



REVISED AGENDA
(ADDED CONTINUED ITEM FROM NOVEMBER 28, 2023)

BERKELEY CITY COUNCIL MEETING

Tuesday, December 5, 2023
6:00 PM

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

TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY 94708

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 – MARK HUMBERT

This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. If you are feeling sick, please do not attend the meeting in person.

Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244.

*Remote participation by the public is available through Zoom. To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL: <https://cityofberkeley-info.zoomgov.com/j/1612629119> To request to speak, use the “raise hand” icon by rolling over the bottom of the screen. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 161 262 9119**. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair. Please be mindful that the meeting will be recorded.*

To submit a written communication for the City Council’s consideration and inclusion in the public record, email council@berkeleyca.gov.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953 and applicable Executive Orders as issued by the Governor that are currently in effect. Any member of the public may attend this meeting. Questions regarding public participation may be addressed to the City Clerk Department (510) 981-6900. The City Council may take action related to any subject listed on the Agenda.

Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.

Preliminary Matters

Roll Call:

Land Acknowledgement Statement: *The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley's residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley's incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

Ceremonial Matters: *In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.*

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 to address matters not on the Council agenda. If five or fewer persons wish to speak, each person selected will be allotted two minutes each. If more than five persons wish to speak, 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 attending the meeting in-person and 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.*

Public Comment by Employee Unions (first regular meeting of the month): *This period of public comment is reserved for officially designated representatives of City of Berkeley employee unions, with five minutes allocated per union if representatives of three or fewer unions wish to speak and up to three minutes per union if representatives of four or more unions wish to speak.*

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." Three members of the City Council must agree to pull an item from the Consent Calendar or Information Calendar for it to move 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

1. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on December 5, 2023

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: Sewer Fund - \$600,000

Contact: Henry Oyekanmi, Finance, (510) 981-7300

2. Contract No. 32000060 Amendment: Toshiba Contract for Multi-function Devices

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to amend the City's contract with Toshiba (City Contract #32000060) through September 15, 2025, and to approve additional appropriations related for performance of this contract.

Financial Implications: See report

Contact: Henry Oyekanmi, Finance, (510) 981-7300

3. Contract: Intterra for Operations, Pre-Planning, Reporting, and Analytics

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager or her designee(s) to enter into a contract and any amendments with Intterra by piggybacking on City of San Diego Contract Number No. 10089896-22-W. The contract will be effective December 18, 2023, through September 30, 2028, the end date of the contract with San Diego, in an amount not to exceed \$272,029. Following an extension approved by the City of San Diego, the contract may be extended for up to an additional five (5) years at a cost not to exceed an additional \$300,000.

Financial Implications: See report

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

Consent Calendar

- 4. Memorandum of Understanding: Berkeley Fire Fighters Association**
From: City Manager
Recommendation: Adopt a Resolution

 - 1) approving a successor Memorandum of Understanding (hereafter referred to as “MOU”) with the Berkeley Fire Fighters Association (hereafter referred to as the “Union”) for a three-year term from July 1, 2023 through June 30, 2026 and authorizing the City Manager to execute and implement the terms and conditions of employment set forth in the new MOU and to make non-substantive edits to the format and language of the MOU in alignment with the tentative agreement, and conforming to legal requirements; and
 - 2) approving a new Classification and Salary table for BFFA classifications (Representation Unit B) that implement the salary adjustments reflected in the new MOU and supersede prior salary resolutions.

The terms of the proposed 2023-2026 MOU are within the parameters of authority approved by Council in closed session.

Financial Implications: See report
Contact: Aram Kouyoumdjian, Human Resources, (510) 981-6800

- 5. Contract No. 32000281 Amendment: ConvergeOne for Avaya Administration, Maintenance and Support.**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 32000281 to increase the spending authority with ConvergeOne (previously named Integration Partners) for Avaya telephone system administration, maintenance and support services increasing the amount by \$825,811 for a total not-to-exceed amount of \$1,718,633 from July 1, 2020 to June 30, 2025.

Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500

- 6. Contract No. 32000008 (11012) Amendment: Granicus, Inc. for Video Streaming Services**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 32000008 with Granicus, Inc., to continue providing live video streaming, on-demand archival video, podcasting, and web page subscription services, increasing the contract amount by \$115,300 for a total not-to-exceed amount of \$322,946 from July 1, 2017 to June 30, 2025.

Financial Implications: See report
Contact: Kevin Fong, Information Technology, (510) 981-6500

Consent Calendar

7. **Grant Contract: Housing and Urban Development (HUD) for the MLK Youth Services Center Seismic Upgrade Project**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to accept the HUD grant for the MLK Youth Services Center Seismic Upgrade Project in the amount of \$750,000, 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 grants.
Financial Implications: Revenue - \$750,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
8. **Donation from the Friends of the Berkeley Rose Garden**
From: City Manager
Recommendation: Adopt a Resolution accepting a cash donation from the Friends of the Berkeley Rose Garden in the amount of \$5,000 to purchase roses and maintenance yard fence screening for the Berkeley Rose Garden.
Financial Implications: Revenue - \$5,000
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

Council Consent Items

9. **Thirteenth Annual Martin Luther King Jr. Celebration: City Sponsorship and Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Fund**
From: Mayor Arreguin (Author), Councilmembers Hahn and Wengraf (Co-Sponsors)
Recommendation:
1. Adopt a Resolution co-sponsoring the 13th Annual Martin Luther King Jr. Celebration on January 15, 2024.
2. Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$250 from Mayor Arreguin, to the Berkeley Rotary Endowment, the fiscal sponsor of the 13th Annual Martin Luther King Jr. celebration, with funds relinquished to the City's general fund for this purpose from the discretionary Council Office Budgets of Mayor Arreguin and any other Councilmembers who would like to contribute.
Financial Implications: See report
Contact: Jesse Arreguin, Mayor, (510) 981-7100

Council Consent Items

- 10. Nancy Skinner Municipal Pier Resolution**
From: Councilmember Taplin (Author) and Kesarwani (Co-Sponsor)
Recommendation: Refer to the Parks, Recreation, and Waterfront (PRW) Commission a Resolution renaming the Berkeley Municipal Pier in honor of State Senator Nancy Skinner (D-Berkeley) upon its reopening to the public and authorizing the City Manager to update signage and electronic media accordingly; and to return Resolution to Council for final consideration.
Financial Implications: See report
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
- 11. Budget Referral: Refer \$273,341 to the November 2023 AAO #1 to Pre-fund the Green Building Program Manager on Permanent Basis**
From: Councilmember Harrison (Author)
Recommendation: Refer \$273,341 to the November 2023 AAO #1 to pre-fund the Green Building Program Manager position before it expires and thereafter fund it on a permanent basis.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

Action Calendar

The public may comment on each item listed on the agenda for action. 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 during one of the Action Calendar public comment periods on the item. Public comment will occur for each Action item (excluding public hearings, appeals, and/or quasi-judicial matters) in one of two comment periods, either 1) before the Action Calendar is discussed; or 2) when the item is taken up by the Council.

A member of the public may only speak at one of the two public comment periods for any single Action item.

The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, 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 – Scheduled Public Comment Period

During this public comment period, the Presiding Officer will open and close a comment period for each Action item on this agenda (excluding any public hearings, appeals, and/or quasi-judicial matters). The public may speak on each item. Those who speak on an item during this comment period may not speak a second time when the item is taken up by Council.

Action Calendar – Continued Business

- A. Refer to the City Manager to Enhance the City’s Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris** *(Reviewed by the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee)*
(Continued from November 28, 2023)

From: Councilmember Harrison (Author)

Recommendation:

1. Refer to the City Manager to review and develop enhanced and enforceable City deconstruction and materials management regulations, including the following elements: a. Review of national and international best practices for regulating deconstruction, diversion, recycling, and reuse of construction and demolition materials; b. Integrate deconstruction and construction and enhanced demolition debris management, tracking, and regulation into the Department of Public Works’ Zero Waste Strategic Plan and Transfer Station upgrade as appropriate; c. Policy options for (1) enforcing minimum State diversion and recycling requirements, (2) new deconstruction requirements applicable to all permitted Berkeley projects including defining specific building components that are potentially reusable and requiring an enforceable salvage survey provided by the City, a reuse organization, or other third party approved by the City, (3) potentially implementing a social cost of carbon fee on construction and demolition debris, (4) possible enhancements to minimum statewide diversion goals, (5) comprehensive tracking of the disposition of construction and demolition materials, (6) enhancing diversion from un-permitted projects, and (7) integrating salvageable material into developer project planning and budgeting process and permit application plan set (as opposed to at time of final permitting). d. Background survey on contents of existing building stock to get more data on intended impact and opportunities regarding new deconstruction requirements; vetting of existing service providers (certified salvage contractors and salvage material vendors), markets for salvage materials, a list of approved reuse/salvage facilities; a plan for educating contractors on requirements; and an analysis of the costs of compliance with and implementation of any proposed regulations and analysis of any corresponding impacts on feasibility of new construction.

2. Refer to December 2023 Budget AAO #1 Process \$250,000 to conduct a nexus fee study (using the latest academic research, updated damage functions, and low discount rates) for a potential social cost of carbon fee to be applied e.g., to the impact of displacing existing embodied carbon (landfilled construction and demolition debris) and replacement with new embodied carbon. The purpose of the fee is to incentivize reuse and deconstruction, minimize demolition, maximize useful embodied carbon, and fund the City’s ongoing green building work and services. *Policy Committee Recommendation: To refer the revised agenda material with a positive recommendation to Council with the following revisions to the recommendation:*

- 1. Section C.3 to read as follows: “potentially implementing a social cost of carbon fee on construction and demolition debris”.*
- 2. Section D to read as follows: “Background survey on contents of existing building*

Action Calendar – Continued Business

stock to get more data on intended impact and opportunities regarding new deconstruction requirements; vetting of existing service providers (certified salvage contractors and salvage material vendors), markets for salvage materials, a list of approved reuse/salvage facilities; and a plan for educating contractors on requirements; and an analysis of the costs of compliance with and implementation of any proposed regulations and analysis of any corresponding impacts on feasibility of new construction.”

Financial Implications: See report

Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

Action Calendar

12. Budget Referral: Allocate the Existing \$900,000 Transportation Network Company (TNC) Tax to Calm Traffic in Vicinity of Derby St., Increase Citywide Traffic Calming Budget, and Establish Ongoing General Fund Allocation Policy for the TNC

From: Councilmembers Harrison (Author) and Taplin (Co-Sponsor)

Recommendation: Designate existing \$900,000 FY 2024 Transportation Network Company (TNC) Tax allocation as follows:

1. \$100,000 in short, medium, and long-term traffic calming measures in the vicinity of 2023 Halloween Derby St. hit-and-run incident involving a minor to include speed tables, highlighting designation of crosswalks, and consideration of a stop sign on Mabel at Carleton and Derby.
2. \$25,000 to purchase five additional portable speed radar trailers bringing the City's total to seven for targeted traffic calming; and
3. \$325,000 to increase the citywide Traffic Calming Budget on a one-time basis to \$400,000 (up from the current \$75,000); and
4. \$450,000 to citywide to fund: a. tier 1 protected bicycle lanes and crossings identified in the 2017 Bicycle Plan, including but not limited to quick-build projects; and b. priority pedestrian street crossings identified in the 2020 pedestrian plan, including but not limited to quick-build projects; and c. priority quick-build public transit projects under the Street Repair Program; and
5. Refer to City Manager and Budget staff to establish an ongoing General Fund policy of allocating 50% of annual TNC Tax revenues to a citywide traffic calming budget and the remaining 50% to tier 1 bike/pedestrian/transit priority projects as specified under 3. a-c.

Financial Implications: See report

Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

Action Calendar

13. Reimagining Public Safety Status Report

From: City Manager

Recommendation:

1. Review and discuss the provided status report from the City Manager with the goal of demonstrating transparency and facilitating informed council discussion towards the advancement of the Reimagining Public Safety initiative in Berkeley.
2. Provide comments on the Gun Violence Prevention program model report for Berkeley with the goal of facilitating informed council discussion.

Financial Implications: See report

Contact: Carianna Arredondo, City Manager's Office, (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.*

Archived indexed video streams are available at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>.

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 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 <https://berkeleyca.gov/>.

Agendas and agenda reports may be accessed via the Internet at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>

and may be read at reference desks at the following locations:

City Clerk Department - 2180 Milvia Street, First Floor

Tel: 510-981-6900, TDD: 510-981-6903, Fax: 510-981-6901

Email: clerk@berkeleyca.gov

Libraries: Main – 2090 Kittredge Street,

Claremont Branch – 2940 Benvenue, West Branch – 1125 University,

North Branch – 1170 The Alameda, Tarea Hall Pittman 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 November 30, 2023.*

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](#).*

**Safer Streets and Sidewalks**

- 1. Jason Warriner
- 2. Carol Hirth
- 3. Barbara Gilbert
- 4. Shirley Kirsten
- 5. Virginia Browning
- 6. Jose Oliveira
- 7. Ben and Laurel Kuchinsky
- 8. Eliot Walker

**Ashby BART**

- 9. Vincent Casalaina (2)

**Burned RV**

- 10. Chris Saulnier

**Waterfront**

11. Ginger Ogle

**Golden Gate Field Horses**

12. Nan McGuire

**Chess Club**

13. Jesse Sheehan (2)

**Press Release**

14. Office of the Director of Police Accountability

**Unhoused Crime**

15. John Caner, on behalf of the Downtown Berkeley Association

**Street Lighting**

16. Brian Barsky

**EBMUD Paving**

17. Greg Couch

18. Y'Ariad Burrell, on behalf of EBMUD

**Household Occupancy**

19. Leilah Dozier

**Full Marathon**

20. Annie Barrows

**Hard Hats Ordinance**

21. Cody Strock

**Officer Marble**

22. Diana Bohn

**Rent Board**

23. Barbara Gilbert

**Council Meeting Disruption**

24. savebtown@

**Gilman and Marin Street**

25. Steve Mellinger

**Israel and Palestine**

26. Azam Javed

27. Almira Tanner

28. Sarah Naameh
29. Sarah Khan
30. Mona Masri
31. Sandra Nasser
32. Sophia Mottershead
33. Hamza Kundi
34. Mary-Lee Kimber Smith
35. Debbie Tuttle
36. Michael Fullerton
37. Barbara Erickson
38. Nohely Melenciano
39. Lilyana Hudson
40. Tirzah Riley
41. Laila Hamidi
42. Christina Harb
43. Noah Ahmed Surti
44. 55 similarly-worded form letters (Resolution)
45. 169 similarly-worded from letters (Ceasefire)

### **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.



Kate Harrison  
Councilmember, District 4

## ACTION CALENDAR

December 5, 2023

*(Continued from November 28, 2023)*

To: Honorable Mayor and Members of the City Council

From: Councilmember Harrison

Subject: Refer to the City Manager to Enhance the City's Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

### RECOMMENDATION

1. Refer to the City Manager to review and develop enhanced and enforceable City deconstruction and materials management regulations, including the following elements:

- a. Review of national and international best practices for regulating deconstruction, diversion, recycling, and reuse of construction and demolition materials;
- b. Integrate deconstruction and construction and enhanced demolition debris management, tracking, and regulation into the Department of Public Works' Zero Waste Strategic Plan and Transfer Station upgrade as appropriate;
- c. Policy options for (1) enforcing minimum State diversion and recycling requirements, (2) new deconstruction requirements applicable to all permitted Berkeley projects including defining specific building components that are potentially reusable and requiring an enforceable salvage survey provided by the City, a reuse organization, or other third party approved by the City, (3) potentially implementing a social cost of carbon fee on construction and demolition debris, (4) possible enhancements to minimum statewide diversion goals, (5) comprehensive tracking of the disposition of construction and demolition materials, (6) enhancing diversion from un-permitted projects, and (7) integrating salvageable material into developer project planning and budgeting process and permit application plan set (as opposed to at time of final permitting).
- d. Background survey on contents of existing building stock to get more data on intended impact and opportunities regarding new deconstruction requirements; vetting of existing service providers (certified salvage contractors and salvage material vendors), markets for salvage materials, a list of approved reuse/salvage facilities; a plan for educating contractors on requirements; and an analysis of the costs of compliance with and implementation of any proposed regulations and analysis of any corresponding impacts on feasibility of new construction.

Refer to the City Manager to Enhance the City’s Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

ACTION CALENDAR  
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2. Refer to December 2023 Budget AAO #1 Process \$250,000 to conduct a nexus fee study (using the latest academic research, updated damage functions, and low discount rates)<sup>1</sup> for a potential social cost of carbon fee to be applied e.g., to the impact of displacing existing embodied carbon (landfilled construction and demolition debris) and replacement with new embodied carbon. The purpose of the fee is to incentivize reuse and deconstruction, minimize demolition, maximize useful embodied carbon, and fund the City’s ongoing green building work and services.

**POLICY COMMITTEE RECOMMENDATION**

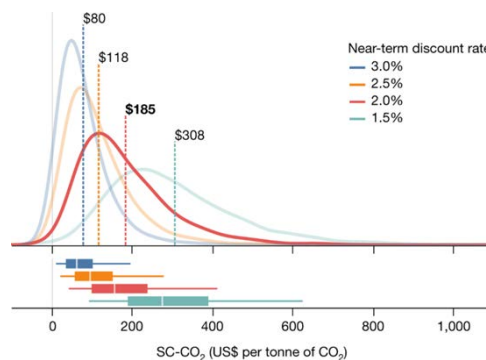
On November 1, 2023, the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee adopted the following action:

M/S/C (Robinson/Harrison) to refer the revised agenda material with a positive recommendation to Council with the following revisions to the recommendation:

1. Section C.3 to read as follows: “potentially implementing a social cost of carbon fee on construction and demolition debris.”
2. Section D to read as follows: “Background survey on contents of existing building stock to get more data on intended impact and opportunities regarding new deconstruction requirements; vetting of existing service providers (certified salvage contractors and salvage material vendors), markets for salvage materials, a list of approved reuse/salvage facilities; and a plan for educating contractors on requirements; and an analysis of the costs of compliance with and implementation of any proposed regulations and analysis of any corresponding impacts on feasibility of new construction.”

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

<sup>1</sup> See Rennert, K., Errickson, F., Prest, B.C. *et al.* Comprehensive evidence implies a higher social cost of CO<sub>2</sub>. *Nature* **610**, 687–692 (2022). <https://doi.org/10.1038/s41586-022-05224-9>. Using a 1.5% discount rate, the social cost of carbon in 2020 dollars is estimated at \$308 (~\$367.48 in 2023) per metric ton of carbon dioxide:



Refer to the City Manager to Enhance the City's Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

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### CURRENT SITUATION, EFFECTS, AND RATIONALE FOR RECOMMENDATION

The accumulation, collection, removal and disposal of waste associated with construction, deconstruction and demolition activities needs to be regulated for the protection of the public health, safety and welfare, climate and natural environment.

According to the World Green Building Council, 11% of all energy-related carbon emissions result from building materials and construction activities.<sup>2</sup> These emissions are often referred to as “embodied carbon,” which the International Code Council defines “the carbon emissions released during the extraction, manufacturing, transportation, construction and end-of-life phases of buildings.”<sup>3</sup>

Emissions are not only embodied in new construction materials and activities, but also in those of the past. The current built environment represents the physical manifestation of past greenhouse gas emissions (GHGs), and given the imperative of rapidly reducing GHGs, such material must be prioritized for preservation, or reuse. Every part of the built environment, whether constructed with ancient redwood timber in the nineteenth century or Canadian Douglas fir and pine in the twenty-first, must be considered and valued within the context of cumulative historic emissions and dwindling and nearly expired carbon budgets.

State law imperfectly addresses the end-of-life phases of buildings through the California Integrated Waste Management Act of 1989 and the California Green Building Code, which requires local governments to require fifty percent of construction debris be diverted from the landfill. Senate Bill 1374 further requires annual reporting to the state on progress made in the diversion of construction related materials, including information on programs and ordinances implemented and quantitative data, where available. In 2016, of Berkeley's total waste stream, 10% was from construction and demolition materials. As discussed below, this number is now likely much higher given the recent uptick in construction.

Additional required minimum diversion rates by project type are covered under the California Green Building Code and the City's local amendments in BMC Title 19 (2019), Buildings and Construction. As a minimum, the latest State code requires 65% of non-hazardous construction and demolition (C&D) waste to be reused *or* recycled. In addition, the State also requires recycling or reuse of 100% of excavated soil and land-

<sup>2</sup> “Bringing Embodied Carbon Upfront.” World Green Building Council, 25 Jan. 2023, <https://worldgbc.org/article/bringing-embodied-carbon-upfront/>.

<sup>3</sup> “Embodied Carbon.” ICC, 11 May 2021, <https://www.iccsafe.org/advocacy/embodied-carbon/>.

Refer to the City Manager to Enhance the City's Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

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clearing debris, concrete, and asphalt. Current requirements include a "Construction Waste Management Plan" survey and requirement to provide receipts of recycled and salvaged material. City Zero Waste staff indicated that while the City tracks diversion, they currently do not enforce State requirements.

Existing laws fall short because there is no state or local requirement that requires property owners or developers to work with the City to develop an accountable plan to carefully take apart a building to maximize reusable materials, whether onsite or through a salvaging operation. In addition, recycling, an allowed alternative to reuse of demolition materials may not maximize capturing embodied carbon. For example, State law includes loopholes that allow a certain percentage of demolition materials to be 'recycled' as a cover to layers of trash in landfills.

This referral to the City Manager aims to implement best practice methods for separation, handling, and delivery of deconstruction and construction site materials to maximize the salvage of building materials for reuse, to reduce the amount of construction and demolition-related materials disposed in landfills and to establish deconstruction and source separation requirements. It also would fund an innovative nexus study to charge a possible social cost of carbon fee on construction and demolition debris to incentivize reuse and deconstruction, minimize demolition, maximize useful embodied carbon, and fund the City's ongoing green building work and services.

Other jurisdictions, such as Palo Alto and Portland, have already implemented deconstruction ordinances. To protect public health, safety and welfare, climate and natural environment, it is in the public interest to adopt this referral and budget referral.

## BACKGROUND

In 2021, the World Green Building Council warned that by 2050 "the [global] building stock is expected to double in size. Carbon emissions released before the built asset is used, referred to as 'upfront carbon', will be responsible for half of the entire carbon footprint of new construction between now and 2050, threatening to consume a large part of our remaining carbon budget."<sup>4</sup> Viewed over the next 10 years, the window scientists view as critical to limiting catastrophic warming emissions, new embodied carbon represents a significant 72% of total building sector emissions.<sup>5</sup> Much of these

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<sup>4</sup> "Bringing Embodied Carbon Upfront."

<sup>5</sup> Logan, Katharine. "Continuing Education: Embodied Carbon & Adaptive Reuse." Architectural Record RSS, Architectural Record, 25 May 2022, <https://www.architecturalrecord.com/articles/15481-continuing-education-embodied-carbon-adaptive-reuse>.



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emissions include those associated with the demolition of existing buildings and the new buildings that replace them.

*Buildings Magazine*, a trade magazine for facility managers and owners of commercial and public buildings, estimates that already an astounding 30% of all waste in the United States is construction and demolition waste. New construction is associated with an average of 3.9 pounds of waste per square foot while demolition yields an astounding 155 pounds of waste per square foot.<sup>6</sup>

When a building is haphazardly demolished to make way for new construction, not only are carbon emissions typically expended to tear it down and transport it for waste processing and disposal, but the former building, composed of many tons of carbon emissions and products arranged in a form useful to society, is rendered useless as waste, or much less useful to society as recyclable material. Instead, the builder replaces the demolished structure with new embodied carbon in constructing the new building, which generates new waste and additional emissions.

According to a 2011 study, even assuming a 30% increase in efficiency resulting from a newly constructed building, it takes 10 to 80 years for the newer and more efficiently operating building to 'break even' or offset the negative carbon impacts associated with replacing an average-performing existing building (not accounting for the "lost" carbon originally embodied in the original building).<sup>7</sup> The following figure demonstrates the number of years required in Portland and Chicago for various forms of newly constructed efficient buildings replacing demolished inefficient buildings to 'break even' with or 'overcome' the new emissions associated with new construction (note: this figure does not include embodied emissions wasted as part of the original construction):

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<sup>6</sup> Monroe, Linda. Diverting Construction Waste | Buildings. <https://www.buildings.com/departments/article/10192921/diverting-construction-waste>; See also, Sahabi, Ali. "Structural Retrofits Reduce the Carbon Footprint (Part 2 of 3) - USGBC-La." USGBC, 25 Feb. 2023, <https://usgbc-la.org/2023/02/09/structural-retrofits-reduce-the-carbon-footprint-part-2-of-3>.

<sup>7</sup> "National Trust for Historic Places: Return to Home Page." The Greenest Building: Quantifying the Environmental Value of Building Reuse, Preservation Green Lab of the National Trust for Historic Preservation, 2011, <https://forum.savingplaces.org/connect/community-home/librarydocuments/viewdocument?DocumentKey=227592d3-53e7-4388-8a73-c2861f1070d8&CommunityKey=00000000-0000-0000-0000-000000000000&tab=librarydocuments>, p. VIII.

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### Year Of Carbon Equivalency For Existing Building Reuse Versus New Construction

This study finds that it takes between 10 to 80 years for a new building that is 30 percent more efficient than an average-performing existing building to overcome, through efficient operations, the negative climate change impacts related to the construction process. This table illustrates the numbers of years required for new, energy efficient new buildings to overcome impacts.

| Building Type                        | Chicago  | Portland |
|--------------------------------------|----------|----------|
| Urban Village Mixed Use              | 42 years | 80 years |
| Single-Family Residential            | 38 years | 50 years |
| Commercial Office                    | 25 years | 42 years |
| Warehouse-to-Office Conversion       | 12 years | 19 years |
| Multifamily Residential              | 16 years | 20 years |
| Elementary School                    | 10 years | 16 years |
| Warehouse-to-Residential Conversion* | Never    | Never    |

\*The warehouse-to-multifamily conversion (which operates at an average level of efficiency) does not offer a climate change impact savings compared to new construction that is 30 percent more efficient. These results are driven by the amount and kind of materials used in this particular building conversion. As evidenced by the study's summary of results, as shown on page VII, the warehouse-to-residential conversion does offer a climate change advantage when energy performance for the new and existing building scenarios are assumed to be the same. This suggests that it may be especially important to retrofit warehouse buildings for improved energy performance, and that care should be taken to select materials that will maximize environmental savings.

8

Since 2011, the advent of new insulation and electrification technologies make renovating or adapting older buildings more competitive in terms of reducing existing onsite carbon emissions.<sup>9</sup> This referral takes the perspective that both the carbon avoided by reusing existing materials (as in the examples above) and the carbon used in the original construction need to be considered as impacts of C&D and be accounted for in addressing the climate emergency. In other words, existing buildings represent historic expenditures of carbon and demolition needs to be seen as both destroying the usefulness of past emissions and *contributing new emissions*.

The greenest building is the one that already exists.<sup>10</sup> The best way to avoid new carbon emissions, and to repurpose or restore the use value of existing emissions, is to

<sup>8</sup> Id.

<sup>9</sup> Id., p. 20

<sup>10</sup> Adam, Robert. “The Greenest Building Is the One That Already Exists.” *The Architects' Journal*, 13 Aug. 2021, <https://www.architectsjournal.co.uk/news/opinion/the-greenest-building-is-the-one-that-already-exists>.

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preserve and renovate existing structures. To the extent that new or additional uses are needed, e.g., converting a single-family home into a multiplex, the lowest carbon path is to maintain as much of the original structure as possible with expansions and modifications as needed. Such a strategy maintains the integrity of the historic embodied carbon, and minimizes expenditure of new carbon emissions. For example, UC Berkeley's new Engineering Center includes adaptive reuse which UC states "will significantly lower the carbon emissions of the project, including more than a 90% reduction in demolition."<sup>11</sup>

A 2021 study conducted by ECONorthwest found that "conservatively speaking, residential and commercial demolitions in the City of Portland are responsible for 124,741 metric tons of CO<sub>2</sub> emissions per year, which amounts to approximately 4.5 percent of the City's total annual [emissions] reduction goal."<sup>12</sup>

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<sup>11</sup> "Engineering Center." *Berkeley Engineering*, 2 May 2023, [engineering.berkeley.edu/about/facilities/engineering-center/](https://engineering.berkeley.edu/about/facilities/engineering-center/).

<sup>12</sup> Oregon, Restore. "Understanding the Carbon Cost of Demolition." Restore Oregon, 1 Oct. 2021, <https://restoreoregon.org/2021/04/12/understanding-the-carbon-cost-of-demolition/>.

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## Fight Climate Change with Restoration & Reuse

Oregon’s existing buildings are among our greatest renewable resources.

### THE HIDDEN COST OF DEMOLITION & RECONSTRUCTION



**126 METRIC TONS OF CARBON**

Renovating a 1,500 SF older home, instead of tearing one down and replacing it with 3,000 SF of new construction, reduces CO2 emissions by 126 tons.



**1,383 METRIC TONS OF CARBON**

Renovating a 10,000 SF commercial building versus replacing it with a 20,000 SF structure, which uses more energy-intensive materials, reduces CO2 emissions by 1,383 tons.

### RENOVATION & REUSE PREVENT EMISSIONS



**44,048 GALLONS OF GAS**

A savings of 126 tons of embodied CO2 is roughly equivalent to preventing the emissions from 44,048 gallons of gasoline.



**464,127 GALLONS OF GAS**

The carbon savings for a commercial building is equivalent to preventing the emissions from 464,127 gallons of gasoline.

### LOOKED AT ANOTHER WAY...



**93 CARS OFF THE ROAD**

The average car uses 474 gallons of gasoline per year. Renovating just one older home, vs. demolishing/replacing it, equates to taking 93 cars off the road for an entire year.



**1,028 CARS OFF THE ROAD**

Renovating an existing commercial structure makes an even bigger impact as its renovation equates to taking 1,028 cars off the road for an entire year.

### DO THE MATH: IT REALLY ADDS UP!



From 2016-2020 in Portland, over 823 houses were demolished. That’s equivalent to annual emissions from **76,480 cars!**



Over the same five years, 376 of Portland’s commercial structures were razed. That’s equivalent to annual emissions from **386,528 cars!**

Embodied energy is all the energy used constructing a building, including the creation of materials and building components as well as their transportation of the site.

13

Refer to the City Manager to Enhance the City’s Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

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### City of Berkeley’s Current Construction and Demolition Waste

A 2017 StopWaste Waste Characterization Study for Alameda County found that approximately 10% of Berkeley’s total waste tonnage in 2016 resulted from C&D debris.<sup>14</sup>

2017 Waste Characterization Study Design  
StopWaste of Alameda County, CA

SCS ENGINEERS

Exhibit 2. 2016 Annual Waste Quantities – Adjusted

| Originating Jurisdiction | MSW                                |               |                |               |                |                | C&D             |              |               | Special         |               |              |               | Unknown     | Total          |
|--------------------------|------------------------------------|---------------|----------------|---------------|----------------|----------------|-----------------|--------------|---------------|-----------------|---------------|--------------|---------------|-------------|----------------|
|                          | Davis Street TS                    | Berkeley TS   | BLT Ent TS     | Altamont LF   | Vasco Rd LF    | TOTAL          | Davis Street TS | Altamont LF  | TOTAL         | Davis Street TS | Altamont LF   | Vasco Rd LF  | TOTAL         | Vasco Rd LF |                |
| Alameda                  | 23,417                             | 36            |                |               | 344            | 23,796         | 1,283           | 135          | 1,418         |                 | 355           | 14           | 369           |             | 25,583         |
| Albany                   | 3,567                              | 364           |                |               | 2              | 3,933          | 1,023           |              | 1,023         |                 | 0             |              | 0             |             | 4,956          |
| Berkeley                 | 2,091                              | 47,014        |                | 171           | 76             | 49,352         | 5,269           | 5            | 5,274         |                 | 432           | 11           | 443           |             | 55,069         |
| Castro Valley SD         | INCLUDED IN Alameda Unincorporated |               |                |               |                |                |                 |              |               |                 |               |              |               |             |                |
| Dublin                   | 51                                 |               |                | 28,591        | 1,602          | 30,244         | 25              | 41           | 66            |                 | 97            | 60           | 158           |             | 30,468         |
| Emeryville               | 5,873                              | 166           |                |               | 16             | 6,056          | 3,051           |              | 3,051         |                 | 349           | 2            | 351           |             | 9,457          |
| Fremont                  | 417                                |               | 156,167        | 2             | 918            | 157,503        | 229             | 127          | 356           |                 | 305           | 347          | 652           |             | 158,510        |
| Hayward                  | 78,374                             | 233           | 7              | 104           | 1,341          | 80,058         | 20,320          | 190          | 20,510        | 290             | 1,915         | 264          | 2,468         |             | 103,036        |
| Livermore                | 100                                |               |                | 284           | 58,923         | 59,307         | 88              | 2,063        | 2,151         |                 | 562           | 601          | 1,163         |             | 62,621         |
| Newark                   | 69                                 |               | 28,946         | 0             | 39             | 29,054         | 34              | 2            | 36            |                 | 0             | 225          | 225           |             | 29,315         |
| Oakland                  | 148,509                            | 7,635         |                | 76            | 3,451          | 159,671        | 21,664          | 242          | 21,905        |                 | 7,430         | 434          | 7,864         |             | 189,441        |
| Oro Loma SD              | INCLUDED IN Alameda Unincorporated |               |                |               |                |                |                 |              |               |                 |               |              |               |             |                |
| Piedmont                 | 39                                 | 135           |                |               | 9              | 183            | 69              |              | 69            |                 | 17            |              | 17            |             | 269            |
| Pleasanton               | 158                                |               |                | 8             | 94,690         | 94,856         | 297             | 985          | 1,282         |                 | 203           | 403          | 606           |             | 96,744         |
| San Leandro              | 31,752                             | 213           |                | 50            | 39,003         | 71,018         | 5,513           | 10           | 5,523         | 4,231           | 375           | 389          | 4,994         |             | 81,535         |
| Unincorporated           | 25,713                             | 175           |                | 756           | 3,236          | 29,879         | 3,471           | 185          | 3,656         | 358             | 1,164         | 181          | 1,703         | 262         | 35,499         |
| Union City               | 791                                |               | 34,342         | 2             | 69             | 35,204         | 74              | 2            | 76            |                 | 399           | 2,318        | 2,717         |             | 37,998         |
| <b>Total</b>             | <b>320,920</b>                     | <b>55,971</b> | <b>219,462</b> | <b>30,043</b> | <b>203,719</b> | <b>830,114</b> | <b>62,411</b>   | <b>3,986</b> | <b>66,397</b> | <b>4,879</b>    | <b>13,602</b> | <b>5,250</b> | <b>23,731</b> | <b>262</b>  | <b>920,503</b> |

1. Removed 4,000 tons of Special Waste disposed of at Altamont Landfill from City of Alameda
2. Removed 18,800 tons of MSW disposed of at Berkeley TS from City of Berkeley
3. Removed 20,662 tons of MSW disposed of at Altamont LF from City of Newark; and removed 27,357 tons of Special Waste disposed of at Altamont LF from City of Newark

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This study predates the recent building boom associated with new local and statewide housing policies, economic developments, and COVID-19 related renovation trends. It may also not capture cross-jurisdictional disposal of waste.

A snapshot for the twelve months preceding April, 2023 suggests a substantial increase in C&D as compared to StopWaste’s 2016 study. As reported through the City’s Green Halo Systems dashboard, C&D waste was more than 18,000 tons, a staggering 244% increase from 2016 levels. Of this material, the City reported that only 567 tons were

<sup>13</sup> Id.

<sup>14</sup> “Alameda County 2017-18 Waste Characterization Study.” StopWaste - A Public Agency Reducing Waste in Alameda County, StopWaste, 5 Sept. 2018, <https://www.stopwaste.org/resource/alameda-county-2017-18-waste-characterization-study>.

<sup>15</sup> Id.

Refer to the City Manager to Enhance the City’s Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

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reused while 2,530 tons were disposed (landfill), and 15,073 recycled.<sup>16</sup> The distribution of materials within each distinct material category is not clear. The Green Halo dashboard summarizes overall C&D by category over the same period as follows:

| MATERIAL                           | IN TONS   | RATE   |
|------------------------------------|-----------|--------|
| 1 Concrete                         | 10,839.63 | 58.74% |
| 2 Mixed C & D Debris               | 4,762.22  | 25.80% |
| 3 Asphalt - Pavement & Grinding    | 661.01    | 3.58%  |
| 4 Deconstructed & Reuse Items      | 567.24    | 3.07%  |
| 5 Bricks, Masonry & Stone Products | 474.15    | 2.57%  |
| 6 Dirt/Soil-Clean Fill             | 320.97    | 1.74%  |
| 7 Metal                            | 286.43    | 1.55%  |
| 8 Waste (Trash)                    | 207.81    | 1.13%  |
| 9 Drywall - Clean/Unpainted        | 198.87    | 1.08%  |
| 10 Wood - Clean                    | 136.52    | 0.74%  |

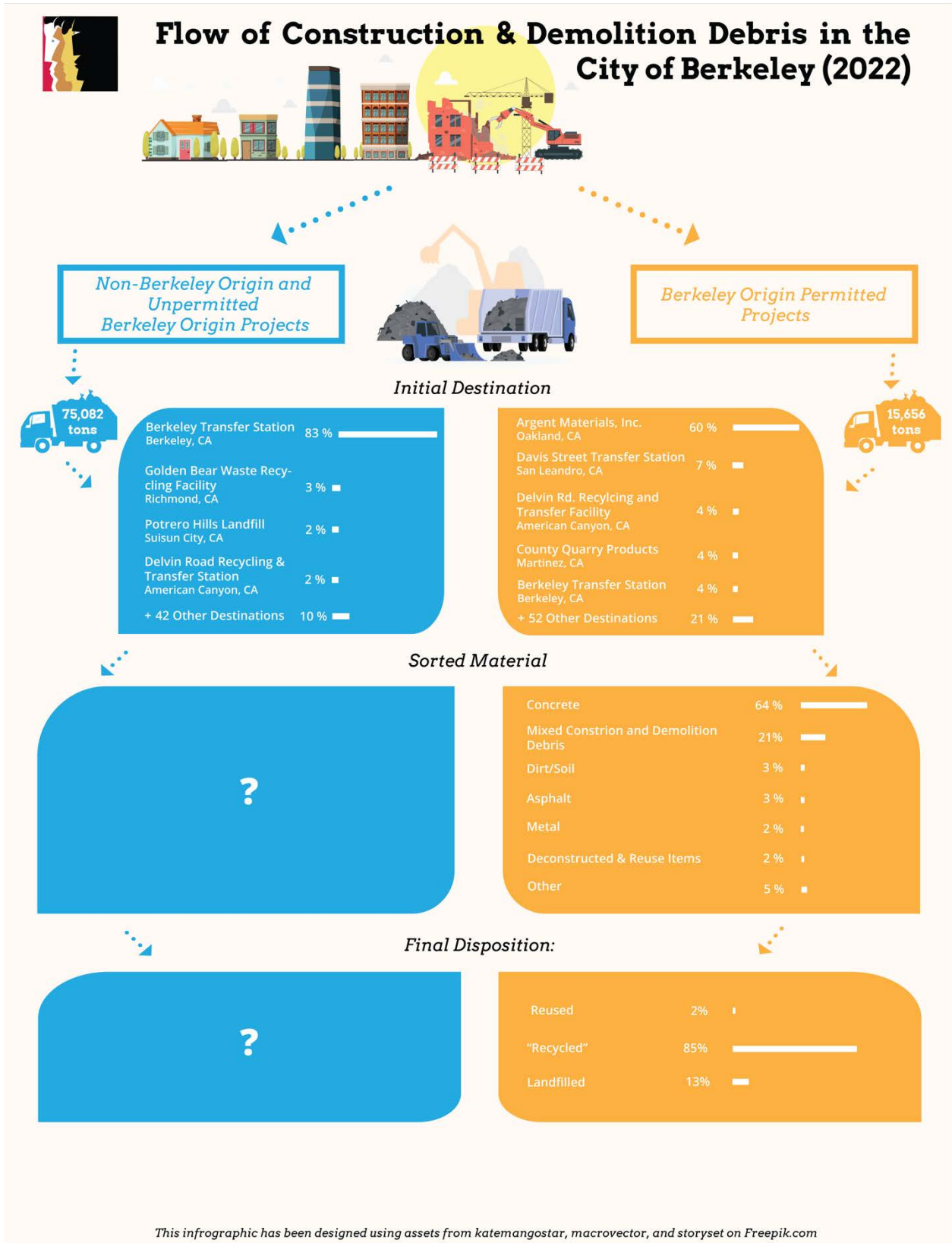
The author worked with Zero Waste staff to produce a snapshot of construction and demolition debris from Berkeley origin permitted, and non-Berkeley origin and unpermitted Berkeley origin projects for 2022:

<sup>16</sup> City of Berkeley Recycling Center, City of Berkeley, Powered by Green Halo Systems and City of Berkeley, 5 Apr. 2023, <https://berkeley.wastetracking.com/>.

<sup>17</sup> Id.

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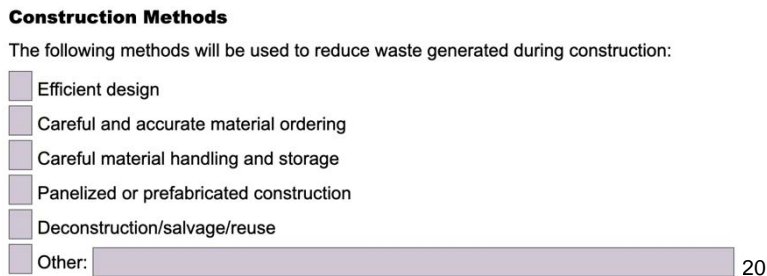
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### City of Berkeley’s Current Approach to C&D Waste

In furtherance of state law regulating C&D debris,<sup>18</sup> the Building and Safety Permit Service Center currently maintain a “Construction Waste Management Plan”<sup>19</sup> form applicable to the following projects:

1. Any non-residential projects requiring building permits.
2. Residential new buildings.
3. Residential projects that increase a building’s conditioned area, volume, or size.
4. Residential projects valued over \$100,000.
5. Demolition permits valued over \$3,000.

Projects are asked to disclose generally which methods they intend to use to reduce waste during construction:



Applicants then complete a more detailed “Construction Waste Management Plan” through the Green Halo web platform.

In addition, the form asks for information about weight tickets for disposed and recycled materials and photos of any salvaged/reused materials. This data is then uploaded and processed via the City’s Green Halo dashboard.

<sup>18</sup> A minimum of 65% of the waste generated by construction and demolition activities must be diverted away from landfill disposal through any combination of recycling, salvage, reuse or composting. 100% of asphalt, concrete, and land clearing debris must be recycled.

<sup>19</sup> Form #172 Construction Waste Management Plan - Berkeley, California. Building and Safety Permit Service Center, 19 Mar. 2021, <https://berkeleyca.gov/sites/default/files/2022-02/Waste%20Management%20Plan.pdf>.

<sup>20</sup> Id.



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**Diversion Documentation**

Submit a Construction Waste Management Plan via Green Halo at [www.berkeley.wastetracking.com](http://www.berkeley.wastetracking.com). Prior to permit final, weight tickets for all materials disposed and recycled must be uploaded. Photos are acceptable for salvaged/reused materials.

Green Halo Tracking Number:

I understand the waste diversion requirements of Berkeley Municipal Code Section 19.37 and submit this Construction Waste Management Plan pursuant to California Green Building Standards Code Section 4.408.2 or 5.408.1.1.

Name Signature Date 21

**Referral Overview: Enforcement and Consideration of New Requirements**

Drawing inspiration from neighboring jurisdictions such as Palo Alto and Portland, the proposed referral to the City Manager moves beyond the state’s simple percentage-based diversion, recycling, and reuse requirements, and towards defining specific building components that are potentially reusable and requiring a salvage survey provided by the City, a reuse organization, or other third party approved by the City. These reporting requirements would need to be met prior to the issuance of a demolition permit. The survey is aimed at itemizing the potential materials and items eligible for salvage and reuse and the estimated weights, preparing the builder for source separation, and connecting builders directly to salvaging experts who may be able to connect the builder to organizations who can accept or purchase their material for reuse. The threshold would remain the same as in the current statute.

This approach is more proactive than state rules, which rely on the judgment of the builder, to avoid incentivizing (1) more destructive techniques of traditional demolition, and (2) recycling instead of reuse. In addition, the City now only requires the builder to self-certify that disposed material was diverted after demolition occurs (as opposed to a detailed site survey that estimates weights before demolition occurs).

The referral also requires deconstruction, which is defined as “the systematic and careful dismantling of a structure, typically in the opposite order it was constructed, in order to maximize the salvage of materials and parts for reuse and recycling.”

Upon completion of the deconstruction and source separation of materials, the applicant or person responsible for the project may be required to ensure the items listed on the salvage survey are delivered to, collected by or received by, and certified by a reuse

<sup>21</sup> Id.

Refer to the City Manager to Enhance the City's Deconstruction and Construction Materials Management Enforcement and Regulations and Refer to the AAO #1 Budget Process \$250,000 for Social Cost of Carbon Nexus Fee Study for Berkeley Origin Construction and Demolition Debris

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organization or other third party approved by the City, and shall submit to the City proof of delivery of salvage items in accordance with City regulations. This process creates a chain of custody of environmentally, labor, and carbon intensive resources, and incentivizes builders to prioritize designs and projects that minimize demolition in favor of adaptation.

In addition, this item includes a referral to the City Manager to conduct a nexus fee study in connection with a potential social cost of carbon fee applied to landfilled construction and demolition debris. The City Attorney's office has advised that the nexus study must be completed before the Council can consider a fee.

#### FISCAL IMPLICATIONS

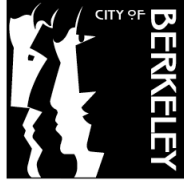
Staff time will be needed to implement the referrals.

#### ENVIRONMENTAL SUSTAINABILITY

Restoring or adapting embodied carbon in buildings is significantly less carbon intensive than demolition and new construction. In instances where restoration and adaptation are not feasible, reuse of materials through deconstruction is superior to traditional demolition techniques.

