
221. Michael Frantz
222. Nancy Klein
223. Howard Foster



- 224. Stephen Wood
- 225. David Brandon
- 226. Carla Woodworth
- 227. George Porter
- 228. Meryl Siegal
- 229. Lee Ann Weber
- 230. Stanley Goldberg
- 231. 23 similarly-worded form letters