#### CONTACT PERSON

Councilmember Kate Harrison, Council District 4, (510) 981-7140



**AGENDA**  
**BERKELEY CITY COUNCIL MEETING**  
**Tuesday, December 5, 2023**  
**6:00 PM**

SCHOOL DISTRICT BOARD ROOM - 1231 ADDISON STREET, BERKELEY, CA 94702  
TELECONFERENCE LOCATION - 1404 LE ROY AVE, BERKELEY 94708

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 – MARK HUMBERT

*This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. If you are feeling sick, please do not attend the meeting in person.*

*Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at [http://berkeley.granicus.com/MediaPlayer.php?publish\\_id=1244](http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244).*

*Remote participation by the public is available through Zoom. To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL: <https://cityofberkeley-info.zoomgov.com/j/1612629119> To request to speak, use the “raise hand” icon by rolling over the bottom of the screen. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and enter **Meeting ID: 161 262 9119**. If you wish to comment during the public comment portion of the agenda, Press \*9 and wait to be recognized by the Chair. Please be mindful that the meeting will be recorded.*

*To submit a written communication for the City Council’s consideration and inclusion in the public record, email [council@berkeleyca.gov](mailto:council@berkeleyca.gov).*

*This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953 and applicable Executive Orders as issued by the Governor that are currently in effect. Any member of the public may attend this meeting. Questions regarding public participation may be addressed to the City Clerk Department (510) 981-6900. The City Council may take action related to any subject listed on the Agenda.*

*Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.*

## Preliminary Matters

### Roll Call:

**Land Acknowledgement Statement:** *The City of Berkeley recognizes that the community we live in was built on the territory of xučyun (Huchiun (Hooch-yoon)), the ancestral and unceded land of the Chochochenyo (Cho-chen-yo)-speaking Ohlone (Oh-low-nee) people, the ancestors and descendants of the sovereign Verona Band of Alameda County. This land was and continues to be of great importance to all of the Ohlone Tribes and descendants of the Verona Band. As we begin our meeting tonight, we acknowledge and honor the original inhabitants of Berkeley, the documented 5,000-year history of a vibrant community at the West Berkeley Shellmound, and the Ohlone people who continue to reside in the East Bay. We recognize that Berkeley's residents have and continue to benefit from the use and occupation of this unceded stolen land since the City of Berkeley's incorporation in 1878. As stewards of the laws regulating the City of Berkeley, it is not only vital that we recognize the history of this land, but also recognize that the Ohlone people are present members of Berkeley and other East Bay communities today. The City of Berkeley will continue to build relationships with the Lisjan Tribe and to create meaningful actions that uphold the intention of this land acknowledgement.*

**Ceremonial Matters:** *In addition to those items listed on the agenda, the Mayor may add additional ceremonial matters.*

**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 to address matters not on the Council agenda. If five or fewer persons wish to speak, each person selected will be allotted two minutes each. If more than five persons wish to speak, 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 attending the meeting in-person and 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.*

**Public Comment by Employee Unions (first regular meeting of the month):** *This period of public comment is reserved for officially designated representatives of City of Berkeley employee unions, with five minutes allocated per union if representatives of three or fewer unions wish to speak and up to three minutes per union if representatives of four or more unions wish to speak.*

## 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." Three members of the City Council must agree to pull an item from the Consent Calendar or Information Calendar for it to move 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

**1. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on December 5, 2023**

**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:** Sewer Fund - \$600,000

Contact: Henry Oyekanmi, Finance, (510) 981-7300

**2. Contract No. 32000060 Amendment: Toshiba Contract for Multi-function Devices**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to amend the City's contract with Toshiba (City Contract #32000060) through September 15, 2025, and to approve additional appropriations related for performance of this contract.

**Financial Implications:** See report

Contact: Henry Oyekanmi, Finance, (510) 981-7300

**3. Contract: Intterra for Operations, Pre-Planning, Reporting, and Analytics**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee(s) to enter into a contract and any amendments with Intterra by piggybacking on City of San Diego Contract Number No. 10089896-22-W. The contract will be effective December 18, 2023, through September 30, 2028, the end date of the contract with San Diego, in an amount not to exceed \$272,029. Following an extension approved by the City of San Diego, the contract may be extended for up to an additional five (5) years at a cost not to exceed an additional \$300,000.

**Financial Implications:** See report

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

## Consent Calendar

- 4. Memorandum of Understanding: Berkeley Fire Fighters Association**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution  
1) approving a successor Memorandum of Understanding (hereafter referred to as “MOU”) with the Berkeley Fire Fighters Association (hereafter referred to as the “Union”) for a three-year term from July 1, 2023 through June 30, 2026 and authorizing the City Manager to execute and implement the terms and conditions of employment set forth in the new MOU and to make non-substantive edits to the format and language of the MOU in alignment with the tentative agreement, and conforming to legal requirements; and  
2) approving a new Classification and Salary table for BFFA classifications (Representation Unit B) that implement the salary adjustments reflected in the new MOU and supersede prior salary resolutions.  
The terms of the proposed 2023-2026 MOU are within the parameters of authority approved by Council in closed session.  
**Financial Implications:** See report  
Contact: Aram Kouyoumdjian, Human Resources, (510) 981-6800
- 5. Contract No. 32000281 Amendment: ConvergeOne for Avaya Administration, Maintenance and Support.**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 32000281 to increase the spending authority with ConvergeOne (previously named Integration Partners) for Avaya telephone system administration, maintenance and support services increasing the amount by \$825,811 for a total not-to-exceed amount of \$1,718,633 from July 1, 2020 to June 30, 2025.  
**Financial Implications:** See report  
Contact: Kevin Fong, Information Technology, (510) 981-6500
- 6. Contract No. 32000008 (11012) Amendment: Granicus, Inc. for Video Streaming Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 32000008 with Granicus, Inc., to continue providing live video streaming, on-demand archival video, podcasting, and web page subscription services, increasing the contract amount by \$115,300 for a total not-to-exceed amount of \$322,946 from July 1, 2017 to June 30, 2025.  
**Financial Implications:** See report  
Contact: Kevin Fong, Information Technology, (510) 981-6500

## Consent Calendar

7. **Grant Contract: Housing and Urban Development (HUD) for the MLK Youth Services Center Seismic Upgrade Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to accept the HUD grant for the MLK Youth Services Center Seismic Upgrade Project in the amount of \$750,000, 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 grants.  
**Financial Implications:** Revenue - \$750,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700
8. **Donation from the Friends of the Berkeley Rose Garden**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution accepting a cash donation from the Friends of the Berkeley Rose Garden in the amount of \$5,000 to purchase roses and maintenance yard fence screening for the Berkeley Rose Garden.  
**Financial Implications:** Revenue - \$5,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

## Council Consent Items

9. **Thirteenth Annual Martin Luther King Jr. Celebration: City Sponsorship and Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Fund**  
**From: Mayor Arreguin (Author), Councilmembers Hahn and Wengraf (Co-Sponsors)**  
**Recommendation:**  
1. Adopt a Resolution co-sponsoring the 13th Annual Martin Luther King Jr. Celebration on January 15, 2024.  
2. Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$250 from Mayor Arreguin, to the Berkeley Rotary Endowment, the fiscal sponsor of the 13th Annual Martin Luther King Jr. celebration, with funds relinquished to the City's general fund for this purpose from the discretionary Council Office Budgets of Mayor Arreguin and any other Councilmembers who would like to contribute.  
**Financial Implications:** See report  
Contact: Jesse Arreguin, Mayor, (510) 981-7100

## Council Consent Items

- 10. Nancy Skinner Municipal Pier Resolution**  
**From: Councilmember Taplin (Author) and Kesarwani (Co-Sponsor)**  
**Recommendation:** Refer to the Parks, Recreation, and Waterfront (PRW) Commission a Resolution renaming the Berkeley Municipal Pier in honor of State Senator Nancy Skinner (D-Berkeley) upon its reopening to the public and authorizing the City Manager to update signage and electronic media accordingly; and to return Resolution to Council for final consideration.  
**Financial Implications:** See report  
Contact: Terry Taplin, Councilmember, District 2, (510) 981-7120
- 11. Budget Referral: Refer \$273,341 to the November 2023 AAO #1 to Pre-fund the Green Building Program Manager on Permanent Basis**  
**From: Councilmember Harrison (Author)**  
**Recommendation:** Refer \$273,341 to the November 2023 AAO #1 to pre-fund the Green Building Program Manager position before it expires and thereafter fund it on a permanent basis.  
**Financial Implications:** See report  
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

## Action Calendar

*The public may comment on each item listed on the agenda for action. 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 during one of the Action Calendar public comment periods on the item. Public comment will occur for each Action item (excluding public hearings, appeals, and/or quasi-judicial matters) in one of two comment periods, either 1) before the Action Calendar is discussed; or 2) when the item is taken up by the Council.*

*A member of the public may only speak at one of the two public comment periods for any single Action item.*

*The Presiding Officer will request that persons wishing to speak line up at the podium, or use the "raise hand" function in Zoom, 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 – Scheduled Public Comment Period

*During this public comment period, the Presiding Officer will open and close a comment period for each Action item on this agenda (excluding any public hearings, appeals, and/or quasi-judicial matters). The public may speak on each item. Those who speak on an item during this comment period may not speak a second time when the item is taken up by Council.*



## Action Calendar

**12. Budget Referral: Allocate the Existing \$900,000 Transportation Network Company (TNC) Tax to Calm Traffic in Vicinity of Derby St., Increase Citywide Traffic Calming Budget, and Establish Ongoing General Fund Allocation Policy for the TNC**

**From: Councilmembers Harrison (Author) and Taplin (Co-Sponsor)**

**Recommendation:** Designate existing \$900,000 FY 2024 Transportation Network Company (TNC) Tax allocation as follows:

1. \$100,000 in short, medium, and long-term traffic calming measures in the vicinity of 2023 Halloween Derby St. hit-and-run incident involving a minor to include speed tables, highlighting designation of crosswalks, and consideration of a stop sign on Mabel at Carleton and Derby.
2. \$25,000 to purchase five additional portable speed radar trailers bringing the City's total to seven for targeted traffic calming; and
3. \$325,000 to increase the citywide Traffic Calming Budget on a one-time basis to \$400,000 (up from the current \$75,000); and
4. \$450,000 to citywide to fund: a. tier 1 protected bicycle lanes and crossings identified in the 2017 Bicycle Plan, including but not limited to quick-build projects; and b. priority pedestrian street crossings identified in the 2020 pedestrian plan, including but not limited to quick-build projects; and c. priority quick-build public transit projects under the Street Repair Program; and
5. Refer to City Manager and Budget staff to establish an ongoing General Fund policy of allocating 50% of annual TNC Tax revenues to a citywide traffic calming budget and the remaining 50% to tier 1 bike/pedestrian/transit priority projects as specified under 3. a-c.

**Financial Implications:** See report

Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

**13. Reimagining Public Safety Status Report**

**From: City Manager**

**Recommendation:**

1. Review and discuss the provided status report from the City Manager with the goal of demonstrating transparency and facilitating informed council discussion towards the advancement of the Reimagining Public Safety initiative in Berkeley.
2. Provide comments on the Gun Violence Prevention program model report for Berkeley with the goal of facilitating informed council discussion.

**Financial Implications:** See report

Contact: Carianna Arredondo, City Manager's Office, (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.*

Archived indexed video streams are available at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>.

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 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 <https://berkeleyca.gov/>.

Agendas and agenda reports may be accessed via the Internet at:

<https://berkeleyca.gov/your-government/city-council/city-council-agendas>

and may be read at reference desks at the following locations:

City Clerk Department - 2180 Milvia Street, First Floor  
Tel: 510-981-6900, TDD: 510-981-6903, Fax: 510-981-6901  
Email: [clerk@berkeleyca.gov](mailto:clerk@berkeleyca.gov)

Libraries: Main – 2090 Kittredge Street,  
Claremont Branch – 2940 Benvenue, West Branch – 1125 University,  
North Branch – 1170 The Alameda, Tarea Hall Pittman 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.

~~~~~  
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 November 22, 2023.

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](#).

Safer Streets and Sidewalks

- 1. Jason Warriner
- 2. Carol Hirth
- 3. Barbara Gilbert
- 4. Shirley Kirsten
- 5. Virginia Browning
- 6. Jose Oliveira
- 7. Ben and Laurel Kuchinsky
- 8. Eliot Walker

Ashby BART

- 9. Vincent Casalaina (2)

Burned RV

- 10. Chris Saulnier

Waterfront

- 11. Ginger Ogle

Golden Gate Field Horses

- 12. Nan McGuire

Chess Club

- 13. Jesse Sheehan (2)

Press Release

14. Office of the Director of Police Accountability

Unhoused Crime

15. John Caner, on behalf of the Downtown Berkeley Association

Street Lighting

16. Brian Barsky

EBMUD Paving

17. Greg Couch

18. Y'Ariad Burrell, on behalf of EBMUD

Household Occupancy

19. Leilah Dozier

Full Marathon

20. Annie Barrows

Hard Hats Ordinance

21. Cody Strock

Officer Marble

22. Diana Bohn

Rent Board

23. Barbara Gilbert

Council Meeting Disruption

24. savebtown@

Gilman and Marin Street

25. Steve Mellinger

Israel and Palestine

26. Azam Javed

27. Almira Tanner

28. Sarah Naameh

29. Sarah Khan

30. Mona Masri

31. Sandra Nasser

32. Sophia Mottershead

33. Hamza Kundi

34. Mary-Lee Kimber Smith

35. Debbie Tuttle

36. Michael Fullerton

37. Barbara Erickson
38. Nohely Melenciano
39. Lilyana Hudson
40. Tirzah Riley
41. Laila Hamidi
42. Christina Harb
43. Noah Ahmed Surti
44. 55 similarly-worded form letters (Resolution)
45. 169 similarly-worded form letters (Ceasefire)

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.



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Henry Oyekanmi, Director, Finance
 Subject: Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on December 5, 2023

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.

FISCAL IMPACTS OF RECOMMENDATION

Total estimated cost of items included in this report is **\$600,000**

<u>PROJECT</u>	<u>Fund</u>	<u>Source</u>	<u>Amount</u>
Sanitary Sewer Rehabilitation Project: Urgent Project at various locations	611	Sewer Fund	\$600,000
Total:			\$600,000

CURRENT SITUATION AND ITS EFFECTS

On May, 6, 2008, Council adopted Ordinance No. 7,035-N.S. effective June 6, 2008, which increased the City Manager's purchasing authority for services to \$50,000. As a result, this required report submitted by the City Manager to Council is now for those purchases in excess of \$100,000 for goods; and \$200,000 for playgrounds and construction; and \$50,000 for services. If Council does not object to these items being sent out for bid or proposal within one week of them appearing on the agenda, and upon final notice to proceed from the requesting department, the IFB (Invitation for Bid) or RFP (Request for Proposal) may be released to the public and notices sent to the potential bidder/respondent list.

Formal Bid Solicitations and Request for Proposals
Scheduled for Possible Issuance After Council
Approval on December 5, 2023

CONSENT CALENDAR
December 5, 2023

BACKGROUND

On May 6, 2008, Council adopted Ordinance No. 7,035-N.S., amending the City Manager's purchasing authority for services.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The Finance Department reviews all formal bid and proposal solicitations to ensure that they include provisions for compliance with the City's environmental policies. For each contract that is subject to City Council authorization, staff will address environmental sustainability considerations in the associated staff report to City Council.

RATIONALE FOR RECOMMENDATION

Need for the goods and/or services.

ALTERNATIVE ACTIONS CONSIDERED

None.

CONTACT PERSON

Darryl Sweet, General Services Manager, Finance, 510-981-7329

Attachments:

1: Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on December 5, 2023

- a. Sanitary Sewer Rehabilitation Project: Urgent Project at various locations

Note: Original of this attachment with approval of authorizing personnel is on file in General Services.

SPECIFICATION NO.	DESCRIPTION OF GOODS / SERVICES BEING PURCHASED	APPROX. RELEASE DATE	APPROX. BID OPENING DATE	INTENDED USE	ESTIMATED COST	BUDGET CODE TO BE CHARGED	DEPT. / DIVISION	CONTACT NAME & PHONE
24-11645-C	Sanitary Sewer Rehabilitation Project: Urgent Project at various locations	11/29/2023	12/14/2023	Fulfill Sewer Consent Decree requirement. Sewer rehabilitation and replacement project to repair and replace old and deteriorated sewer lines.	\$600,000	611-54-623-676-0000-000-473-665130-PWENSR2403	Public Works - Engineering	Jonathan Caudillo 981-6427 Daniel Akagi 981-6394
DEPT. TOTAL					\$ 600,000.00			
DEPT. TOTAL								
TOTAL					\$ 600,000.00			



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Henry Oyekanmi, Director, Finance
 Subject: Contract No. 32000060 Amendment: Toshiba Contract for Multi-function Devices

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend the City's contract with Toshiba (City Contract #32000060) through September 15, 2025, and to approve additional appropriations related for performance of this contract.

FISCAL IMPACTS OF RECOMMENDATION

Funds are available in individual departmental budgets. An additional \$210,000 is required to complete the current contract period due to increased products and services resulting from needs during pandemic, and continues going forward. The two-year extension period is estimated at \$200,000 per year (\$400,000 for two additional years). This brings the total projected expenditure over five (5) years to \$1,438,170.

CURRENT SITUATION AND ITS EFFECTS

The original Toshiba contract was approved in the amount of \$828,170, which was intended to provide funding for three years. The pandemic necessitated departments to add a few new products (for example, additional scanners). Additionally, Toshiba's performance has been satisfactory to the City during the contract period.

The City intends to extend the contract with Toshiba for up to two (2) one-year periods to continue services. Estimated annual spend going forward is \$200,000* per year. A spend breakdown is listed in the table below:

Initial Contract Amount	\$ 828,170
Additional funds required for initial contract period	\$ 210,000
Funds for two-year contract extension	\$ 400,000
Total Not-to-Exceed Contract Amount	\$1,438,170

BACKGROUND

The City of Berkeley is a medium size account for copiers in a municipal government setting. Pricing obtained by the City was higher than that of larger cities. In 2019, City of Berkeley identified the Region 4 Education Service Center (ESC) contract, which leveraged several agencies combined to create a large account, but with similar multi-function device (printer/scanner/copier) needs. Region 4 ESC competed and awarded a multi-year contract to Toshiba prior to 2019, and the contract has been revised through May 2025. Region 4 ESC received advantageous pricing based on the size of their bid. The City of Berkeley is able to obtain the same pricing of the larger account by piggybacking on the Region 4 ESC contract, which is now part of Omnia Partners, a large and favorable government cooperative agency. Toshiba continues to attest to meeting the City of Berkeley's social responsibility certifications. The City is satisfied with Toshiba's quality and repair services, and, barring any major disruptions, or negative feedback, intends to continue with Toshiba for the contract extension period.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Toshiba units are stocked with 100% recycled paper. The units themselves are energy-star rated, and scanning is promoted vs. printing. Toner cartridges flow through the EcoSmart toner recycling program, in which the cartridges are reused until they no longer can be, at which time they are transformed into another product.

RATIONALE FOR RECOMMENDATION

The City has over 70 units dispersed throughout nearly all locations, and recompeting is not advantageous at this time.

ALTERNATIVE ACTIONS CONSIDERED

The City considered administering its own RFP, however, the city's copier needs are complex, and a new RFP would take several months to administer, and the cost to change vendors would be significant. Also, the city will not be able to enjoy the economic of scale by itself because its account is limited in size in contrast to this current contract. Thus, piggybacking on the new Region 4 ESC/Omnia Partners contract outweighs the City administering its own RFP at this time.

CONTACT PERSON

Josh Roben, Contract Administrator, Finance/General Services, 510-981-7324

Attachments:
1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 32000060 AMENDMENT: TOSHIBA CONTRACT FOR MULTI-FUNCTION DEVICES

WHEREAS, City Council approved Resolution 69,074-N.S. on September 10, 2019 approving the contract for copiers with Toshiba by piggybacking on the Region 4 Education Service Center's available contract; and

WHEREAS, City departments require ongoing copying, printing, and scanning services, and have departmental budgets for those; and

WHEREAS, the pandemic led to dramatic increase in scanning and electronic storage needs; and

WHEREAS, Toshiba continues to attest to compliance with the City's social responsibility requirements; and

WHEREAS, the benefits of continuing with Toshiba outweigh administering a City of Berkeley RFP at this time.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to amend and extend Contract No. 32000060 with Toshiba as required to continue to meet the copier/printer/scanner needs of City departments; the contract value is now not-to-exceed \$1,438,170 through FY 2025.



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: David Sprague, Fire Chief
Subject: Contract: Intterra for Operations, Pre-Planning, Reporting, and Analytics

RECOMMENDATION

Adopt a Resolution authorizing the City Manager or her designee(s) to enter into a contract and any amendments with Intterra by piggybacking on City of San Diego Contract Number No. 10089896-22-W. The contract will be effective December 18, 2023, through September 30, 2028, the end date of the contract with San Diego, in an amount not to exceed \$272,029. Following an extension approved by the City of San Diego, the contract may be extended for up to an additional five (5) years at a cost not to exceed an additional \$300,000.

FISCAL IMPACTS OF RECOMMENDATION

All funds required to pay for this contract are in the Department’s baseline operating budget. Funding sources include but are not limited to Measure FF and the General Fund.

December 18, 2023- October 31, 2024	.	.	\$61,605.80
November 1, 2024-October 31, 2025	.	.	\$52,605.80
November 1, 2025- October 31, 2026	.	.	\$52,605.80
November 1, 2026-October 31, 2027	.	.	\$52,605.80
November 1, 2027- October 31, 2028	.	.	\$52,605.80

CURRENT SITUATION AND ITS EFFECTS

The Department utilizes multiple platforms that compartmentalize data, such as dispatch and incident response data, incident reporting information, structural and wildland inspection data, live vehicle location data, fire spread modeling, evacuation zone data, and existing data from GIS maps. Intterra has the ability to integrate all data sources into a single mobile application that Department leadership can use to make better long-term plans and responders can use to make better decisions in real time.

Implementation of Intterra will allow the Department to advance our objective of modernizing the organization, make decisions data-driven decisions, and utilize Intterra planning modules to improve field staff safety and preparedness. In addition, personnel will have access to regional and state-wide data, moving toward better interoperability.

BACKGROUND

The City of San Diego conducted a competitive Request for Proposal (RFP) process that solicited bids for a Fire-Rescue Geospatial Software Application which opened on April 1, 2022, and closed on April 29, 2022. Intterra was awarded with as the most responsive bidder and was issued City of San Diego Contract Number No. 10089896-22-W.

ENVIRONMENTAL SUSTAINABILITY

Locally and regionally coordinated operational, pre-planning preventative measures, reporting, and ongoing analytics supported by the Intterra platform contribute to our social responsibility to conserve natural resources and protect our ecosystem by promoting its current and future health and well-being.

RATIONALE FOR RECOMMENDATION

A partnership between The City of Berkeley Fire Department and Intterra supports the City's Strategic Plan's goals and objectives as follows:

- **Goal 1: Create a resilient, safe, connected, and prepared City**
 - 3.23 Fire Prevention: Increase fire/life safety capacity and resources to effectively maintain community safety.
- **Goal 2: Be a customer-focused organization that provides excellent, timely, easily-accessible service and information to the community.**
 - 9.10 Increase and improve communications from the Fire Department

ALTERNATIVE ACTIONS CONSIDERED

Continue without integrated operations, pre-planning, reporting, and analytics systems.

CONTACT PERSON

David Sprague, Fire Chief, 510-981-3473

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT: INTTERRA FOR OPERATIONS, PRE-PLANNING, REPORTING, AND ANALYTICS

WHEREAS, emergency responders are responsible for making sound decisions while operating on emergency scenes, and

WHEREAS, responder decisions are only as good as the information and intelligence they have access to, and

WHEREAS, the Department currently has a number of siloed data sources including dispatch and incident response data, incident information, structural and wildland inspection data, live vehicle location data, fire spread modeling and evacuation zone data, and existing data from GIS maps, and

WHEREAS, there is also a large volume of regional and state-wide data that is available to us which is currently cumbersome or impossible to access, and

WHEREAS, Intterra brings all these data sources together, in one simple mobile application that can be accessed by responders to help make better decisions in real time, and

WHEREAS, implementation of Intterra will allow the Department to take a big step towards the goal of becoming a modern organization that uses data to help drive planning and decision-making.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee(s) is authorized to execute a contract and any amendments with Intterra by piggybacking on City of San Diego Contract Number No. 10089896-22-W. The contract will be effective December 18, 2023, through September 30, 2028, the duration of the contract with San Diego, in an amount not to exceed \$272,029. Following an extension approved by the City of San Diego, the contract may be extended for up to an additional five (5) years at a cost not to exceed an additional \$300,000.



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Aram Kouyoumdjian, Director of Human Resources
 Subject: Memorandum of Understanding: Berkeley Fire Fighters Association

RECOMMENDATION

Adopt a Resolution 1) approving a successor Memorandum of Understanding (hereafter referred to as “MOU”) with the Berkeley Fire Fighters Association (hereafter referred to as the “Union”) for a three-year term from July 1, 2023 through June 30, 2026 and authorizing the City Manager to execute and implement the terms and conditions of employment set forth in the new MOU and to make non-substantive edits to the format and language of the MOU in alignment with the tentative agreement, and conforming to legal requirements; and 2) approving a new Classification and Salary table for BFFA classifications (Representation Unit B) that implement the salary adjustments reflected in the new MOU and supersede prior salary resolutions.

The terms of the proposed 2023-2026 MOU are within the parameters of authority approved by Council in closed session.

FISCAL IMPACTS OF RECOMMENDATION

The cost for the new MOU is approximately \$2.68 million in the first year, \$5.39 million in the second year, and \$7.81 million in the third year.

Savings to the City from modifications to retiree health benefits will vary depending on staffing levels and longevity rates. However, the City’s unfunded other post-employment benefits (OPEB) will decrease by an estimated \$5.32 million, according to a just-completed actuarial study. The savings will be even higher longer-term, as new hires under the modified plan outnumber current members; those savings may be in the millions annually in outlying years, reaching an estimated \$8 million per year by 2073.

CURRENT SITUATION AND ITS EFFECTS

Notable changes in the 2023-2026 MOU are along five dimensions:

- (1) **COLA Increases:** The terms of the new MOU provide for a 3% wage increase effective the start of the first full pay period after Council adoption; a 3% wage

increase effective July 7, 2024; and a 3% wage increase effective July 6, 2025 for a cumulative wage increase of 9% over three (3) years.

- (2) **Certification Differentials:** The City will incentivize a trio of certifications with a 2% differential for each: Cal Fire Service Training and Education System's (CFTES) Firefighter I Certificate (upon approval of the contract), CFTES Firefighter II Certificate (beginning on 1/1/25), and Advanced Cardiovascular Life Support Certificate (beginning on 1/1/26).
- (3) **Longevity Pay:** Effective the first full pay period after Council adoption, the MOU modifies the current longevity pay structure to provide 4% longevity pay beginning with the 12th, 15th, and 20th years of service for a maximum of 12%. The modifications aim to keep the department competitive with other agencies and enhance retention.
- (4) **Retiree Health Benefits:** Effective July 7, 2024, the retiree medical benefit identified in the current MOU will be frozen at rates in place as of July 1, 2024 for current members hired between June 5, 2006 to June 30, 2024. (Members hired prior to June 5, 2006 will not be affected by this modification.) Effective July 7, 2024, the City will contribute to the IAFF Retiree Medical Trust on behalf of each current member an individual amount (according to their date of hire), with the City's contribution not to exceed a \$350 per month contribution average across all members covered by this provision (with members themselves contributing \$25 per month toward that amount). New employees hired on or after July 1, 2024 will contribute \$75 per month into the IAFF RMT and after they complete five continuous years of service, the City will contribute an additional \$225 per month into their individual RMT accounts.

By effectuating these changes, the City will realize future savings that may be as high as \$5.32 million in other post-employment benefits (OPEB), thus reducing its long-term unfunded liabilities; longer-term savings are estimated in the millions annually in outlying years, as members under the new structure outnumber current members and may be as high as \$8 million by 2073.

- (5) **Paramedics:** Article 17 of the MOU will highlight provisions applicable to the Paramedics.

BACKGROUND

The City's labor contract with the Union expired and was fully terminated as of June 30, 2023. In an effort to reach agreement on a successor MOU, representatives of the City and representatives of the Union commenced negotiation sessions beginning in March of 2023. The parties reached a tentative agreement in November 2023.

During the course of negotiations, the Union and the City agreed to various linguistic updates to the MOU (e.g., gender-neutral pronouns), made certain changes affecting operations, and re-ordered/re-numbered the MOU to ease readability and navigation.

The five areas of change with significant financial or other impact are captured above.

ENVIRONMENTAL SUSTAINABILITY

There are no identifiable environmental effects or opportunities associated with the subject of this report.

RATIONALE FOR RECOMMENDATION

The City's labor contract with BFFA expired on June 30, 2023, triggering the need to negotiate a successor agreement.

The recommended changes to the MOU address the need for COLA increases and modifications to longevity pay in order to keep the Berkeley Fire Department competitive in its recruitment and retention efforts.

The revisions to the retiree health benefits program address a key financial concern for the City – unfunded future liabilities – and will reduce such liabilities by as much as \$5.32 million for current members, and additional millions annually in outlying years due to capped payment amounts.

ALTERNATIVE ACTIONS CONSIDERED

Various alternative proposals were considered by the Union and the City's negotiation team before mutual agreement was reached on the proposed MOU.

CONTACT PERSON

Aram Kouyoumdjian, Director of Human Resources, (510) 981-6807.

Attachments:

- 1: Resolution: Memorandum of Understanding: Berkeley Fire Fighters Association
Exhibit A: Memorandum of Understanding Between the City of Berkeley and Berkeley Fire Fighters Association, 2023-2026 (Revised Version)
Exhibit B: Memorandum of Understanding Between the City of Berkeley and Berkeley Fire Fighters Association, 2023-2026 (Tracked Changes Version)

RESOLUTION NO. ##,###-N.S.

MEMORANDUM OF UNDERSTANDING: BERKELEY FIRE FIGHTERS
ASSOCIATION

WHEREAS, the City is obligated under the provisions of California Government Code Sections 3500-3500, commonly referred to as the Meyers-Milias-Brown Act, to meet and confer in good faith and attempt to reach agreement with representatives of recognized bargaining units on matters within the scope of representation including, but not limited to, wages, hours, and other terms and conditions of employment; and

WHEREAS, the City's labor contract with the Berkeley Fire Fighters Association expired and was fully terminated as of June 30, 2023; and

WHEREAS, representatives of the City and the Berkeley Fire Fighters Association have met and conferred in good faith and have reached agreement on a new Memorandum of Understanding that incorporates all changes and modifications in wages, hours, and other terms and conditions of employment agreed to by the parties;

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is hereby authorized to execute the new Memorandum of Understanding for the period July 1, 2023 through June 30, 2026 with the Berkeley Fire Fighters Association, including changes in certain benefits on dates specified in the Memorandum of Understanding which is attached hereto, made a part hereof and marked Exhibit A, and to make non-substantive edits to the format and language of the MOU in alignment with the tentative agreement, and conforming to legal requirements; and

BE IT FURTHER RESOLVED that the Council of the City of Berkeley approves, and the City Manager is hereby authorized to effectuate, a new Classification and Salary table for BFFA Classifications (Representation Unit B) that implement the salary adjustments reflected in the new MOU and supersede prior salary resolutions; and

BE IT FURTHER RESOLVED that a fully executed original of said contract is filed in the Office of the City Clerk.

Exhibits

- A: Memorandum of Understanding Between the City of Berkeley and Berkeley Fire Fighters Association, 2023-2026 (Revised Version)
- B: Memorandum of Understanding Between the City of Berkeley and Berkeley Fire Fighters Association, 2023-2026 (Tracked Changes Version)



Agenda Item
Attachment

This attachment will be provided to the City Council and the public prior to the meeting (including posting to the city website) in accordance with the requirements for revised and supplemental materials in the Open Government Ordinance.

City Clerk Department
2180 Milvia Street
Berkeley, CA 94704
(510) 981-6900

The City of Berkeley, City Council's Web site:
<http://berkeleyca.gov>



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Kevin Fong, Director, Department of Information Technology
 Subject: Contract No. 32000281 Amendment: ConvergeOne for Avaya Administration, Maintenance and Support.

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend Contract No. 32000281 to increase the spending authority with ConvergeOne (previously named Integration Partners) for Avaya telephone system administration, maintenance and support services increasing the amount by \$825,811 for a total not-to-exceed amount of \$1,718,633 from July 1, 2020 to June 30, 2025.

FISCAL IMPACTS OF RECOMMENDATION

Funding for maintenance and support services in the amount of \$825,811 is allocated for Fiscal Year (FY) 2024-2025 in the Department of Information Technology's FY 2024 VoIP Replacement and IT Cost Allocation funds as outlined below. Spending for this amendment in future fiscal years is subject to Council approval of the proposed citywide budget and annual appropriation ordinances.

FY24: Fund 502 - VoIP Replacement, Information Technology Department	\$304,246
FY25: Fund 502 - VoIP Replacement, Information Technology Department	\$521,565
Total FY 2024-2025	\$825,811

CURRENT SITUATION AND ITS EFFECTS

The City is currently contracted with ConvergeOne for administration, maintenance and support of its Avaya telephone system and seeks additional spending authority through FY2025. The City's current Voice Over IP (VoIP) telephone system is operating on an outdated release and needs to be upgraded in order to be eligible for continued Avaya support. To accomplish this, the City requires a specialized, Avaya trained VoIP/telephony technician through ConvergeOne.

This contract amendment will extend administration, maintenance and support spending authority through June 2025 and will ensure the City's telephones and backend voice communications systems are administered and maintained consistent with their criticality to daily City operations and delivery of services to the Berkeley community.

The ConvergeOne contract amendment aligns with the City's strategic goal to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

BACKGROUND

The City originally contracted with Integration Partners (which was since acquired by ConvergeOne) through the end of fiscal year 2024 (FY24). The City's Voice Over IP (VoIP) telephony system was significantly upgraded between calendar years 2020 and 2021. Since then, Avaya software has gone through two additional version iterations, but the City has remained on its current release which is no longer covered by Avaya support.

The contract was amended in December 2022 to add on-site staff augmentation with a telephony engineer/administrator, approved by Council resolution No. 70-583 N.S. The City has been successfully working with ConvergeOne since January 2023 on Avaya administration, maintenance and support and seeks extension of this contract.

ENVIRONMENTAL SUSTAINABILITY

The Avaya solution was selected in part because of the energy-efficient handsets which consume fewer than four watts of energy for each handset. The staff augment technician is local and available to complete field work at all City sites. This resolution continues to support the goals of environmental sustainability.

RATIONALE FOR RECOMMENDATION

The City intends to stay on the Avaya platform for citywide phones through the end of FY 2025. As such, it is critical that we keep the Avaya platform up to date, and sufficiently administered and maintained as we do not want to risk having a gap in our maintenance and support in the event of a major outage of our enterprise phone system. Such an incident would result in significant disruption of services including the Berkeley community not being able to reach City offices via phone call, staff not being able to call each other, and our community and staff not being able to leave voice messages.

ALTERNATIVE ACTIONS CONSIDERED

Staff considered a number of options including not upgrading the Avaya software or renewing our contract for staff augmentation. However, given the criticality of the platform, we recommend proceeding with this recommendation to ensure continuity of critical City systems.

Contract No. 32000281 Amendment: ConvergeOne for Avaya Administration,
Maintenance and Support.

CONSENT CALENDAR
December 5, 2023

CONTACT PERSON

Kevin Fong, Director, Department of Information Technology, 981-6541

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT No. 32000281 AMENDMENT: CONVERGEONE FOR AVAYA UPDATE,
SUPPORT, AND MAINTENANCE

WHEREAS in December 2019, the City issued a Request for Proposals (RFP) for Avaya upgrade, support, and maintenance (Specification No. 20-11377-C) and received 5 qualifying bids; and

WHEREAS Integration Partners (IPC) provided the best combination of cost, responsiveness, and references to complete the necessary upgrades and provide ongoing support moving forward; and

WHEREAS in January 2022, ConvergeOne purchased Integration Partners and, effective September 12, 2022, IPC's operations were fully integrated into ConvergeOne; and

WHEREAS funding for Fiscal Year (FY) 2024 for software maintenance and miscellaneous professional services in the amount of \$304,246 is allocated in the Department of Information Technology's FY 2024 IT VoIP Replacement funds; and

WHEREAS funding for Fiscal Year (FY) 2025 for software maintenance and miscellaneous professional services in the amount of \$521,565, is allocated in the Department of Information Technology's FY 2025 IT VoIP Replacement funds; and

WHEREAS the City intends to maintain this critical Information Technology function – Voice Over IP (VoIP) telephone infrastructure and system; and

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to amend Contract No. 32000281 with ConvergeOne for Avaya update, administration, support and maintenance, increasing the amount by \$825,811 for a total not to exceed amount of \$1,718,633, from July 1, 2020 to June 30, 2025.

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Kevin Fong, Director, Department of Information Technology
 Subject: Contract No. 32000008 (11012) Amendment : Granicus, Inc. for Video Streaming Services

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to amend Contract No. 32000008 with Granicus, Inc., to continue providing live video streaming, on-demand archival video, podcasting, and web page subscription services, increasing the contract amount by \$115,300 for a total not-to-exceed amount of \$322,946 from July 1, 2017 to June 30, 2025.

FISCAL IMPACTS OF RECOMMENDATION

Funds for the additional software maintenance and hardware will be available in the Department of Information Technology’s Fiscal Year (FY) 2024-2025 Cost Allocation, Permit Service Center, and Rent Stabilization Board fund. Funding for future fiscal years is subject to Council approval of the proposed citywide budget and annual appropriation ordinances:

FY 2024: IT Cost Allocation, Software Maintenance	\$55,700
FY 2025: IT Cost Allocation, Software Maintenance	\$59,600
Total FY24-2025 Maintenance Fees	\$115,300

CURRENT SITUATION AND ITS EFFECTS

Video streaming City meetings is a Strategic Plan Priority Project, advancing our goal to be a customer-focused organization that provides excellent, timely, easily-accessible service and information to the community.

The City of Berkeley uses the Granicus MediaManager suite of hosted services to provide public access to live and on-demand archival video via the City website at http://www.CityOfBerkeley.info/IT/Online_Video_Page.aspx . In addition, MediaManager hosts on-demand training videos for internal use by staff from all City departments. This cloud-based service provides unlimited audio and video streaming capacity, archival storage space, indefinite retention, podcasting, and system administration tools (such as video indexing, and synchronized digital documents) without requiring the City to own or maintain a video hosting infrastructure. This service has allowed the City to further

strengthen City's efforts towards greater transparency, accountability, public information accessibility seven days a week.

BACKGROUND

Granicus provides video streaming and archiving services to more than 1,300 cities, towns, counties, and states across the US. In 2003, the City executed a contract with Granicus, Inc. for video streaming, indexing and archiving of City Council meetings and to host internal staff training videos. In January 2003, the City began video streaming and archiving City Council meetings. In January 2006, the City began video streaming and archiving Rent Stabilization Board meetings.

In May 2008, the City began video streaming and archiving Zoning Adjustment Board (ZAB) meetings. In October 2012, the City began video streaming and archiving meetings of the Successor Agency to the Berkeley Redevelopment Agency.

Throughout the past ten years, Granicus has worked with the Department of Information Technology and the City Clerk Department to provide excellent video streaming, storage, archiving, training, and technical support services for Council meetings, Rent Board meetings, commission workshops, and several other City of Berkeley programs.

In 2016 Granicus merged with GovDelivery, the only digital marketing platform built exclusively for public sector organizations. The City has used GovDelivery's web page subscription service for its public website since 2002.

ENVIRONMENTAL SUSTAINABILITY

Streaming City meetings online allows community members to watch these meetings remotely, which reduces greenhouse gas emissions associated with travel time to and from City Council chambers and other locations meetings are held.

RATIONALE FOR RECOMMENDATION

Granicus continues to provides a reliable, efficient, and cost-effective method of providing video streaming service to members of the public and City staff. Additionally, streaming City meetings expands the number of community members who can access City meetings. With the merger of GovDelivery, Granicus now provides the only digital marketing platform built exclusively for public sector organizations.

ALTERNATIVE ACTIONS CONSIDERED

Staff explored the possibility of hosting video streaming services in-house, however, the estimated cost of doing so (infrastructure, staff time, bandwidth, storage, and programming) exceeds the cost of contracting with Granicus for these services.

CONTACT PERSON

Kevin Fong, Director, Department of Information Technology, 981-6525

Attachments:

1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT AMENDMENT: GRANICUS, INC. FOR VIDEO STREAMING SERVICES

WHEREAS, video streaming City meetings is a Strategic Plan Priority Project, advancing our goal to be a customer-focused organization that provides excellent, timely, easily-accessible service and information to the community; and

WHEREAS, Granicus provides video streaming and archiving services to more than 1,300 cities, towns, counties, and states across the US; and

WHEREAS, the City began using Granicus, Inc. for video streaming, indexing and archiving of City Council meetings and to host internal staff training videos and expanded these services in 2006 to include the Rent Stabilization Board and in 2008 to include the Zoning Adjustment Board; and

WHEREAS, Granicus merged with GovDelivery, who provides the web page subscription services to the City; and

WHEREAS, on June 13, 2017, by Resolution No. 68,034 – N.S., the Council approved a contract in an amount not to exceed \$50,680 with Granicus for video streaming, indexing and archiving of City Council meetings; and

WHEREAS, on May 14, 2019, by Resolution No. 68,871 – N.S., the Council approved a contract extension and increased the contract amount by \$156,966 and not to exceed \$207,646 (Contract No. 11012) with Granicus for video streaming, indexing and archiving of City Council meetings; and

WHEREAS, funds for the additional software maintenance and hardware will be available in the Department of Information Technology's Fiscal Year (FY) 2024-2025 Cost Allocation, Permit Service Center, and Rent Stabilization Board fund, funding for future fiscal years is subject to Council approval of the proposed citywide budget and annual appropriation ordinances

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to amend a contract with Granicus, Inc., for live video streaming, on-demand archival video, podcasting, and web page subscription services, increasing the contract amount by \$115,300 for a total not to exceed amount of \$322,946 from July 1, 2017 to June 30, 2025.



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront
 Subject: Grant Contract: Housing and Urban Development (HUD) for the MLK Youth Services Center Seismic Upgrade Project

RECOMMENDATION

Adopt a Resolution authorizing the City Manager or her designee to accept the U.S. Department of Housing and Urban Development (HUD) grant for the Martin Luther King Jr (MLK) Youth Services Center Seismic Upgrade Project in the amount of \$750,000, 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 grants.

FINANCIAL IMPLICATIONS

The City has assembled \$8.2M in funding from the following sources to complete the MLK Youth Services Center Seismic Upgrade Project: a) \$7.0M from Measure T1, and b) \$1.2M from a FEMA Hazard Mitigation grant. The \$750,000 from HUD is in addition to the \$8.2M in existing funding and will help the City cover the current project funding gap that was caused by increased inflation costs for materials and supplies. The City has also submitted a separate application to the California Community Resilience Center (CRC) state grant program (on September 18, 2023) in the amount of \$3.6M to install new HVAC, electrical, and other energy-efficient building upgrades for the Center to serve as a community resilience center during times of extreme heat and other climate-related events. The CRC grant award decisions will be announced in the Spring of 2024. If the City receives the CRC grant, the total project budget will be \$12.55M.

CURRENT SITUATION AND ITS EFFECTS

In the Consolidated Appropriations Act, 2023 (Public Law 117-328) (the FY2023 Act), Congress made funding available (\$2,982,285,641) for “grants for the Economic Development Initiative (EDI) for the purposes, and in amounts, specified for Community Project Funding/Congressionally Directed Spending”. These “Community Project Funding” or “CPF” awards are administered by the Department of Housing and Urban Development (HUD). HUD has assigned Grant Number B-23-CP-CA-0152 for the MLK Youth Services Center Seismic Upgrade project in the amount of \$750,000. The City will use these funds to cover increased construction costs due to inflation. This is a cost-reimbursement grant with a performance period of December 22, 2022 through

December 31, 2031. The grant contract must be signed by the City in order for grant funds to be accessed for the project.

BACKGROUND

In 2013, the City commissioned a Facilities Condition Assessment (FCA) of the MLK Youth Services Center that found numerous examples of outdated building systems that do not meet current standards for building codes and earthquakes. The Center has been in dire need of renovation to meet current building codes and also to meet emerging community needs that include job training in new technologies, after-school programs with computer technology, needs for community trainings in safety and emergency preparedness, and climate-changed related events such as extreme heat or storm events. Through a comprehensive community process that involved over 48 neighborhood meetings, the MLK Center was selected to receive \$7.0 million from the City's Measure T1 infrastructure bond in 2020 for a seismic retrofit and partial renovation per City Council Resolution No. 69,657-N.S. (12-15-2020). In 2022, the City received a FEMA Hazard Mitigation grant of \$1.2 million to renovate more building elements as part of the seismic renovation project. Also, at that time, the City designated the MLK Center as one of the City's seven care and shelter facilities. Over the past three years, the City has conducted a planning phase to identify community needs that the MLK Center can help address that involved a variety of stakeholders comprised of local neighborhood groups, focus groups, meetings with teen groups at the Center, as well as discussions at the City's Parks, Recreation, and Waterfront Commission.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

All parks improvement construction projects are required to comply with the City of Berkeley Climate Action Plan, specifically in terms of reducing construction waste, as well as environmentally preferred purchasing guidelines to reduce waste and increase the use of renewable resources. This project helps the City meet Strategic Goal 1 – infrastructure.

RATIONALE FOR RECOMMENDATION

The allocation of this HUD grant will allow the City to cover the gap in funding caused by recent inflation in order to complete the MLK Youth Services Center Seismic Upgrade Project.

ALTERNATIVE ACTIONS CONSIDERED

None

CONTACT PERSON

Scott Ferris, Director of Parks, Recreation & Waterfront, 981-6703

Evelyn Chan, Supervising Civil Engineer, 981-6700

Attachments

1: Resolution

RESOLUTION NO. -N.S

GRANT CONTRACT: HUD AWARD IN THE AMOUNT OF \$750,000 FOR THE MLK YOUTH SERVICES CENTER SEISMIC UPGRADE PROJECT

WHEREAS, in 2013, the City commissioned a Facilities Condition Assessment (FCA) of the MLK Youth Services Center that found numerous examples of outdated building systems that do not meet current standards for building codes and earthquakes. The Center has been in dire need of renovation to meet current building codes and also to meet emerging community needs that include job training in new technologies, after-school programs with computer technology, needs for community trainings in safety and emergency preparedness, and climate-changed related events such as extreme heat or storm events; and

WHEREAS, in the federal Consolidated Appropriations Act, 2023 (Public Law 117-328) (the FY2023 Act), Congress made funding available (\$2,982,285,641) for “grants for the Economic Development Initiative (EDI) for the purposes, and in amounts, specified for Community Project Funding/Congressionally Directed Spending”. These “Community Project Funding” or “CPF” awards are administered by the Department of Housing and Urban Development (HUD). HUD has assigned Grant Number B-23-CP-CA-0152 for the MLK Youth Services Center Seismic Upgrade project. The grant contract must be signed by the City in order for grant funds to be accessed for the project; and

WHEREAS, the City has assembled \$8.2M in funding from the following sources to complete the MLK Youth Services Center Seismic Upgrade Project: a) \$7M from Measure T1, and b) \$1.2M from a FEMA Hazard Mitigation grant. The City has also submitted an application to the Community Resilience Center (CRC) state grant program (on September 18, 2023) in the amount of \$3.6M and will learn about award decisions in the Spring of 2024.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager or her designee is authorized to accept the HUD grant for the MLK Youth Services Center Seismic Upgrade Project in the amount of \$750,000, 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 grants. A record signature copy of said agreements and any amendments to be on file in the Office of the City Clerk.



Office of the City Manager

CONSENT CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Scott Ferris, Director, Parks Recreation & Waterfront
 Subject: Donation from the Friends of the Berkeley Rose Garden

RECOMMENDATION

Adopt a Resolution accepting a cash donation from the Friends of the Berkeley Rose Garden in the amount of \$5,000 to purchase roses and maintenance yard fence screening for the Berkeley Rose Garden.

FISCAL IMPACTS OF RECOMMENDATION

City staff will purchase roses and fence screening for the Berkeley Rose Garden. The cash donation will be deposited into Parks Fund donation revenue budget code 138-52-542-568-0000-000-000-481110 and will be recommended for appropriation in FY 2024 through the first amendment to the appropriations ordinance in the Parks Tax Fund (Fund 138).

CURRENT SITUATION AND ITS EFFECTS

In 2023, the Friends of the Berkeley Rose Garden approached the Parks, Recreation and Waterfront (PRW) Department about a donation to help purchase roses and maintenance yard fence screening for the Berkeley Rose Garden.

BACKGROUND

Per the City's Expanded City Parks Donation Policy, individuals may donate to the City's parks in selected locations subject to the approval of the Director of the PRW Department, and pay for all associated costs, subject to Council disclosure and approval of the gift donation. The Director has determined that the proposed donation complies with the City's Expanded City Parks Donation Policy as described in Resolution No. 66,831–N.S. and has approved the donation, subject to Council approval. The City's Open Governance Ordinance requires City Council disclosure and approval of any gift to the City in excess of \$1,000 (BMC Section 2.06.150, Ord. 7,166-N.S.)

RATIONALE FOR RECOMMENDATION

The donation allows the City to purchase additional roses and maintenance yard fence screening, which will benefit the general public.

Donation from the Friends of the Berkeley Rose Garden

CONSENT CALENDAR
December 5, 2023

CONTACT PERSON

Bruce Pratt, Parks Superintendent, 510-981-6632.

Attachments:

1: Resolution

RESOLUTION NO. -N.S.

DONATION FROM THE FRIENDS OF THE BERKELEY ROSE GARDEN IN THE
AMOUNT OF \$5,000

WHEREAS, on December 17, 2013, Council adopted the Expanded City Parks Donation Policy (Resolution No. 66,831–N.S.); and

WHEREAS, the City's Open Governance Ordinance (OGO) requires City Council disclosure and approval of any gift to the City in excess of \$1,000 (BMC Section 2.06.150, Ord. 7,166-N.S.); and

WHEREAS, the Friends of the Berkeley Rose Garden wish to help the City purchase roses and fence screening with a cash donation of \$5,000; and

WHEREAS, per the City's Expanded City Parks Donation Policy, individuals may donate to the City's parks in selected locations, subject to the approval of the Director of the Parks Recreation & Waterfront Department, and pay for all associated costs, subject to Council disclosure and approval of the gift donation; and

WHEREAS, the Director has determined that the proposed donation complies with City's Expanded City Parks Donation Policy as described in Resolution No. 66,831–N.S. and has approved the proposed donation; and

WHEREAS, the cash donation will be deposited into Parks Fund donation revenue budget code 138-52-542-568-0000-000-000-481110 and will be recommended for appropriation in FY 2024 through the first amendment to the appropriations ordinance in the Parks Tax Fund (Fund 138).

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that a cash donation in the amount of \$5,000 from the Friends of the Berkeley Rose Garden for roses and fence screening at the Berkeley Rose Garden is hereby accepted.



Office of the Mayor

CONSENT CALENDAR
December 5, 2023

To: Honorable Members of the City Council

From: Mayor Arreguin (Author), Councilmembers Hahn and Wengraf (Co-Sponsors)

Subject: Thirteenth Annual Martin Luther King Jr. Celebration: City Sponsorship and Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Fund

RECOMMENDATION

1. Adopt a Resolution co-sponsoring the 13th Annual Martin Luther King Jr. Celebration on January 15, 2024.
2. Adopt a Resolution approving the expenditure of an amount not to exceed \$250 per Councilmember including \$250 from Mayor Arreguin, to the Berkeley Rotary Endowment, the fiscal sponsor of the 13th Annual Martin Luther King Jr. celebration, with funds relinquished to the City's general fund for this purpose from the discretionary Council Office Budgets of Mayor Arreguin and any other Councilmembers who would like to contribute.

BACKGROUND

The annual Martin Luther King Jr Celebration, which first started in 2012, strives to bring together a diverse group of East Bay residents to celebrate and continue the work of Dr. Martin Luther King Jr. The purpose of this event is to bring the faith based, business, university, youth and civic communities together to celebrate the life and dreams of Dr. King and to honor adult and youth leaders in our community.

The theme of this year's event is "Beyond the Dream, Embracing Unity". This theme is in recognition of the divisions being experienced as a community and nation; and will give a chance to recognize youth, community, and civic leaders who are furthering MLK Jr's legacy in their work to move people from conflict to unity.

We are proposing that City Councilmembers make individual grants of up to \$250 to the Berkeley Rotary Endowment to commemorate and honor Dr. Martin Luther King Jr and support organizations being recognized at the event. The event is being held virtually on January 15, 2024. Funding that is raised will be used to provide scholarships to middle and high school leaders recognized during the program along with a small honorarium to community action awardees.

FINANCIAL IMPLICATIONS

No General Fund impact; \$250 is available from Mayor Arreguin's Office Budget discretionary accounts.

ENVIRONMENTAL SUSTAINABILITY

There are no environmental impacts associated with the recommendations in this report.

CONTACT PERSON

Mayor Jesse Arreguín 510-981-7100

Attachments:

- 1: Resolution for City Sponsorship
- 2: Resolution for Council Expenditures

RESOLUTION NO. ##,###-N.S.

CITY SPONSORSHIP OF THE 13TH ANNUAL DR. MARTIN LUTHER KING JR.
CELEBRATION

WHEREAS, the Thirteenth Annual Dr. Martin Luther King Jr. Celebration will take place on January 15, 2024; and

WHEREAS, the purpose of this event is to bring the faith based, business, university, youth and civic communities together to celebrate the life and dreams of Dr. King and to honor adult and youth leaders in our community; and

WHEREAS, the theme of this year's event is "Beyond the Dream, Embracing Unity", in recognition of the divisions being experienced as a community and nation, and the work being done by youth, community, and civic leaders who are furthering MLK Jr's legacy in their work to move people from conflict to unity; and

WHEREAS, historically the Berkeley City Council has generously provided sponsorship for this event.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City of Berkeley hereby co-sponsors the 13th Annual Dr. Martin Luther King Jr. Celebration, has permission to use the City's name and logo in the event's promotional materials and signage naming the City of Berkeley as a co-sponsor solely for the purpose of the City indicating its endorsement of the event.

BE IT FURTHER RESOLVED that this co-sponsorship does not: (1) authorize financial support, whether in the form of fee waivers, a grant or provision of City services for free; (2) constitute the acceptance of any liability, management, or control on the part of the City for or over the MLK Jr Celebration; or (3) constitute regulatory approval of the event.

RESOLUTION NO. ##,###-N.S.

AUTHORIZING THE EXPENDITURE OF SURPLUS FUNDS FROM THE OFFICE
EXPENSE ACCOUNTS OF THE MAYOR AND COUNCILMEMBERS FOR A GRANT
TOPROVIDE PUBLIC SERVICES FOR A MUNICIPAL PUBLIC PURPOSE

WHEREAS, Mayor Jesse Arreguin has surplus funds in his office expenditure account;
and

WHEREAS, a California non-profit tax exempt corporation, the Berkeley Rotary
Endowment, seeks funds in the amount of \$250 to provide the following public services
to publicly commemorate and honor the contributions of Dr. Martin Luther King
Jr.; and

WHEREAS, the provision of such services would fulfill the following municipal public
purpose of bringing the communities across the City, including, but not limited to faith
based, business, university, youth and civic communities, together to celebrate the life
and dreams of Dr. King and to honor adult and youth leaders in our community.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that
funds relinquished by the Mayor and Councilmembers from their Council Office Budget
up to \$250 per office shall be granted to the Berkeley Rotary Endowment to fund the
following services of bringing the communities across the City, including, but not limited
to faith based, business, university, youth and civic communities, together to celebrate
the life and dreams of Dr. King and to honor adult and youth leaders in our community.



CONSENT CALENDAR
Dec. 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Councilmember Taplin (Author) and Kesarwani (Co-Sponsor)
 Subject: Nancy Skinner Municipal Pier Resolution

RECOMMENDATION

Refer to the Parks, Recreation, and Waterfront (PRW) Commission a Resolution renaming the Berkeley Municipal Pier in honor of State Senator Nancy Skinner (D-Berkeley) upon its reopening to the public and authorizing the City Manager to update signage and electronic media accordingly; and to return Resolution to Council for final consideration.

FINANCIAL IMPLICATIONS

Signage and staff time.

BACKGROUND

In 2022, the City of Berkeley secured a \$15 million grant of state funds for critical infrastructure projects at the Marina and Waterfront, including much-needed repairs at the Berkeley Pier, which closed in 2015 due to structural problems. This historic state budget earmark is essential for the maintenance and long-term sustainability of the Berkeley Marina. Moreover, restoration of the Berkeley Pier at its full length is essential for preserving all recreational uses while accommodating new WETA ferry service to San Francisco.

It is impossible to overstate the role of Berkeley's own State Senator Nancy Skinner, serving as Chair of the Senate Budget and Fiscal Review Committee, in making this possible. Few if any public officials have had such a direct role in shaping the future of Berkeley's Marina and Waterfront area over the past several decades. To cite just one example, Skinner's leadership on the Berkeley City Council (1984-1992), and later East Bay Regional Parks District Board of Directors (2006-2008), was essential in the establishment and preservation of McLaughlin Eastshore State Park. Since 2008, Skinner has championed Berkeley's progressive values in both houses of the state Legislature, authoring landmark legislation on environmental policy, criminal justice reform, social justice, housing, education, civil rights, and gun violence prevention.

The nearby Tom Bates Fields sets precedent for the commemoration of still-living public servants in the official names of cherished public facilities. Following review by the Lead Commission, this would require a 2/3 vote of the City Council to approve.¹

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

None.

CONTACT PERSON

Councilmember Taplin Council District 2 510-981-7120

Attachments:

1: Draft Resolution

¹ Appendix A, p. 35:

<https://berkeleyca.gov/sites/default/files/documents/City%20Council%20Rules%20of%20Procedure%20-%20July%2011%202023%20-%20FINAL.pdf>

RESOLUTION NO. ##,###-N.S.

DESIGNATING THE BERKELEY MUNICIPAL PIER AS THE NANCY SKINNER
MUNICIPAL PIER IN THE CITY OF BERKELEY

WHEREAS, in 2022, State Senate Budget and Fiscal Review Committee Chair Nancy Skinner secured \$15 million in the state budget to fund critical repairs and capital projects at the Berkeley Marina and Waterfront; and

WHEREAS, Senator Skinner was first elected to the Berkeley City Council in 1984, as the first University of California student ever elected to the City Council; and

WHEREAS, during her tenure on the Berkeley City Council, Nancy Skinner helped lead the effort to establish and preserve Eastshore State Park; and during her tenure in the State Assembly, authored ACR 55, renaming Eastshore State Park as McLaughlin Eastshore Park; and during her tenure as Senator, secured funding for additional and significant expansion of open space along the East Bay shoreline; and

WHEREAS, in the State Assembly, she authored landmark legislation including AB 1014, the first-in-the-nation gun violence restraining order otherwise known as a 'red flag' law; AB 1930, giving college students access to federal food assistance; and AB 153, making California one of the first states to require online sellers, like Amazon, with affiliates in California, to collect sales tax on purchases made by state residents; and

WHEREAS, in the State Senate, she authored landmark legislation including SB 206, the Fair Pay to Play Act, making California the first state to enact a law giving college athletes the right to earn money from their name, image, and likeness; SB 1421, opening up police misconduct records in California for the first time in four decades; and SB 364, which was included in the 2021-22 state budget, making California the first state to provide two free meals per day for all public school students.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Berkeley Municipal Pier is hereby named the Nancy Skinner Municipal Pier, in honor of the Senator's four decades of trailblazing public service.



Kate Harrison
Councilmember, District 4

CONSENT CALENDAR
December 5, 2023

To: Honorable Members of the City Council

From: Councilmember Harrison

Subject: Budget Referral: Refer \$273,341 to the November 2023 AAO #1 to Pre-fund the Green Building Program Manager on Permanent Basis

RECOMMENDATION

Refer \$273,341 to the November 2023 AAO #1 to pre-fund the Green Building Program Manager position before it expires and thereafter fund it on a permanent basis.

BACKGROUND

The Green Building Program Manager position was conceived by the former Planning Director in 2019 to implement Berkeley's first in the nation natural gas prohibition ordinance and energy reach codes. Councilmember Harrison incorporated the position into a budget referral for the 2019 AAO #1 attached to the prohibition ordinance, which passed Council on July 16, 2019.¹ In December 2019 the Mayor recommended the position for funding and Council approved it as part of AAO #1.² Although it was funded in FY 2020, funding was continued to subsequent budget processes and City only filled in August 2022.

As described in the 2019 budget referral, the position was to be budgeted for at least two years in the Building & Safety Division and that it would "assist with implementing the gas prohibition ordinance and reach codes" with the following additional duties:

- assist the City of Berkeley in advancing its leadership in electrifying buildings;
- assist in development of future code amendments would be the lead staff for managing implementation of new energy-related ordinances and codes, including the Deep Green Building Standards;
- provide training to staff and assistance and consultation to applicants; and,
- assist property owners with incentives (e.g., anything offered under the Pathways to Green Buildings plan, the electrification transfer tax subsidy ordinance).

¹ <https://berkeleyca.gov/sites/default/files/documents/Item%20C%20Rev%20Harrison.pdf>

² <https://berkeleyca.gov/sites/default/files/documents/Item%2024%20Supp%20Arreguin.pdf>

The Mayor in his Fiscal Year 2020 Mid-Year Budget Message included the following summary of the funded position:

Implementing the Natural Gas Ordinance

In July 2019, the City Council made history by becoming the first city in the nation to prohibit the use of natural gas in new construction. Dozens of other cities are now looking into proposals based on Berkeley's law, which goes into effect on January 1, 2020. To help with the implementation, a two-year position is being created at a cost of \$273,341. Their role would be to assist the City of Berkeley in advancing its leadership in electrifying buildings; assist in development of future code amendments would be the lead staff for managing implementation of new energy-related ordinances and codes, including the Deep Green Building Standards; provide training to staff, and also assistance and consultation for permit applicants; and assist property owners with incentives.

Since the position was filled, it has included a broad array of services transcending building decarbonization such as lead paint abatement, CALGreen Reach Code for EV Charging, SolarAPP+ implementation, and waste diversion. The latter is especially critical as the Planning Department and Public Works consider updates to their construction and demolition debris policies and programs as part of a referral scheduled for Council consideration on November 28, 2023. To date, the position has helped the City permit thousands of new all-electric residential units likely avoiding many metric tons of greenhouse gases on an ongoing basis.

The position is also increasingly timely in the face of recent developments such as: the passage of the Inflation Reduction Act and related building decarbonization subsidies/incentives, the expected launch of the \$1.5 million Just Transition Residential Electrification Pilot Program, new Bay Area Air Quality Management District and California Air Resources Board electrification requirements, new Building Energy Savings Ordinance electrification requirements, and the adoption of the City's Existing Buildings Electrification Strategy and Local Hazard Mitigation Plan.

The City cannot afford to lose this position. Consequences of losing the position could include but is not limited to loss of expertise with respect to: (1) the natural gas ordinance, (2) reach codes, (3) early-stage guidance to construction project design teams, (4) new state energy and green codes, (5) real-time solar permitting software, (6) grants, and (7) BESO expansion and implementation, (8) possible expansion and amendment to municipal construction and demolition debris policies.

It is in the public interest to pre-fund this position in order to help retain talent and provide stability and certainty for the City's climate and building programs.

FISCAL IMPACTS OF RECOMMENDATION

\$273,341 annually in general funds. Given that the position was funded in FY 2020, but only filled in 2022, the City enjoyed considerable salary savings.

ENVIRONMENTAL SUSTAINABILITY

Reducing natural gas consumption and methane leakage and increasing renewable energy usage in new and existing buildings is a key part of the City's Climate Action Plan and emissions reduction strategies.

CONTACT PERSON

Councilmember Kate Harrison, (510) 981-7140



Kate Harrison
Councilmember, District 4

ACTION CALENDAR
December 5, 2023

To: Honorable Members of the City Council

From: Councilmembers Harrison (Author) and Taplin (Co-sponsor)

Subject: Budget Referral: Allocate the Existing \$900,000 Transportation Network Company (TNC) Tax to Calm Traffic in Vicinity of Derby St., Increase Citywide Traffic Calming Budget, and Establish Ongoing General Fund Allocation Policy for the TNC

RECOMMENDATION

Designate existing \$900,000 FY 2024 Transportation Network Company (TNC) Tax allocation as follows:

1. \$100,000 in short, medium, and long-term traffic calming measures in the vicinity of 2023 Halloween Derby St. hit-and-run incident involving a minor to include speed tables, highlighting designation of crosswalks, and consideration of a stop sign on Mabel at Carleton and Derby.
2. \$25,000 to purchase five additional portable speed radar trailers bringing the City's total to seven for targeted traffic calming; and
3. \$325,000 to increase the citywide Traffic Calming Budget on a one-time basis to \$400,000 (up from the current \$75,000); and
4. \$450,000 to citywide to fund:
 - a. tier 1 protected bicycle lanes and crossings identified in the 2017 Bicycle Plan, including but not limited to quick-build projects; and
 - b. priority pedestrian street crossings identified in the 2020 pedestrian plan, including but not limited to quick-build projects; and
 - c. priority quick-build public transit projects under the Street Repair Program; and
5. Refer to City Manager and Budget staff to establish an ongoing General Fund policy of allocating 50% of annual TNC Tax revenues to a citywide traffic calming budget and the remaining 50% to tier 1 bike/pedestrian/transit priority projects as specified under 3. a-c.

BACKGROUND

A child was hit by a speeding car Halloween night 2023 while trick-or-treating on Derby Street in southwest Berkeley, resulting in serious injuries. The driver did not stop. Miraculously, the child survived and is expected to make a full recovery, but not without

Budget Referral: Allocate the Existing \$900,000 Transportation Network Company (TNC) Tax to Calm Traffic in Vicinity of Derby St., Increase Citywide Traffic Calming Budget, and Establish Ongoing General Fund Allocation Policy for the TNC

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significant trauma for the victim, family, and community. The hit-and-run suspect is still at large.

The family of the victim of this horrifying traffic violence incident started a petition to address the lack of adequate traffic safety measures, specifically the absence of speed bumps, daylighted crosswalks, and stop signs.

As Chair of the Facilities, Infrastructure, Transportation, Environment & Sustainability Policy Committee, Councilmember Harrison scheduled a hearing on November 15, 2023 to provide the family with an opportunity to speak about their experience and petition, and to provide Transportation Division and Berkeley Police Department staff with an opportunity to respond and consider traffic calming measures.

Specifically, the petition, which now includes more than 16,000 signatures, requests that the Mayor, Council, the Berkeley Police Department and the Berkeley Department of Public Works:

1. install **speed bumps** on all streets running east to west between Sacramento and San Pablo, and from Dwight Way to Ashby. These include Dwight, Blake, Parker, Carleton, Derby, Ward, Stuart, Oregon, Russell and Julia streets. Speed bumps have been proven effective in reducing vehicle speeds by 20-25% (source: Federal Highway Administration), making our roads safer.
2. establish **brightly marked crosswalks at key intersections**. Pedestrian fatalities are twice as likely to occur at unmarked crossings compared to those with crosswalks (source: National Highway Traffic Safety Administration).
3. add **stop signs at critical locations**, specifically on Mabel at Carleton and at Derby. Stop signs not only regulate traffic flow but also prioritize pedestrian safety by forcing drivers to come to a complete halt.

This budget referral seeks to revise already allocated funds from FY 2024. In June 2023, the Council approved Councilmember Harrison's budget referral, submitted in January 2022, to allocate up to \$2 million in TNC revenues to tier 1 bike/pedestrian/mobility/transit projects.¹ Councilmember Harrison had previously proposed allocating TNC revenues to such purposes in early 2021.²

¹"Budget Referral: Allocate Projected Revenues from Voter-approved Transportation Network Company User Tax to Support Priority Mobility Infrastructure, Including Tier 1 Protected Bicycle Lanes and Crossings, Pedestrian Street Crossings, and Quick-build Public Transit Projects," January 18, 2022, <https://records.cityofberkeley.info/PublicAccess/api/Document/AYihhf5w8HzhLOFURtCVnulzC%C3%89L08MaMb7h8yezajQQXCe8nTt4CrnqA1hIk9fBiQvytqZyp9gxr22wMc75S00%3D/>

²"Budget Referral: Allocate Transportation Network Companies User's Tax Proceeds and other General Fund Revenues to Support Priority Protected Bicycle Boulevards and the Street Repair Program," March 9, 2021, <https://records.cityofberkeley.info/PublicAccess/api/Document/ARkxRrGkx0%C3%89GGtZtKu8>

Berkeley voters overwhelmingly passed the TNC User's Tax (Measure GG) in 2020 with a 50-cent fee per rideshare trip specifically in order to generate "at least \$900,000 annually to support general municipal services like paving streets and improving pedestrian and bicycle infrastructure."³ City staff estimate that the tax will bring in approximately \$1-1.5 million per year. As the legislative record demonstrates, it is difficult to budget on periodic basis based on revenues. Rather, as included in this item, the Council should establish a general fund revenue policy to ensure that the funding is allocated automatically.

Of the total \$900,000 FY 2024 TNC allocation, this budget referral would designate \$100,000 to short, medium and long-term traffic calming upgrades in the vicinity of the neighborhood where the traffic violence occurred. This includes \$100,000 in dedicated funding for speed tables, daylighting and consideration of a stop sign and \$25,000 for purchasing approximately five additional speed trailers that can be deployed across the City to calm traffic (bringing the City's total to seven). All of these measures were discussed in detail during the November 15, 2023 FITES Committee meeting.

In addition, in recognition of the FITES discussion, the petition, and historic citywide concerns about the City's woefully underfunded traffic calming budget, this item increases the citywide budget from \$75,000 to \$400,000.

Consistent with Council's action in adopting Councilmember Harrison's 2022 budget referral as part of the FY 2024 budget, this item allocates the remaining \$450,000 to citywide priority bike/pedestrian/mobility/transit projects.

Finally, this budget referral refers to the City Manager and Budget staff to establish an ongoing General Fund policy of allocating 50% of annual TNC Tax revenues to a citywide traffic calming budget and the remaining 50% to tier 1 bike/pedestrian/transit priority projects as specified under recommendation 3. a-c.

It is in the public interest to immediately allocate these funds to protect children and other community members from traffic violence in West Berkeley, expand the historically underfunded traffic calming budget, and establish an ongoing policy of allocating TNC revenues consistent with voter intent to enhance low-carbon transportation infrastructure and mitigate for increase car traffic.

TUcvBWPF1qgSC4d8o5Waq20km4RcyQp4H%C3%89q5seu%C3%8130xYc5NRj2NaGiW3uaJStC
%C3%89NLo%C3%89k%3D/

³ "Argument in Favor of Measure GG," Berkeley City Clerk, August 2020, <https://www.cityofberkeley.info/uploadedFiles/Clerk/Elections/GG%20-%20Primary%20in%20Favor%20-%20FINAL.pdf>

Budget Referral: Allocate the Existing \$900,000 Transportation Network Company (TNC) Tax to Calm Traffic in Vicinity of Derby St., Increase Citywide Traffic Calming Budget, and Establish Ongoing General Fund Allocation Policy for the TNC

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FISCAL IMPACTS OF RECOMMENDATION

No impact on the general fund as the Council already allocated \$900,000 from TNC tax revenues as part of the FY 2024 budget.

ENVIRONMENTAL SUSTAINABILITY

Traffic calming measures enhance community safety and can enhance usage of low-carbon pedestrian/bike/mobility/transit trips consistent with the City's Climate Action Plan goals.

CONTACT PERSON

Councilmember Kate Harrison, (510) 981-7140



Office of the City Manager

ACTION CALENDAR
December 5, 2023

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Carianna Arredondo, Assistant to the City Manager, City Manager's Office
 Subject: Reimagining Public Safety Status Report

RECOMMENDATION

1. Review and discuss the provided status report from the City Manager with the goal of demonstrating transparency and facilitating informed council discussion towards the advancement of the Reimagining Public Safety initiative in Berkeley.
2. Provide comments on the Gun Violence Prevention program model report for Berkeley with the goal of facilitating informed council discussion.

FISCAL IMPACTS OF RECOMMENDATION

No direct financial impacts associated with the subject of these reports.

CURRENT SITUATION AND ITS EFFECTS

The Reimagining Public Safety initiative is a Strategic Plan Priority Project, advancing our goal to create a resilient, safe, connected, and prepared city.

The Reimagining Public Safety initiative stands as a pivotal project, dedicated to transforming public safety in an equitable and community-centered way; this initiative involves a comprehensive and inclusive process that unfolds in three main phases:

- Phase 1 (2020-2022) Community Process and Research
- Phase 2 (2022-2024) Continued Analysis and Implementation
- Phase 3 (2024-2026) Continued Implementation and Expansion

Phase 1 (2020-2022)

On July 14, 2020, City Council adopted an omnibus package to re-imagine public safety and policing in the City of Berkeley. The omnibus package consisted of numerous elements including, *but not limited to* the following:

- **Community/Consultant Engagement Process.** Engaging a qualified firm(s) or individual(s) to lead a robust, inclusive, and transparent community engagement

process with the goal of achieving a new and transformative model of positive, equitable and community-centered safety for Berkeley.

- **Specialized Care Unit Development.** Analyzing and developing a pilot program to re-assign non-criminal police service calls to a Specialized Care Unit.
- **Community Crisis Response (CCR) Bridge Services.** While the SCU Development process and foundational work is taking place, establishing Bridge Services to address immediate needs to strengthen non-police relationships and supports on the ground for individuals on the verge of crisis.
- **Priority Dispatch Development.** Creating plans and protocols for calls for service to be routed and assigned to alternative preferred responding entities and consider placing dispatch in the Fire Department or elsewhere outside the Police Department.
- **City Auditor Analysis.** Having the City Auditor perform an analysis of City's emergency 9-1-1 calls-for-service and responses, as well as analysis of the Berkeley Police Department's (BPD) budget.
- **Fair and Impartial Policing Implementation.** Completing the implementation of Fair and Impartial Policing recommendations and policy proposals.
- **BerkDOT Development.** Pursuing the creation of a Berkeley Department of Transportation ("BerkDOT") to ensure a racial justice lens in traffic enforcement and the development of transportation policy, programs and infrastructure, and identify and implement approaches to reduce and/or eliminate the practice of pretextual stops based on minor traffic violations.
- **Violence Intervention Program Implementation.** Fully implementing the Ceasefire violence intervention program.

Subsequent to City Council's adoption of the omnibus motion, the City established a multi-department working group to oversee and implement various components of the package. The working group consisted of the following:

- City Manager;
- Deputy City Managers;
- City Attorney;
- Fire Chief;
- Health, Housing and Community Services (HHCS) Director;
- Human Resources Director;
- Police Chief; and
- Public Works Director

The City Manager, leadership team, and city staff actively engaged in comprehensive consultations and strategic planning sessions. Upon the establishment of the Reimagining Public Safety Task Force in January 2021, City department's responsible for executing Reimagining Public Safety directives, engaged with the Reimagining Public Safety Task Force to shed light on the comprehensive understanding of their

operations. Through these informative interactions, the Task Force was better positioned to form recommendations. Working in tandem with the Mayor's office and City Council, the RPS Task Force served as a central pillar of the City's community engagement strategy, ensuring that diverse perspectives are considered.

Following a community-driven process in Phase 1, based on input from community members, the Reimagining Public Safety Task Force, and recommendations from the National Institute for Criminal Justice Reform and other field experts, council developed a framework and direction on Reimagining Public Safety that would lead the city to carry forward it's work into the next phase. Many Phase 1 initiatives are still underway and have been carried forward into Phase 2.

Phase 2 (2022-2024)

Currently *in progress*, Phase 2 comprises a series of pivotal initiatives and deliverables, including:

- **Staffing Investments** in the Department of Health, Housing and Community Services (HHCS), Police, Public Works, and the City Manager's office to support with implementing the priority recommendations of this initiative;
- **Identifying Consultant Costs** related to assessments, covering areas such as dispatch needs, crisis response, staffing and beat structure, as well as the development of BerkDOT; and,
- **Community Investments** dedicated to strengthening community resilience through violence prevention initiatives, engagement programs and mental health services, and providing support for individuals affected by gender-based violence, among other programmatic elements.

As the city progresses through Phase 2 of the Reimagining Public Safety initiative, diligently advancing the groundwork established in Phase 1, the integrated and interdepartmental approach has remained a cornerstone of our efforts. This approach ensures that city departments leading the execution of our Reimagining Public Safety deliverables work cohesively and in alignment with the directives set by the council. In addition, the City's community-centric process continues to encompass engagement with commissions, boards, committees, ad-hoc groups, and various working groups to strategically inform and guide our work.

BACKGROUND

The dialogue surrounding public safety in the United States shifted in 2020. National events starkly highlighted that trust in law enforcement and public safety mechanisms had been deeply eroded for many, especially within marginalized communities. The tragic and unjust deaths of George Floyd, Breonna Taylor, and many others underscored the pressing need to address systemic inequities and to deeply reconsider the tenets of public safety. On June 6, 2020, over 7,000 Berkeley residents marched in the streets to call for transformative change in law enforcement. The City of Berkeley,

aware of its role and responsibilities in this national context, promptly heeded this call for introspection and reform.

The following provides a chronology of the City of Berkeley's systemic actions in its initiative to Reimagine Public Safety, **and includes key dates and context related to our progress with Gun Violence Prevention program development.**

On July 14, 2020, in Resolution No. 69,501-N.S., City Council passed an omnibus motion, which included a package of items providing direction for the development of a new paradigm of public safety in Berkeley. As part of the items that were adopted, City Council adopted Item 18c ("Referral to City Manager to Re-imagine Policing Approaches to Public Safety Using a Process of Robust Community Engagement, to Develop a Path Forward to Transforming Public Safety and Policing in Berkeley") and Item 18d ("Transform Community Safety and Initiate a Robust Community Engagement"), which directs the City Manager to engage a qualified firm(s) or individual(s) to lead a robust, inclusive, and transparent community engagement process with the goal of achieving a new and transformative model of positive, equitable and community-centered safety for Berkeley. Subsequent to the adoption of the omnibus package, the City established a multidepartment working group to oversee and implement various components of the package. The working group consisted of the following: City Manager; Deputy City Managers; City Attorney; Fire Chief; Health, Housing and Community Services (HHCS) Director; Human Resources Director; Police Chief; and Public Works Director.

On December 15, 2020, the City Council authorized the City Manager to enter into a contract with the National Institute of Criminal Justice Reform (NICJR) to conduct research, analysis, and use its expertise to develop reports and recommendations for community safety and police reform as well as plan, develop, and lead an inclusive and transparent community engagement process to help the City achieve a new and transformative model of positive, equitable and community-centered safety for Berkeley

On January 19, 2021, the City Council adopted revisions to the enabling legislation for the Reimagining Public Safety Task Force Per the Enabling Legislation, the Task Force's work centered on providing input to and making recommendations to NICJR and City Staff on a set of recommended programs, structures and initiatives incorporated into a final report and implementation plan developed by NICJR to guide future decision making in upcoming budget processes for FY 2022-23 and, as a second phase produced, in the FY 2024-2026 budget process. The Public Safety / Police Re-Imagining and community engagement process was led initially by Deputy City Manager David White and then Deputy City Manager LaTanya Bellow who provided overall project management support to the team.

On November 9, 2021, the Berkeley City Council unanimously approved a budget referral for \$200,000 in consulting costs to begin developing a multi-jurisdictional Gun Violence Intervention (GVI) program, also known as "Operation Ceasefire," in Berkeley.

On March 10, 2022, the culmination of research analysis, and community dialogue was manifested in the comprehensive reports from NICJR, the Reimagining Public Safety Task Force, and Resource Development Associates work on the Specialized Care Unit (SCU) design. During the council work session, these reports were shared, providing a detailed overview of suggested programs, structural changes, and new initiatives aimed to establish a community-centric safety paradigm. NICJR's approach and recommendations were rooted in the principles of *Reduce*, *Improve*, and *Reinvest*. The report from the Reimagining Public Safety Task Force offered a response to NICJR's recommendations, including a historical context on public safety issues and steps to address community-centric approaches in Berkeley. Additionally, the session included three reports specifically related to the design and implementation of the Specialized Care Unit (SCU).

On April 21, 2022, the City Manager provided Council with a report and presentation of the work accomplished in Phase 1 of the Reimagining Public Safety initiative. The report submitted included recommendations for advancing various critical initiatives within the Reimagining Public Safety framework. This encompassed proposals for transforming Berkeley's police force, enhancing priority dispatch, developing BerkDOT, and establishing a Specialized Care Unit (SCU). The report also included budget recommendations for these initiatives and highlighted important factors for Council to consider in the City's efforts to move forward with implementation.

On May 5, 2022, a special council meeting was convened, wherein the Mayor's final framework for the next steps of the Reimagining Public Safety initiative was formally adopted. Included in this package was an additional \$200,000 for Ceasefire. This framework was the culmination of years of diligent work from community members, officials and staff. The key decisions made were as follows:

1. Refer up to \$5.3 Million to the FY 2023-2024 Budget Process for staff and/or consulting services and community investments to complete the Priority Reimagining Public Safety Initiatives.
2. Direct the City Manager to prioritize over the next two years the programmatic recommendations for Phase 1 of Reimagining Implementation.
3. Direct the City Manager to initiate a design process for an innovative and comprehensive public safety agency or Department of Community Safety within the City of Berkeley administration, and return with recommendations to the City Council by May 2024 to align with the FY 25-26 Biennial Budget process.
4. Except where resources may allow for expedited implementation, refer additional reforms to the FY 2025-2026 Biennial Budget.

On May 25, 2022, the Berkeley Police Department launched a Transparency Hub dashboard, that includes data and analysis designed to support the Ceasefire process. BPD continues to build automated data visualization tools for violence prevention program stakeholders to track relevant statistics through the duration of the program.

On May 31, 2022, City Council approved a recommendation, submitted by Councilmember Taplin, to refer \$1,000,000 to the budget process to provide full staffing for a Berkeley Ceasefire program. Upon approval, Councilmember Taplin hosted a series of Berkeley Ceasefire D2 Ad-hoc advisory sessions.

On June 28, 2022, the City Council adopted the FY 2023-2024 city budget which included key Reimagining Public Safety Tier 1 items.

On November 28, 2022, the Berkeley Police Department expanded its partnership with UC Berkeley to include a collaboration with the Goldman School of Public Policy to design a Gun Violence Prevention program evaluation plan including the definition of success metrics and independent analysis thereof.

On May 12, 2023, the Gun Violence Prevention report, that explores details of assessments and analysis on Violence Prevention Models as it relates to implementation in Berkeley, was completed.

On August 21, 2023, the Assistant to the City Manager, serving as the Reimagining Public Safety (RPS) Project Coordinator was hired and began collaborating with the City's Reimagining Public Safety project team to provide a comprehensive update on RPS initiatives and the City's progress with Gun Violence Prevention program implementation.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

There are no identifiable environmental effects, climate impacts, or sustainability opportunities associated with the subject of this report.

RATIONALE FOR RECOMMENDATION

To improve transparency and provide a progress update related to the City of Berkeley's Reimagining Public Safety efforts, based on the guidelines set forth in Resolution No. 69,501-N.S. and recommendations approved during the special council meeting held on May 5, 2022.

ALTERNATIVE ACTIONS CONSIDERED

Staff does not recommend any alternative actions at this time.

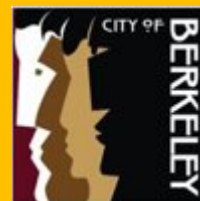
CONTACT PERSON

Carianna Arredondo, Assistant to the City Manager, City Manager's Office, 510-981-6903

Attachments:

- 1: Reimagining Public Safety Status Update 2020-23
- 2: Reimagining Public Safety Status Update 2020-23 Companion Appendix
 - For Gun Violence Prevention Program Report, See Appendix N

REIMAGINING PUBLIC SAFETY



Status Update and Report Out
City Manager's Office
Fall 2023

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EXECUTIVE SUMMARY

This section provides an overview of Berkeley's work towards Reimagining Public Safety, highlighting key milestones and the city's commitment to creating an equitable and effective model for all residents.

Introduction

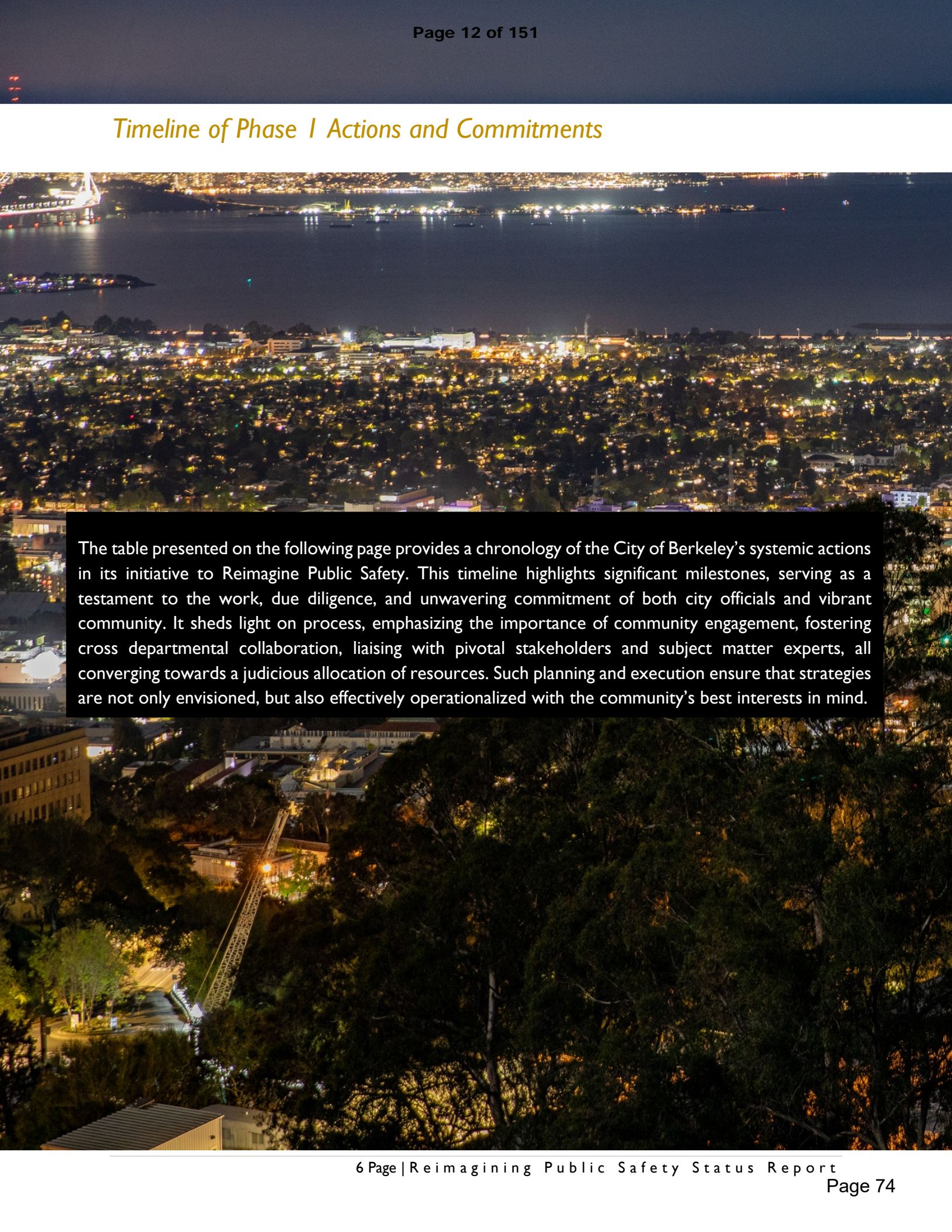
The dialogue surrounding public safety in the United States shifted in 2020. National events starkly highlighted that trust in law enforcement and public safety mechanisms had been deeply eroded for many, especially within marginalized communities. The tragic and unjust deaths of George Floyd, Breonna Taylor, and many others underscored the pressing need to address systemic inequities and to deeply reconsider the tenets of public safety. On June 6, 2020, over 7,000 Berkeley residents marched in the streets to call for transformative change in law enforcement. The City of Berkeley, aware of its role and responsibilities in this national context, promptly heeded this call for introspection and reform.

This report delineates the systematic and strategic steps -- grounded in equity, transparency, and community engagement -- taken by the City of Berkeley since 2020 to reimagine and recalibrate its approach to public safety.

As Berkeley progresses in its mission, the City remains committed to fashioning a public safety paradigm that is both reflective of community aspiration and is robustly equipped to address emergent challenges through holistic measures. With a blend of strategic financial investments, stakeholder collaboration, and a dedication to innovation, Berkeley is diligently working to set a standard for community-focused public safety.

This report and status update on Reimagining Public Safety underscores the City of Berkeley's dedication to serving its residents. It provides a comprehensive review of the City's progress and efforts thus far towards the Reimagining Public Safety initiative. The City remains determined to develop a comprehensive, fair, and inclusive approach to public safety that benefits every member of the community. The City remains committed to these efforts and will continue to collaborate with the community and engage with experts in the field towards designing and implementing a new public safety model that aligns with an expansive approach towards public safety, encompassing areas from traditional policing to mental health and crisis intervention, and disaster preparedness (e.g., managing climate change).

Timeline of Phase I Actions and Commitments



The table presented on the following page provides a chronology of the City of Berkeley's systemic actions in its initiative to Reimagine Public Safety. This timeline highlights significant milestones, serving as a testament to the work, due diligence, and unwavering commitment of both city officials and vibrant community. It sheds light on process, emphasizing the importance of community engagement, fostering cross departmental collaboration, liaising with pivotal stakeholders and subject matter experts, all converging towards a judicious allocation of resources. Such planning and execution ensure that strategies are not only envisioned, but also effectively operationalized with the community's best interests in mind.

Phase I: Community Process and Research		
Date	Milestone Description	References
June 16, 2020	A rapid response to the evolving national dialogue was evidenced with the introduction of the “Urgency Item: Safety for All,” a directive that set the stage for the Omnibus motion, and comprehensive deliberations on public safety.	<ul style="list-style-type: none"> • Annotated Agenda
July 14, 2020	With the approval of the Omnibus motion, Berkeley signaled its intention to undertake substantive and meaningful reforms.	<ul style="list-style-type: none"> • See Action Calendar: Items 18a-18e • Annotated Agenda
December 15, 2020	Recognizing the need for expert input, a partnership and contract with the National Institute of Criminal Justice Reform (NICJR) was established.	<ul style="list-style-type: none"> • See Consent Calendar: Item 7 • Annotated Agenda
January 19, 2021	Institutionalizing community and stakeholder engagement, the Reimagining Public Safety Task Force was instituted, ensuring that diverse voices were actively included in the reimagining process.	<ul style="list-style-type: none"> • See Consent Calendar: Item 18 • Annotated Agenda
March 10, 2022	The culmination of research analysis, and community dialogue was manifested in the comprehensive reports from NICJR, the Task Force, and Specialized Care Unit (SCU).	<ul style="list-style-type: none"> • See Action Calendar: Item 1-2 • Annotated Agenda
April 21, 2022	A presentation by the City Manager’s Office served as a synthesis of the work done, offering an in-depth view of Berkeley’s roadmap and strategic vision.	<ul style="list-style-type: none"> • See Action Calendar: Item 1 • Annotated Agenda
May 5, 2022	<p>The Mayor presented a plan to the City Council from which a final framework was adopted:</p> <ol style="list-style-type: none"> 1. Allocating up to \$5.3 million for FY 2023-2024, aimed at reinforcing staff/consultant resources, and critical community investments to complete the Reimagining Public Safety Initiatives. 2. Prioritization of Phase I programmatic recommendations for the next two years (2022-2024). 3. A mandate for designing an innovative and comprehensive public safety agency or Department of Community Safety within the City of Berkeley administration, and return with recommendations to the City Council by May 2024 to align with the FY 2025-2026 Biennial Budget process. 4. Forward-looking plans for further reforms, designated for inclusion in the FY 2025-2026 Biennial Budget. 	<ul style="list-style-type: none"> • See Action Calendar: Item 1a-1c • Annotated Agenda
June 28, 2022	The Biennial Budget adoption was emblematic of Berkeley’s strategic foresight, weaving in financial judiciousness with transformative public safety objectives.	<ul style="list-style-type: none"> • See Action Calendar: Item 44 • Annotated Agenda

Progress Overview

Phase I

Community Process and Research

On July 14, 2020, in Resolution No. 69,501-N.S., City Council passed a package of items providing direction for the development of a new paradigm of public safety in Berkeley. As part of the items that were adopted, City Council adopted Item [18c](#) (“Referral to City Manager to Re-imagine Policing Approaches to Public Safety Using a Process of Robust Community Engagement, to Develop a Path Forward to Transforming Public Safety and Policing in Berkeley”) and Item [18d](#) (“Transform Community Safety and Initiate a Robust Community Engagement”), which directs the City Manager to engage a qualified firm(s) or individual(s) to lead a robust, inclusive, and transparent community engagement process with the goal of achieving a new and transformative model of positive, equitable and community centered safety for Berkeley.

Partnerships & Collaborations

As outlined in the City Manager’s April 2022 report, the City has embraced a holistic and integrated community engagement process. This initiative aims to lead the community toward a transformative model of equity and community-centered safety (See [Companion Appendix A, pp. 2-17 of City Manager’s Report](#)).

National Institute for Criminal Justice Reform (NICJR) Partnership and Community Engagement

On December 15th 2020, the City Council authorized a contract with NICJR to enhance community safety and police reform strategies. NICJR, selected due to their recognized expertise and alignment with Berkeley’s ethos,

worked hand-in-hand with City teams, stakeholders, and community to ensure comprehensive strategies for Reimagining efforts.

Reimagining Public Safety Task Force and Departmental Presentations

On January 19, 2021, the City Council adopted revisions to the enabling legislation for the Reimagining Public Safety (RPS) Task Force. The RPS Task Force’s work centered on providing input and making recommendations to NICJR and City Staff on a set of recommended programs, structures and initiatives incorporated into a final report and implementation plan developed by NICJR to guide future decision making in upcoming budget processes for FY 2022-23 and, as a second phase advanced, in the FY 2024-2026 budget process. The Public Safety / Police Re-Imagining and community engagement process was led initially by Deputy City Manager David White and then Deputy City Manager LaTanya Bellow who provided overall project management support to the team.

City departments responsible for executing Reimagining Public Safety directives engaged with the Reimagining Public Safety Task Force to shed light on the comprehensive nature of their operations. Through these informative interactions, the Task Force was better positioned to form recommendations. Working in tandem with the Mayor’s Office and City Council, the RPS Task Force served as a central pillar of Berkeley’s community engagement strategy, ensuring that diverse perspectives are considered as we continue to shape the future of public safety in Berkeley.

Culmination of Efforts and Adopted Framework

On March 10, 2022, the culmination of research, analysis, and community dialogue was manifested in the comprehensive reports from NICJR, the Reimagining Public Safety Task Force, and Resource Development Associates work on the Specialized Care Unit (SCU) design. During a City Council work session, these reports were shared, providing a detailed overview of suggested programs, structural changes, and new initiatives aimed to establish a community-centric safety paradigm. NICJR's approach and recommendations were rooted in the principles of *Reduce*, *Improve*, and *Reinvest*. The report from the Reimagining Public Safety Task force offered a response to NICJR's recommendations, including a historical context on public safety issues and steps to address community-centric approaches in Berkeley (See Companion Appendix A, pp. 861-1005 for Reimagining Public Safety Task Force Report). Additionally, the session included three reports specifically related to the design and implementation of the Specialized Care Unit (SCU) (See Companion Appendix E, pp. 2497-2701 for RDA SCU Reports).

On April 21, 2022, the City Manager provided the City Council with a report and presentation on the work accomplished in Phase I of the Reimagining Public Safety initiative. The report submitted included recommendations for advancing various critical initiatives within the Reimagining Public Safety Framework of *Reimagine*, *Improve*, and *Reinvest*:

- **Reimagine:** Redesign public safety from a traditional Police enforcement model to one that is focused on the diverse needs of the community it serves.
- **Improve:** Improve the City of Berkeley's public safety system for

residents and communities that have experienced the greatest harm from the existing public safety model.

- **Reinvest:** Increase equitable investment in vulnerable communities and for those who have been historically marginalized.

This encompassed proposals for transforming Berkeley's police force, enhancing priority dispatch, developing a Berkeley Department of Transportation (BerkDOT), and establishing a Specialized Care Unit (SCU). The report also included budget recommendations for these initiatives and highlighted important factors for the City Council to consider in the City's efforts to move forward with implementation (See Companion Appendix A, pp. 2-17 of City Manager's Report).

On May 5, 2022, a special City Council meeting was convened, wherein the Mayor's final framework for the next steps of the Reimagining Public Safety initiative was formally adopted (See Companion Appendix C, pp. 2287-2307). This framework was the culmination of years of diligent work from community members, officials and staff. The key decisions made were as follows:

1. Refer up to \$5.3 Million to the FY 2023-2024 Budget Process for staff and/or consulting services and community investments to complete the Priority Reimagining Public Safety Initiatives.
2. Direct the City Manager to prioritize over the next two years the programmatic recommendations for Phase I of Reimagining Implementation.
3. Direct the City Manager to initiate a design process for an innovative and comprehensive public safety agency or Department of Community Safety within the City of Berkeley administration, and return with recommendations to the City Council

by May 2024 to align with the FY 25-26 Biennial Budget process.

4. Except where resources may allow for expedited implementation, refer additional reforms to the FY 2025-2026 Biennial Budget.

On June 28, 2022, the City Council adopted the FY 2023-2024 city budget which included key Reimagining Public Safety Tier I items.

Ongoing Engagement

While in 2020, a collaborative strategy was set in motion, drawing on the expertise of multiple city departments, as well as the City Auditor, to ensure alignment with the City Council directives, this collaborative approach has remained. In ongoing efforts to maintain transparency and foster trust, the City’s team has held public forums, presented City Manager comments, and issued progress memos to the City Council and the community (See [Companion Appendix B, pp. 1899-2285 for City Manager’s Reimagining Public Safety Off-Agenda Memos](#)).

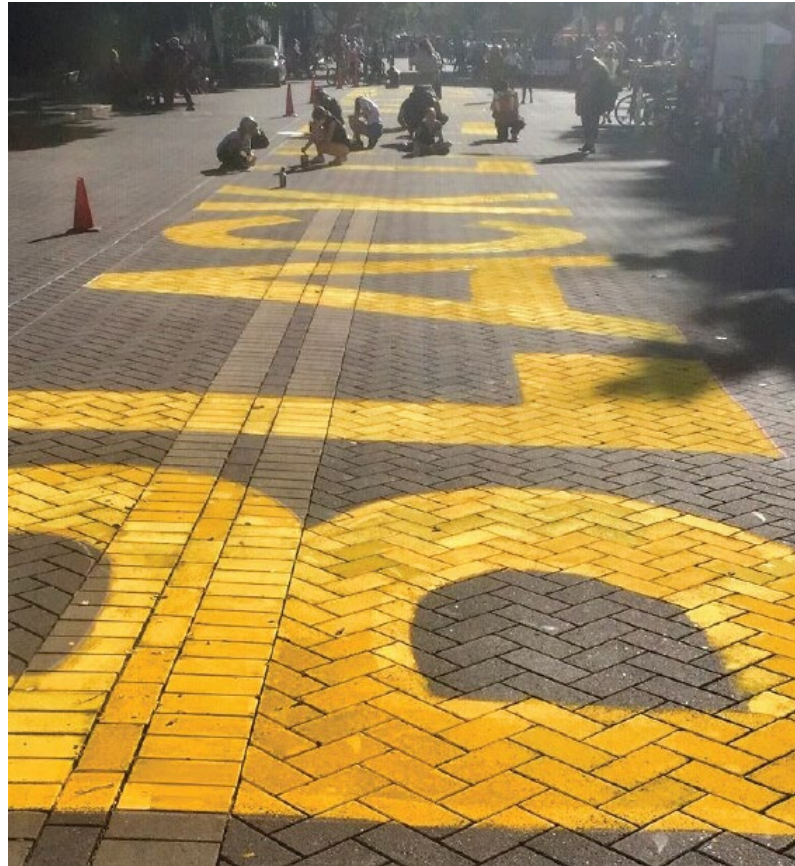
Deliverables & Status Update

Based on the recommendations listed in the omnibus package, **Phase I** of the Reimagining Public Safety Initiative, directed by City Leadership, consisted of numerous elements. The following pages provide a high-level overview of the Phase I recommendations and status updates. Additionally, the following legend offers an overview of the key Reimagining Public Safety departments leading the implementation of these priority initiatives. It is crucial to emphasize that this initiative is a city-wide effort, reliant on the active involvement of a variety of city staff and community-based subject matter experts throughout its phased implementation. This

team is uniquely situated to continue accomplishing this work. Their dedication, passion and leadership around this work is truly exceptional.

Lastly, please refer to the **Companion Appendix¹** online for a full scope of archival documentation related our efforts; the **Abbreviated Appendix** includes new items introduced.

Reimagining Public Safety Deliverable Leads	
Color Code	Lead Department
Grey	City Manager’s Office (CMO)
Yellow	Health Housing and Community Services (HHCS)
Blue	Police
Red	Fire
Green	Public Works
Orange	City Auditor’s Office
Purple	City Attorney’s Office (CAO)



¹ <https://berkeleyca.gov/your-government/boards-commissions/reimagining-public-safety-task-force>

PHASE I DELIVERABLES

Health, Housing, and Community Services-led Deliverables		
Deliverable	Recommendation	Status Update
Specialized Care Unit (SCU) Development	Adopt the report, “City of Berkeley Specialized Care Unit Crisis Response Recommendations by Resource Development Associates” and implement the pilot Specialized Care Unit (SCU).	Complete. HHCS worked extensively with RDA, the Reimagining Public Safety Taskforce, the SCU Steering Committee, and other key community stakeholders in the Specialized Care Unit <i>development</i> process. The Specialized Care Unit Response Recommendations were shared with the City Council on March, 10, 2022 (See Companion Appendix E).
(Phase I) Community Crisis Response (CCR) Bridge Services	Implement the Community Crisis Response (CCR) services while the Specialized Care Unit is piloted and reaches full operations.	In Progress. Contracts with Alameda County Network of Mental Health Clients (Berkeley Drop-in Center), Options Recovery, and Women’s Daytime Drop-in Center renewed/amended.
Gender Violence Recommendations	Implement recommendations from the Reimagining Task Force relating to Gender Violence, LGBTQIA and PEERS as feasible.	In Progress. HHCS has hired a Community Services Specialist II to support with implementing these recommendations and preliminary steps of research are underway.

Fire-led Deliverable		
Deliverable	Recommendation	Status Update
Priority Dispatch Development	Continue development and implementation of prioritized dispatch, request staff return with a recommended plan.	In Progress. Federal Engineering, Inc. was contracted for the Dispatch Needs Assessment, a second opinion with another industry expert is underway.

City Manager’s Office-led Deliverables		
Deliverable	Recommendation	Status Update
Community/Consultant Engagement Process	Engaging a qualified firm(s) or individual(s) to lead a robust, inclusive, and transparent community engagement process with the goal of achieving a new and transformative model of positive, equitable and community-centered safety for Berkeley.	Complete. The City of Berkeley engaged with several key community stakeholders and field experts in the Reimagining Public Safety process. Recommendations shared include: the SCU Response Recommendation , Reimagining Public Safety Taskforce Recommendations (shared March 10, 2022), and City Manager’s Report and Recommendations (shared April 21, 2022) (See Companion Appendix A).
Alternative Response Implementation Plan	Develop an implementation plan to expand alternative response from civilian responders beyond the proposed pilot for SCU for other low-level calls that includes, but is not limited to: Community Service Officers for only those calls that necessitate police, code enforcement, environmental health, fire inspectors or city-hired community mediators.	To Be Initiated. Preliminary steps of research are underway.
Violence Intervention Program (GVP/Ceasefire)	Fully implement the Ceasefire Violence Intervention Program.	In Progress. Gun Violence Prevention analysis has been completed, the Assistant to the City Manager is outlining preliminary next steps for implementation.

IMPROVE

PHASE I DELIVERABLES

City Auditor-led Deliverable		
Deliverable	Recommendation	Status Update
City Auditor Analysis	Have the City Auditor perform an analysis of City's emergency 9-1-1 calls-for service and responses, as well as analysis of the Berkeley Police Department's (BPD) budget.	Complete. The City Auditor Completed their report, Data Analysis of the City of Berkeley's Police Response , July 2, 2021 (See Companion Appendix A , pp. 521-600).

Public Works-led Deliverables		
Deliverable	Recommendation	Status Update
Berkeley Department of Transportation (BerkDOT) Development	Pursuing the creation of a Berkeley Department of Transportation ("BerkDoT") to ensure a racial justice lens in traffic enforcement and the development of transportation policy, programs and infrastructure, and identify and implement approaches to reduce and/or eliminate the practice of pretextual stops based on minor traffic violations.	In Progress. While the City Manager's Office Public Works Department continues to work with stakeholders and constituents in the BerkDOT <i>development</i> process, progress has been slow, especially concerning legislative matters. For instance, the California Senate Bill 50 supporting civilian traffic enforcement was declined on September 14, 2023. Additionally, since Berkeley is not included in the Assembly Bill 645, introducing a Speed Safety System Pilot Program locally would require separate legislation.
Crossing Guards Transition	Transition crossing guards from BPD to Public Works until a Department of Transportation is developed.	Complete. Transition of crossing guards from BPD to Public Works until a Department of Transportation is developed is completed. Additionally, Public Works planning capacity has been expanded to include collision analysis.
Transportation Functions Consolidation	Continue consolidating transportation functions as recommended by staff.	In Progress. Continued efforts are underway.

Police-led Deliverable(s)		
Deliverable	Recommendation	Status Update
Fair and Impartial Policing Recommendations	Complete the implementation of Fair and Impartial Policing (FIP) Recommendations.	In Progress. Following the approval of the 14 Fair and Impartial Policing recommendations, the Berkeley Police Department has fully implemented 13 of them and has hired a consultant to fulfill the remaining recommendation.
Auditor Recommendations	Complete Auditor Recommendations on overtime and calls for service.	Complete. The Berkeley Police Department initiated efforts to implement recommendations. Progress updates have been communicated to council and the community via memos and information reports (See Companion Appendix S , pp. 3246-3257 for latest update).

City Attorney-led Deliverable		
Deliverable	Recommendation	Status Update
Litigation Analysis	Analyzing litigation outcomes and exposure for city departments in order to guide the creation of City policy to reduce the impact of settlements on the General Fund.	In Progress. The City Attorney's Offices continues to partner with departments on all Reimagining Public Safety-related efforts.

Progress Overview

Phase 2

Continued Analysis and Implementation

The Reimagining Public Safety initiative stands as a pivotal project, dedicated to transforming public safety in an equitable and community-centered way; this initiative involves a comprehensive and inclusive process that unfolds in three main phases:

1. Phase 1 (2020-2022) Community Process and Research
2. Phase 2 (2022-2024) Continued Analysis and Implementation
3. Phase 3 (2024-2026) Continued Implementation and Expansion

Following a community-driven process in Phase I, based on input from community members, the Reimagining Public Safety Task Force, and recommendations from the National Institute for Criminal Justice Reform and other field experts, the City Council developed a framework and direction on Reimagining Public Safety that would lead the city to carry forward its work into the next phase.

Employing the guiding principles of *Reimagine*, *Improve*, and *Reinvest*, as a framework for the city's efforts, Phase 2 comprises a series of pivotal initiatives and deliverables, including:

- **Staffing Investments** in the Department of Health, Housing and Community Services (HHCS), Police, Public Works, and the City Manager's Office, to support with implementing the priority recommendations of this initiative;
- **Identifying Consultant Costs** related to assessments, covering areas such as

dispatch needs, crisis response, staffing and beat structure, as well as the development of BerkDOT; and

- **Community Investments** dedicated to strengthening community resilience through: violence prevention initiatives, engagement programs and mental health services, and providing support for individuals affected by gender-based violence, among other programmatic elements.

Partnerships & Collaborations

As the City of Berkeley progresses through Phase 2 of the Reimagining Public Safety initiative, the City staff leading this work have diligently carried forward the groundwork established in Phase I. During this phase, an integrated and interdepartmental approach has remained a cornerstone of the City's efforts. This approach ensures that departments leading the execution of the Reimagining Public Safety deliverables work cohesively and in alignment with the directives set by the City Council. In addition, the City's community-centric process continues to encompass engagement with commissions, boards, committees, ad-hoc groups, and various working groups to strategically inform and guide the work. Preparations are underway to provide a detailed account of the evolving nature of these partnerships as Phase 2 nears conclusion.

Deliverables and Status Update

The following pages contain tables that offer a summarized overview of the key deliverables associated with the Reimagining Public Safety initiative. These deliverables, as outlined, derive from the phased approach adopted during the City Council meeting on May 5, 2022 ([See Companion Appendix C, pp. 2290-2298 for outline of phased approach and deliverables](#)).

Subsequently, beginning on page 23, the “Priority Reimagining Public Safety Initiatives” section offers a detailed account of each department’s specific actions and their current status. Through this structure, the City team leading this work aims to clearly communicate both the individual steps taken by departments and the broader progress made in Berkeley’s efforts to reimagine public safety.



STAFFING INVESTMENTS

City Manager's Office-led Deliverables		
Deliverable	Recommendation	Status Update
Assistant to the City Manager Reimagining Project Coordinator	The responsibilities of project management have fallen under Deputy City Manager, with part-time support from a Management Analyst. To effectively coordinate the ongoing work, a full-time senior level staff person is required.	In Progress. This position was successfully filled on August 21, 2023. The Assistant to the City Manager will continue to support and report out on the city's Reimagining efforts.
Office of Equity (DEI Officer and Assistant)	The development of the Office of Equity should reflect the recommendations from the Task Force. Particular attention from the Office of Equity should be paid to language access.	In Progress. The individual appointed to the DEI Officer role is anticipated to commence their duties on November 27, 2023.
Grant Assistance	Recommended by City Manager to access grant funds to support reimagining efforts and other programs.	In Progress. The city is currently engaged with California Consulting LLC. for grant writing support and coordinated efforts; FY 23 funding carryover request for AA0#1.

Health Housing and Community Services-led Deliverables		
Deliverable	Recommendation	Status Update
(Phase I) SCU Implementation	Adopt the report, "City of Berkeley Specialized Care Unit Crisis Response Recommendations by Resource Development Associates" and implement the pilot Specialized Care Unit (SCU)	In Progress. Contract with Bonita House initiated; SCU continues to hire and train staff to build to 24/7 operations.

Police-led Deliverables		
Deliverable	Recommendation	Status Update
(Phase I) Fair and Impartial Policing Implementation	Recommendation to implement and prioritize FIP and continue to support employee training and professional development.	In Progress. 13 of the 14 Task force recommendations have been implemented; BPD will continue to support and fulfill officer training needs through Fiscal Year 2025.
Wellness Funding	Continue to support employee health and wellness.	In Progress. Continued partnerships and efforts towards BPD Wellness Practices for officers are underway.
Staffing (CSO & Dispatcher)	Launch a pilot Community Services Officer unit using Police salary savings. Positions would be project based for two-years. Evaluate pilot after two-year period to align with the FY 25-26 Budget Process and determine the appropriate location of the CSO unit within a new Public Safety Department and the role for other non-sworn responders.	In Progress. Recruitment is underway, current applicants are being assessed for candidacy.

STAFFING INVESTMENTS

Public Works-led Deliverables		
Deliverable	Recommendation	Status Update
Vision Zero Coordinator (Collision Analysis)	Approve a new Vision Zero staff position in Public Works' Division of Transportation to conduct collision analysis. This will promote the City's Vision Zero approach by boosting the City's capacity to analyze collision data collected by the Police Department.	In Progress. This position was successfully filled October 2023. The Associate Planner will continue to support and report out on Vision Zero as it relates to Reimagining efforts.

CONSULTANT COSTS

Public Works-led Deliverables		
Deliverable	Recommendation	Status Update
(Phase I) BerkDOT Development	Continue BerkDOT process to plan for a civilian traffic enforcement unit, both by informing the content of state law changes to enable such a unit, and by developing two implementation plans: 1) if state law changes to accommodate, and 2) if state law does not change.	In Progress. Efforts related to BerkDOT design are in preliminary stages; funding deferred for AA0#1 review.

Health Housing and Community Services-led Deliverables		
Deliverable	Recommendation	Status Update
Crisis Needs Assessment	Behavioral Health, Crisis Response, and Crisis-related Services Needs and Capacity Assessments	In Progress. Existing contract for SCU program evaluation is amended to add a scope of work for RDA to conduct the crisis needs assessment; work is underway.

Police-led Deliverables		
Deliverable	Recommendation	Status Update
Staffing Assessment	Analysis of BPD Staffing and Beat Structure.	In Progress. Contract with Citygate for Staffing Assessment; preliminary stages of data collection underway.

CONSULTANT COSTS

City Manager's Office-led Deliverables		
Deliverable	Recommendation	Status Update
Transportation Fines/Fees	Review Municipal Code for proposed changes to increase equity and racial justice in City's transportation fines and fees, and explore the civilianization of the municipal code.	To Be Initiated. This deliverable has yet to be implemented; funding deferred for AA0#1 review.
Department of Community Safety	Support an organizational design process to create an umbrella Department of Community Safety.	To Be Initiated. Efforts related to Department of Community Safety design are in preliminary stages; funding deferred for AA0#1 review.

Fire-led Deliverables		
Deliverable	Recommendation	Status Update
(Phase I) Dispatch Needs Assessment (DNA) & Implementation	Consulting costs requested by City Manager to support continued analysis of prioritized dispatch and development of an implementation plan.	In Progress. Stage I of DNA is well underway, a second opinion will be initiated with an additional vendor.

COMMUNITY INVESTMENTS

VIOLENCE PREVENTION

Health Housing and Community Services-led Deliverables		
Deliverable	Recommendation	Status Update
Violence Prevention and Youth Services	Community investments for violence prevention/services programs (McGee Ave. Baptist Church and Berkeley Youth Alternatives).	In Progress. Funds have been allocated to CBOs.

City Manager's Office-led Deliverables		
Deliverable	Recommendation	Status Update
(Phase I) Gun Violence Prevention (Ceasefire) Development	Fully implement the Ceasefire violence intervention program.	In Progress. Preliminary analysis of Gun Violence Prevention Programs complete; FY 23 funding carryover request for AA0#1.

COMMUNITY INVESTMENTS

ALTERNATIVES TO SANCTIONS/FINES

Public Works-led Deliverables		
Deliverable	Recommendation	Status Update
Expand Downtown Streets Teams (DST)	Expand Downtown Streets Team (DST) as placement for <i>low-level violations</i> (e.g. vehicular camping/parking and sidewalk ordinance infractions).	In Progress. A contract with DST has been renewed and it has been expanded to cover additional areas; however, for the specific work to place low-level violators; funding deferred for AA0#1 review.
Alternatives to Sanctions/Fines Hearing Officer	Expand hearing officer resources in the City Manager’s Office to provide alternative referrals to community service and social services for <i>parking and other infractions</i> .	In Progress. Resources in Public Works have been expanded to support these efforts; alternatives to sanctions and fines to be initiated; funding deferred for AA0#1 review.

COMMUNITY MENTAL HEALTH, BEHAVIORAL AND CRISIS RESPONSE

Health Housing and Community Services-led Deliverables		
Deliverable	Recommendation	Status Update
(Phase I) Community Crisis Response (CCR) Bridge Services	Implement the Community Crisis Response (CCR) services while Specialized Care Unit ramps up.	In Progress. Contracts with Alameda County Network of Mental Health Clients (Berkeley Drop-in Center), Options Recovery, and Women’s Daytime Drop-in Center renewed/amended.
Youth Peers Mental Health Response	Youth Peers Mental Health Response is retained as proposed by the Berkeley High School student-led plan for mental health services.	In Progress. Contract with BUSD initiated; wellness center work is underway with a soft launch of the new center in winter 2024.

IMPROVE

PHASE 2 DELIVERABLES

COMMUNITY INVESTMENTS

RESPITE FROM GENDER VIOLENCE

Health Housing and Community Services-led Deliverables

Deliverable	Recommendation	Status Update
Respite from Gender Violence	Provide services and housing leads for victims of gender violence. Request staff to work with county partners and CBOs to map the system, identify gaps, recommend how to fill them.	In Progress. Community Services Specialist II hired with preliminary steps of system mapping underway.

LANGUAGE EQUITY

City Manager’s Office-led Deliverables

Deliverable	Recommendation	Status Update
Language Equity	Publish victim resources in plain language and in multiple languages.	To Be Initiated. Efforts related to Language Equity are in preliminary stages, the Assistant to the City Manager will partner with HHCS on implementation; FY 23 funding carryover request for AA0#1.

Considerations

In the process of Reimagining Public Safety, Berkeley is faced with a series of interconnected challenges that could shape the trajectory, efficacy, and timeline of implementation. Understanding and addressing these considerations is imperative to ensure that efforts are not only transformative but also compliant, sustainable, and resilient to potential challenges.

Staffing Vacancies and Attrition

From 2018 to 2022, the City of Berkeley observed a concerning trend in attrition, with departures surpassing hires. According to the City Auditors report, by October 2022, the city of Berkeley's vacancy rate was 19%, ranking it as the second highest in the Bay Area (See Companion Appendix U, pp. 3271-3275 for report). This staffing challenge has had tangible impacts on service delivery, and poses significant challenges, especially as the City staff strive to successfully implement the Reimagining Public Safety initiative.

Reduced staffing has had a pronounced impact on various city services. Confronting these challenges, several departments have had to adjust operations and manage costs. Furthermore, attrition has led to substantial loss of institutional knowledge. With that said, in the city's continued progression toward the Reimagining Public Safety initiative, it is crucial to have a stable and committed workforce to drive these transformative changes. This approach is essential to align with the City Council's established timeframe, scope, and budgetary parameters. Ultimately, the staffing challenges in key departments may have ripple effects on the City of Berkeley's broader public safety objectives, emphasizing the interconnectedness of city services and the

urgency to address these staffing concerns holistically, such as through the Employer of Choice (EOC) initiative (See Companion Appendix V, pp. 3328-3361 for EOC supporting documentation).

Regulatory Compliance

As the City of Berkeley moves forward with its initiatives, particularly in developing the Berkeley Department of Transportation (BerksDOT), the City must adhere to regulatory frameworks.

- **Local Adherence:** Compliance with City of Berkeley's specific ordinances and by-laws is crucial. These local guidelines dictate the foundation and operation of city departments, ensuring that efforts remain consistent with established standards.
- **State-Level Conformity:** Navigating the intricacies of California's regulatory landscape is essential. For example while the [California SB-50 Bill](#), which supported civilian traffic enforcement, was not approved as of September 14, 2023, it serves as a significant legislative consideration. It is imperative that the City stay updated on these legislative developments and align, or adjust, our strategies accordingly to ensure legal compliance.
- **Federal Standards:** The City's initiatives must meet the expectations set by federal entities, including the United States Department of Transportation and related federal mandates in the realms of public safety and transportation. This ensures eligibility for federal grants and maintains the integrity of potential national partnerships.

We will rely on the City Attorney's Office to ensure that the initiatives associated with these efforts comply with federal, state, and local laws, regulations, and statutes.

Ongoing Funding

In the context of Reimagining Public Safety, it is important to underscore the fiscal parameters under which this effort is operating. The City of Berkeley has allocated budgetary support specifically for Fiscal Years 2023 and 2024, with the anticipation of supplying recommendations for the next budgetary cycle by May 2024 (See Companion Appendix C, pp. 2290-2298 and Appendix T, pp. 3259-3264).

- **Implementation Delays:** Due to delays in rolling out select deliverables, there is a potential challenge ahead. By the time budgetary recommendations are presented to the City Council in May 2024, some Reimagining-related initiatives may still be in the early stages of implementation. This early phase could complicate accurate evaluations of their financial implications and long-term feasibility.

- **Grant Funding:** While external grant funding is being pursued to execute some of the deliverables, the nature of such funding is inherently uncertain. Grants, whether from foundations or government sources, are highly competitive, often involving lengthy decision-making processes. As a result, and there is no guarantee of securing them for intended purposes.

Implementation Timeline

While the Reimagining Public Safety initiative has set ambitious goals, the full realization of these objectives and deliverables may span an extended timeframe. Estimations project a timeline of 3-5 years for the complete roll-out of all items. However, it is paramount to consider that legislative progress and other unforeseen factors could extend this period. Furthermore, regular analysis is vital to understand and ascertain the effectiveness of these implemented initiatives. To ensure accurate assessment, it is crucial to allow enough time for initiatives and measures to take effect. The timeline and phased approach presented, while informed and deliberate, should be viewed as a dynamic structure.

Next Steps

As the City advances efforts towards the Reimagining Public Safety initiative, continuing to strategically navigate evolving challenges such as staffing vacancies, legislative considerations, and budgetary constraints will remain a priority, with a proactive and solution-oriented approach. City leaders, in conjunction with Human Resources, are diligently working to address staffing concerns. Concurrently, the City Manager's Office and Public Works Department is engaged with relevant legislative entities to further the BerkDOT agenda. And lastly, the City staff and Council will make budgetary decisions during the AAO#1 (First Amendment Annual Appropriations Ordinance) process scheduled for mid-December. In this process, the City Council will consider re-appropriation of unspent Fiscal Year (FY) 2023 funds and deferred items into FY 24, informing the development of FY 25-26 Biennial Budget.

The City Manager's Office, alongside the departments spearheading this work, will plan to deliver the next progress update on Reimagining Public Safety by Spring 2024, which will provide further insights into both accomplishments and challenges. In line with these efforts, the City expects to continue to cultivate a community-centered approach as initiatives are designed, implemented, and assessed with principles of compassion, equity, and democracy at the forefront.



Priority Reimagining Public Safety Initiatives

This section offers a concise overview of Berkeley's work towards Reimagining Public Safety, highlighting key milestones and the city's commitment to creating an equitable and effective model for all residents.

Overview

Building upon the summaries outlined in the earlier sections for Phases I and II, this part of the report delves deeper, offering an expanded view of the City's ongoing endeavors. It will detail the unique challenges and considerations associated with each deliverable, laying out forthcoming steps and associated timelines. Further corroborative details can be found in the report's companion appendix.

As mentioned in the Executive Summary, while the City presses forward in efforts to reimagine public safety, it is pivotal to acknowledge certain roadblocks. Some initiatives have faced delays, primarily attributed to staffing constraints and temporary deferral of resources. It is the City's duty and responsibility to ensure transparency and clear communication regarding all facets of this initiative, including both achievements and challenges encountered.

It is vital to recognize that, while there are further milestones to attain, real change is a continuous process. The City of Berkeley remains deeply invested in this essential work and its impactful journey ahead. This work, grounded in community, is not just an obligation but a privilege, and it remains central to Berkeley's shared vision of a safer, more inclusive city.



STAFFING INVESTMENTS

REIMAGINING PUBLIC SAFETY PROJECT COORDINATOR

Department Lead: City Manager's Office

Status Update: *In Progress*

Overview:

The City recognized the need for dedicated leadership to support the multi-departmental responsibilities of the Reimagining Public Safety initiative. This requirement led to the creation of the role of Assistant to the City Manager as a Reimagining Public Safety Project Coordinator. Previously, such responsibilities were managed by the Deputy City Manager with support from a Management Analyst. Given the extensive scope of the initiative, this appointment became an essential need and priority. ***This position was successfully filled on August 21, 2023.***

Since assuming the position, the Assistant to the City Manager has engaged with pivotal departments including Police, Fire, Health Housing and Community Services, and Public Works. To streamline the reporting and documentation process, the Assistant to the City Manager has worked collaboratively with these departments to craft the Reimagining Public Safety Coordination Plan ([See Abbreviated Appendix D, pp. 2477-2485 for RPS Coordination Plan](#)). This plan serves as an essential roadmap, aiming to efficiently manage resources, bolster communication, and ensure methodical progress towards a new public safety paradigm.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	August 2023	Assistant to the City Manager hired.
	September – November 2023	Reimagining Public Safety Coordination plan created and a Reimagining Public Safety status report is underway.
	<i>Anticipated</i> December 2023	Reimagining Public Safety presentation to the City Council (December 5, 2023).
	<i>Anticipated</i> Fall 2023 – ongoing	The Assistant to the City Manager, will continue to coordinate and offer support in project management facets of the initiative.

Considerations:

- **Departmental Coordination and Alignment:** Given the multi-departmental involvement, there's a necessity to ensure seamless coordination among various departments such as Police, Fire, Health Housing and Community Services, and Public Works. With city-wide staffing shortages and competing priorities, proper resource management becomes critical to maintain

momentum and efficiency. With this in mind, achieving consistent alignment and understanding among the core departmental team leading this work is essential.

Ongoing Timelines:

- **Fall 2023 – ongoing:** The Assistant to the City Manager, in their capacity as the Reimagining Public Safety Project Coordinator, will continue to project manage and offer support in various facets of the initiative. Their role will be pivotal ensuring seamless progression and implementation of all endeavors associated with Reimagining Public Safety. They will continue to collaborate cross-departmentally to report back to the City Council with updates on the initiative's progress in Spring 2024.

DIVERSITY, EQUITY, AND INCLUSION (DEI) OFFICER

Department Lead: City Manager's Office

Status Update: *In Progress*

Overview:

Endorsed by the City Council, Reimagining Public Safety Task Force, the City Manager's Office championed the establishment of a DEI Officer position, as part of **Phase 2** implementation. Situated within the City Manager's Office, the DEI Officer will helm the Diversity, Equity, and Inclusion Division. The primary vision guiding the Diversity, Equity, and Inclusion Division is to centralize and embed equity and justice practices within the City's infrastructure. By adopting this approach, the City aspires to not only address present disparities but also to cultivate strong alliances with community organizations. The overarching goal is for City Departments to continue to evolve into entities that are both responsive and truly accountable to the diverse communities they serve.

The DEI Officer's responsibilities will encompass overseeing the division's multifaceted activities and operations, including but not limited to:

- **Strategic Development and Policy Administration:** Under the direction of the City Manager, the DEI Officer will lead the creation, planning, and deployment of the DEI Division's strategic objectives. Their responsibility will extend to crafting and endorsing policies and procedures, ensuring they resonate with the City's DEI vision and lay the groundwork for enduring, meaningful change. Central to this role will be the Officer's capability to harmonize divisional activities cross-departmentally, fostering a unified approach to city-wide training and professional advancement.
- **Inclusive Visionary Leadership:** The DEI Officer will be an integral part of promoting inclusivity within the City. Tasked with the responsibility to collaborate with City and community leadership, the Officer will help align diversity and inclusion initiatives with the City's broader objectives. They are expected to facilitate strategic planning in areas of diversity and inclusion and periodically engage in evaluations through surveys. The aim is to collaboratively develop and implement strategies that reflect the City's mission, vision, and goals, ensuring that Berkeley continues its commitment to being an inclusive and equitable community.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	Anticipated November 2023	DEI Officer Hired. The individual appointed to the DEI Officer role is anticipated to commence their duties on November 27, 2023.
	Anticipated Fall 2023 – ongoing	Onboarding of DEI Officer and preliminary planning of DEI strategic plan. Hiring of DEI Administrative Assistant. Next steps would likely include onboarding and familiarization with the city’s current DEI landscape and getting acquainted with the City’s structure and key personnel in order to begin building a strategic DEI plan.

Considerations:

- **Definition and Scope, and Sustainability:** Navigating the evolving landscape of DEI requires the city of Berkeley to maintain a clear, shared understanding of its significance. Ensuring the that City’s DEI vision remains aligned with evolving norms and values while planning for long-term sustainable impact. This overarching consideration encompasses understanding DEI, implementing initiatives, and working towards continuity.
- **Inter-departmental Collaboration and Resource Allocation:** Effective DEI integration hinges on seamless collaboration between various city departments. It is essential to strike a balance between promoting DEI principles and other citywide priorities, which can pose challenges in terms of communication, coordination, and the optimal allocation of resources.
- **Community Trust, Engagement, and Evaluation Metrics:** Building and retaining community trust is vital for the success of DEI efforts. This involves effective communication and the establishment of clear metrics to evaluate the effectiveness of DEI efforts and implementation.

Ongoing Timelines:

- **Fall 2023 – ongoing:** The individual appointed to the DEI Officer role is anticipated to commence their duties on November 27, 2023. The City Manager’s Office anticipates next steps would likely include onboarding and familiarization with the city’s current DEI landscape and getting acquainted with the City’s structure and key personnel in order to begin building a strategic DEI plan and hiring the DEI Administrative Assistant to support this implementation.

GRANT ASSISTANCE

Department Lead: City Manager's Office

Status Update: *In Progress* (FY 23 carryover request to AAO#1)

Overview:

In **Phase 2** of the Reimagining Public Safety initiative, the City Council approved an allocation of \$100,000 for fiscal years 2023 and 2024. This funding aims to bolster the longevity and sustainability of the City's commitment to Reimagining Public Safety. In 2024, the City of Berkeley has engaged California Consulting, LLC to enhance grant application capabilities (See Companion Appendix R, pp. 3241-3244 for California Consulting Contract and Scope of Services). In the pursuit of a more comprehensive Reimagining Public Safety initiative, the City of Berkeley has turned its attention to opportunities that not only address immediate safety concerns but also contribute to the overall wellbeing and enhancement of community spaces.

Among the state and federal grants pursued, notable prospective state funders include the [Community Resilience Centers Program²](#) (CRC) and the CalTrans [Clean California Local Grant Program³](#). The CRC aims to fund facilities that serve as community safe havens during climate adversities, offering shelter and vital resources during challenges such as extreme heat or poor air quality events. The Clean California program is devised to channel funds into local communities, aiming to beautify and uplift local streets, tribal lands, parks, pathways and transit centers. Equally important, the Clean California program is committed to advancing equity, promoting public health, strengthening cultural connections, and enhancing community place making.

Significant Federal grant applications include the [PROTECT Discretionary Grant Program⁴](#) and [Reconnecting Communities and Neighborhoods \(RCN\) Program⁵](#). The PROTECT program's vision revolves around bolstering the resilience of transportation infrastructure against the impending climate crisis. The primary objective of the PROTECT program is not only to ensure resilient transportation infrastructure but also to promote equity by safeguarding disadvantaged communities, who often bear the brunt of natural hazards. The RCN program holds significant alignment with the Reimagining Public Safety objectives as one of its priorities. It emphasizes the advancement of disadvantaged communities, broadens access to essential services such as jobs, education, healthcare, food, and recreation, and underscores the importance of equitable development and community restoration. Additionally, a key focus is on bridging community divides by tackling transportation facilities that impede connectivity, ensuring that mobility, access, and economic development are unobstructed.

Unspent funds (\$100,000) from Fiscal Year 2023 have been requested for carryover to FY 2024 as part of AAO#1. The Assistant to the City Manager will collaborate cross-departmentally to pinpoint grant opportunities that align with objectives of the Reimagining Public Safety initiative.

² <https://sgc.ca.gov/programs/community-resilience-centers/>

³ <https://cleancalifornia.dot.ca.gov/local-grant-program>

⁴ grants.gov/search-results-detail/347585

⁵ <https://www.transportation.gov/grants/rcnprogram>

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	Summer – Fall 2023	Contract with California Consulting, LLC has been initiated. Seven grant applications were submitted under the direction of Parks, Recreation and Waterfront Department.
	<i>Anticipated</i> Winter 2023 – ongoing	The Reimagining Public Safety Project Coordinator will manage continued efforts in grant identification, application, and management.

Considerations:

- Grant Alignment and Coordination:** Grants from state, federal, and local sources come with varied criteria. Balancing Berkeley’s Reimagining Public Safety goals with these diverse requirements demands precise tailoring of applications, ensuring both alignment with grant specifics and adherence to overarching Reimagining Public Safety objectives. In addition to this, inter-departmental collaboration introduces considerations for streamlined processes.

Ongoing Timelines:

- Fall 2023 – ongoing:** Unspent funds (\$100,000) from Fiscal Year 2023 have been requested for carryover to FY 2024 as part of AA0#1. The Assistant to the City Manager will collaborate cross-departmentally to pinpoint grant opportunities that align with objectives of the Reimagining Public Safety initiative.



SPECIALIZED CARE UNIT *IMPLEMENTATION*

Department Lead: Health, Housing and Community Services Department

Status Update: *In Progress*

Overview:

In part of the Mayor's [phased approach](#) to Reimagining Public Safety, **Phase I** work primarily focused on extensive community engagement and research to create recommendations for a Berkeley-specific crisis response model. To ensure that the design of the Specialized Care Unit (SCU) model was aligned with community expectations, Health, Housing, and Community Services created a Steering Committee that includes representatives from the Mental Health Commission, Berkeley Community Safety Coalition, and community service providers, as well as staff from the City's HHCS and the Fire Departments, to provide guidance on SCU design and implementation. In addition, the City contracted with Resource Development Associates (RDA), to conduct research on non-police crisis response models, lead the community engagement process with guidance from the Steering Committee, and make recommendations for a SCU model for Berkeley (See [Companion Appendix E, pp. 2487-2496 for RDA Contract](#)). RDA's final report includes 25 recommendations for implementing a successful Specialized Care Unit in Berkeley (See [Companion Appendix E, page pp. 2497-2701 for RDA reports](#)). The Steering Committee analyzed and further refined these recommendations, laying the groundwork to move forward with a SCU pilot program.

At the beginning of 2022, to bolster these initiatives, HHCS brought on board several key staff, including a Senior Management Analyst, dedicated to aiding the implementation of the SCU as well as the Community Crisis Response ("Bridge Services") programs. To support these Bridge Services, the City contracted with Options Recovery Services, Peer Wellness Collective (formerly Alameda County Network for Mental Health Clients), and Women's Daytime Drop-In Center to provide a variety of services for vulnerable community members who experience mental health and substance use crises. These programs helped to support the continued need for community crisis support while the City worked toward implementation of the Specialized Care Unit.

In December, 2022, after a competitive Request for Proposal process, Bonita House, Inc. was selected to be the Specialized Care Unit provider. (See [Companion Appendix F, pp. 2703-2785 for Bonita House/SCU Contract](#)). In 2023, Bonita House hired and trained initial SCU staff and worked collaboratively with the City and the SCU Steering Committee to ensure the program is implemented in alignment with the recommendations from RDA and Steering Committee. On September 5, 2023, the SCU began providing services to the Berkeley community and currently operates daily from 6 am to 4 pm. Bonita House continues to hire and train staff to ramp-up to full 24/7 operations.

The SCU pilot program is supported by grant funding from the American Rescue Plan Act, California Department of Health Care Services (Crisis Care Mobile Units program), and Mental Health Services Act funding. The full budget breakdown of the SCU contract can be found in [Companion Appendix F, pp. 2714-2717](#).

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase I (2020-2022)	December 2020	SCU Steering Committee Formed.
	January 2021	Contract with RDA for research, community-engagement, and SCU design.
	March 2022	RDA Completes Report & Presents to Council.
	May 2022	City Council informed of Reimagining Public Safety Framework for SCU design.
Phase 2 (2022-2024)	December 2022	Contract with Bonita House for SCU Implementation.
	January 2023 – ongoing	SCU staff are hired and trained; Systems for implementation are developed.
	February 2023 – Ongoing	HHCS hosts Community Dialogues to provide updates on SCU development and implementation. Community listserv begins to provide program-specific updates.
	September 2023	SCU soft launch begins; SCU team begins providing daily services from 6am to 4pm in mid-September. Outreach materials are distributed throughout the community.
	Anticipated October 2023 - ongoing	The SCU will continue to hire and train staff to build toward 24/7 operations. Additionally, HHCS and Bonita House have initiated conversations about using a MediCal billing model to contribute to longer term program costs.

Considerations:

- **Scaling Up:** The SCU continues to operate in a ramp-up state as Bonita House continues to hire and train staff for the program. As staff are hired and trained, they can start providing services in the field. The SCU will continue to expand their hours, as staffing allows, to operate a 24/7 non-police response to mental health and substance use crises. The City of Berkeley continues to work on receiving City-purchased vehicles for SCU operations, which are currently being customized for SCU operations.
- **Grants and Long-term Funding:** As grant funding is of a limited-term nature, HHCS is actively pursuing additional funding opportunities to sustain and improve the SCU over time.

Ongoing Timeline:

- **Fall 2023 – ongoing:** The SCU will continue to hire and train staff to build toward 24/7 operations. Additionally, HHCS and Bonita House have started initial conversations about using a MediCal billing model to contribute to longer term program costs.

STAFFING POSITIONS (PILOT RPS COMMUNITY SERVICE OFFICERS & DISPATCHERS)

Department Lead: Police

Status Update: *In Progress*

Overview:

In part of the **Phase 2** implementation, funding was allocated for Fiscal Years 2023 and 2024 by City Council to introduce a temporary two-year pilot program of additional Community Service Officers and Public Safety Dispatchers. City Council directives included an evaluation of the pilot after the two-year period to align with the FY 25-26 Budget Process and determine the appropriate location of the CSO unit within a new Public Safety Department and the role for other non-sworn responders.

The Mayor and City Council approved the Recruiting and Retention Incentive Program (RRIP) for the Berkeley Police Department (BPD). The City has intensified recruitment efforts across the department to address staffing vacancies. These efforts include the approved RPS-designated positions: 8 Public Safety Dispatcher II, 1 Public Safety Dispatch Supervisor, 6 Community Service Officers (CSO), and 1 Community Service Officer Supervisor. The CSO positions are temporary and were budgeted for 3 years starting July 1, 2022. We are currently in the 3rd month of year 2, and any new hires must be told the position ends June 30, 2025. Previous candidates have declined the job offer because of the temporary status.

The Berkeley Police Department's recent Community Service Officer recruitment drive concluded on September 18, 2023 and saw a marked increase in interest attracting 138 CSO applicants – nearly double the previous year's count. The subsequent evaluation, involving written and physical tests, is scheduled for October 21, 2023. It is important to acknowledge that in previous evaluations, several candidates faced challenges in clearing one or both tests. Given the increased applicant pool this year, Berkeley PD remains optimistic about securing a larger number of qualified candidates.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	Summer – Fall 2022	RPS funding allocation of approximated ~\$2.5 million for pilot program. BPD Recruitment Cycle commenced.
	July 2023	Contract with Citygate for BPD Staffing Assessment.
	August 2023	Recruiting and Retention Incentive Program.
	<i>Anticipated</i> Summer – Fall 2023	BPD Recruitment Cycle.
	<i>Anticipated</i> October 2023 – ongoing	The Berkeley Police Department is on track to assess approximately 138 CSO applicants in the month of October.

Ongoing Timeline:

- **October 2023 – ongoing:** The Berkeley Police Department is on track to assess approximately 138 applicants in the month of October and continue efforts to fill these vacancies in 2024, further enhancing BPD's capacity to serve the community.

FAIR AND IMPARTIAL POLICING

Department Lead: Police

Status Update: *In Progress*

Overview:

On February 23, 2021, during a City Council Special Meeting, the recommendations put forth by the Mayor's Fair and Impartial Policing (FIP) Taskforce were directed to the Berkeley Police Department for implementation. Berkeley PD provides quarterly updates to City Council, and has completed 13 of the 14 recommendations to date. These FIP recommendations were introduced during **Phase 1** of the Mayor's strategy for Reimagining Public Safety. The Berkeley Police Department has subsequently facilitated a series of FIP-dedicated training sessions, emphasizing key fair and impartial policing tenets. As Berkeley PD continues to advance the recommendations of the Fair and Impartial Policing Task Force, additional Tier 1 funding of \$100,000 was approved for Fiscal Years 2023 and 2024 for specialized FIP training for Berkeley police officers. This enactment is a part of **Phase 2** in the Mayor's [phased approach](#).

Berkeley PD FIP training also includes Crisis Intervention Team (CIT), LGBTQ, [Racial Profiling and Bias](#)⁶ training offered through the [California Commission on Peace Officer Standards and Training](#) (POST)⁷. Furthermore, BPD has mandated the KIND Policing Education Incentive in the newest 2023 – 2025 [Berkeley Police Association MOU](#) with the city ([See Companion Appendix H, pp. 2799-2801](#)). The KIND Policing Educational Incentive is a first-of-its-kind initiative that promotes the City's policing values while ensuring the availability of robust training for sworn members of BPD in effective policing that is rooted in procedural justice and impartiality, community-oriented, and culturally competent.

Berkeley PD believe these efforts will enable the Department to better serve the community and ensure public safety for all. The Berkeley Police Department will continue to work closely with the City Council and other stakeholders to develop and implement strategies that are effective, equitable, and just. Berkeley PD remains committed to promoting fair and impartial policing practices and fostering trust and mutual respect between the police and the community we serve.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase I (2020-2022)	June 2020 – March 2021	Community Process for FIP Recommendations <i>Development</i> convened.
	February 2021	Mayor and the City Council pass FIP Recommendations
	August 2021 – ongoing	Berkeley Police has implemented ongoing fair and impartial trainings for its officers.

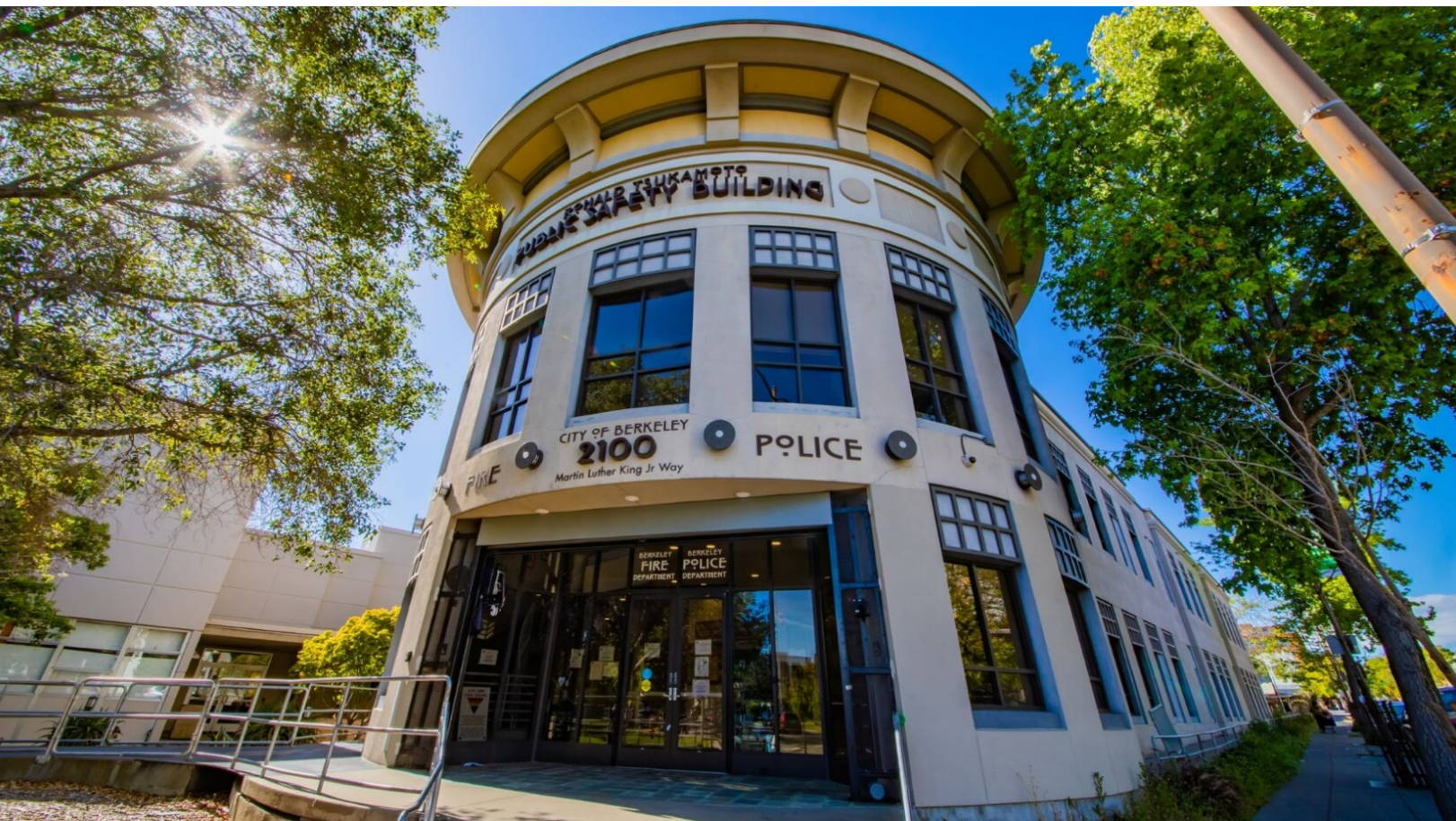
⁶ <https://catalog.post.ca.gov/SearchResult.aspx?category=Mandates&MAC=9jfKTy12dmPZ5m6b632T9DV8U5Q>

⁷ <https://post.ca.gov/>

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	July 2022 – ongoing	Continued training inclusive of FIP tenets.
	August 2023	The KIND Policing Educational Incentive is a first-of-its-kind initiative that promotes the City’s policing values while ensuring the availability of robust training for sworn members of the Berkeley Police Department in effective policing that is rooted in procedural justice and impartiality, community-oriented, and culturally competent.
	October 2023 – ongoing	The Chief of Police submitted an “ Update on the Implementation of Fair and Impartial Policing Task Force Recommendations ” October 3 2023. Thirteen of the fourteen Task Force recommendations have been implemented and we remain committed to upholding and sustaining these measures (See Companion Appendix G, pp. 2787-2797).
	Anticipated October 2023 – ongoing	BPD will continue to support and fulfill officer training needs through Fiscal Year 2025. We will have various related CIT, LGBTQ, Bias/Profiling, and FIP-styled training planned for 2024.

Ongoing Timeline:

- October 2023 – ongoing.** The Berkeley Police Department will continue to fulfill officer training needs through Fiscal Year 2025. Berkeley PD will have various related CIT, LGBTQ, Bias/Profiling, and FIP-styled training planned for 2024.



WELLNESS PRACTICES (CRITICAL INCIDENT STRESS, PEER SUPPORT TEAM, AND EMERGING WELLNESS NEEDS)

Department Lead: Police

Status Update: *In Progress*

Overview:

The Berkeley Police Department has built out a suite of wellness and mental health services for staff as outlined in the key accomplishments section. In part of the Reimagining Public Safety Phase 2 directives, the department has utilized the allocated \$50,000 Reimagining Public Safety funds for Crisis Intervention and Critical Incident Stress Management Services. Acknowledging that physical health is intertwined with mental well-being, improvements have been made to BPD's gym facilities, both at the Public Safety Building and the substation. For those officers in need of specialized support, Berkeley PD provided access to an immersive group therapy program designed to provide employees with the ability to recover from traumatic incidents with resilience. In addition to these wellness efforts, we're on the brink of launching a mobile application designed to provide anonymous access to a vast array of health and wellness resources.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	July 2022 – June 2023	FY 2023 Wellness Efforts Include: <ul style="list-style-type: none"> Contracted with a local first responder-specific counseling group, Public Safety Family Counseling Group (PSFCG). International Critical Incident Stress Foundation training in Assisting Individuals in Crisis and Group Crisis Intervention⁸. Gym Updates Access to immersive group therapy
	July 2023 – ongoing	FY 2024 Wellness Efforts Include: <ul style="list-style-type: none"> O2X Partnership⁹ First Responder Wellness Apps & Resources
	Anticipated October 2023 – ongoing	Continued partnerships and efforts towards BPD Wellness Practices for officers.

Ongoing Timeline:

- October 2023 – ongoing.** The Berkeley Police Department will continue to work with PSFCG to utilize Crisis Intervention and Critical Incident Stress Management Services for the officers through Fiscal Year 2026, in addition to continued wellness offerings. Berkeley PD will have various related CIT, LGBTQ, Bias/Profiling, and FIP styled training planned for 2024.

⁸ <https://icisf.org/individual-crisis-intervention-and-peer-support-group-crisis-intervention/>

⁹ <https://www.o2x.com/>

VISION ZERO PROGRAM COORDINATOR

Department Lead: Public Works Department

Status Update: *In Progress*

Overview:

The Public Works department have successfully hired a Vision Zero Program Coordinator (Associate Planner) in October 2023. This position supports the work of the Vision Zero Program Manager (Senior Planner) which is currently vacant. In line with the eleven high priority action items identified in the [Vision Zero Action Plan](#), the Associate Planner will be supporting with the implementation of the programmatic and capital project delivery elements of Vision Zero. Three of the eleven high priority action items include collision analysis as described in the Reimagining Public Safety initiative. Note the latest [Vision Zero Annual Report](#) (2021-2022) (See [Companion Appendix I, pp. 2803-2886 for Vision Zero Action Plan and Vision Zero Annual Report](#)). Some of the current program priorities include: supporting the delivery of grant-funded capital traffic safety capital projects on Vision Zero High Injury Streets; reconvening the Vision Zero Coordinating Committee; restarting development and implementation of a Rapid Response program, including: supporting the City's interdepartmental Rapid Response team in understanding the reasons for traffic crashes and restarting development and implementation of a Quick Build program to be able to respond through appropriate traffic safety countermeasures; conducting the three-year update of the Vision Zero Action Plan; and resuming Vision Zero Annual Reports.

Key Accomplishments and Next Steps:

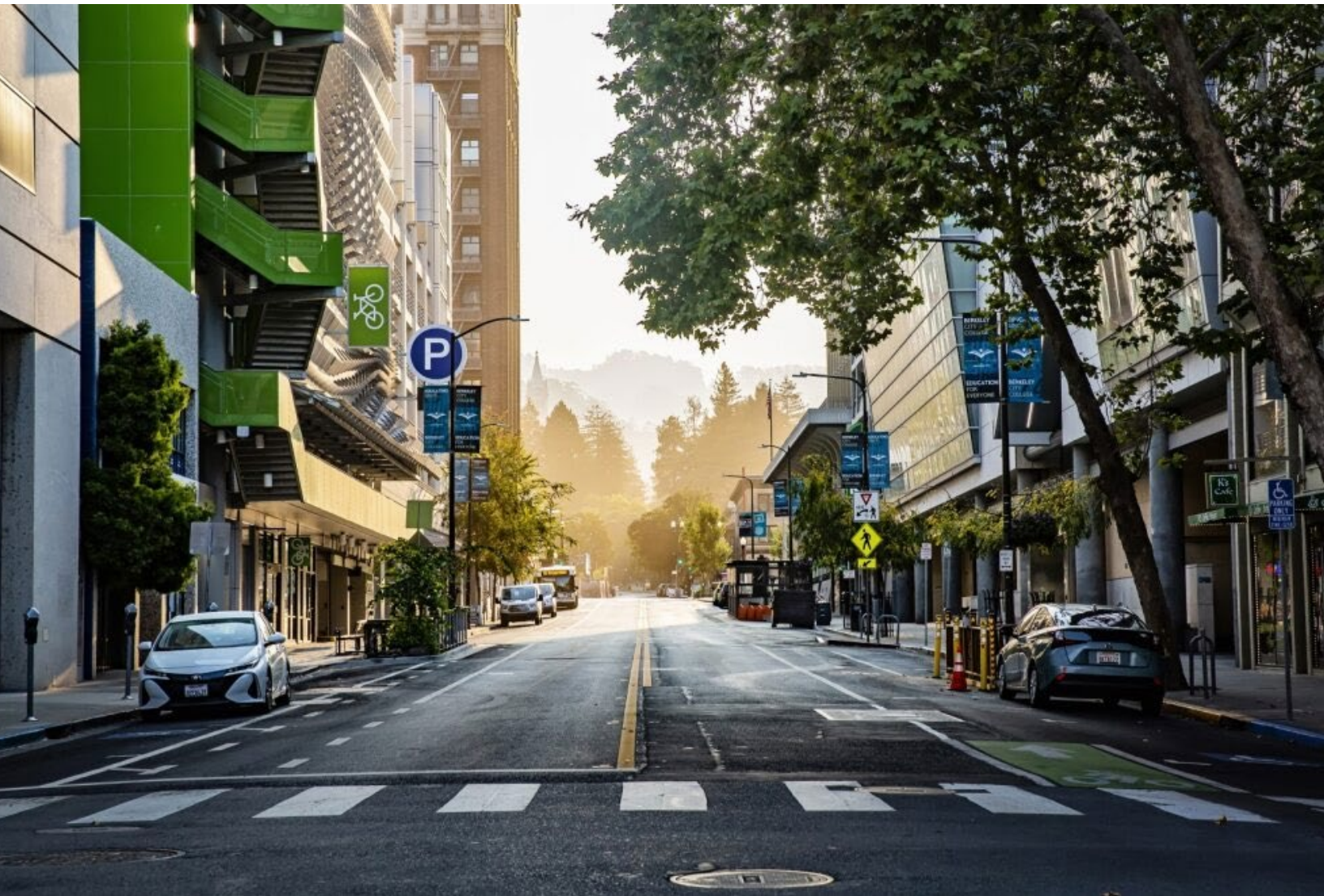
RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	October 2023	Vision Zero Program Coordinator (Associate Planner) Hired.
	<i>Anticipated</i> January 2024 – ongoing	In line with the 11 high priority action items identified in key priorities of the Vision Zero Action Plan, the Associate Planner will be supporting the implementation of the programmatic and capital project delivery elements of Vision Zero. Three of the eleven high priority action items include collision analysis as described in the Reimagining Public Safety initiative.

Considerations:

- **Staffing Vacancies.** The City Manager issued three Off-Agenda memos, [November 2022](#), [December 2022](#), and [October 2023](#), respectively, to update the City Council on the Public Work's Transportation Division's staffing and work priorities (See [Companion Appendix J, pp. 2888-2900 for Staffing Memos](#)).
 - While the Vision Zero Program Coordinator (Associate Planner) has been hired, the Vision Zero Program Manager (Senior Planner) position is currently vacant following the promotion of the former Senior Planner to Principal Planner in August 2023. Public Works is preparing to kick off the recruitment for this position.

Next Steps & Timelines:

- **January 2024 – ongoing:** In 2024, the Vision Zero program anticipates restarting the Vision Zero Coordinating Committee meetings; initiating the three-year update to the Vision Zero Action Plan; restarting the development of the Rapid Response and Quick Build Programs; continuing to support major grant-funded capital projects on Vision Zero High Injury Streets, such as Southside Complete Streets, Sacramento St Pedestrian Crossing Safety Improvements, and the Alameda County Transportation Commission San Pablo Avenue Corridor Projects. Progress on Vision Zero high priority projects and programs in 2024 will depend on hiring a new Vision Zero Program Manager (Senior Planner).



CONSULTANT COSTS

BERKELEY DEPARTMENT OF TRANSPORTATION (BERKDOT) DEVELOPMENT

Department Lead: Public Works Department

Status Update: *In Progress* (funding deferred to AAO#1)

Overview:

In the structured approach to the Reimagining Public Safety initiative, **Phase 1** played an instrumental role in laying the groundwork for BerkDOT. This phase focused on [preliminary design and development](#), underpinned by robust stakeholder engagement (See [Companion Appendix B, pp. 1899-2285 for Off-Agenda Memos](#)). Central to the vision of BerkDOT is the consolidation of all transportation-related functions in the city into a single entity. This department would be responsible for diverse areas, from traffic management and road maintenance to school crossing guards. Additionally, an embedded racial justice lens in BerkDOT's mandate ensures that transportation policies, programs, and infrastructure actively address racial disparities. By doing so, the City aims to create transportation environments that reduce burdens historically placed on communities of color, ensuring streets where all residents feel secure and included.

The City approved a Tier 1: Reimagining Public Safety budget allocation of \$300,000 for Fiscal Year 2023 with the objective of propelling BerkDOT's implementation forward. This budget allocation, which is central to **Phase 2**, will also support research for a forthcoming "white paper" and potential advocacy for state legislation.

Below outlines five core deliverables *related* to early implementation of BerkDOT:

1. Continue legislative advocacy for changes in state law to grant cities the authority for non-sworn civilian traffic enforcement, and automated enforcement for speeding/red lights.
2. Transition crossing guards from the Police Department to Public Works' Division of Transportation.
3. Strategize for a Civilian Traffic Enforcement Unit, pending legislative changes.
4. Review Berkeley Municipal Code for proposed changes to increase equity and racial justice in the City's existing transportation fines and fees.
5. Develop a roadmap for establishing a standalone Berkeley Department of Transportation.

While the Public Works Department successfully transitioned crossing guards, progress in other sectors have been slow, especially concerning legislative matters. For instance, the [California SB-50 Bill](#)¹⁰ supporting civilian traffic enforcement was declined on September 14, 2023. Additionally, since Berkeley

¹⁰ https://leginfo.ca.gov/faces/billTextClient.xhtml?bill_id=202320240SB50

is not included in the Assembly Bill 645 ([AB-645¹¹](#)), introducing a Speed Safety System Pilot Program locally would require separate legislation.

Other challenges include the Public Works Department's significant staffing issues. The Berkeley Public Works Department, central in BerkDOT's, faced significant staffing challenges. The City Manager issued Off-Agenda memos in [November](#) and [December](#) of 2022, and again in [October 2023](#) (See [Companion Appendix J, pp. 2888-2900 for Staffing Memos](#)). These memos informed the City Council on the department's staffing challenges and their implications for ongoing projects, highlighting that several initiatives led by Public Works, including BerkDOT's evolution, had been temporarily halted. This pause was later addressed at the Berkeley Budget & Finance Committee on June 22, 2023 and at the June 27, 2023 City Council session. Notably, several Reimagining Tier I requests have been referred to the December 2023 Annual Appropriations Ordinance #1 process (See [Companion Appendix K, pp. 2902-2997 for Budget & Finance Committee Annotated Agenda and June 2023 Item 53 Council Supplemental Item](#)).

As of this report's submission, movement related to this deliverable has yet to be initiated. The Public Works Department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting. Should the allocation be returned, Public Works' proactive response plan will be to launch a comprehensive Request for Proposal (RFP) process to bring aboard a third party with a proven track record in urban transportation to assess preliminary research, bridge any existing gaps, and devise an actionable BerkDOT implementation plan.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 1 (2020-2022)	June 2020 – ongoing	Community Process for BerkDOT Development
	Fall 2022	Crossing guards transitioned from the Police to Public Works' Division of Transportation.
	November 2022 – ongoing	Public Works staffing vacancies memos issued to City Council and community.
Phase 2 (2022-2024)	June 2023	City Council referred several Reimagining Tier I requests to the December 2023 Annual Appropriations Ordinance #1 process.
	<i>Anticipated</i> November 2023 – ongoing	Public Works anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been made at the AAO#1 meeting. Next Steps would include a possible RFP process for BerkDOT implementation planning.

Considerations:

- Regulatory Compliance:** BerkDOT must strictly adhere to local, state and federal transportation regulations. This includes not just road and transit roles, but also any pertaining to pedestrian zones, bike lanes, and other urban transportation forms. Ensuring compliance will prevent potential legal complications and foster smoother collaboration and state federal agencies.

¹¹ https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=202320240AB645

- **Budgetary Limitations:** The BerkDOT's budget is currently deferred. This situation necessitates providing essential project and operations within existing resources. The City must explore innovative solutions and consider alternative funding avenues, such as grants or strategic partnerships.
- **Staffing:** The Public Works Department is currently facing a staffing shortage, which affects its capacity to meet all operational demands. The Department is actively recruiting to fill vacancies. It is important to note that with limited personnel, there are competing priorities to manage.

Ongoing Timeline:

- **Fall 2023 – ongoing:** As of this report's submission, movement related to this deliverable has yet to be initiated. The Public Works Department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting. Should the allocation be returned, Public Works' proactive response plan will be to launch a comprehensive Request for Proposal (RFP) process to bring aboard a third party with a proven track record in urban transportation to assess preliminary research, bridge any existing gaps, and devise an actionable BerkDOT implementation plan.

BEHAVIORAL HEALTH, CRISIS RESPONSE, AND CRISIS-RELATED SERVICES NEEDS AND CAPACITY ASSESSMENTS

Department Lead: Health, Housing and Community Services Department

Status Update: *In Progress*

Overview:

In **Phase 2**, the City of Berkeley allocated \$100,000 in Fiscal Year 2023 for a service needs assessment based on 911 and non-911 calls for service, dispatch, and response to address the needs of Berkeley people with behavioral health issues and/or who are unhoused. This needs assessment should be conducted using computer-aided dispatch (CAD) or other data from the Berkeley Communications Center, other dispatch agencies, BPD, BFD, and any other relevant data during the COVID-19 pandemic from at least March 2020 through the present. In addition to this service assessment, the recommendation also includes a capacity assessment of crisis response and crisis-related services available to Berkeley.

In May 2023, the City Council authorized the City Manager to add a portion of this funding to an existing contract with Resource Development Associates (RDA) to support a CAD data analysis to better inform the implementation and evaluation of the Specialized Care Unit (SCU) ([See Companion Appendix E, pp. 2487-2496 for RDA Contract](#)).

Analyzing the CAD data will help inform future SCU and crisis system operations by gaining a better understanding of the types of calls that could apply to behavioral health crises. Components of this CAD data analysis and follow-up recommendations, as it applies to current program operations will be incorporated into the broader SCU evaluation, and provided to the City throughout the SCU pilot.

CONSULTANT COSTS

In addition to the RDA contract to analyze 911 call data, HHCS recently hired a Community Services Specialist II (CSSII) who is focused on analyzing care support systems in the City of Berkeley and Alameda County, including crisis response and crisis-related services. This CSSII will focus on conducting the capacity assessment to determine what exists and system gaps with respect to the SCU, respite, and sobering centers. This work will continue throughout the calendar year and into early 2024.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	June 2023	Existing contract for SCU program evaluation is amended to add a scope of work for RDA to conduct the crisis needs assessment.
	June 2023 – August 2023	Crisis needs assessment for 911 call planning begins with initial data scoping.
	August 2023 – ongoing	Data analysis of Computer Aided Dispatch (CAD) calls begins with City of Berkeley stakeholders.
	August 2023	HHCS hired a Community Services Specialist II to analyze crisis response and related systems, specifically including crisis stabilization.
	<i>Anticipated</i> Ongoing – December 2023	Data collection and systems planning.
	<i>Anticipated</i> December 2023 – ongoing	Reporting. These projects continue to be ongoing through the rest of 2023. HHCS expects to receive initial results of the analysis of the 911 call data and crisis systems by the beginning of next year

Considerations:

- **Expanding Data Analysis & Dynamic Needs:** As the project progresses, there might be a recognition of new data sets essential for comprehensive analysis.
- **Partner Coordination & Feedback:** With multiple partners involved, there will be extensive coordination to ensure that all information is gathered to inform these analyses.
- **Policy Awareness:** Staying updated with relevant behavioral health policies and regulations will be key to ensure project success and compliance.

Ongoing Timeline:

- **Fall 2023 – ongoing:** These projects continue to be ongoing through the rest of 2023. HHCS expects to receive initial results of the analysis of the 911 call data and crisis systems by the beginning of next year.

STAFFING ASSESSMENT

Department Lead: Police

Status Update: *In Progress*

Overview:

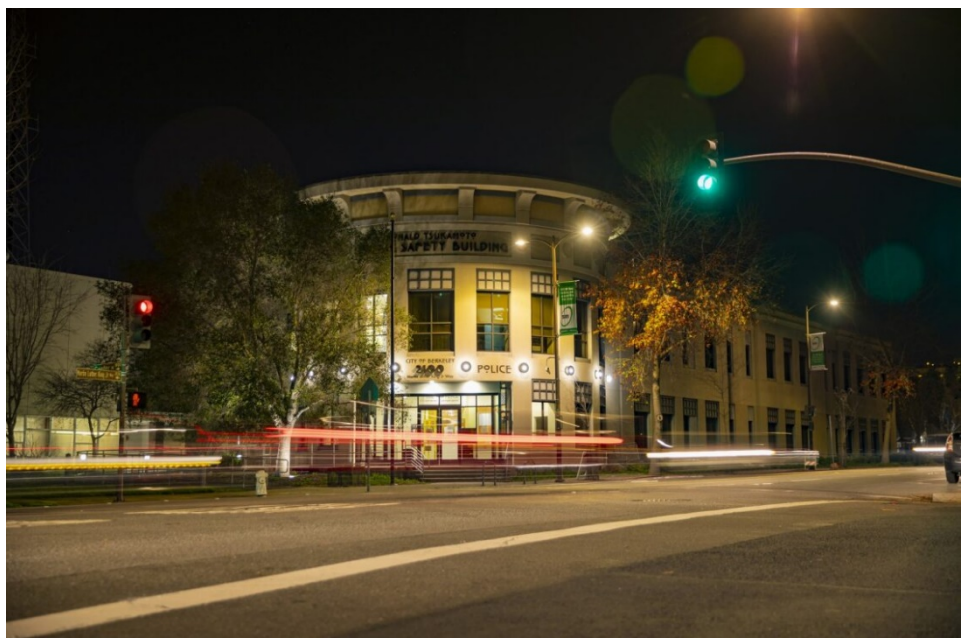
As part of ongoing efforts in the Reimagining Public Safety **Phase 2** recommendations, the Berkeley Police Department has contracted with [Citygate Associates](#) to undertake a thorough study of the Berkeley Police Department (See Companion Appendix L, pp. 2999-3006 for Contract and Scope of Services). This comprehensive study aims to evaluate the Department’s organizational structure, resource allocation, and geographical patrol boundaries. Citygate will also recommend organizational improvements to enhance overall service to the community with consideration given to the morale and well-being of police staff.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	July 2023	The Berkeley Police Department has successfully engaged with Citygate Associates for a comprehensive staffing assessment and workload study. Citygate’s workload study will take approximately nine months and consists of 6 key tasks outlined in the contract. RPS funding allocation of \$125,000 for FY 2024.
	August 2023 – ongoing	Citygate Staffing Assessment Tasks 1 & 2.
	<i>Anticipated</i> October 2023 – November 2023	Stakeholder Interviews and Community Survey.
	<i>Anticipated</i> November 2023 – December 2023	Review of Organizational Functions and Workload.

Ongoing Timeline:

- October 2023 – ongoing.** Citygate’s workload study will take approximately nine months and consists of 6 key tasks outlined in the contract. The Berkeley Police Department anticipates providing updates during the next Reimagining



Public Safety status report out.

TRANSPORTATION FINES & FEES ANALYSIS

Department Lead: City Manager's Office

Status Update: *To Be Initiated* (funding deferred to AAO#1)

Overview:

As a **Phase 2** item in the Reimagining Public Safety initiative, \$150,000 was allocated by the City Council for Fiscal Year 2023 to review the City of Berkeley's Municipal Code for proposed changes to increase equity and racial justice in City's transportation fines and fees, and explore the civilianization of enforcement of various Municipal Code violations (See Companion Appendix T, pp. 3259-3264).

As previously mentioned, several Reimagining Public Safety deliverables, have yet to be initiated. Additionally, at the City Council's Budget & Finance Committee meeting on June 22, 2023 and June 27, 2023 City Council session, several Reimagining Tier I requests were deferred to the December 2023 Annual Appropriations Ordinance #1 process (See Companion Appendix K, pp. 2902-2997 for Budget & Finance Committee Annotated Agenda and June 2023 Item 53 Council Supplemental Item). The City Manager's Office anticipates exploring next steps towards fulfilling this deliverable once a decision around funding has been finalized at the AAO #1 meeting.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	June 2023	City Council referred several Reimagining Tier I requests to the December 2023 Annual Appropriations Ordinance #1 process.
	<i>Anticipated</i> October 2023 – ongoing	The City Manager's Office anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been made at the AAO#1 meeting.

Ongoing Timeline:

- **Fall 2023 – ongoing:** As of this report's submission, this deliverable has yet to be initiated. The City Manager's Office anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting.

DEPARTMENT OF COMMUNITY SAFETY DESIGN AND IMPLEMENTATION

Department Lead: City Manager’s Office

Status Update: **To Be Initiated** (funding deferred to AAO#1)

Overview:

As a **Phase 2** item in the Reimagining Public Safety initiative, \$250,000 was allocated for Fiscal Year 2024 to support a design process for the creation of a Department of Community Safety (See Companion Appendix T, pp. 3259-3264).

As previously mentioned, several Reimagining Public Safety deliverables, have yet to be initiated. Additionally, at the City Council’s Budget & Finance Committee meeting on June 22, 2023 and June 27, 2023 City Council session, several Reimagining Tier I requests were deferred to the December 2023 Annual Appropriations Ordinance #1 process (See Companion Appendix K, pp. 2902-2997 for Budget & Finance Committee Annotated Agenda and June 2023 Item 53 Council Supplemental Item). The City Manager’s Office anticipates exploring next steps towards fulfilling this deliverable once a decision around funding has been finalized at the AAO #1 meeting.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	June 2023	Council referred several Reimagining Tier I requests to the December 2023 Annual Appropriations Ordinance #1 process.
	Anticipated October 2023 – ongoing	The City Manager’s Office anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been made at the AAO#1 meeting.

Ongoing Timeline:

- **Fall 2023 – ongoing:** As of this report’s submission, this deliverable has yet to be initiated. The City Manager’s Office anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting.



DISPATCH ASSESSMENT & IMPLEMENTATION

Department Lead: Fire Department

Status Update: *In Progress*

Overview:

The City's Dispatch center is the hub of both police, fire and emergency medical services (EMS) for the community. When a resident call 911 for help, there is a simple expectation that person has: that the right responders arrive on scene to provide help quickly. What happens behind the scenes is a complex process that is similar to that of an air traffic control center. Dispatchers receive calls for help via 911 or a ten-digit phone number, they ask questions to clarify the need, collect critical information and enter information into a Computer Aided Dispatch (CAD) system, alert the right resource(s), coordinate the response to the call, all the while maintaining awareness of the system status.

With this project, the Berkeley Fire Department's goal is to enhance the City's Dispatch center to allow for the systematic triage of emergency calls, to provide pre-arrival emergency medical instructions to callers, and to create the opportunity to send alternate resources like an alternative mobile health unit (similar to the Fire Departments Mobile Integrated Paramedic unit deployed early in the Pandemic) or the Specialized Care Unit (SCU). To meet these modern fire and EMS capabilities, as seen in most other centers in the region including the Contra Costa Regional Fire Communications Center, the Alameda County Regional Emergency Communications Center, and the San Francisco Emergency Communications Department, a substantial initial and on-going investment may be required.

In part of the Mayor's [phased approach](#) to Reimagining Public Safety, **Phase 1** work primarily focused on [preliminary development and stakeholder engagement](#) of the Dispatch Needs Assessment (DNA) design prior to soliciting a formal (See Companion Appendix B, pp. 1899-2285 for City Manager's Reimagining Public Safety Off-Agenda Memos). As we advanced efforts towards Dispatch Needs Assessment and Redesign, additional funding was approved for Fiscal Year 2023 for DNA efforts, this enactment is a part of **Phase 2** in the Mayor's three-tiered approach.

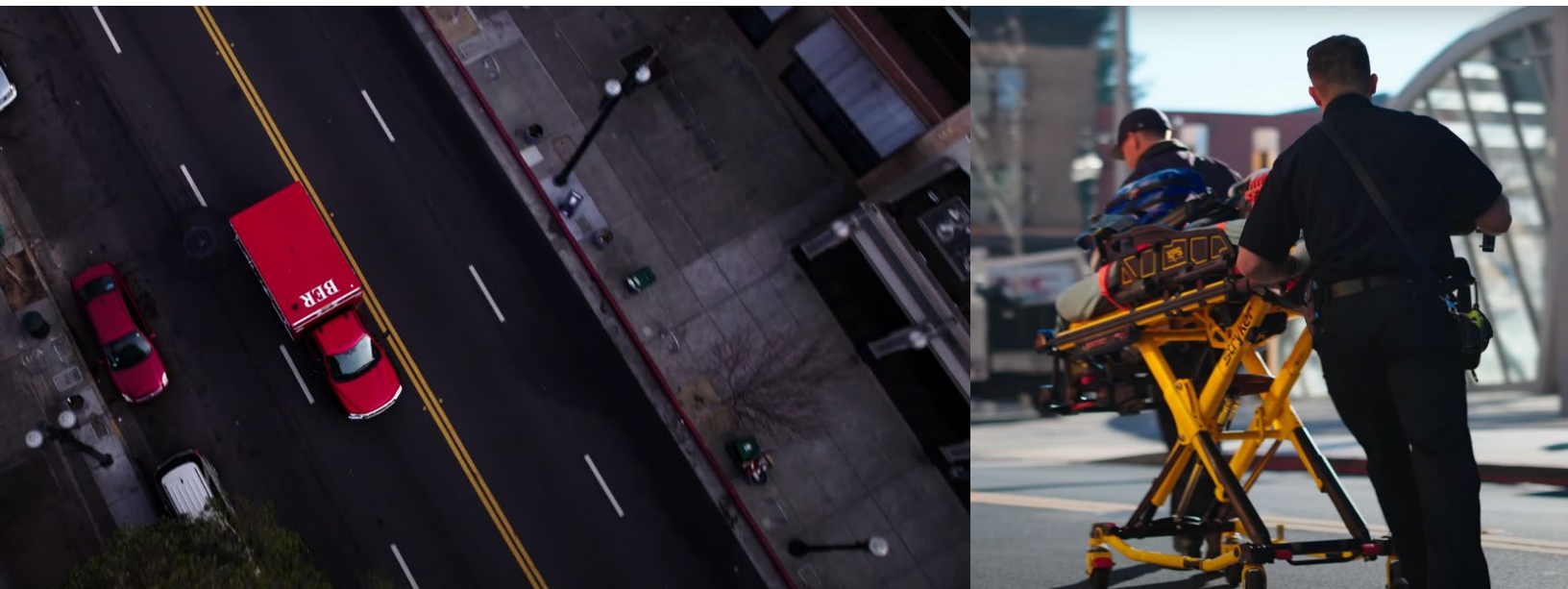
Leading into **Phase 2** of the Reimagining Public Safety initiative, the Berkeley Fire Department [contracted](#) with [Federal Engineering, Inc.](#) (FE) to conduct a Dispatch Needs Assessment (DNA). The results of the completed scope of work is detailed in the high-level implementation plan (See Companion Appendix M, pp. 3009-3014 for FE Contract and High Level Implementation Plan). The recommendations included a staffing model, facility improvements, advanced training and protocols required to support call triaging for alternative response models, and the implementation of emergency medical dispatch.

Due to the significance of the recommendations from FE and following extensive discussions with stakeholders from dispatch, the City Manager's Office, the fire department, and the police department, staff is seeking a second opinion from other industry experts in the field before bringing the full report to City Council and advancing to the next phase of the DNA (implementation of the plan). The scope and lasting impacts of implementation of the DNA recommendations is so significant, it is imperative

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that the team exercises due diligence. By soliciting a second opinion, staff aim to ensure that the report and subsequent recommendations to the City Council are anchored in best practices, are pragmatic, fiscally responsible, and represent a comprehensive understanding of the challenges and requirements of this industry. This careful approach underscores the Berkeley Fire Department's commitment to the highest standards of professional and strategic implementation.

The cost of the second opinion is not expected to exceed \$20,000 and will be paid by Measure FF funds. Contract initiation and reassessment will conclude in Spring 2024. Within this timeframe, the core objective is to undertake a comprehensive reassessment of the current and proposed staffing model. The reassessment will utilize the most recent call data, as the FE report is now a year old. It is important to contextualize that the data, influenced by the unprecedented challenges of the COVID-19 Pandemic, may not represent typical patterns. The final output will encompass a plan for strategic implementation of the derived recommendations. Upon the completion of the second opinion, Fire Department staff anticipates engaging with City leadership to shape and inform next steps. The findings from this review will be presented to the appropriate stakeholder groups and the Council in 2024. The total contract for the Dispatch Needs Assessment and Implementation Plan is \$300,000. In addition to City allocation (\$200,000) the initial assessment was funded by HHCS grants (approximately \$100,000).



Key Accomplishments and Next Steps:

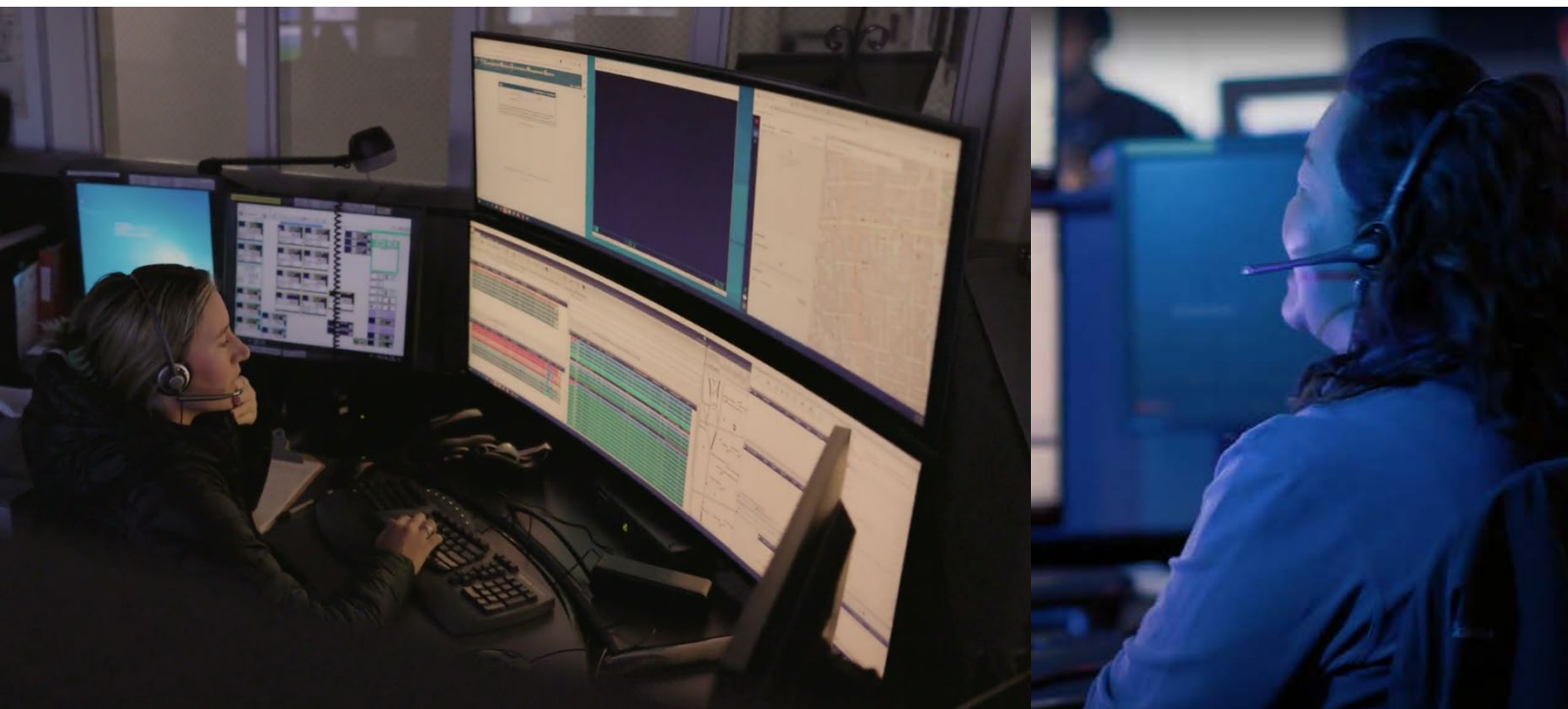
RPS Phase	Timeline	Milestone
Phase I (2020-2022)	February 2021 – December 2021	RFP Process Executed.
	January 2021 – October 2022	Federal Engineering Conducts Assessment. The scope of work for this project examined existing dispatch capabilities and the City's goals to develop a gap analysis and path forward on how to triage calls, divert non-emergency calls—including mental health calls—to appropriate resources, and implement the delivery of emergency medical instructions to callers.
Phase 2 (2022-2024)	November 2022 – May 2023	The Federal Engineering Report on Priority Dispatch was presented to key stakeholders and discussed internally.
	July 2023 – October 2023	Development of Second Opinion Scope and Vendor Selection
	<i>Anticipated</i> Fall 2023	A budget of \$20,000 from Measure FF funds is allocated for a second opinion, set to begin in November for a three-month duration. This review will re-evaluate our staffing model using the latest call data, considering the anomalies from the COVID-19 impacted years. The outcome will provide strategic recommendations for implementation.
	<i>Anticipated</i> Winter/Spring 2024	Second opinion report complete.
	<i>Anticipated</i> Winter/Spring 2024	Discussion with City project stakeholders of FE's report and the second opinion to determine next steps for the DNA.

Considerations:

- **Staffing.** Through FY23 the Fire Department experienced significant and ongoing recruitment and hiring challenges resulting from the global pandemic, the Office of the Fire Chief (the Department) has struggled to fulfill community needs through day-to-day operations, strategic planning efforts, and project and program management. The most significant challenges surround overseeing operational and programmatic priorities due to short staffing. The Department is working diligently to reorganize its operations to support current and future staff and staffing needs.
- **Facilities Space.** One of the primary challenges and considerations that may inhibit implementation of Stage II of the Dispatch Needs Assessment is securing an appropriate facility space for the center. There is not enough space in the Public Safety Building before the Fire Department moves to an independent headquarters facility. Identifying and obtaining the appropriate amount of space to house dispatcher workstations is vital for the successful rollout and operation of the project. Ensuring the space meets the specific requirements and standards, both in terms of functionality and accessibility, is paramount and current configuration of the Public Safety Building will need to be adjusted to accommodate a modern and expanded dispatch center.
- **Budget.** Stage I of this project was paid for with HHCS grant funds and the second opinion and planning for implementation is funded by Measure FF. Additional funding for implementation of any/all recommendations will need to be approved and appropriated by the City Council.

Ongoing Timeline:

- **Fall 2023 – ongoing:** A budget of \$20,000 from Measure FF funds is allocated for a second opinion, set to begin in late Fall 2023. This review will re-evaluate Fire’s staffing model using the latest call data, considering the anomalies from the COVID-19 impacted years. The outcome will provide strategic recommendations for implementation.



COMMUNITY INVESTMENTS

VIOLENCE PREVENTION

VIOLENCE PREVENTION AND YOUTH SERVICES

Department Lead: Health, Housing and Community Services Department

Status Update: *In Progress*

Overview:

In **Phase 2** of the initiative to Reimagine Public Safety, emphasis was placed on community investments. Two prominent Community-Based Organizations (CBOs), namely [McGee Avenue¹²](#) Baptist Church Center for Food, Faith, and Justice and [Berkeley Youth Alternatives¹³](#) were identified and selected to receive funds. These allocations are instrumental in bolstering collective efforts to reshape and enhance the dynamics of Berkeley’s community. For Fiscal Years 2023 and 2024, \$50,000 has been designated to support the “Voices Against Violence” series by the McGee Avenue Baptist Church. Additionally, Berkeley Youth Alternatives has been allocated \$160,000, of which, \$125,000 is dedicated to their [Counseling Center¹⁴](#) and the remaining \$35,000 is designated for the Summer Jam Day Camp.

Center for Food, Faith. In the City’s ongoing efforts to enhance community safety and enrichment, the McGee Avenue Baptist Church was granted funding of \$50,000 to support with their “Voices Against Violence” youth campaign.

Berkeley Youth Alternatives. BYA, another pillar in the community, has been awarded \$160,000. A substantial portion, \$125,000 is dedicated to fortifying their counseling center, which plays a crucial role in providing support to many. The remaining \$35,000 is allocated to ensure successful continuation of their Summer Jam Day Camp.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	July 2022- June 2023	Funds allocated to CBOs
	<i>Anticipated</i> Fall 2023 – June 2024	Funds continued allocation to CBOs through FY 24.

Ongoing Timeline:

- **Fall 2023 – June 2024:** The City will continue to allocate funds to McGee Avenue Baptist Church and Berkeley Youth Alternatives corresponding to their programmatic expenditures through the end of Fiscal Year 2024, which ends on June 30, 2024.

¹² <https://www.cffj.org/programs-services>

¹³ <https://www.byaonline.org/>

¹⁴ <https://www.byaonline.org/programs/counseling-center/counseling-center>

GUN VIOLENCE PREVENTION (BERKELEY CEASEFIRE)

Department Lead: City Manager’s Office

Status Update: *In Progress* (FY 23 carryover request to AAO#1)

Overview:

As part of the Mayor’s [phased approach](#) to Reimagining Public Safety, **Phase I** work primarily focused on community-centric processes and comprehensive engagement with key stakeholders and field experts. In this engagement, analysis, and design process, the [National Institute for Criminal Justice Reform¹⁵](#) (NICJR), was commissioned to conduct an assessment of programs and models that increase safety, properly respond to emergencies, reduce crime and violence, and improve policing. Included in their final report was a dedicated assessment of [Community Driven Violence Reduction Strategies¹⁶](#), also known as Gun Violence Prevention or “Ceasefire,” This report was presented to the Reimagining Public Safety Task Force, and thereafter to the City Council in Spring 2022 (See [Companion Appendix A, pp. 1107-1111, for NICJR Report](#)).

Councilmember Terry Taplin recommended a series of budget referrals ([November 2021, May 2022](#)) for a Gun Violence Intervention (Operation Ceasefire) program to be designed and implemented within the city of Berkeley (See [Abbreviated Appendix N, pp. 3088-3095](#)). To support this initiative, the Berkeley Police Department (BPD) has established a comprehensive [Transparency Hub¹⁷](#) with data and analysis designed to support the Ceasefire process and inform the community of BPD’s efforts in this space.

As the Reimagining Public Safety work transitioned to **Phase 2** of analysis and implementation, on June 28, 2022, the City of Berkeley ratified a budget for [FY 2023 & FY 2024](#) with an allocation of \$1,000,000 dedicated to addressing the increase in gun violence that the city of Berkeley has experienced in recent years. The budget item, titled “Ceasefire,” is predicated on said prior discussions on potential community-based violence prevention strategies. The City Manager has since issued an Off Agenda Memo in [October 2022](#) providing updates on progress thus far, highlighting BPD’s preliminary steps, including engagement with Ceasefire programs in surrounding cities and other violence prevention programs when there are Berkeley connections to crime in other jurisdictions as well as their expanded partnership with UC Berkeley to include a collaboration with the Goldman School of Public Policy to design a Gun Violence Prevention program evaluation plan including the definition of success metrics and independent analysis thereof. (See [Abbreviated Appendix N, pp. 3014-3087, for Report](#)). In addition to the Police Department’s efforts, Councilmember Taplin has coordinated several advisory group meetings inviting a number of community stakeholders and experts in violence reduction programs. These meetings included faith leaders and community-based organizations in Berkeley. The meetings involved identifying current systems and other stakeholders who should be engaged in the process as

¹⁵ <https://nicjr.org/>

¹⁶ https://berkeleyca.gov/sites/default/files/documents/BerkeleyReport_030722.pdf#page=100

¹⁷ <https://bpd-transparency-initiative-berkeleypd.hub.arcgis.com/>

well as discussions as to what strategies would work best in Berkeley. A [memo was published](#) April 2023 (See Abbreviated Appendix N, page p. 3088, for April 2023 memo).

The Gun Violence Prevention (GVP) report was completed in summer 2023 and preliminary analyses and findings have been presented to the Chief of Police and City Manager's Office, and are expected to be presented to the City Council December 5, 2023 (See Appendix N, pp. 3014-3087, for Gun Violence Prevention Report). Unspent funds (\$1,000,000) from Fiscal Year 2023 have been requested for carryover to FY 2024 as part of AA0#1. The Assistant to the City Manager, now onboarded in their role as the Reimagining Public Safety Project Coordinator, will collaborate with essential stakeholders to design the forthcoming steps and processes tailored to meet the specific requirements of Berkeley's GVP program. The team will also explore the potential need for a Request for Proposal (RFP) during this phase.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Status
Phase 1 (2020-2022)	Spring 2022	Preliminary Steps. NICJR Presents report to Task Force and Council. Councilmember Terry Taplin presents budget recommendations. BPD launches transparency hub.
	June 2022	\$1M allocation adopted for Gun Violence Prevention Program.
Phase 2 (2022-2024)	November 2022	Gun Violence Prevention (GVP) Preliminary Analysis Initiated
	May 2023	GVP Report complete.
	August 2023	Assistant to the City Manager – Reimagining Public Safety Project Coordinator hired.
	Anticipated December 2023	Comprehensive update on Reimagining and Project update for GVP.
	Anticipated Winter 2024 – ongoing	Preliminary research and stakeholder engagement for next steps and possible process.

Considerations:

- **CBO/Staffing Recruitment:** The current recruitment landscape presents its own set of challenges. Staffing up qualified organizations/individuals for this program may face prolonged lead times in recruitment. Beyond initial recruitment, the essential training required to ensure the efficacy of the GVP launch may further extend lead times.

Ongoing Timeline:

- **December 2023 – ongoing:** Unspent funds from FY 2023 have been requested for carryover as part of AA0#1. GVP findings are scheduled to be presented to the City Council December 5, 2023. The Assistant to the City Manager will collaborate with essential stakeholders. This collaboration aims to design the forthcoming steps and processes tailored to meet the specific requirements of the GVP program.

ALTERNATIVES TO SANCTIONS/FINES

HEARING OFFICER-ALTERNATIVES TO SANCTIONS/FINES

Department Lead: Public Works Department

Status Update: *In Progress* (funding deferred to AAO#1)

Overview:

As a **Phase 2** item in the Reimagining Public Safety initiative, \$150,000 was allocated for Fiscal Year 2024 to enhance hearing officer resources. The remit of this allocation includes referring individuals to community service and social services for various infractions, such as low-level violations related to parking.

As previously mentioned, several Reimagining Public Safety deliverables, have yet to be initiated. Additionally, at the City Council's Budget & Finance Committee meeting on June 22, 2023 and June 27, 2023 City Council session, several Reimagining Tier I requests were deferred to the December 2023 Annual Appropriations Ordinance #1 process (See Companion Appendix K, pp. 2902-2997 for Budget & Finance Committee Annotated Agenda and June 2023 Item 53 Council Supplemental Item). The City Manager's Office anticipates exploring next steps towards fulfilling this deliverable once a decision around funding has been finalized at the AAO #1 meeting. In light of the need to address the backlog of the administrative review queue, the Public Works Department has expanded resources to bring on an assistant to support with this process.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	June 2023	City Council referred several Reimagining Tier I requests to the November 2023 Annual Appropriations Ordinance #1 process.
	<i>Anticipated</i> October 2023 – ongoing	The Public Works Department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been made at the AAO#1 meeting.

Ongoing Timeline:

- **Fall 2023 – ongoing:** As of this report's submission, this deliverable has yet to be initiated. The Public Works Department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting.

EXPAND DOWNTOWN STREETS TEAMS

Department Lead: Public Works Department

Status Update: *In Progress* (funding deferred to AAO#1)

Overview:

In **Phase 2**, a budgetary provision of \$50,000 was allocated for Fiscal Years 2023 and 2024 to expand the scope of the City's contract with [Downtown Streets Team](#)¹⁸. On May 31, 2022, City Council approved Resolution No. 70, 394-N.S to allow for City staff to enter into sole source negotiations with DST for new pricing, contract terms, and scope of services in support of the Clean Cities Program for the continuation of hand sweeping, leaf and litter removal, graffiti abatement, and poster removal services for various commercial districts (See Companion Appendix O, pp. 3097-3100 for 2022 Contract with Downtown Streets Team).

As mentioned, several Reimagining Public Safety deliverables have yet to be initiated. Additionally, at the Berkeley Budget & Finance Committee meeting on June 22, 2023 and June 27, 2023 City Council session, several Reimagining Tier I requests have been referred to the December 2023 Annual Appropriations Ordinance #1 process (See Companion Appendix K, pp. 2902-2997 for Budget & Finance Committee Annotated Agenda and June 2023 Item 53 Council Supplemental Item).

Public Works has since then entered into a new contract with Downtown Streets Team, June 27, 2023 wherein which DST supports the city with services related to hand sweeping, graffiti and litter abatement, poster removal, and low barrier volunteer work experience programming (See Companion Appendix O, pp. 3101-3103 for 2023 Contract with Downtown Streets Team). The Public Works department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	June 2023	City Council referred several Reimagining Tier I requests to the December 2023 Annual Appropriations Ordinance #1 process. Public Works enters contract with Downtown Streets Team.
	<i>Anticipated</i> October 2023 – ongoing	The Public Works Department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been made at the AAO#1 meeting.

Ongoing Timeline:

- Fall 2023 – ongoing:** As of this report's submission, this deliverable has yet to be initiated. The Public Works Department anticipates exploring next steps towards fulfilling this deliverable, once a decision around funding has been finalized at the AAO #1 meeting.

¹⁸ <https://www.streetsteam.org/berkeley>

COMMUNITY MENTAL HEALTH, BEHAVIORAL, AND CRISIS RESPONSE

COMMUNITY CRISIS RESPONSE SERVICES (BRIDGE SERVICES)

Department Lead: Health, Housing and Community Services Department

Status Update: *In Progress*

Overview:

Within the framework of **Phase I** of the Reimagining Public Safety initiative, the city was actively engaged in the planning stages of the Specialized Care Unit (SCU). The SCU, envisioned as a 24/7 mobile unit, will provide support to individuals experiencing a mental health or substance abuse crisis, without necessitating direct police involvement. During the design period, with HHCS actively engaged in the development process, the city recognized the pressing need to enhance non-police relationships and support for individuals at risk of entering a crisis state. In response to this need, the City Council, on June 29, 2021, allocated up to \$1,200,000 from the FY 2022 budget, sourced from the American Rescue Plan, to fund the Community Crisis Response (CCR) services. These services, intended to bridge the gap until the SCU became operational, were also referred to as “Bridge Services.”

In pursuit of these goals, the City issues a Request for Proposals, seeking community-based organizations (CBOs) and groups with expertise to provide these supportive services. The City of Berkeley received proposals from three local organizations, [Alameda County Network of Mental Health Clients](#)¹⁹ (Berkeley Drop-in Center), [Options Recovery](#)²⁰, and [Women’s Daytime Drop-in Center](#)²¹, each with intent to expand their current service offerings. The review committee, consisting of representatives from the Health, Housing and Community Services Department, the Fire Department, the Mental Health Commission, and the Berkeley Community Safety Coalition, recommended funding all three contracts (See Companion Appendix P, pp. 3105-3110 for City Manager’s consent item).

These contracts will provide financial support to:

1. Alameda County Network of Mental Health Clients (Berkeley Drop-in Center) to expand their peer support programming for crisis prevention, crisis intervention and post-crisis support (See Companion Appendix P, pp. 3111-3150 for Peer Wellness Berkeley Drop-In Center Contract)
2. Options Recovery for hiring Substance Use Disorder (SUD) Navigators for culturally competent stage-matched interventions (See Companion Appendix P, pp. 3151-3244 for Options Recovery Contract)
3. Women’s Daytime Drop-in Center for enhanced mental health care services to the community including assessment, linkages, workshops, and goal-setting (See Companion Appendix P, pp. 3180-3215 for Women’s Daytime Drop-in Center Contract)

¹⁹ https://alameda.networkofcare.org/mh/services/agency.aspx?pid=BerkeleyDropInCenter_344_2_0

²⁰ <https://optionsrecovery.com/>

²¹ <https://www.womensdropin.org/>

As Reimagining efforts have transitioned into **Phase 2** of the implementation process, these contracts were initiated in Spring 2022, and amended to be extended the following year, while the Specialized Care Unit, having launched September 2023, continues to build and ramp up.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 1 (2020-2022)	June 2021	City Council approves to allocate \$1,200,000 from the FY 2022 budget, sourced from the American Rescue Plan, to fund the Community Crisis Response (CCR) services.
	Summer 2021	RFP Process initiated.
	November 2021	Consent item issued to adopt three Resolutions authorizing the City Manager to execute contracts and any amendments or extensions with Alameda County Network of Mental Health Clients (Berkeley Drop-in Center), Options Recovery, and Women’s Daytime Drop-in Center for Community Crisis Response Services, in an amount not to exceed \$1,200,000.
	Spring 2022 – Winter 2022	Contracts with Alameda County Network of Mental Health Clients (Berkeley Drop-in Center), Options Recovery , and Women’s Daytime Drop-in Center initiated.
Phase 2 (2022-2024)	Spring 2023 – ongoing	Contracts with Alameda County Network of Mental Health Clients (Berkeley Drop-in Center), Options Recovery , and Women’s Daytime Drop-in Center renewed/amended, while the SCU will continue to hire and train staff to build toward 24/7 operations.

Ongoing Timeline:

- Fall 2023 – ongoing:**
 HHCS will continue partnership Alameda County Network of Mental Health Clients (Berkeley Drop-in Center), Options Recovery, and Women’s Daytime Drop-in Center for Community Crisis Response Services, while the SCU will continue to hire and train staff to build toward 24/7 operations.



YOUTH PEERS MENTAL HEALTH, BEHAVIORAL, AND CRISIS RESPONSE

Department Lead: Health, Housing and Community Services Department

Status Update: *In Progress*

Overview:

The City’s Health, Housing, and Community Services (HHCS) Department has initiated a collaborative effort with the Berkeley Unified School District (BUSD). Central to this partnership is the establishment of a [Wellness Center at Berkeley High School²²](#). This center is envisioned as a new space for students, providing an environment conducive to rejuvenation, connectivity, and well-being. This initiative falls under of **Phase 2** of the Reimagining Public Safety’s Community Investments, with “Community Mental Health, Behavioral and Crisis Response” identified as a focal sub-category. In alignment with this vision, the City of Berkeley has allocated \$175,000 for Fiscal Year 2023 and 2024 (totaling \$350,000) to [contract](#) and cover the salary and benefits for a BHS Mental Health and Wellbeing Coordinator to oversee the Wellness Center. In addition, the City partially funds the MEET and Wellness Counselor at the Center (See Companion Appendix Q, pp. 3215-3239 for BUSD Contract and Scope of Services).

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	July 2023	Mental Health Wellness Coordinator Hired.
	August 2023	Wellness Center Refurbishing and Soft Opening.
	August 2023 – ongoing	BUSD - HHCS Collaboration Meeting.
		Outreach activities to introduce MHW Coordinator to BUSD staff, students, and parents (as appropriate).
		Preliminary Wellness Center activity and services offered
	Anticipated November 2023	BUSD submits project evaluation plan to HHCS.
Anticipated July 2024	Evaluation #1 due to HHCS (for the period of June 26, July 15, 2024 2023 - June 30, 2024).	

Considerations:

- **Coordination with the Berkeley High School Health Center:** The BHS Health Center, operated by the mental health and public health divisions of HHCS, continues to provide first aid, mental health, youth development, and reproductive and sexual health services to students on campus. As Wellness Center services are largely preventive in nature, and Wellness Center and Health Center staff will coordinate as needed to support the unique needs of students.

Ongoing Timeline:

- **Fall 2023 – ongoing:** BUSD will submit a project evaluation plan to HHCS. Evaluation #1 will be delivered to HHCS July 2024.

²² <https://sites.google.com/berkeley.net/bhswellness/bhs-mental-health-resources>

RESPITE FROM GENDER VIOLENCE

RESPITE FROM GENDER VIOLENCE

Department Lead: Health, Housing and Community Services Department

Status Update: *In Progress*

Overview:

The Health, Housing, and Community Services (HHCS) Department has initiated a strategic effort to conduct a systems analysis concerning respite from gender violence and its intersections with other pertinent crisis response systems. The purpose is to increase the community’s knowledge about respite resources, understand their strengths and challenges, and to identify gaps that can be addressed. To facilitate this, a temporary Community Services Specialist II was hired in August 2023 to lead the process. Additional resources will be identified to fill service gaps.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	August 2023	Temporary Community Services Specialist II hired.
	October – November 2023	Preliminary steps of research to identify resources available at the local, state, and federal level.
	<i>Anticipated</i> Fall 2023 – ongoing	Continued research and evaluation to identify resources available based on the needs of the community.

Considerations:

- **Community Collaboration:** Prioritizing insights from community partners ensure that the policy evolution remains responsive to the lived experience, policy needs, and priorities of survivor communities.

Ongoing Timeline:

- **Fall 2023 – ongoing:** The Health, Housing, and Community Services Department anticipates continuing research and evaluation to identify resources available based on the needs of the community.

LANGUAGE EQUITY

LANGUAGE EQUITY

Department Lead: City Manager's Office

Status Update: *To Be Initiated* (FY 23 carryover request to AAO#1)

Overview:

In **Phase 2** of the Reimagining Public Safety initiative, the City Council allocated a budget of \$15,000 for Fiscal Year 2023 to support the publication of victim resources in plain language and multiple languages. This strategic investment is aimed at expanding accessibility and ensuring that vital information and support services are readily available to all members of the community, including those with limited English proficiency, non-English speakers, and individuals with low-literacy levels. This initiative directly aligns with the recommendations outlined in the Reimagining Public Safety Task Force Report (See [Companion Appendix A, pp. 938-941 for Reimagining Public Safety Task Force Report](#)).

Unspent funds (\$15,000) from Fiscal Year 2023 have been requested for carryover to FY 2024 as part of AAO#1. The Assistant to the City Manager, serving as the Reimagining Public Safety project manager will coordinate with the Health Housing and Community Services Department, specifically, their newly appointed Community Services Specialist II who is focusing on respite from gender violence work.

Key Accomplishments and Next Steps:

RPS Phase	Timeline	Milestone
Phase 2 (2022-2024)	August 2023	Assistant to the City Manager and temporary Community Services Specialist II hired.
	October – November 2023	Preliminary steps of research to identify resources available at the local, state, and federal level.
	<i>Anticipated</i> Fall 2023 – ongoing	Continued research and evaluation to identify resources available based on the needs of the community; coordination to identify usage for language equity funds.

Ongoing Timeline:

- **Fall 2023 – ongoing:** The team anticipates continuing research and evaluation to identify resources available based on the needs of the community. As the City progresses in this phase, the team will coordinate to identify usage for language equity funds.

APPENDICES

*Please refer to the **Companion Appendix** online for a comprehensive archive.*

To access the full Companion Appendix referenced in the Status Report, please visit the Reimagining Public Safety Task Force landing page to find the full Companion Appendix under Additional Information: <https://berkeleyca.gov/your-government/boards-commissions/reimagining-public-safety-task-force>

*For quick reference of new materials introduced, please refer to the **Abbreviated Appendix**.*


REIMAGINING PUBLIC SAFETY



Status Update and Report Out
City Manager's Office
Fall 2023



Introduction



The abbreviated appendix for the Reimagining Public Safety Status Report highlights the new materials related to the City of Berkeley's Phase 2 efforts, that are not already accessible via Records Online. Extracted from the full "Companion Appendix," these key items include a Reimagining Public Safety Coordination Plan (Appendix D) and a Gun Violence Prevention Report (Appendix N).

To access the full Companion Appendix referenced in the Status Report, please visit the Reimagining Public Safety Task Force landing page to find the full Companion Appendix under Additional Information <https://berkeleyca.gov/your-government/boards-commissions/reimagining-public-safety-task-force>

APPENDIX D

Reimagining Public Safety Coordination Plan

City Manager's Office

Reimagining Public Safety Coordination Plan

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1 Executive Summary

Introduction: The Reimagining Public Safety (RPS) initiative is a groundbreaking effort by the City of Berkeley to transform its approach to public safety. The initiative aims to build a safe, equitable, and thriving community through a redefined, multidisciplinary approach to public safety.

Justification: The RPS initiative aims to achieve a transformative approach to public safety, improving community well-being and potentially reducing long-term costs. The expected outcome includes not just policy adjustments but also broad, systemic change.

Objectives: To fulfill¹ the task activities and deliverables outlined within the Mayor and Councils recommendations and [phased approach](#) regarding Reimagining Public Safety:

1. Refer up to \$5.3 Million to the FY 2023-2024 Budget Process for staff and/or consulting services and community investments to complete the Priority Reimagining Public Safety Initiatives listed in Attachment 1, [Section A](#) to the report
2. Direct the City Manager to prioritize over the next two years the programmatic recommendations for Phase 1 of Reimagining Implementation listed in Attachment 1, [Section B](#) to the report.
3. Direct the City Manager to initiate a design process for an innovative and comprehensive public safety agency or Department of Community Safety within the City of Berkeley administration, as outlined in Attachment 1, [Section C](#) to the report, and return with recommendations to the City Council by May 2024 to align with the FY 25-26 Biennial Budget process.
4. Except where resources may allow for expedited implementation, refer additional reforms to the FY 2025-2026 Biennial Budget as outlined in Attachment 1, [Section D](#) to the report.

Scope: The initiative encompasses a breadth of fields including, but not limited to, law enforcement, health, housing and community services, dispatch analysis and coordination with our fire teams, and public works. It will focus on collaborative, proactive, and problem-solving approaches that align with the mission and values of our City and Reimagining Public Safety efforts.

Purpose of the Coordination Plan: This coordination plan is aims to integrate the Assistant to the City Manager, serving as the Reimagining Public Safety Project Coordinator, into the RPS Team and establish a framework for collaborating. Designated City Departments (CMO, HHCS, Police, Fire, Public Works), who have been spearheading this initiative forward, will continue to serve as leads for respective Reimagining Public Safety deliverables. The Assistant to the City Manager will serve as the RPS project coordinator and work collaboratively alongside Departments to catalog and report-out RPS project progress.

Timeline: This timeline will follow the 2020-2026 phased approach [outlined here](#).

Budget and Resources: A budget of up to \$5.3 million has been referred for the FY 2023-2024 Budget Process. Staff and/or consulting services will be engaged for implementing deliverables.

Next Steps: *This coordination plan is a dynamic document and may be updated as needed. Upon formal approval of this plan, we will make every effort to execute the plans and activities outlined herein.*

¹ Unless otherwise amended.

2 Introduction

2.1 Objective of the Reimagining Public Safety Initiative Coordination Plan

The primary objective of this Coordination Plan is to articulate the integration of project coordinator responsibilities within the broader context of leaders and teams committed to propelling the Reimagining Public Safety (RPS) initiative forward. Given the dynamic nature of the RPS initiative, the coordination plan is inherently a living document, adaptable to the evolving needs of the team. It establishes a framework for reporting on the progress of various deliverables and sub-deliverables associated with the Reimagining Public Safety initiative (RPS) being implemented across the City of Berkeley. The Assistant to the City Manager – RPS Project Coordinator’s role will primarily involve cataloging ongoing work, managing information flow, and ensuring that the key stakeholders are informed of RPS developments and progress.

2.2 Drivers, Problems to be Solved, and Communities Impacted

In striving to reimagine public safety, Berkeley’s efforts encompass a balanced distribution of resources, reassessment of policing responsibilities, strategic community investments, and the design of a holistic approach to safety. This approach seeks to offer a balanced model for addressing public safety while also attending to various community needs.

Drivers & Motivators	Problems to be Solved	Communities Impacted
<ul style="list-style-type: none"> • Community Well-being • Public Trust • Equity and Inclusion • Legislative Momentum • Resource Optimization • Fiscal Responsibility • Compliance and Accountability • Resilience and Preparedness • Technological Advances 	<ul style="list-style-type: none"> • Addressing Historical Inequities • Scope and Range of Police Responsibilities • Community Investment Gap • Resource Allocation • Public Perception and Trust • Data and Reporting • Diverse Population Dynamics • Community Call Responses • Holistic Safety and Well-being Approach • Sustainability 	<ul style="list-style-type: none"> • City of Berkeley Residents <ul style="list-style-type: none"> ○ Communities of Color ○ Low Income Communities ○ LGBTQIA+ Communities ○ Justice-Impacted Communities ○ Mental Health & Substance Use Communities ○ Youth & Students ○ Immigrant Communities ○ Justice-Impacted Communities • Community Based Organizations • Government Officials <ul style="list-style-type: none"> ○ City Departments: <i>CMO, Fire, Police, HHCS, Public Works, HR, IT, Finance</i> ○ Council Committees: <i>Public Safety Policy Committee, FITES Committee, Health, Life Enrichment, Equity & Community Committee, Budget & Finance Policy Committee</i> ○ Boards & Commissions: <i>Mental Health Commission, Public Safety Policy Committee, Police Accountability Board, RPS Taskforce</i>

2.3 Purpose and Value to Organization

The purpose of the Reimagining Public Safety Initiative in the City of Berkeley is to develop a more equitable, holistic, and community-centered approach to public safety. By reassessing and restructuring traditional models, we aim to address systemic inequities, increase community trust, and efficiently allocate resources for the well-being of all residents. This initiative not only seeks to enhance the city's public safety and community engagement, but also positions Berkeley as a potential model for innovative, comprehensive, and inclusive public safety strategies nationwide. Reimagining Public Safety Principles, Commitments, and Objectives

Guiding Principle	Commitment
<p>REIMAGINE</p> <p>Redesign public safety from a traditional Police Department to one that is focused on the diverse needs of the community it serves.</p>	<p>A transformative approach to community-centered safety and reducing the scope of policing, by re-defining our understanding of safety to be holistic and focus not just on crime prevention but health, wellness, and economic security for all of our residents. While the focus has been on reducing the footprint of policing, we recognize that police play a critical role in our society, and we must determine the right size, focus and function of our Police Department to prevent and respond to crime, while exploring alternative response models and upstream investments in social services to create a healthy, safe and equitable community.</p> <p>Reimagining health and safety, considering allocating resources towards a more holistic approach - one that shifts resources away from policing towards health, education and social services, and is able to meet crises with a variety of appropriate responses.</p> <p>Identifying alternatives to policing and enforcement to reduce conflict, harm, and institutionalization, introduce alternative and restorative justice models, and reduce or eliminate use of fines and incarceration.</p>
<p>IMPROVE</p> <p>Improve the City of Berkeley's public safety system for residents and communities that have experienced the greatest harm from the existing public safety model.</p>	<p>A broad, inclusive community process that will result in deep and lasting change to support safety and wellbeing for all Berkeley residents.</p> <p>Determining the appropriate response to community calls for help including size, scope of operation and powers and duties of a well-trained police department.</p> <p>Supporting police by freeing them to focus on what they do best: respond to and investigate crimes.</p>
<p>REINVEST</p> <p>Increase equitable investment in vulnerable communities and for those who have been historically marginalized.</p>	<p>Equitable investment in the essential conditions of a safe and healthy community, especially for those who have been historically marginalized and have experienced disinvestment.</p> <p>Providing meaningful safety, continuing critical health and social services, and committing to, and investing in, a new, positive, equitable and community-centered approach to health and safety that is affordable and sustainable.</p> <p>Ensuring an appropriately staffed and deployed Police Department while reducing the impact of Police expenditures to the General Fund; Investing in a suite of alternative response services and a sophisticated dispatch system to deploy the most appropriate emergency response in a cost-effective manner.</p>

3 Reimagining Public Safety Team

The Reimagining Public Safety Team has undertaken the substantial task of reshaping the city’s approach to public safety, following the City Council’s adoption of the [July 2020 omnibus motion](#). This initiative, as noted in the [City Manager’s report](#), represents a collective effort, drawing together city departments, community stakeholders, field experts, and the dedicated Reimagining Public Safety Task Force to collaboratively design a new public safety paradigm.

In Phase 1 (2020-2022), the City Manager, leadership team, and city staff actively engaged in comprehensive consultations and strategic planning sessions; their efforts, focused on ensuring that the initiatives underway are well-aligned with both the community’s needs and the city council’s directives, set the stage leading into Phase 2 (2022-2024).

The table below offers an overview of the Reimagining Public Safety Team’s structure for Phase 2, acknowledging the individuals and their collaborative work². It is crucial to emphasize that this initiative is a city-wide effort, reliant on the active involvement of a variety of city staff and community-based subject matter experts throughout its phased implementation. This team is uniquely situated to continue accomplishing this work. Their dedication, passion and leadership around this work is truly exceptional.

Department	RPS Team	
City Manager’s Office (CMO)	Dee Williams Ridley	City Manager
	LaTanya Bellow	Deputy City Manager
	Anne Cardwell	Deputy City Manager
	Carianna Arredondo	Assistant to the City Manager <i>Reimagining Public Safety Project Coordinator</i>
Health Housing and Community Services (HHCS)	Dr. Lisa Warhuus	Director, Health Housing and Community Services
	Katherine Hawn	Senior Management Analyst, HHCS <i>RPS Team Lead Representative (HHCS)</i>
Police	Chief Jennifer Louis	Chief of Police
	Lt. Matthew McGee	Lieutenant, Police <i>RPS Team Lead Representative (Police)</i>
Fire	Chief David Sprague	Chief of Fire
	Shanalee Gallagher	Program Manager, Fire <i>RPS Team Lead Representative (Fire)</i>
Public Works	Liam Garland	Director, Public Works <i>RPS Team Lead Representative (Public Works)</i>
City Attorney’s Office (CAO)	Brendan Darrow	Assistant City Attorney
City Attorney’s Office (CAO)	Emile Durette	Assistant to the City Attorney <i>RPS Team Lead Representative (City Attorney’s Office)</i>

² As noted in the Executive Summary, this coordination plan aims to integrate the Assistant to the City Manager, serving as the Reimagining Public Safety Project Coordinator, into the RPS Team and establish a framework for collaborating. Designated City Departments (CMO, HHCS, Police, Fire, Public Works), who have been spearheading this initiative forward, will continue to serve as leads for respective Reimagining Public Safety deliverables. The Assistant to the City Manager will serve as the RPS project coordinator and work collaboratively alongside Departments to catalog and report-out RPS project progress.

4 Deliverables and Tasks

At the time of this coordination plan's creation, the Reimagining Public Safety initiative has already been set into motion. City departments, each taking steps in line with their specific mandates and responsibility, are continuing to move forward in their efforts to support this initiative. Department Heads and the designated RPS Team leads will collaborate with the Assistant to the City Manager serving as the RPS project coordinator in identifying and cataloging work that has already been completed, work that is in progress, and future tasks that still require action. This consolidated view will enable effective resource allocation, risk management, and strategic planning, thus ensuring the deliverables are executed in a timely and effective manner.

Department	Deliverable	
City Manager's Office (CMO)	Phase 1	<ul style="list-style-type: none"> Community Engagement Process
	Phase 2	<ul style="list-style-type: none"> Asst. To City Manager – RPS Project Coordinator DEI Officer & Asst to DEI Officer Grant Assistance Department of Community/Public Safety <i>Design</i> Fines/Fees Analysis <i>Ceasefire Analysis, Design & (early) Implementation</i>
	Phase 3	<ul style="list-style-type: none"> Ceasefire Implementation Launch Universal Basic Income Pilot
Health Housing and Community Services (HHCS)	Phase 1	<ul style="list-style-type: none"> <i>Specialized Care Unit Design</i> <i>Bridge Services</i>
	Phase 2	<ul style="list-style-type: none"> <i>Specialized Care Unit Implementation</i> Respite from Gender Violence Needs and Capacity Assessment Violence Prevention and Youth Services Youth Peers Mental Health Response
	Phase 3	<ul style="list-style-type: none"> <i>Specialized Care Unit Expansion</i>
Police	Phase 1	<ul style="list-style-type: none"> Fair and Impartial Policing
	Phase 2	<ul style="list-style-type: none"> Fair & Impartial Policing Beat Study & Staffing Assessment Wellness Funding -- CIS Contract & PST Staffing – Community Service Officers & Dispatchers
	Phase 3	<ul style="list-style-type: none"> BPD Budget & Staffing Update
Fire	Phase 1	<ul style="list-style-type: none"> <i>Dispatch Analysis Study Design</i>
	Phase 2	<ul style="list-style-type: none"> <i>Dispatch Analysis Study Implementation</i>
	Phase 3	<ul style="list-style-type: none"> <i>Dispatch Redesign Application</i>
Public Works	Phase 1	<ul style="list-style-type: none"> <i>BerkDOT Design</i>
	Phase 2	<ul style="list-style-type: none"> <i>BerkDOT Analysis & Implementation</i> Associate Planner for Vision Zero Collision Analysis Expand Downtown Streets Teams Hearing Officers Alternatives to Sanctions/Fines
	Phase 3	<ul style="list-style-type: none"> <i>BerkDOT Implementation</i> Implementation of Public Safety Department

5 Assumptions and Constraints

In planning and executing the Reimagining Public Safety initiative, it's crucial to identify the underlying assumptions that guide our strategies, as well as the constraints that may limit our options. This section outlines these assumptions and constraints to provide a structured framework for decision-making, risk management, and effective project implementation on an inter-departmental level.

Assumption/Constraint	Description	Example Detail
Funding	<i>Adequate financial resources will be available for implementing various aspects of the project.</i>	<i>Budget allocation, grants, etc.</i>
	<i>Limited funds may restrict the extent of changes or pace implementation.</i>	<i>Budget caps, competing priorities.</i>
Community Support	<i>There is strong community support and engagement in the reimagining process.</i>	<i>Community meetings, surveys, etc.</i>
	<i>Resistance or opposition from certain community groups may slow down the project's pace.</i>	<i>Public protests, negative media attention.</i>
Legislative Framework	<i>Necessary changes in local and state laws will be made to facilitate project goals.</i>	<i>Policy adjustments for unarmed enforcement.</i>
	<i>Existing laws may limit the types of changes that can be implemented immediately.</i>	<i>State laws on unarmed enforcement.</i>
Staff Recruitment/Retention	<i>Required staff positions will be filled timely and will remain stable throughout the project.</i>	<i>Assistant City Managers, Vision Zero Coordinator, etc.</i>
	<i>Constraints on hiring or retaining the specialized staff required for the project.</i>	<i>Recruitment challenges, staffing shortages, causing delay.</i>
	<i>High attrition rates.</i>	<i>Hiring and training can take up to a year due to added measures in this specialty.</i>
Technology	<i>Technology platforms will effectively support new dispatch and response models.</i>	<i>Software for prioritized dispatch.</i>
	<i>Technological limitations may constrain the speed or effectiveness of new systems or models.</i>	<i>Outdated systems, interoperability issues, extended timelines.</i>
	<i>Request for Proposals is often a 6-month process. Actual implementation of new systems could take up to two years.</i>	

6 Project Budget

A budget allocation of up to \$5.3 million³ has been designated for Fiscal Year 2023-2024. Together with additional grants, the total funding for the Reimagining Public Safety Initiative exceeds approximately \$9 million. Developed based on recommendations from the City Manager, Mayor, and City Council the budget serves as a financial blueprint for responsibly allocating resources and achieving the initiative’s objectives. For optimized tracking and reporting, we’ve established a simple process that involves multiple stakeholders.

6.1 Reporting Process, Frequency, and Deadlines

The given the dynamic nature of the Reimagining Public Safety work, the team will continue to collaborate on identifying and improving best practices for budget process. RPS Project Leads will be responsible for sharing the following information for respective RPS-related deliverables:

Type of Expense	Tracking Information
For Contracted Items	<ul style="list-style-type: none"> • Vendor Name • Contract # (if applicable) • Budget COA
For Staffing Positions	<ul style="list-style-type: none"> • Position Filled (Y/N) • Job Description/Posting Link

Considering the RPS work is funded by the city across FY 2023 and FY 2024, a quarterly reporting cadence is most effective.

By adhering to these guidelines and protocols, we aim to maintain rigorous control and agility while effectively making meaningful progress on the Reimagining Public Safety Initiative.

³ Subject to change based on bi-annual budget review process and recommendations.

APPENDIX N

Gun Violence Prevention (Ceasefire) Related Supporting Documentation

GUN VIOLENCE PREVENTION

Berkeley, California

Abstract

This research extensively reviews the relevant literature on gun crime, crime concentration, gun violence prevention approaches, and small city gun violence prevention taken from other programs. Various interventions are evaluated using specific criteria in the context of Berkeley's "brand" of gun violence. The recommended program is a combination of police and non-police interventions that hopefully brings a holistic sense to the program. This research also makes recommendations as to implementation and program evaluation.

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The author conducted this study as part of the program of professional education at the Goldman School of Public Policy, University of California at Berkeley. This paper is submitted in partial fulfillment of the course requirements for the Master of Public Policy degree. The judgments and conclusions are solely those of the author, and are not necessarily endorsed by the Goldman School of Public Policy, by the University of California or by any other agency.

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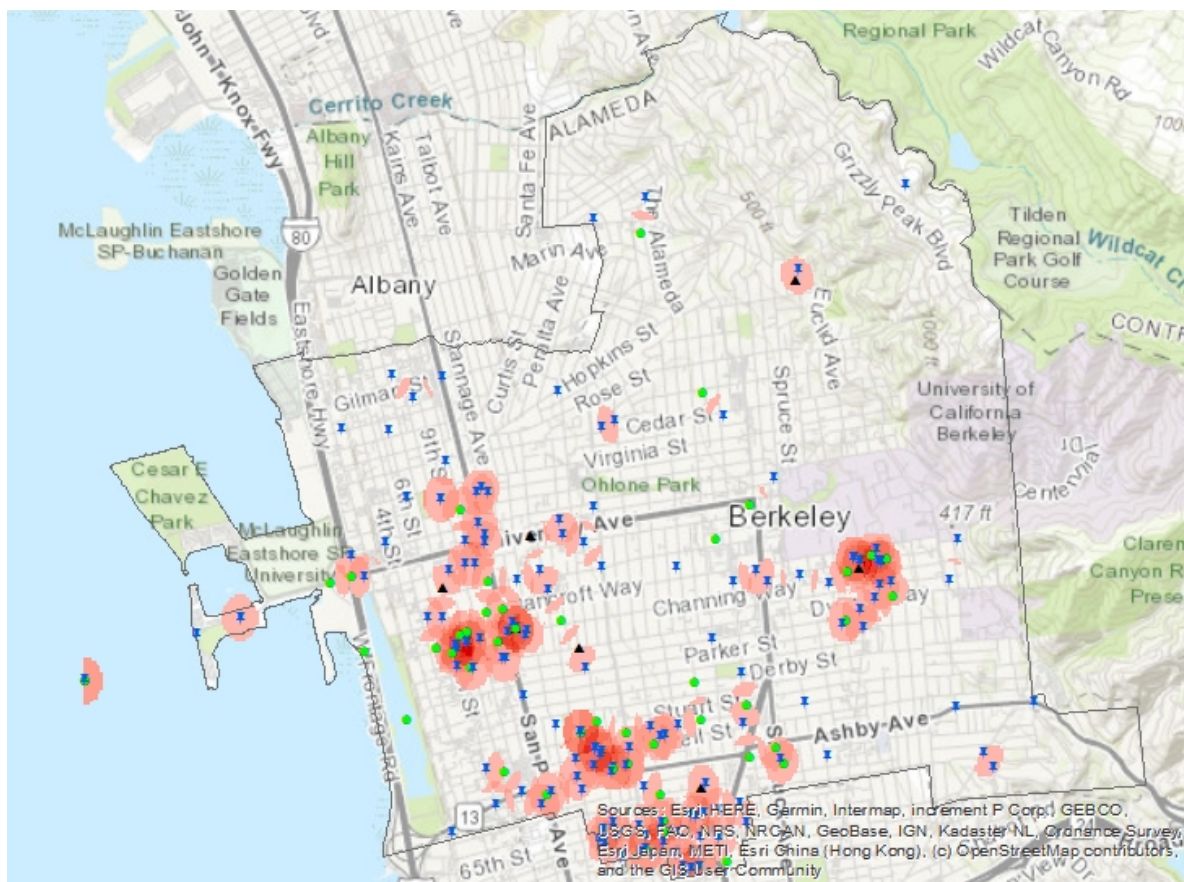
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Executive Summary

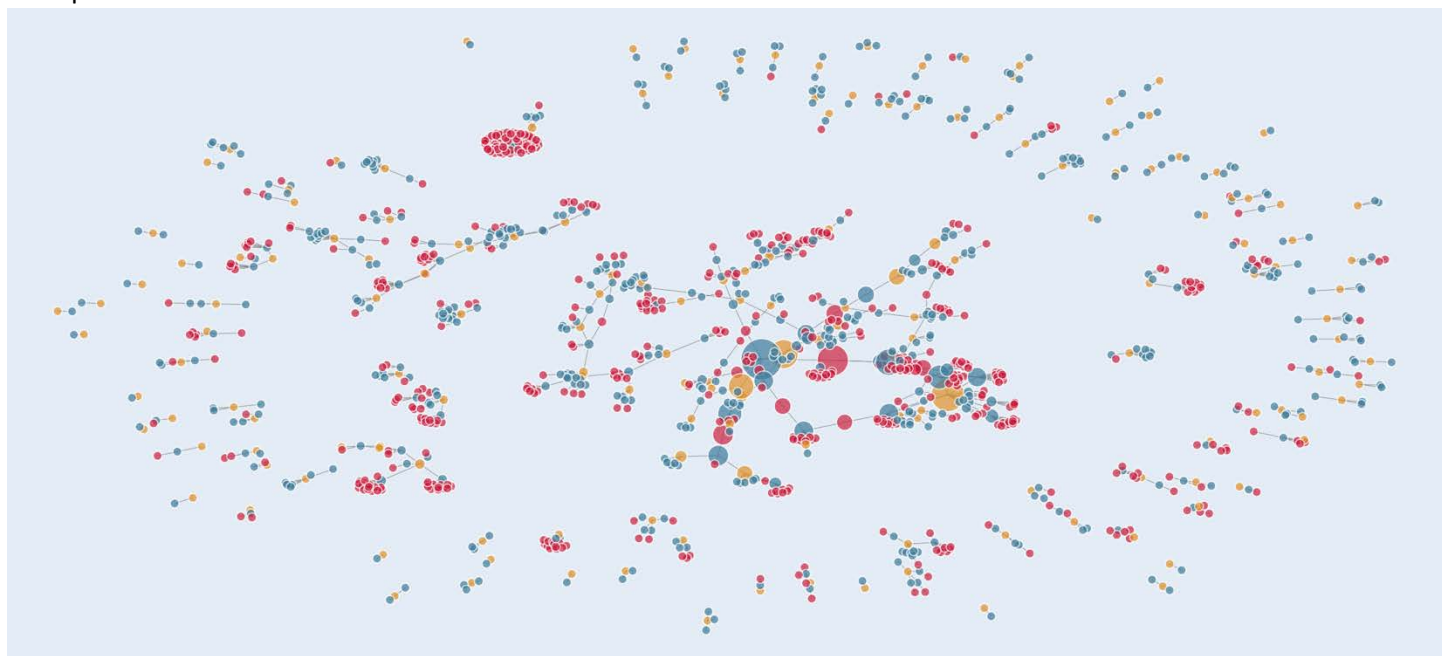
Gun violence in Berkeley is rising rapidly and becoming a city-wide concern. As such, the City Council has affirmed a \$1 million budget for “Berkeley Ceasefire” that will fund non-police interventions. Within the police department, the Gun Violence Intervention Working Group of the Berkeley Police Department is partnering with a UC Berkeley researcher to develop a program that incorporates both police and non-police interventions.

Causes of this steep rise in gun violence – from seven to over 50 annually in the last five years – are several. 4% have been fatal, 21% have resulted in injury, and 75% were simply “shots fired”. First, Berkeley’s problem is in the context of skyrocketing gun violence nationwide and regionally. Second, the proliferation of ghost guns makes it even more difficult to suppress supply-side dynamics. Third, street-crew shootings and domestic violence make up some portion of shootings. However, much of the gun violence is not categorized and cannot be attributed to any one cause.

This research employs mixed methods. Qualitatively, an extensive literature review was done on major topics around gun violence and prevention, and interviews with experts and practitioners were conducted. Quantitatively, I calculated geospatial point density using ArcGIS to locate “hot spots” and I performed social network analysis (SNA) to identify networks relevant to gun violence. Geospatially, I identified seven key locations for the department and community to focus interventions on. SNA revealed key ideal recipients of both social service outreach and focused deterrence measures.



Hot Spots Identified



Berkeley Shootings Social Network of Offenders and Victims

I considered a basic version of hot spots policing, a problem-solving version of hot spots policing, SNA-based focused deterrence, SNA-based social services, warrants to remove firearms from domestic abusers, street outreach workers, and hospital-based violence intervention programs as components to form a comprehensive gun violence prevention program. Ultimately, I concluded that four of these components will form the basis of the recommendation – problem solving at hot spots, focused deterrence, social services, and street outreach workers. This program option is advantageous because it is holistic and erodes gun violence from multiple angles. Additionally, if one approach is clearly not working or is running up too high of a cost, it can be cut and other portions of the program can remain ongoing instead of rebuilding a new program from scratch. This program should be monitored as closely as possible during its first year followed by an annual pre-test post-test evaluation to determine how close the program is to meeting the benchmark of 10% fewer shootings per year.

Intervention	Description
POP at Shooting Hot Spots	Random patrol idles at and checks on hot spots for 15-20 minutes. Officer notes events, people, or problems that facilitate crime at hot spot.
SNA Focused Deterrence	Social Network Analysis is used to identify who is most likely to be involved in future gun violence and a CBO and police deliver a “hard” deterrence message and the community delivers a “soft” extension of help or social services.
SNA Social Services Outreach	Connected to above but can be done without deterrence. SNA is used to identify people who are at risk and to extend wraparound social services to them, tailored to their specific needs. Case management ideal.
Street Outreach Workers	These individuals have connections to the community and carry legitimacy in their work to diffuse conflict, stop retaliation, and urge non-violence. They also help people exit a violent lifestyle.

Statement of Positionality

I am a white skinned, queer, Latinx woman. I am Venezuelan American. I have never been shot or involved in any violent crime. This research and its findings are part of my Master’s thesis, for the Advanced Policy Analysis course at the Goldman School of Public Policy at the University of California, Berkeley.

Introduction and Problem Analysis

I recommend that Berkeley implement a multi-pronged, holistic gun violence prevention program that incorporates problem-solving at hot spots, street outreach, targeted focused deterrence and social services.

The number of incidents involving firearms is sharply rising in Berkeley, California, a small city in the San Francisco East Bay. Berkeley is not alone. The nation has seen a dramatic rise in gun violence in all cities, spurring policymakers and public safety practitioners to find solutions. The Berkeley Police Department’s Gun Violence Intervention Working Group, city councilmembers, and community leaders are searching for near-term strategies to reduce gun violence.

Many gun violence intervention programs have been developed throughout the country, focusing on everything from place-based or “hot spots” policing to public health epidemiological modeling to a combination of several approaches. There have also been many programs that integrate other city services and departments, as well as Community-Based Organizations (CBOs). All of these programs have all had varying effects and results, not to mention costs and personnel. The challenge Berkeley has is to design a multi-pronged program that is uniquely suited to its mode of gun violence and to also develop a monitoring and evaluation process that the department will implement after some time has passed. Existing models typically have a multi-pronged approach, and often include both police activities and activities taken on by other city departments or CBOs.

Let it be noted that for the purposes of this research problem and design, “gun violence” will be defined as firearm violence between two or more people, and classified as either “shots fired”, shooting-related injury, or shooting-related death. This provides clarity that suicides, although a majority (roughly two-thirds) of firearm violence incidents in the United States¹, are not within the scope or aim of this particular project.

In 2020, Berkeley’s \$1 million Ceasefire Program² was proposed by the City Council³ in response to an alarming rise in shootings – 39 that year. In 2021 there were 50 incidents of gun violence and in 2022 even more, resulting in three dead and 15 injured.⁴ Over the past five years, shootings have risen from 15 in 2017 to 53 in 2022 – an increase of over 353%.⁵ The population of Alameda County has fallen since the 2020 census, primarily attributed to the pandemic.^{6,7} Berkeley’s population likewise has dropped to 117,145 in 2021.⁸ So, there are approximately 45 shootings per 100,000. But, calculating only for injuries and deaths due to firearm violence, that figure drops to approximately 13 per 100,000. For injuries alone the rate is 10 per 100,000. The rate of gun deaths, however, is just 2.6 – far smaller than the state rate of 9 per 100,000. I was unable to find shots fired or firearm injury data for the state as a whole.

This is a policy problem because the police department is in charge of public safety for the City of Berkeley. This charge is represented through city budgeting, city regulations, and internal police policies. Gun violence is a clear threat to public safety and public health, one that represents injuries and loss of life. “Effective violence prevention is

¹ Wintemute, Garen J. “The Epidemiology of Firearm Violence in the Twenty-First Century United States.” *Annual Review of Public Health*, vol. 36, no. 1, Mar. 2015, pp. 5–19. DOI.org (Crossref), <https://doi.org/10.1146/annurev-publhealth-031914-122535>.

² The goal of the Ceasefire Program, formally the “Violence Intervention Initiative”, is to identify community members most likely to engage in violence and surround them in “circles of care” like drug rehabilitation, job training, and available social workers. This is what the fiscal year 2023-2024 budgets for the Ceasefire Program: one full time director, one program manager, five life coaches, three outreach workers, a fringe estimate, and gun violence problem analysis.

³ “Ceasefire Off Agenda Memo- Update Violence Intervention Initiative Berkeley Ceasefire.Pdf.” *Google Docs*, https://drive.google.com/file/d/1ESpeLFADzRbLVNRBR6Ujdi1Uu4PwyFE1/view?usp=embed_facebook. Accessed 18 Jan. 2023.

⁴ *Current Trends*. Berkeley Police Department, Transparency Hub <https://bpd-transparency-initiative-berkeleypd.hub.arcgis.com/pages/current-trends>. Accessed 25 Jan. 2023.

⁵Id.

⁶ Base population of 2020 census for entire county is 39,538,245. Census estimate for 2022 is 39,029,342.

⁷ Bureau, U. C. (n.d.). *County population totals and components of change: 2020-2022*. Census.Gov. Retrieved May 5, 2023, from <https://www.census.gov/data/datasets/time-series/demo/popest/2020s-counties-total.html>

⁸ U. S. Census bureau quickfacts: *Berkeley city, California*. (n.d.). Retrieved May 4, 2023, from <https://www.census.gov/quickfacts/berkeleycitycalifornia>

fundamental to community and economic development, mental health, and a decent quality of life”.⁹ Gun violence is also a problem that can be addressed through policy formation and change. This policy formation and change has occurred in cities throughout the country, so there are many blueprints for Berkeley to follow.

“Public safety is foundational to human development, economic development, and a civilized life – and communities beset by violence in all those respects...Gun violence is a multifaceted problem requiring a multifaceted response. But an essential component of any comprehensive effort is more effective policing. Most instances in which one person shoots another are crimes. The police offer a unique capacity for violence prevention that has no good substitute from other institutions, and effective policing could prevent much of the shooting.” – Braga and Cook, 2022¹⁰

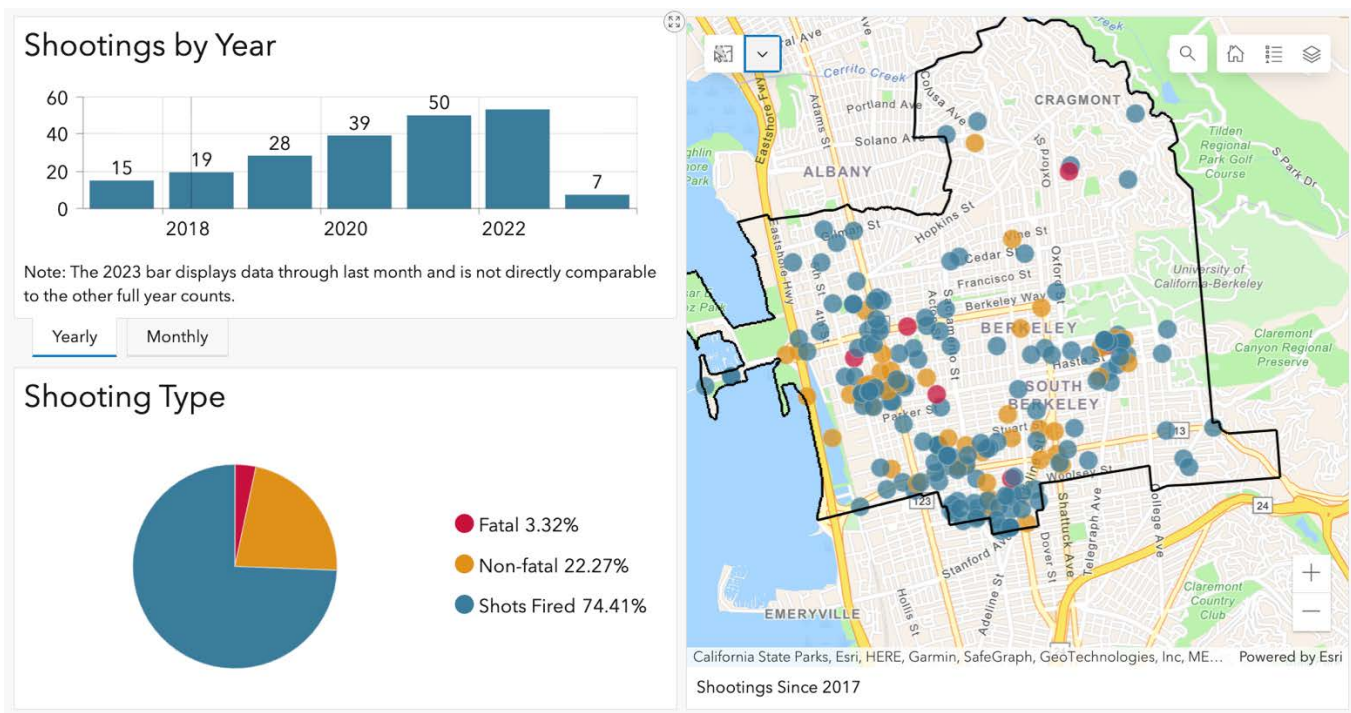
This project is best defined as “programmatically”, “prescriptive”, and “evaluative”. The goal of this project is to design a program for Berkeley to adopt – some policy prescription is needed to do that. And on the back end the program needs a way to be evaluated so that future versions integrate past successes or failures into better addressing the causes of gun violence.

It became clear to the Berkeley City Council that this rise was steep and unusual, prompting action. They are prominent stakeholders in the perseverance of said action, whatever it may be – Berkeley Ceasefire and additional measures taken. But more importantly, so are Berkeley’s inhabitants, workers, and passersby. Over the last several years in Berkeley, families of victims and concerned citizens have held rallies for change as well as vigils in memory of those killed. However, “shots fired” and “shooting-related injuries” affect even more people – not just those directly involved but also their greater neighborhood and even the whole city. Promoting a Berkeley that feels and *is* safe to all people, however lofty, is a theme of this project.

Geographic specificity here matters. (Northeast Berkeley neighborhoods Northside etc.) and the Berkeley hills area (Cragmont etc.), simply put, experience less gun violence of all varieties as defined in this project. Clearly from the map on Berkeley Police Department’s “Transparency Hub”, South (of UC Berkeley) and West Berkeley are where a majority of gun violence incidents occur and where we should be focused.

⁹ Braga, A. A., & Cook, P. J. (2023). *Policing gun violence: Strategic reforms for controlling our most pressing crime problem*. Oxford University Press.

¹⁰ Id.



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Who is involved in these incidents matters too. South and West Berkeley are home to more people of color, people that are lower income, and who live in more of a “city-scape” proximate to Oakland and the water. In Berkeley, most perpetrators of gun violence in Berkeley are African American and victims are predominantly African American.¹² Nationwide, “Homicide risk is concentrated to a remarkable degree among Black males through much of the life span. At ages 20-29 in 2012, the firearm homicide rate for Black males was at least five times higher than that for Hispanic males and at least 20 times that for White males.”¹³ This is true for Berkeley as well. Arrested subjects, suspects, and detainees were 81% male and 19% female. They were 67% Black, 19% Hispanic, 9% white, 4% Asian, and 2% other. For firearm victims, they were 58% male, 42% female, 40% white, 25% Black, 13% other, 12% Hispanic, and 10% Asian. Notably, this includes victims of property crime, who are more likely to be white, and which distorts the racial percentages of victims. Excluding “shots fired” entirely for victims in order to exclude property damage, the race breakdown does change: 37% Black, 30% white, 15% Hispanic, and 13% other.¹⁴ These figures are for all shootings.

This report does seek to know the “*why*”. We are interested in *who* is involved in gun violence, *where* the incident took place, *what* happened, and *how* individuals were affected (injury, loss of life, fear). But crucially, “*why*” gun violence is occurring, and occurring the ways that it currently does in Berkeley, will illuminate our pursuit of the right gun violence

¹¹ *Current trends*. (n.d.). Retrieved March 7, 2023, from <https://bpd-transparency-initiative-berkeleypd.hub.arcgis.com/pages/current-trends>

¹² Berkeley Police Department, 2023

¹³ Wintemute, Garen J. “The Epidemiology of Firearm Violence in the Twenty-First Century United States.” *Annual Review of Public Health*, vol. 36, no. 1, Mar. 2015, pp. 5–19. DOI.org (Crossref), <https://doi.org/10.1146/annurev-publhealth-031914-122535>.

¹⁴ Berkeley Police Department, 2023

prevention program and program evaluation. Generally, gun violence is rising in Berkeley because nationwide, cities are seeing spikes in gun violence, locally ghost guns are proliferating, there is some gang- and street-crew gun violence, and there is some firearm-related domestic violence. However, the majority of gun violence cases are not specific to any category and is “random”. This is especially true of when police arrive on scene, possibly have witnesses, but only identify shell casings and do not apprehend a suspect. This happens more often than not.

The client in this case should seek to sustain a continued decrease in gun violence incidents, year after year. The Center for Criminal Justice Violent Crime Working Group states that city leaders and criminal justice advocates should aim for an annual homicide and violent crime reduction of 10% because that goal is both tangible and realistic for cities.¹⁵ At Berkeley’s volume, that’s about six shootings per year. Such a benchmark is helpful but not strict. Any reduction is a good sign and obviously exceeding it is welcome.

Long term, Berkeley should hope to get back to the 2017 rate of less than ten annual gun violence incidents. Over the course of less than ten years, we should expect to return to 2017 levels. If we are to expect the pandemic to continue subsiding, addressing gun violence with a holistic program should decrease gun violence now faster than it rose over the past five years due with that anomaly.¹⁶ This is what happened in Champaign, Illinois after they implemented their multi-pronged, holistic *Blueprint* program.¹⁷ The program should be monitored closely in its first year, following a very thorough annual evaluation. Then, each year there should be an analysis of shootings that occurred, what form gun violence is taking over time, and how close the city is to that 10% reduction.

Gun Crimes and Regulations Legal Landscape in Berkeley

In California, a background check is done at the point of sale for every firearm sold. It requires that everyone with a concealed carry permit complete a training that includes shooting a gun. Open carry requires a permit or is barred altogether, and the state can bar concealed carry permits to be issued to anyone they deem dangerous. The state has so far refused to enact a “Shoot First” law, also known as a “Stand Your Ground” law. Assault weapons are prohibited, except where they have been grandfathered in or modified to be “California compliant”. New handguns are required to have childproofing features and microstamping technology – which marks bullets and cartridge cases with a unique fingerprint each time the firearm is discharged. To abide by state law, firearms must be stored locked, unloaded, and separate from ammunition when a child under 18 can or will access the firearm. Ghost guns are regulated (this is not particularly enforceable), high capacity magazines are prohibited, and there is no legal immunity for the gun industry. Officials are required to trace all guns recovered at crime scenes.

People with violent misdemeanors, felonies, hate crime convictions, a short-term emergency order in place (for domestic abusers), or a history of stalking are prohibited from possessing a firearm. Domestic abusers with misdemeanor convictions or restraining orders in place, and stalkers must relinquish their weapons. Fugitives and those who have been involuntarily committed or deemed a danger to themselves or others are barred from possessing a

¹⁵ “Saving Lives: Ten Essential Actions Can Take to Reduce Violence Now.” *Council on Criminal Justice*, 12 Jan. 2022, <https://counciloncj.org/10-essential-actions/>.

¹⁶ *Gun violence prevention and response*. (n.d.). City of Champaign. Retrieved May 4, 2023, from <https://champaignil.gov/police/resources/gun-violence-prevention-and-response/>

¹⁷ *Id.*

weapon. Law enforcement, immediate family members, employers, coworkers, teachers, roommates, people with a child in common or who have a dating relationship in California can petition the court to temporarily take away gun access for those in crisis. There are no guns allowed in K-12 schools, on college campuses, at the state capitol, or in political demonstrations. Dealers are required to be licensed, are barred from completing sales while background checks are ongoing, must release their sales records to law enforcement and notify law enforcement when someone barred from doing so attempts to purchase a weapon. Finally, there are waiting periods to buy a gun. These are the foundational laws related to firearms in California.¹⁸

California also allows localities to enact their own gun safety laws. In Berkeley, discharging a firearm is illegal in all cases *except* where law enforcement is concerned or a citizen is acting in assisting an officer. Violation of this law is a misdemeanor and shall be punished by a fine of not more than one thousand dollars, or by imprisonment not to exceed six months, or by both such fine and imprisonment.¹⁹ Right now in Berkeley, there is “a rise in detection and seizure of firearms lacking serial numbers or other identifying markings, commonly known as “ghost guns””.²⁰ They are prohibited by city ordinance but have been linked to many shootings over the last several years. Each possession and use of a ghost gun (or part or frame of a ghost gun) is a Class 1 misdemeanor. In 2022, BPD seized 47 ghost guns and 72 other guns. It is a rising problem, complicating tracing guns to crimes and to people.

Data Analysis Results

Hot Spot Analysis

Hot spot analysis of shootings in Berkeley shows that they are concentrated at about seven specific sites. ArcGIS was used to do geospatial analysis on five years of shooting data in Berkeley. Because there were fewer than 2,000 data points, we were unable to run Cluster, Hot Spot, or Optimized Hot Spot analysis. Instead, Point Density analysis was used as it can run for smaller datasets.²¹

We knew broadly already that the south (of UC Berkeley) and west parts of Berkeley are where most shootings occur. Although at first shootings appeared to be clustered along long corridors, our Point Density analysis allowed us to further demonstrate what intersections and city blocks are statistically significant points of convergence that deserve attention. Seven locations were foremost identified by the software: 63rd Street & King Street, Acton Street & Russell Street, Channing Street & 8th Street, Channing Street & San Pablo Avenue, Durant Street & Sather Street, Harmon Street & Sacramento Street, and Oregon Street & Park Street (San Pablo Park). Identifiable to BPD from experience is the site just south of UC Berkeley, San Pablo Park, and two sites on Channing that relate to public housing where chronic

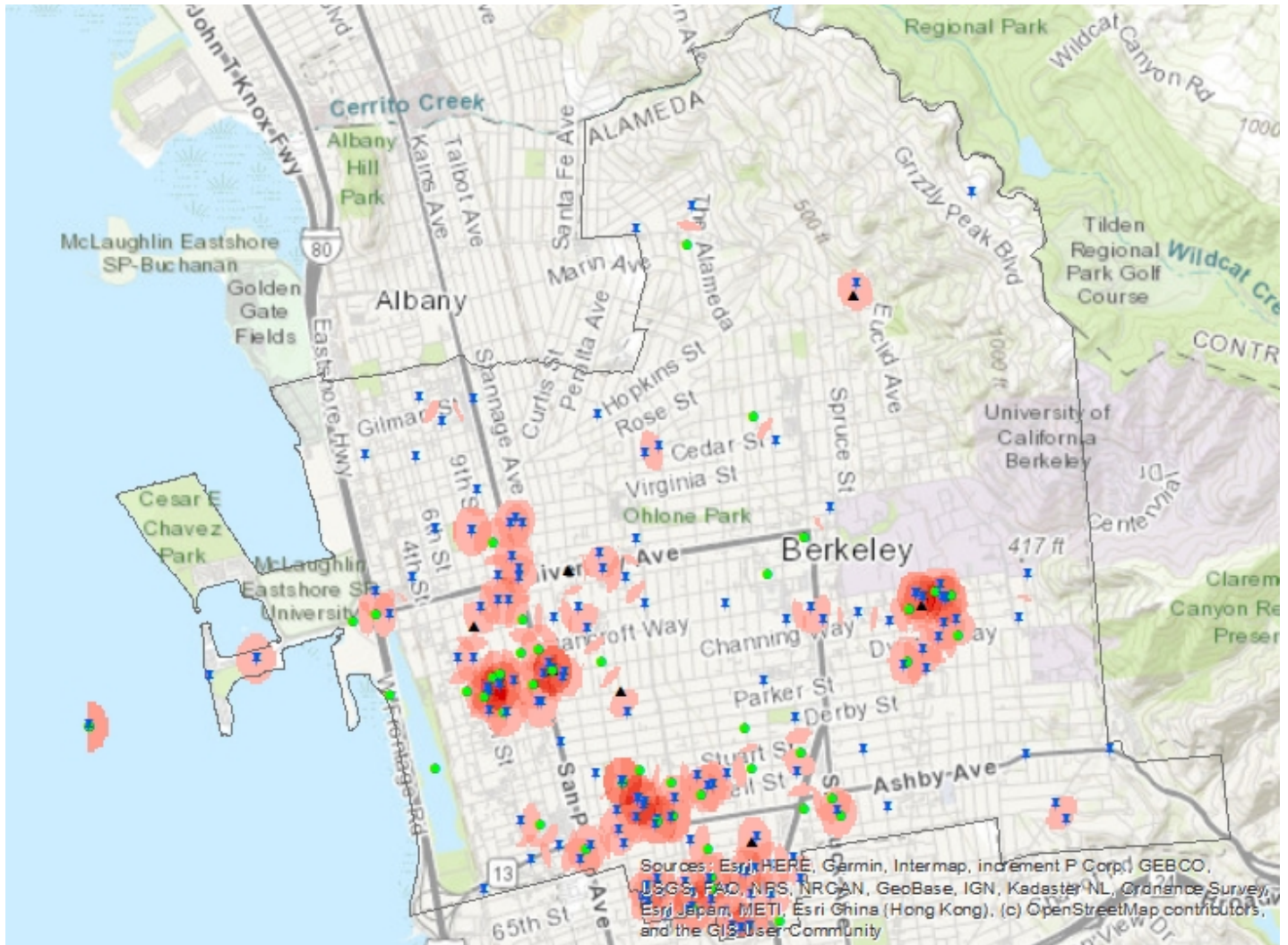
¹⁸ *California*. (n.d.). Everytown Research & Policy. Retrieved April 8, 2023, from <https://research.everytown.org/rankings/state/california/>

¹⁹ *Ch. 13.72 Discharge of Firearms*. (n.d.). Berkeley Municipal Code. Retrieved April 8, 2023, from <https://berkeley.municipal.codes/BMC/13>.

²⁰ *Ch. 13.73.010 Non-Serialized Firearms*. (n.d.). Berkeley Municipal Code: PROHIBITION OF POSSESSION OR SALE OF NON-SERIALIZED, UNFINISHED FIREARM FRAMES OR RECEIVERS AND NON-SERIALIZED FIREARMS. Retrieved April 17, 2023, from <https://berkeley.municipal.codes/BMC/13.73.010>

²¹ The Point Density Tool calculates a magnitude-per-unit area from point features that fall within an area around each cell. The sum value of points within a search area (neighborhood) is divided by the search area size to get each cell's density value. Conceptually, a neighborhood is defined around each raster cell center, and the number of points that fall within the neighborhood is totaled and divided by the area of the neighborhood. calculates the magnitude per unit area from point features within a neighborhood.

offenders are known to reside. Below we have shown the full picture of the city with the Point Density layered on top. A zoomed in portrait of each of one can be found in Appendix C.



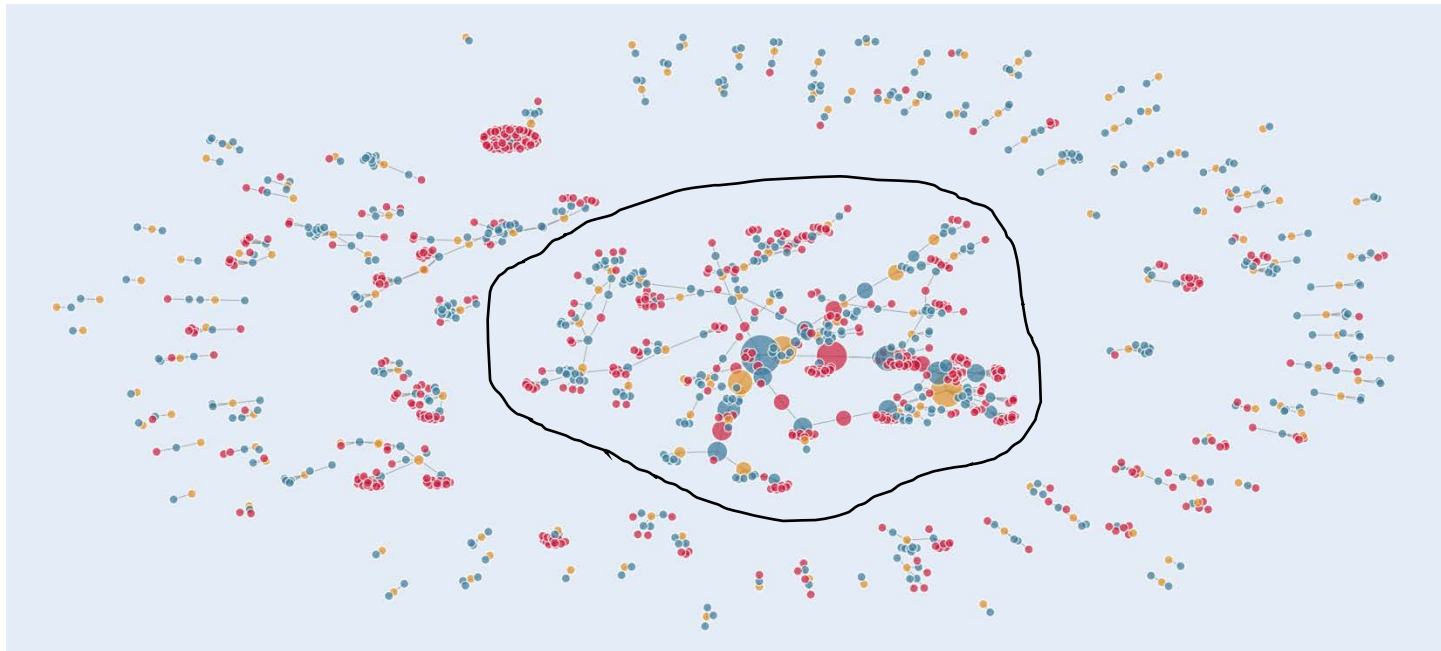
Temporal analysis of shootings in Berkeley reveals very little. There are not clear patterns about how shooting locations have changed over the last five years. There does not seem to be an identifiable pattern when viewing the shootings by quarter year.

Social Network Analysis

“By identifying high-risk individuals and transmission pathways that might not be detected by other means, a contagion-based approach could detect strategic points of intervention that would enable measures to proactively reduce the trauma associated with gun violence rather than just react to past incidents...such a contagion-based approach is centered on the

subjects of gun violence and...has the potential to move the larger public dialogue on gun violence away from efforts that rest largely on geographic or group-based policing efforts that tend to disproportionately affect disadvantaged minority communities.” – Green, Horel, and Papachristos (2017)²²

Social Network Analysis allowed us to see clearly that what Berkeley has is akin to other cities. We have a large network of incidents, suspects/detained parties/arrested, and victims. Within that network is a denser, more interconnected network at the center compared to the larger network. See below:



It is important that the distal effects of exposure are considered. With any SNA intervention, we should include not just immediate ties to victims and perpetrators but also their indirect 2nd degree and higher order ties.²³ Likelihood of victimization is two to three times greater if one has a social tie to a victim than if they have no exposure to victims.²⁴ This accounts for how transmissible victimization within networks.²⁵ In Boston’s Cape Verdean network, researchers found 85% of victims in the large component.²⁶ In Newark, 33% of all shootings occurred in network components comprising approximately less than 4% of the entire population.²⁷ Clustering also occurs *within* a network – you can

²² Green, B., Horel, T., & Papachristos, A. V. (2017). Modeling contagion through social networks to explain and predict gunshot violence in Chicago, 2006 to 2014. *JAMA Internal Medicine*, 177(3), 326. <https://doi.org/10.1001/jamainternmed.2016.8245>

²³ Papachristos, A. V., Wildeman, C., & Roberto, E. (2015). Tragic, but not random: The social contagion of nonfatal gunshot injuries. *Social Science & Medicine*, 125, 139–150. <https://doi.org/10.1016/j.socscimed.2014.01.056>

²⁴ Id.

²⁵ Green, B., Horel, T., & Papachristos, A. V. (2017). Modeling contagion through social networks to explain and predict gunshot violence in Chicago, 2006 to 2014. *JAMA Internal Medicine*, 177(3), 326. <https://doi.org/10.1001/jamainternmed.2016.8245>

²⁶ Papachristos, A. V., Braga, A. A., & Hureau, D. M. (2012). Social networks and the risk of gunshot injury. *Journal of Urban Health*, 89(6), 992–1003. <https://doi.org/10.1007/s11524-012-9703-9>

²⁷ Papachristos, A. V., Braga, A. A., Piza, E., & Grossman, L. S. (2015). The company you keep? The spillover effects of gang membership on individual gunshot victimization in a co-offending network: gang membership, networks, & victimization. *Criminology*, 53(4), 624–649. <https://doi.org/10.1111/1745-9125.12091>

see dense pockets of individuals connected to each other by a small number of ties. While perhaps not as extreme, Berkeley's network follows a similar dynamic, as is visually apparent.

Key Criteria

Do not allow non-police interventions in a program to amount to more than the allotted \$1 million. Berkeley Police explained to me that that budget was for non-police interventions. The annual Ceasefire budget that was passed by the City Council is for non-police interventions of one million dollars in sum. Anything of that nature under the umbrella of the program cannot exceed this amount annually. This is the most difficult criterion to fulfill, as we will see that most non-police program elements likely surpass this budget. It is probable more funds will need to be procured, and demonstrated project success will help the city to prioritize and justify more funding.

Reduction of shootings by 10% per year.²⁸ For Berkeley this amounts to about 5 shootings per year. This is the basic measure of effectiveness for the project, supported by literature – specifically it is the recommendation to law enforcement by the Council on Criminal Justice. This criterion is essential, although it may take time to achieve. Any reduction should be seen as a success. But, the program should be flexible enough to allow for alterations to be made continually to enable the program to get to a 10% reduction in shootings annually.

The program needs to be workable to the City Manager's Office that will authorize the program. This report will be read and implemented by the Office of the City Manager. It is necessary that the report is understandable from their point of view and also acceptable from a political standpoint. The city is still hiring for the specific position of Assistant to the City Manager so it is impossible to know the constraints they will bring to the project.

This program needs to avoid delegitimizing the Berkeley police, instilling fear of crime in Berkeley residents, and decreasing the community's collective efficacy.^{29, 30} These metrics are signs that the community-police relationship is breaking down. Police legitimacy means that the public consents to police authority and sees their part of the contract as obeying city laws. Crime spikes or hostility toward police are signs that police legitimacy is decreasing. Fear of crime can occur when a portion of the city is visually seeing more police in their immediate vicinity and interpreting this as a sign that crime has increased. When fear of crime increases in a city, fewer people interact with their neighbors or report incidents that they feel are happening all the time. Collective efficacy is the social cohesion of a group, which allows for residents to enforce mutually agreed upon norms and rules for their neighborhood. Ensuring community-police relationship success is critical to the mission of reducing gun violence. Even if short-term goals are achieved, a breakdown could offset any gains in long-term crime control.³¹ A community survey or way for residents to report how they are feeling and behaving in their neighborhood after the treatment begins would be a good start to evaluating this

²⁸ Saving lives: Ten essential actions cities can take to reduce violence now. (2022, January 12). *Council on Criminal Justice*. <https://counciloncj.org/10-essential-actions/>

²⁹ Weisburd, D., Bushway, S., Lum, C., & Yang, S.-M. (2004). Trajectories of crime at places: A longitudinal study of street segments in the city of Seattle*. *Criminology*, 42(2), 283–322. <https://doi.org/10.1111/j.1745-9125.2004.tb00521.x>

³⁰ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

³¹ Id.

metric. If funds allow, having a polling agency do this work formally would go a long way to ensuring the health of the community-police relationship.

Continually monitor the program and analyze progress to ensure success. Ensure that there are personnel to monitor and evaluate the program in its infancy and on the annual. Both budget and effectiveness need to be monitored. The budget constraints are above, and it needs to be reviewed not only annually but as the program goes along to make sure that non-police interventions will not exceed the one million dollar figure at year's end. In terms of effectiveness we know that our aim is about 5 fewer shootings per year. *But*, we want to stay in touch with different safety practitioners to make sure that what is being seen and heard on the ground lines up with this goal – even before the year is over.

Use of police and non-police resources. It is well known that the police are not a multitool for all public safety issues. Many issues can be addressed or improved using city services or community-based organizations (CBOs). The gun violence intervention program needs to utilize both the capabilities of law enforcement and the different services available through the city or CBOs.

Program components

Component #1: Hot Spots Policing/Place-based Policing

Based on a long history of experimental and quasi-experimental studies and evidence, it is now known that hot spots policing – focusing on places not people – is an effective crime prevention strategy.^{32, 33, 34} Hot spots are identified by creating a crime map, usually with a GIS mapping system, plotting incidents, and using one of the various mathematical hot spot tools to highlight where crime convergence is unusually high compared to other micro-units of a city. Police randomly idle at hot spots every several hours and remain there for 15-20 minutes.³⁵ An absolute minimum of 10 minutes must be spent there to have a crime control effect and some “survival time”.³⁶ Survival time is the amount of time after police leave that an area remains disorder- and crime-free.³⁷ Koper (1995) studied the residual deterrent effects of police patrols in hot spots and whether longer “dosages” (time spent at a hot spot) created stronger effects. He found that each additional minute of police presence increased survival time by 23%.³⁸

Two theories underpin this strategy. First, deterrence: police can maximize crime and disorder reduction at hot spots simply by being visible randomly and intermittently, thus maximizing deterrence and minimizing the amount of

³² Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

³³ Braga, A. A., Papachristos, A. V., & Hureau, D. M. (2010). The concentration and stability of gun violence at micro places in Boston, 1980–2008. *Journal of Quantitative Criminology*, 26(1), 33–53. <https://doi.org/10.1007/s10940-009-9082-x>

³⁴ Skogan, W. G., & Frydl, K. (2004). *Fairness and effectiveness in policing: The evidence*. National Academies Press.

³⁵ Koper, C. S. (1995). Just enough police presence: Reducing crime and disorderly behavior by optimizing patrol time in crime hot spots. *Justice Quarterly*, 12(4), 649–672. <https://doi.org/10.1080/07418829500096231>

³⁶ Id.

³⁷ Id.

³⁸ Id.

unnecessary time spent at hot spots. Second, crime opportunity reduction: police presence modifies the opportunity structure to cause crime and disorder at hot spots.³⁹

The concern has often been, if you are patrolling certain micro-locations more often, you might encounter negative crime spillover effects to neighboring areas as the hot spot is recognized to encounter police more often.⁴⁰ However, several studies have shown that what is more likely is the diffusion of crime control benefits into the surrounding areas, not crime displacement.^{41, 42, 43, 44}

In one small city in the Midwest, continual adjustment of hot spots, and active management and tracking of patrols helped keep officers diligent as a trend has been that effectiveness of this intervention decreases over time. This study showed that without deep problem solving efforts, a sustained visible presence approach can also serve to impact crime over the long run.⁴⁵ This strategy can easily be operationalized for Berkeley gun violence. For this report, hot spot analysis was run and seven locations were identified [12].

Component #2: Hot Spots Policing Version of Problem-Oriented Policing (POP)

The same theories of deterrence and opportunity reduction underlie POP at hot spots. Braga (2012) found that POP programs that incorporate hot spots policing produced effect sizes more than double those produced by hot spots studies only on police presence.⁴⁶ POP is associated with statistically significant impacts on crime reduction and shows no evidence of crime displacement.⁴⁷

The first step to POP at each hot spot is identifying the spots, bumping up police presence for the near future, and spending that same 15 minutes every few hours of patrol at the spot, patrolling and scanning for potential problems

³⁹ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

⁴⁰ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

⁴¹ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

⁴² Sherman, L. W., & Weisburd, D. (1995). General deterrent effects of police patrol in crime “hot spots”: A randomized, controlled trial. *Justice Quarterly*, 12(4), 625–648. <https://doi.org/10.1080/07418829500096221>

⁴³ Weisburd, D., Wyckoff, L. A., Ready, J., Eck, J. E., Hinkle, J. C., & Gajewski, F. (2006). Does crime just move around the corner? A controlled study of spatial displacement and diffusion of crime control benefits. *Criminology*, 44(3), 549–592. <https://doi.org/10.1111/j.1745-9125.2006.00057.x>

⁴⁴ Bowers, K. J. (2004). Prospective hot-spotting: The future of crime mapping? *British Journal of Criminology*, 44(5), 641–658. <https://doi.org/10.1093/bjc/azh036>

⁴⁵ Koper, C. S., Lum, C., Wu, X., & Hegarty, T. (2021). The long-term and system-level impacts of institutionalizing hot spot policing in a small city. *Policing: A Journal of Policy and Practice*, 15(2), 1110–1128. <https://doi.org/10.1093/policing/paaa096>

⁴⁶ Braga, A. A. (2008). *Problem-oriented policing and crime prevention* (2nd ed). Willow Tree Press.

⁴⁷ Hinkle, J. C., Weisburd, D., Telep, C. W., & Petersen, K. (2021). Problem-oriented policing for reducing crime and disorder: An updated systematic review and meta-analysis. *CrimRxiv*. <https://doi.org/10.21428/cb6ab371.5277ad69>

using the SARA method (see Literature Review [50]). Regarding what to do at each spot, most traditionally the S.A.R.A. method (Scanning-Analysis-Response-Assessment) is used when applying POP.⁴⁸

Police presence is theorized to deter would-be criminal acts from occurring, and this bears out in the research.⁴⁹ This deterrence is key, but in practice it cannot go on forever. While there, police document problems that could facilitate crime, whether they be social or environmental. That is where other entities, and the police department staff that liaises with them, come into play. Depending on the unique environment of each hot spot, the department would come together and determine what non-police interventions would transform the location. This could involve street teams to diffuse possibly violent situations, street lighting, the addition of green space, among many other interventions. If these transformations cause the area to be perceived differently by would-be criminals (again, this bears out in the research), the program's impact has the staying power to continue to deter gun violence longer than simply patrolling hot spots.

Social Network Analysis, Focused Deterrence, and Social Services

Some social network analysis (SNA) was done for this report. Further SNA may have to be done as time passes or as other alternatives are identified. "Gunshot violence follows an epidemic-like process of social contagion that is transmitted through networks of people by social interactions."⁵⁰ Social network analysis allows police to see clearly which people are most connected to incidents of gun violence and either victims or perpetrators of gun violence.^{51, 52, 53} Studies show that it is these individuals who are most at risk of becoming involved in gun violence for the first time or again. The theories of change here are deterrence and social supports.

Component #3: SNA and Focused Deterrence/Custom Notifications

From SNA the police can identify those most at-risk of gun violence perpetration or victimization. The task then is to deliver a message that violence will no longer be tolerated in the community and that any violence will be met with swift consequences. Champaign, Illinois has a program where these "custom notifications" are not done by law enforcement

⁴⁸ Eck, J. E., & Spelman, W. (1987). *Problem-solving: Problem-oriented policing in Newport News*. U.S. Dept. of Justice, National Institute of Justice.

⁴⁹ Koper, C. S. (1995). Just enough police presence: Reducing crime and disorderly behavior by optimizing patrol time in crime hot spots. *Justice Quarterly*, 12(4), 649–672. <https://doi.org/10.1080/07418829500096231>

⁵⁰ Green, B., Horel, T., & Papachristos, A. V. (2017). Modeling contagion through social networks to explain and predict gunshot violence in Chicago, 2006 to 2014. *JAMA Internal Medicine*, 177(3), 326. <https://doi.org/10.1001/jamainternmed.2016.8245>

⁵¹ Zeoli, A. M., Pizarro, J. M., Grady, S. C., & Melde, C. (2014). Homicide as infectious disease: Using public health methods to investigate the diffusion of homicide. *Justice Quarterly*, 31(3), 609–632. <https://doi.org/10.1080/07418825.2012.732100>

⁵² Papachristos, A. V., Braga, A. A., & Hureau, D. M. (2012). Social networks and the risk of gunshot injury. *Journal of Urban Health*, 89(6), 992–1003. <https://doi.org/10.1007/s11524-012-9703-9>

⁵³ Papachristos, A. V., Wildeman, C., & Roberto, E. (2015). Tragic, but not random: The social contagion of nonfatal gunshot injuries. *Social Science & Medicine*, 125, 139–150. <https://doi.org/10.1016/j.socscimed.2014.01.056>

but by a community-based organization.⁵⁴ This is because when police do notifications, receptivity of that “hard” message by individuals can be very low.⁵⁵

At the least, in Berkeley, street outreach or social workers would need to accompany the police for the delivery of the custom notification and/or provide a written notice of zero tolerance signed by the police chief. The notice would detail that individual’s legal vulnerabilities for their specific criminal history. Avoidance of punishment, theoretically and empirically, is what drives gun violence down. So, for focused deterrence to work, the desire to avoid punishment needs to be there.

After the individual is given the “hard” message, the CBO can deliver the helping or “soft” message. The “soft” message is that neither the CBO nor the police nor the individual’s family want to see them dead from gun violence, and essentially, they all want to help lift this person out of a violent future. They offer the individual various services to help them navigate a new way forward. The downside to this intervention is that the individual can reject both messages, stay involved in violence, and refuse social services. Focused deterrence has credibility in the literature but is by no means the only way the police can utilize SNA.

Component #4: SNA and Social Services

Through identification using SNA, the police can connect at-risk people with community-based organization case managers and thus to social services. This can include case management broadly, mental health services, housing assistance, reentry services for the formerly incarcerated, economic opportunity (employment, training), restorative justice, among other services.

The vast majority of these types of interventions would require the city to partner with CBOs or other city departments⁵⁶ and, as with environmental improvements in Problem Solving Policing, require some sort of go-between for the Berkeley Police Department to monitor the course of the program. The theory of change here is that with additional social supports, the impetus to turn to delinquency and gun violence decreases.⁵⁷ For example, for the young man who is occasionally dealing drugs with a gun and has many connections to gunshot victims, perhaps job training and employment may provide him financial incentive to refrain from carrying a handgun and dealing drugs. For the older gang member, perhaps stable housing opportunities for their family would remove them from the geographic area the gang operates in and provide a way out of life on the street. These are just examples, but very targeted social services can and do change people’s motivations for engaging in violence.⁵⁸ There is not much of a role for law enforcement to play in this intervention, it is more a city-CBO partnership that precludes the “hard” message described above.

⁵⁴Elvir, J. (2023, March 22). *Champagne, Illinois Blueprint Program* [Zoom].

⁵⁵ Id.

⁵⁶ *Pivot*. (n.d.). Retrieved February 15, 2023, from <https://www.cincinnati-oh.gov/police/community-involvement/pivot/>

⁵⁷ Braga, A. A., Papachristos, A. V., & Hureau, D. M. (2010). The concentration and stability of gun violence at micro places in Boston, 1980–2008. *Journal of Quantitative Criminology*, 26(1), 33–53. <https://doi.org/10.1007/s10940-009-9082-x>

⁵⁸ Id.

Component #5 Warrants to Remove Firearms from Domestic Abusers (DVROs) and Individuals Posing a Danger to Themselves or Others (GVROs), Court-Issued Protective Orders, and Criminal Protective Orders (CPOs)

Combining the use of DVROs with GVROs, Court-Issued Protective Orders, and CPOs might be impactful. Each of these are aimed at preventing people deemed to be a danger to themselves or others from possessing a firearm.⁵⁹ GVROs – also referred to as “red flag laws” – are court-issued orders that temporarily suspend a person’s access to firearms when they are found to pose a significant risk to themselves or others by having legal access to firearms or ammunition. Court-Issued Protective Orders are certain orders from a court prohibiting specified persons (also called the “restrained party” or “respondent”) from possessing firearms or ammunition. CPOs are like DVROs, but are issued by a court during a criminal case, or after a finding of guilt. Like GVROs and DVROs, CPOs prohibit the subject of the order from possessing firearms or ammunitions.⁶⁰ Using each of these more and in addition to DVROs would augment the strategy of using DVROs more often in the community.

Component #6 Street Outreach Workers/Violence Interrupters

Out of the public health science of behavioral epidemiology emerged the idea that violence is a social contagion capable of spreading from individual to individual based on exposure.⁶¹ Street Outreach Workers or “Violence Interrupters” address this cause by being a presence on the street, stopping the spread of the contagion of violence. Street Outreach Workers help identify violence and interrupt or mediate it in real time. They are credible messengers, often formerly incarcerated or have been involved in or affected by violence in the past. They bolster any law enforcement intervention they aid due to that credibility.⁶² They often have connections to or knowledge of the street life, culture, and “code”, and can be a quality “go-between” for those living a life of violence and the larger gun violence intervention program.⁶³

Operating beneath this strategy is the aim to increasing informal social controls – or fortifying a community’s collective norms and standards of conduct, and encouraging community members to uphold them. When done well it “marries the goal of strengthening a community’s moral voice against violence with the imperative to offer help to its highest risk population.⁶⁴ It also lends itself to concrete violence interventions, such as controlling rumors during moments of

⁵⁹ *Domestic violence restraining orders and gun violence restraining orders.* (2022, September 20). State of California - Department of Justice - Office of the Attorney General. <https://oag.ca.gov/ogvp/gvro-dvro>

⁶⁰ Id.

⁶¹ Butts, J. A., Roman, C. G., Bostwick, L., & Porter, J. R. (2015). Cure violence: A public health model to reduce gun violence. *Annual Review of Public Health*, 36(1), 39–53. <https://doi.org/10.1146/annurev-publhealth-031914-122509>

⁶² Considering the place of streetwork in violence interventions. (n.d.). *National Network for Safe Communities (NNSC)*. Retrieved March 31, 2023, from <https://nnscommunities.org/guides/considering-the-place-of-streetwork-in-violence-interventions/>

⁶³ Id.

⁶⁴ *Op-ed: What we know (And don’t know) about street outreach and gun violence prevention.* (2021, October 25). Chicago Tribune. <https://www.chicagotribune.com/opinion/commentary/ct-opinion-chicago-gun-violence-street-outreach-20211025-6pylamxs5jzazhyya3x3nb3eya-story.html>

conflict, calming people down to defuse potential retaliation, and mentoring people at high risk of hurting someone or being hurt”.⁶⁵

Component #7 Hospital-Based Violence Intervention

Hospital-Based Violence Intervention Programs identify violently injured patients and intervene at their hospital bedside immediately following a violent victimization. Patients are assigned a case manager or social worker who evaluates patients based on the patient’s perception of their own psychosocial, emotional, or financial needs and connects them with providers in the community that are capable of addressing those needs. Various models tend to emphasize that case workers need to be culturally competent and it is beneficial if they come from similar environments as patients. In the San Francisco Bay Area, there are two such programs. The Wraparound Program is run by Zuckerberg San Francisco General Hospital, and they utilize hospital social worker staff to work with patients if they opt in.⁶⁶ The other is run through Highland Hospital in Oakland by YouthAlive! – a CBO.⁶⁷ I was unable to reach these programs to better understand their similarities and differences. That said, gunshot victims in Berkeley go to Highland Hospital as it is the local Trauma 1 hospital.

Component #8 Gun Buyback Programs

Gun buyback programs are a supply-side oriented tactic to reduce gun violence. Gun buyback programs are “no-questions-asked”, anonymous forums for community members to relinquish weapons in exchange for monetary value – usually cash or a gift card. The theory of change here is financial – money incentivizes those willing to part with their weapon to do so, thereby the community becomes safer for each gun collected in the buyback program.

Longer Term Solutions Addressing the Root Causes of Gun Violence

It is indisputable that addressing the root causes of negative social phenomena improves well-being and has a decreasing effect on violence overall. Berkeley should either start or continue to improve public schools, lessen income inequality and poverty, invest in quality public housing and public services, and build social bridges so under-resourced community members can thrive. They should continue to minimize easy access to firearms by high-risk people – legislatively or via the warrant described above. However, the urgency of this issue makes these longer term solutions drive change over the course of years not months, and are thus outside the particular scope of this project. These solutions should, however, absolutely be part of the normal operations of the city of Berkeley.

Evaluating Components Using Criteria

Hot Spots Policing

⁶⁵ Considering the place of streetwork in violence interventions. (n.d.). *National Network for Safe Communities (NNSC)*. Retrieved March 31, 2023, from <https://nnscommunities.org/guides/considering-the-place-of-streetwork-in-violence-interventions/>

⁶⁶ *Wraparound project*. (n.d.). Retrieved May 5, 2023, from <https://wraparound.ucsf.edu/>

⁶⁷ O’Brien, J. (2019, June 20). Dinner honors clients, highland social workers. *Youth ALIVE!* <https://www.youthalive.org/dinner-honors-clients-highland-social-workers/>

The majority of the U.S. public believes policing is more cost-effective than incarceration and supports focus on sentinel patrols (patrolling and prevention rather than solving crimes already committed) and crime Hot Spots Policing (HSP).⁶⁸ This is relevant because it is common knowledge that Berkeley is to the political left of the U.S. average and therefore is less punitive.

There is very robust evidence not only that hot spots policing is an effective crime prevention strategy but that it has significant diffusion of crime control benefits rather than crime displacement.⁶⁹ It is well established that mere presence of law enforcement at hot spots is sufficient to deter crime.^{70, 71, 72, 73} “Crime prevention is maximized when police focus resources on these micro-units of geography.” While this may seem controversial at the outset, understanding that the micro-units examined here are street segments or intersections. No neighborhood or city area is targeted broadly. Hot spots here are hyper-local locations where there has been a convergence of shootings surrounding that spot. 20 out of 25 experimental or quasi-experimental evaluations report crime reductions, so the vast majority, suggest that when police focus in on this micro-unit they can positively impact public safety in that area.⁷⁴

The Berkeley Police Department says that HSP could be accomplished without increasing costs, with officers spending more time at hot spots along their regular beats. During the day shift there are 14 beats (down from 16 due to staffing shortages). During the night shift they collapse into seven. Each hot spot would require officer presence for 15 minutes every few hours at random.⁷⁵ The main cost of this alternative is a department-wide training where all officers would be taught the efficacy and responsibilities of performing Hot Spots Policing.

⁶⁸ Metcalfe, C., & Pickett, J. T. (2018). The extent and correlates of public support for deterrence reforms and hot spots policing: Deterrence reforms and hot spots policing. *Law & Society Review*, 52(2), 471–502. <https://doi.org/10.1111/lasr.12327>

⁶⁹ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

⁷⁰ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

⁷¹ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

⁷² Braga, A. A., Papachristos, A. V., & Hureau, D. M. (2010). The concentration and stability of gun violence at micro places in Boston, 1980–2008. *Journal of Quantitative Criminology*, 26(1), 33–53. <https://doi.org/10.1007/s10940-009-9082-x>

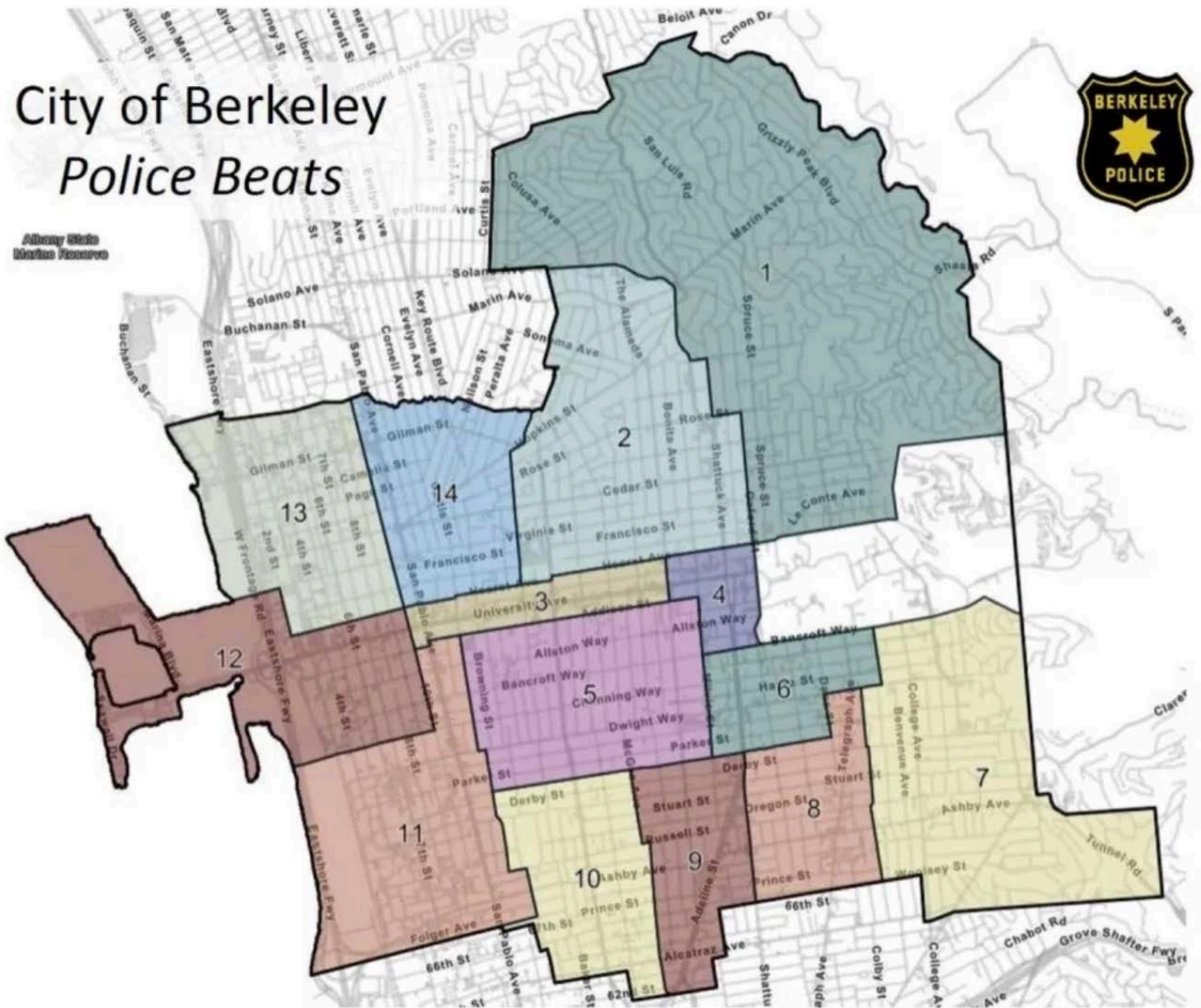
⁷³ Skogan, W. G., & Frydl, K. (2004). *Fairness and effectiveness in policing: The evidence*. National Academies Press.

⁷⁴ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

⁷⁵ Koper, C. S. (1995). Just enough police presence: Reducing crime and disorderly behavior by optimizing patrol time in crime hot spots. *Justice Quarterly*, 12(4), 649–672. <https://doi.org/10.1080/07418829500096231>



City of Berkeley Police Beats



*Berkeley Daytime Beats (collapse into eight at night)*⁷⁶

Crime concentration has been studied in small cities some, and those studies have concluded that crime concentrates more not less in small cities. Generally, “reducing crime by 20% at hot spots that generate 50% of a jurisdiction’s crime should reduce the locality’s overall crime level by roughly 10%.”⁷⁷ “City leaders should commit to tangible reductions in these measures. Annual 10% reductions in homicides and non-fatal shootings are realistic goals.”⁷⁸ It is likely that this intervention will reduce shootings by 10% annually for as long as the program can be maintained. I am confident in this

⁷⁶ Berkeley Police Department, 2023

⁷⁷ Nagin, D. S., & Sampson, R. J. (2019). The real gold standard: Measuring counterfactual worlds that matter most to social science and policy. *Annual Review of Criminology*, 2(1), 123–145. <https://doi.org/10.1146/annurev-criminol-011518-024838>

⁷⁸ Saving lives: Ten essential actions can take to reduce violence now. (2022, January 12). *Council on Criminal Justice*. <https://counciloncj.org/10-essential-actions/>

with one strong caveat: the gun violence concentration in hot spots does not reach 50% of overall levels, so it is harder to project just how much gun violence will drop.

I am also confident that the issue of gun violence is poignant enough to make this intervention politically feasible. It is BPD's experience that the city council has an appetite for law enforcement action to address gun violence. While the Assistant to the City Manager has not been hired yet, we can have moderate confidence in interpreting this appetite as consistent in city government.

"It is not entirely clear whether police can achieve and maintain such 'system-level' impacts through HSP."⁷⁹ There is strong evidence of eventual of deterrence decay – due to either police loss of focus or fatigue.⁸⁰ Another weakness of this alternative is that it is truly short-term and difficult to maintain. Decay can also be caused by non-geographical crime displacement such as offense type, target, or temporal displacement.⁸¹ Displacement by type is when offenders switch crime; displacement by target is when they change who they are victimizing; and displacement temporally is when time or date is altered to avoid detection.⁸²

"Prior studies of HSP, which have often focused on pilot or other temporary programs, have mostly used follow-up periods ranging from a few months or less (in most studies) to 1–2 years; very rarely have they gone beyond 2 or 3 years to assess the long-term institutionalization and impacts of these strategies. Notably, the studies of HSP's aggregate-level effects highlighted above spanned several months at most."⁸³ In one exception, a study of the HSP program in Manhattan, Kansas over the course of 8 years, violent crime dropped by 39.8% over 8 years. But, strength of the effect did weaken over time.⁸⁴

The perception of aggressive policing may drive a wedge between the community and police. Studies have conflicted on whether HSP produces a negative impact on police legitimacy but most study data do not support that concern.⁸⁵ Resident fear of crime at hot spots is relatively unaffected by increased police intervention. There is little empirical evidence to date on the impact of HSP approaches on citizens in targeted areas in terms of fear, collective efficacy, or

⁷⁹ Nagin, D. S., & Sampson, R. J. (2019). The real gold standard: Measuring counterfactual worlds that matter most to social science and policy. *Annual Review of Criminology*, 2(1), 123–145. <https://doi.org/10.1146/annurev-criminol-011518-024838>

⁸⁰ Koper, C. S., Lum, C., Wu, X., & Hegarty, T. (2021). The long-term and system-level impacts of institutionalizing hot spot policing in a small city. *Policing: A Journal of Policy and Practice*, 15(2), 1110–1128. <https://doi.org/10.1093/police/paaa096>

⁸¹ Id.

⁸² Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

⁸³ Eck, J. (1993). Criminal Justice Abstracts. *Problem Solving Quarterly: A Police Executive Research Forum Publication Reporting on Innovative Approaches to Policing*, 6(3), 1–2.

⁸⁴ Koper, C. S., Lum, C., Wu, X., & Hegarty, T. (2021). The long-term and system-level impacts of institutionalizing hot spot policing in a small city. *Policing: A Journal of Policy and Practice*, 15(2), 1110–1128. <https://doi.org/10.1093/police/paaa096>

⁸⁵ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

attitudes toward the police more generally.⁸⁶ Based on these overall findings, I am very confident that HSP has low or no negative impact on fear, collective efficacy, or police legitimacy.

Hot Spots Version of Problem-Oriented Policing (POP)

Implementing POP at hot spots would use normal staff hours and beats, not increasing costs. It *would* require training, redirecting patrols, or rearranging staff activities (including researcher/analyst capacity) which would likely cost less than \$1 million, but this intervention is not beholden to that criterion. It would require heavy use of the Violence Prevention Working Group and the Crime Prevention Through Environmental Design (CPTED) strategies – a multi-disciplinary approach to reduce opportunities for crime that are inherent in structure design, architectural planning and design, and the management of natural environments.⁸⁷ According to John Eck, Ph.D., this approach needs to recognize who has power over places, and that is primarily property owners – landlords, homeowners, public housing authorities, and businesses that own their buildings. These people need to buy in to whatever changes Berkeley wants to make to specific environments that are relevant to them.

Few studies have done cost-benefit analysis on this intervention but in all cases where cost-benefit was measured, POP projects were associated with a substantial cost savings.⁸⁸ A meta-analysis of POP programs shows statistically significant reduction in crime by 34%. But, specifically, violent crime studies did not yield a significant effect but the reduction was still positive, 9.5%. There are some violent crime studies in the meta-analysis but they don't have the same large drops that property crime studies show. Still, studies show evidence of some impact of POP programs.⁸⁹ It shows no evidence of crime displacement and possibly diffusion of crime benefits.⁹⁰ It is proven that things that are aggressive do not work as well as things that are problem-solving.⁹¹ I am somewhat confident that it is likely to reduce shootings by about 10%.

Because this strategy does not direct patrols only, but focuses on problem-solving and may leverage non-police resources like city services, it is less controversial as there is less of a chance of increased enforcement on low-income neighborhoods of color. This will make it more palatable to Berkeley residents and politicians. These changes, unlike altered patrolling alone, are far more sustainable over time. POP (and CPTED) is more capable of maintaining its negative impact on crime over time. You may have multiple iterations of solving the problem (e.g. maintaining green space) but this is doable.

In the meta-analysis of P.O.P. Six, eight, and three studies collectively show limited impact on police legitimacy, fear of crime, and collective efficacy respectively. The most rigorous study designs show little to no decrease on police legitimacy but, the studies are not consistent with one another. Often, they show that people who live near target

⁸⁶ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

⁸⁷ *Current trends*. (n.d.). Retrieved March 7, 2023, from <https://bpd-transparency-initiative-berkeleypd.hub.arcgis.com/pages/current-trends>

⁸⁸ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

⁸⁹ Hinkle, Joshua C., et al. "Problem-Oriented Policing for Reducing Crime and Disorder: An Updated Systematic Review and Meta-Analysis." *CrimRxiv*, July 2021. *DOI.org (Crossref)*, <https://doi.org/10.21428/cb6ab371.5277ad69>.

⁹⁰ Id.

⁹¹ Eck, J. (2023, March 24). *Professor of Criminal Justice at the University of Cincinnati* [Zoom].

problem sites are more susceptible to fear of crime.⁹² Collectively, they show mixed and inconsistent effects on collective efficacy.

According to John Eck, Ph.D., the main downside to this is that it is most likely to reduce shootings over a period of months or years, not necessarily right away. There will need to be interim solutions while that success is being developed. Hot spots patrol can certainly fill that gap, or other interventions.⁹³ Depending on urgency and how easily the “problems” can be addressed, this may or may not be preferable in Berkeley.

SNA and Focused Deterrence

SNA and focused deterrence require normal data analyst personnel hours which use existing staff time and adds \$0. It requires officer training, which is exempt from the cost criterion but would likely meet it. However, this also requires contracting with a CBO and monitoring their participation, which likely costs around \$1 million. Social network analysis models gun violence in a way that helps identify who could be victimized in the future and to target individuals with law enforcement messages.⁹⁴ The literature shows that these individuals would have to adopt permanent lifestyle changes in order to sustain lower tendency toward gun violence. Also, new high-risk individuals would need to be prevented from entering the pool of violence, so SNA would need to be iterative for the program to be successful. Gun violence reduction strategies are best served by directing intervention and prevention toward high-risk social networks.⁹⁵ A “hard” message with a “soft” message can beneficially leverage both law enforcement and social services. Focused deterrence studies conclude that they statistically significantly reduce gun violence, making me somewhat confident that reductions could meet 10% annually.

According to Cody Telep Ph.D., “focused deterrence can be effective in a smaller city if violence is concentrated among a small group of individuals. There is some good evidence from places like Lowell, MA that are similar in size to Berkeley.⁹⁶ The challenging part for a small city can just be coordinating all the criminal justice organizations and resources needed to create [credible deterrence] to make the program successful in a small environment.”⁹⁷

The Berkeley Ceasefire D2 Ad Hoc Advisory Group Brief reflects a sole focus on social services and a lack of political will to engage law enforcement directly with at-risk individuals. This intervention has moderate political feasibility, as the Brief does mention that BPD is already playing a role in SNA. While there is no literature evidence, logic says that because this affects a very small group of people rather than a neighborhood or hot spot, it is not voluminous enough to cause fear of crime to rise, or police legitimacy or collective efficacy to fall. I am very confident in this low risk.

⁹² Hinkle, Joshua C., et al. “Problem-Oriented Policing for Reducing Crime and Disorder: An Updated Systematic Review and Meta-Analysis.” *CrimRxiv*, July 2021. *DOI.org (Crossref)*, <https://doi.org/10.21428/cb6ab371.5277ad69>.

⁹³ Eck, J. (2023, March 24). *Professor of Criminal Justice at the University of Cincinnati* [Zoom].

⁹⁴ Green, B., Horel, T., & Papachristos, A. V. (2017). Modeling contagion through social networks to explain and predict gunshot violence in Chicago, 2006 to 2014. *JAMA Internal Medicine*, 177(3), 326. <https://doi.org/10.1001/jamainternmed.2016.8245>

⁹⁵ Papachristos, A. V., Braga, A. A., & Hureau, D. M. (2012). Social networks and the risk of gunshot injury. *Journal of Urban Health*, 89(6), 992–1003. <https://doi.org/10.1007/s11524-012-9703-9>

⁹⁶ *Project safe neighborhoods (Lowell, Massachusetts)*. (n.d.). National Gang Center. Retrieved May 5, 2023, from <https://nationalgangcenter.ojp.gov/spt/Programs/3588>

⁹⁷ Telep, C. (2023, April 11). *Associate Professor & Associate Director of the School of Criminology & Criminal Justice at Arizona State University* [Email].

SNA and Social Services

SNA and requires normal data analyst and office personnel hours (to identify individuals and liaise with the CBO respectively) which uses existing staff time and adds \$0. This does require contracting with a CBO and monitoring their participation, which adds costs likely around \$1 million. Finding out just how much it will cost is based on first estimating, how many individuals you want to serve, and second, what size case load is manageable and appropriate for a case manager. Once again, modeling gun violence helps identify who could be victimized by or perpetrate gun violence in the future, and target social services to those individuals.⁹⁸ Gun violence reduction strategies are best served by directing intervention and prevention toward high-risk social networks.⁹⁹ However, this intervention is unlikely to reduce shootings without additional “hard message”. If it reduces shootings, I am somewhat confident that it is unlikely to reach the 10% annual goal.

The Berkeley Ceasefire D2 Ad Hoc Advisory Group Brief makes clear that a targeted social services approach is incredibly politically palatable in Berkeley. Again, individuals would have to adopt permanent lifestyle changes in order to sustain lower tendency toward gun violence. Also, new high-risk individuals would need to be prevented from entering the pool of violence, so SNA would need to be iterative for the program to be successful. While there is no literature evidence, logic confidently illustrates that because this does not involve police it cannot cause police legitimacy or collective efficacy to fall, or fear of crime to rise.

Papachristos, Ph.D., recognizes the relatively high average age of those involved in violence in his study – 29 – and says that this high age actually means the services needed by the population are many and vary widely. Health and housing, he says, are the big two, but jobs, job training, education, psychological help, and childcare are also important for many individuals. Street Outreach is there to build trust and relationships, and stop violence, but it cannot be a replacement for the dire need of clinicians – both mental and physical health clinicians – for this population.¹⁰⁰

The literature is not as supportive of these programs and they are understudied and do not have as much empirical success. Since they are opt-in, a program’s success could also simply reflect the less vulnerable nature of those who are likely to take up the program. This component very much reflects the vision for Berkeley to “surround individuals in circles of care”. It is certainly possible to extend social services proactively but there is no guarantee they will be taken up.

⁹⁸ Green, B., Horel, T., & Papachristos, A. V. (2017). Modeling contagion through social networks to explain and predict gunshot violence in Chicago, 2006 to 2014. *JAMA Internal Medicine*, 177(3), 326. <https://doi.org/10.1001/jamainternmed.2016.8245>

⁹⁹ Papachristos, A. V., Braga, A. A., & Hureau, D. M. (2012). Social networks and the risk of gunshot injury. *Journal of Urban Health*, 89(6), 992–1003. <https://doi.org/10.1007/s11524-012-9703-9>

¹⁰⁰ Papachristos, A. (2023, March 9). *Professor of Sociology and Faculty Fellow at Northwestern’s Institute for Policy Research* [Zoom].

Warrants to Remove Firearms from Domestic Abusers (DVROs), Individuals Posing a Danger to Themselves or Others (GVROs), Court-Issued Protective Orders, and Criminal Protective Orders (CPOs)

When there is a gun in the home, domestic violence is more likely to escalate to murder.¹⁰¹ Removing firearms from homes of abusers is rated one of the most effective and most frequently used interventions according to a national survey of local police departments.¹⁰² Domestic violence restraining order firearm-prohibition laws are associated with 10% reductions in Intimate Partner Homicide, but those results are only statistically significant when the law covers dating partners and ex-parte orders.¹⁰³¹⁰⁴ California law does both of these things. Upon being served with a domestic violence protective order in California, the respondent must relinquish his or her firearm by surrendering it immediately upon request of any law enforcement officer, or within 24 hours if no request is made.¹⁰⁵

This requires staff time and liaising with the courts to get warrants for these interventions. Expert opinion within the police department states that routine staff hours are used up until liaising with the courts, which requires more. Sometimes the Community Services Bureau will look at calls or cases and proactively seek a GVRO. In some cases it is based on the continued behavior of a subject. If BPD gets a seizure order/warrant, based on the nature of the situation, it will likely cost overtime in the form of BPD's SRT (SWAT) serving the search warrant. This only applies if someone is not in custody when BPD is granted the seizure order. Most cases will likely be the former, in which BPD takes someone into custody responding to a call and contemporaneously seizes the guns by consent or warrant. I can confidently say that this intervention has minimal costs, with the exception of the overtime.¹⁰⁶

The downside of this component is that domestic violence-related firearm incidents are just not that common in Berkeley, and even very successful interventions of this nature would not reduce overall gun violence much. There are only a handful of Domestic Violence cases annually that include firearms. I can confidently say that this would not amount to a 10% reduction in shootings – the cases are not frequent enough. Also, it is known that acquiring a firearm illegally is easy locally, especially with the proliferation of ghost guns.¹⁰⁷

As California is one of the friendliest states to gun regulations and Berkeley is an epicenter of progressive gun reforms, this intervention should not be politically problematic. Restraining orders and protective orders are, by their very definition, temporary. So, logically, I am confident that this would not have long-lasting effects, although it may reduce

¹⁰¹ Domestic violence & firearms in California. (n.d.). *Giffords*. Retrieved April 9, 2023, from <https://giffords.org/lawcenter/state-laws/domestic-violence-and-firearms-in-california/>

¹⁰² Koper, C. S., Woods, D. J., & Kubu, B. E. (2013). Gun violence prevention practices among local police in the United States. *Policing: An International Journal of Police Strategies & Management*, 36(3), 577–603. <https://doi.org/10.1108/PIJPSM-06-2012-0052>

¹⁰³ An “ex parte order” is when one is able to get a restraining order without the other person present

¹⁰⁴ Zeoli, A. M., McCourt, A., Buggs, S., Frattaroli, S., Lilley, D., & Webster, D. W. (2018). Retracted: Analysis of the strength of legal firearms restrictions for perpetrators of domestic violence and their associations with intimate partner homicide. *American Journal of Epidemiology*, 187(7), 1449–1455. <https://doi.org/10.1093/aje/kwx362>

¹⁰⁵ Domestic violence & firearms in California. (n.d.). *Giffords*. Retrieved April 9, 2023, from <https://giffords.org/lawcenter/state-laws/domestic-violence-and-firearms-in-california/>

¹⁰⁶ Berkeley Police Department (2023)

¹⁰⁷ Smith, E. (2023, January 25). *California has some of the strictest gun laws in the country. Here's what we know about the guns used in this week's deadly attacks*. CNN. <https://www.cnn.com/2023/01/25/us/california-shootings-guns-wwk/index.html>

the number of shootings by a few. This intervention occurs siloed away in individual homes. Neighbors would see the police on scene but overall there logically should be no impact on police legitimacy, fear of crime, or collective efficacy.

Street Outreach Workers/Violence Interrupters

Acquiring street outreach workers involves contracting with a CBO and monitoring their participation, which adds costs likely around \$1 million. If they are already operating in Oakland or Richmond it would be worth exploring if they could expand operations to include Berkeley as well. I reached out to several CBOs for input and did not manage to connect with any of them.

Street teams can be very effective. But that assessment is based on high-risk community members opting in and having contact with a street team member. Of people that participated in Chicago's CRED program, victimization rates were 50% lower than non-participants.¹⁰⁸ I am unsure of what percentage reduction in shootings would occur because it is based on opting-in, and we don't know the likelihood of any one person opting in to the program. Andrew Papachristos, Ph.D. claims that there will also be reports coming out soon that show a positive programmatic effect at an individual and a community level.¹⁰⁹ What is unrealistic, he says, is "level setting" – claiming a specific amount of impact for any program. While sometimes it has been effective, sometimes it also hasn't.

The National Network for Safe Communities (NNSC) highlights the imperative of strong working relationships between street outreach workers and police departments for street work to be successful as part of a larger gun violence initiative.¹¹⁰ This is the case in Stockton, California, Los Angeles, California, Chicago, Illinois, and New York City, New York.¹¹¹ Unfortunately, there is not such affirming research on street teams in small cities. However, there could be much added value to custom notifications (focused deterrence) if street outreach workers accompanied Berkeley police to deliver messages to high-risk individuals. It would increase credibility of the police and the message, and the optics would be more genuine.¹¹²

Again, referencing the Berkeley Ceasefire D2 Ad Hoc Advisory Group Brief, there is strong evidence that social services and community interventions that do not involve law enforcement are extremely palatable to politicians. Participants chose CRED and remained enrolled in CRED to avoid pervasive community violence and attempt to improve their own situations. Those individuals were receptive to CRED recruitment efforts, citing the program's immediate, tangible

¹⁰⁸ *Op-ed: What we know (And don't know) about street outreach and gun violence prevention.* (2021, October 25). Chicago Tribune. <https://www.chicagotribune.com/opinion/commentary/ct-opinion-chicago-gun-violence-street-outreach-20211025-6pylamxs5jzjhyya3x3nb3eya-story.html>

¹⁰⁹ Papachristos, A. (2023, March 9). *Professor of Sociology and Faculty Fellow at Northwestern's Institute for Policy Research* [Zoom].

¹¹⁰ Considering the place of streetwork in violence interventions. (n.d.). *National Network for Safe Communities (NNSC)*. Retrieved March 31, 2023, from <https://nnscommunities.org/guides/considering-the-place-of-streetwork-in-violence-interventions/>

¹¹¹ *Project safe neighborhoods (Lowell, Massachusetts)*. (n.d.). National Gang Center. Retrieved May 5, 2023, from <https://nationalgangcenter.ojp.gov/spt/Programs/3588>

¹¹² Elvir, J. (2023, March 22). *Community Relations Manager Champaign, Illinois Blueprint Program* [Zoom].

benefits and fulfilling relationships with staff as key reasons for remaining engaged.¹¹³ There is some evidence of long-lasting effects but only for those that take up the program.

This intervention tangentially involves police but mostly uses community members as credible messengers for peace, so it maintains trust between street teams and community members. Papachristos states that, “in the 90s in Boston, you actually saw people recognize that there are different lanes, and people stayed in their lanes and shared relevant information and it actually went without much drama...outreach organizations and police for their part, they don’t want to be seen crossing the line. I do not think street outreach should be informants nor do I think that cops should be using intelligence to do so.”¹¹⁴ If those boundaries can be maintained, street outreach will likely have no impact on police legitimacy. If done well, it would diffuse street tensions and likelihood of shootings/crime, leading to a decrease in fear of crime. Street workers ostensibly create more accountability by leveraging existing relationships in the community, thereby increasing collective efficacy.

Reviewing shootings that have just occurred and having information flow unidirectionally from police to streetworkers would identify high risk individuals and also likely prevent future violence. Protocols and boundaries need to be established prior to their work. Information should not flow from streetworkers to police, but rather only from police to streetworkers in terms of intelligence. This preserves the credibility of street outreach among community members. The only times they should be together are during intelligence meetings (shooting reviews, violence reviews) and custom notifications. If this working agreement can be designed, a mutually beneficial relationship can be formed, sustained, and trusted, street outreach can be effective in Berkeley.

Hospital Based Violence Intervention

YouthAlive! is a CBO currently doing bedside interventions at Highland Hospital in Oakland, which is the local Trauma 1 hospital for Berkeley.¹¹⁵ Shooting victims are nearly always sent to the local Trauma 1 hospital according to DHHS. While attempts to contact YouthAlive! to understand the logistics and determine the efficacy of their ongoing program have not been successful, this intervention is already being done.

Youth Alive! is doing bedside intervention when there is an act of violence to stop retaliation and connect victims with services. It stands to reason that, as it is already happening, hospital-based violence intervention is already being paid for and we do not need to consider it as a program component. More research is necessary to understand their approach and its efficacy, but since it is ongoing and shootings are still rising, it has little to no chance of reaching a 10% annual reduction in shootings. By the same token, this is already happening and not causing any political friction. In terms of how long its effects endure, this is a one-on-one interaction that hopefully has a positive effect on others in the victim’s social network. But, shootings are still increasing so it is unlikely to have long term or notable spillover effects.

¹¹³ *Op-ed: What we know (And don’t know) about street outreach and gun violence prevention.* (2021, October 25). Chicago Tribune. <https://www.chicagotribune.com/opinion/commentary/ct-opinion-chicago-gun-violence-street-outreach-20211025-6pylamxs5jzhhyya3x3nb3eya-story.html>

¹¹⁴ Papachristos, A. (2023, March 9). *Professor of Sociology and Faculty Fellow at Northwestern’s Institute for Policy Research* [Zoom].

¹¹⁵ Berkeley Police Department, 2023

Because this does not involve police and does not occur in a neighborhood, I can confidently conclude that it has little to no effect on police legitimacy, fear of crime, or collective efficacy.

Gun Buyback Programs

While the low cost is very attractive – a simple multiple of however many guns are turned in – the efficacy of gun buyback programs to curb firearm violence is seriously limited.¹¹⁶ Many studies have shown gun violence is a serious public emergency.¹¹⁷ Studies also show that buybacks do indeed have the ability to collect many weapons from the community.¹¹⁸ However, studies fail to show how buybacks are causal drivers in any reduction of violence or attract participants that are also involved in community violence. In this last respect programs have deeply failed, with participants lacking most characteristics of violent offenders, other than being mostly male. The typical buyback participant is over 55, white, and either inherited a gun they did not want or have no use for a gun.¹¹⁹ For more on these shortcomings, see Gun Buyback Programs [44] in the Literature Review. That said, buyback programs have no chance of increasing fear of crime, or decreasing police legitimacy or collective efficacy. Law enforcement plays a passive role, simply facilitating the collection of weapons.

Packaged components into programs

Alternative #1: Problem Oriented Policing (POP) at Hot Spots + Street Outreach Workers

A POP approach would allow for longer-term systemic impacts to be made at hot spots than hot spots policing on its own. While law enforcement would be analyzing and spending time at hot spots, street outreach workers would be building rapport with offenders and possible victims as well as diffusing tensions among individuals.

Alternative #2: Problem Oriented Policing (POP) at Hot Spots + Street Outreach Workers + SNA Focused Deterrence

A POP approach would allow for longer-term systemic impacts to be made at hot spots than hot spots policing on its own. While law enforcement would be analyzing and spending time at hot spots, street outreach workers would be building rapport with offenders and possible victims as well as diffusing tensions among individuals. Street outreach workers would also help in the custom notification process, to balance the deterrent message by offering support and social services.

¹¹⁶ Kasper, R. E., Green, J., Damle, R. N., Aidlen, J., Nazarey, P., Manno, M., Borer, E., & Hirsh, M. P. (2017). And the survey said.... Evaluating rationale for participation in gun buybacks as a tool to encourage higher yields. *Journal of Pediatric Surgery*, 52(2), 354–359. <https://doi.org/10.1016/j.jpedsurg.2016.08.009>

¹¹⁷ Wintemute, G. J. (2015). The epidemiology of firearm violence in the twenty-first century united states. *Annual Review of Public Health*, 36(1), 5–19. <https://doi.org/10.1146/annurev-publhealth-031914-122535>

¹¹⁸ Kasper, R. E., Green, J., Damle, R. N., Aidlen, J., Nazarey, P., Manno, M., Borer, E., & Hirsh, M. P. (2017). And the survey said.... Evaluating rationale for participation in gun buybacks as a tool to encourage higher yields. *Journal of Pediatric Surgery*, 52(2), 354–359. <https://doi.org/10.1016/j.jpedsurg.2016.08.009>

¹¹⁹ Violano, P., Driscoll, C., Chaudhary, N. K., Schuster, K. M., Davis, K. A., Borer, E., Winters, J. K., & Hirsh, M. P. (2014). Gun buyback programs: A venue to eliminate unwanted guns in the community. *Journal of Trauma and Acute Care Surgery*, 77(3), S46–S50. <https://doi.org/10.1097/TA.0000000000000319>

Alternative #3: Problem Oriented Policing (POP) at Hot Spots + Street Outreach Workers + SNA Focused Deterrence + Social Services

A POP approach would allow for longer-term systemic impacts to be made at hot spots than hot spots policing on its own. While law enforcement would be analyzing and spending time at hot spots, street outreach workers would be building rapport with offenders and possible victims as well as diffusing tensions among individuals. Street outreach workers would also help in the custom notification process, to balance the deterrent message by offering support and social services. In this package, the city would invest additional money in case management for at-risk individuals, making both focused deterrence and social services key applications of the social network analysis.

Program recommendation

I recommend that the City of Berkeley and Berkeley Police Department implement Alternative #3: Problem Oriented Policing (POP) at Hot Spots + Street Outreach Workers + SNA Focused Deterrence + Social Services. As long as the budget can make it work, I highly recommend doing the most programmatically that can be done as gun violence takes human lives.

These programs are complementary but not interdependent. So, it is additionally advantageous, if any part of the program fails to produce results or runs up too high of a cost it can be cut while other measures are already active. The remaining measures would not be harmed. This is more convenient than having to start from scratch with new program ideas. If the same CBO is being funded for multiple programs, it is critical that it is clear how much of their funding goes to each program. In the slight way that focused deterrence is related to social services and street outreach, it is most likely helpful not harmful if community members recognize the same workers in different roles. More frequent, positive encounters promote trust and mutual respect.

In the analysis of outcomes, POP at hot spots has the potential for negative community-level effects, which could be counteracted by street workers that develop trust and cohesion in a neighborhood. The “hard” message of focused deterrence is similarly counteracted through the offering of social services. Bundling, in this sense, ensures that Berkeley achieves its goals without creating significant deleterious side effects due to one component or another. Having such a multipronged program is aspirational and as such may not be feasible – that is really up to the city.

Eroding violence from multiple angles is a goal of this recommendation. It recognizes that the roots of gun violence are complex, many, and intertwined. If we can simultaneously activate this multi-pronged program, we will be joining other small cities (Champaign, IL, Lowell, MA) in attempting to curb gun violence from a law enforcement perspective and a human perspective.

Implementation

The program as a whole would benefit from one additional administrative staff member assigned to the Community Services Bureau and one additional patrol officer. The administrative staff member will ensure that officers know to whom they should make their reports related to the program and would be available to communicate with CBOs or other municipal services regarding ongoing programmatic matters. The additional patrol officer would be able to fill any

gaps created by POP at hot spots in overall patrol. I realize this may be difficult, with patrol downsizing and the hiring crisis being what it is.

It is ideal if the City of Berkeley can find a CBO willing and able to manage focused deterrence, street outreach, and the extension of social services. Even if it costs more budgetarily, this makes sense from an efficiency standpoint and from an information standpoint. It is much easier if one CBO houses all the information necessary to do all three jobs and it can be reasoned that each one would be enhanced by the others.

POP at Hot Spots

Ideally, the department would select a few (2-5) crime concentrations in specific places identified (7) in this research on which to focus.¹²⁰ The police would need to incorporate the mapped gun violence incident data from this report but also possibly do their own crime mapping if it would be more up-to-date by the time this report is read.

Police should use the S.A.R.A. method when operationalizing problem-solving. “Scanning” involves the identification and prioritization of potential problems that may be causing crime within a jurisdiction. “Analysis” involves an in-depth evaluation of problems using a variety of data sources so the most appropriate response can be developed. This is not just about problem outcomes like traditional policing but concerned with the underlying processes that lead to problems. “Response” is the development and implementation of an intervention tailored to the nature of the problem distilled in the analysis phase. Response searches should be broad, involving law enforcement and non-law enforcement methods, other agencies, community groups and members. “Assessment” is the ongoing monitoring and evaluation of the response effect on targeted problem(s). This process is intended to lead to continual improvements and refinement in further iterations of the response.¹²¹

When not answering calls for service, officers should visit the locations on their beat, on a random basis, and patrol (including foot patrol) for 15-20 minutes. A minimum of 10 minutes must be spent in each hot spot to have any deterrent effect.¹²² This should be repeated periodically and unpredictably. This will likely require a reorganization or reorientation of patrol, to enable them to spend 15 minutes every several hours (but randomly – for example not every three hours on the dot just several times a shift) in each hot spot. If problems are inside a store or business, walk inside of that location in addition to outside patrol.¹²³ While patrolling hot spots, officers should record anything notable that facilitates crime, from the same individuals to substantial debris to a deserted lot used as a loitering area. These notes should be used in the future to alter these spaces in ways where crime control is long lasting.

¹²⁰ How many hot spots are addressed at one time depends on the capabilities of the police force. If they can treat multiple locations with enough dosage that may make sense from a public safety perspective. But if they are experimenting to see which approach works best they might want to begin with a small number of places.

¹²¹ Chief Eliot Isaac, Lt. Matthew Hammer M.S., Blake Christenson M.A., & Dr. Tamara D. Madensen. (2017). *P.I.V.O.T. Place Based Investigations of Violent Offender Territories* (Herman Goldstein Award Submission). Cincinnati Police Department.

¹²² Koper, C. S. (1995). Just enough police presence: Reducing crime and disorderly behavior by optimizing patrol time in crime hot spots. *Justice Quarterly*, 12(4), 649–672. <https://doi.org/10.1080/07418829500096231>

¹²³ *High-Crime Areas (“Hot spots”)*. (n.d.). <https://www.evidence-basedpolicing.org/hot-spot-patrols/#:~:text=The%20Koper%20Principle%20states%20that,in%20conjunction%20with%20other%20strategies.>

It is well within the capacity of the Berkeley Police Department to undertake POP, especially because they have some degree of a head start. Some police officers already use a POP approach to their beats. To do POP at hot spots, they would need evolving data analysis, personnel to devote to, at minimum, two hot spots for a limited amount of time, and administrative personnel to liaise with other departments and CBOs regarding non-police interventions. BPD says that both POP and hot spots policing could both be accomplished with “staff time,” with officers incorporating POP approaches along their regular beats. Additionally, there already are some staff that could liaise with other city departments without increasing costs. POP at hot spots will require a training for all patrol officers and office staff who would be coordinating city or community services regarding problems cited by patrol.

Focused Deterrence/Custom Notifications

Focused deterrence will require a training for all officers that will be utilized for this specialized program as well as any CBO actors partnered with for this purpose. Other criminal justice agencies (e.g. parole, probation) need to be identified early on, and if they can also participate in the trainings that is ideal. The earlier who does what can be determined all the better. The CBO needs to be amenable to delivering the “soft” message while working in tandem with the police and others as they deliver the “hard” message. The officers involved in this intervention need to be selected extremely carefully. Not only do they need to believe in deterrence but they need to be able to deliver the message with great care. The Community Services Bureau (CSB) in tandem with the Personnel and Training Department’s Subject Matter Experts (SMEs) on focused deterrence should coordinate internal training for these officers. CSB is dedicated to liaising with the public and should be responsible for all communications regarding training for this highly specialized team. Not only do they have experts on doing so but they have powerful data analysis personnel and tools (coding, GIS mapping, network analysis), allowing them to zero in on key people.

A best practices process to custom notifications is encouraged by COPS – Community Oriented Policing Services at the U.S. Department of Justice¹²⁴. First, impact players are identified, using SNA if possible. Next, custom legal assessments are done for each impact player that law enforcement plans on notifying. Third, positive influentials in impact players’ lives are identified and community, social services, and street outreach workers are mobilized. Lastly, written documents and support materials are created to aid with the notification.

Identifying impact players is straightforward. The first thing is to talk to frontline personnel – beat officers, special units, probation, parole, corrections staff, and/or confidential informants. They have the greatest knowledge of who is at the center of ongoing violence. If violence has just occurred, convene right away to determine the groups involved, key players, and instigating factors. Debrief all the same parties, review incident data, crosscheck lists of groups and their members, conduct criminal history reviews of active group members, perform social network analysis, and create a final list of impact players. Get input from street outreach workers and community members, and use social network analysis to focus resources strategically on those at highest risk of violence. Identify as many impact players as possible to notify.¹²⁵

¹²⁴ Kennedy, D. M., & Friedrich, M. A. (2014). *Custom Notifications: Individualized Communication in the Group Violence Intervention*. U.S. Department of Justice COPS Community Oriented Policing Services. https://nnscommunities.org/wp-content/uploads/2017/10/GVI_Custom_Notifications_Guide.pdf

¹²⁵ At this stage, it unnecessary for evidence to meet legal standards for arrest because arrests are not goal of custom notifications. Their purpose is to communicate to impact players that violence is unacceptable, let them know their custom legal exposure, and to offer them opportunities for help. As such, evidence can be based on broad range of information that officers and community members provide about impact players.

An influential is a person close to an impact player who has their respect and can help them make positive choices. This may be someone within their family or a person with moral standing and credibility within the community. Asking the impact player is the best way to identify an influential, followed by examining personal connections – family, friends, partners, coaches, barbers, school resource officers, or street outreach workers. A last resort is looking at people who have posted their bail or attended hearings. An influential is only relevant in this context if they are a positive influence on the individual and not committed to the street code – the set of norms that mandates violence as a response to disrespect, indifference to prison, and antagonism to the police. If an impact player cannot be directly reached, delivering the message both orally and in writing to the influential seems to be an effective substitute.¹²⁶

It is important that custom legal assessments are made for each person to whom a notification is given. A meeting should be held with prosecutors to determine the individual's personal legal exposure from past violent crimes, especially those with a firearm, and compile the potential state and federal sanctions for further violent crimes. "Compiling custom legal assessments of this sort requires a close working partnership between police and prosecutors at local, state, and federal levels. After police perform an incident review to identify the impact players they want to notify, they pass their names to the [prosecutor]. The state prosecutor reviews the criminal records and determines potential sanctions for a range of violent offenses [sometimes] consulting with the federal prosecutor to establish whether grounds exist for a federal case."¹²⁷ The custom legal assessment should be finalized in writing that is plain and easily understood.

Street Outreach Workers

The first step required is identifying a CBO that is ready and willing to take on street outreach. It is smart to check with neighboring cities (Oakland, Richmond) that are already overseeing similar work. This will require approximately bimonthly meetings between the CBO and the Berkeley Police. This is so that the police can provide any intelligence that may help the CBO on the street and so that the police can monitor and get an idea of the effectiveness of the street outreach. While these meetings may not cost any money per se, it will take dedicated staff time and record keeping within the Community Services Bureau. During these meetings it is important to go over cost effectiveness and budget items of the CBO's program to create an accountability structure for the funding they are getting from the city. It is also important that the city apply for grants to fund this program, so it makes sense for there to be dedicated personnel specializing in grant research and applications at least at the city level. Champaign, IL found such positions essential for its CBO programs within their gun violence initiative.¹²⁸

Social Services

This has the same steps as above – it first requires identifying a CBO that is ready and willing to take on social services case management and checking with neighboring cities is the logical first step. It is my understanding that many community members in Berkeley have case managers through many different CBOs. It is important that, once SNA identifies who should be targeted for social services based on risk, those people should all be managed through one CBO.

¹²⁶ Ruderman, W. (2013, March 3). To Stem Juvenile Robbers, Police Trail Youth Before the Crime. *New York Times*.

¹²⁷ Kennedy, D. M., & Friedrich, M. A. (2014). *Custom Notifications: Individualized Communication in the Group Violence Intervention*. U.S. Department of Justice COPS Community Oriented Policing Services. https://nnscommunities.org/wp-content/uploads/2017/10/GVI_Custom_Notifications_Guide.pdf

¹²⁸ Elvir, J. (2023, March 22). *Community Relations Manager Champaign, Illinois Blueprint Program* [Zoom].

This will also require a bimonthly meeting between the CBO and police. This is so that the police can monitor and get an idea of the effectiveness of the case management by the CBO. It may also help police to know what services people are taking up or which seem to be most needed. While these meetings may not cost any money per se, it will take dedicated staff time and record keeping, within the Community Services Bureau. During these meetings it is important to go over cost effectiveness and budget items of the CBO's program to create an accountability structure for the funding they are getting from the city. It is also important that the city apply for grants to fund this program, so it makes sense for there to be dedicated personnel specializing in grant research and applications at least at the city level. Champaign, IL found such positions essential for its CBO programs within their gun violence initiative.¹²⁹

Program Evaluation

Program Evaluation Recommendation

According to David Weisburd, Ph.D., "It is important to begin assessment when a program begins so that you can see how the intervention affected the street over time. As a rule, if the purpose is to assess the impacts of the program it is better to select sites and then randomize them to receive the intervention. If you have control conditions that have not been treated, that will provide the best comparison for assessing whether the intervention is having an impact. Those "control" sites can then receive the treatment later if it turns out that the intervention is effective. Sometimes such rigor is not possible in the everyday realities of policing, but it is still important to try to identify comparison places that are similar to those receiving the intervention if you want a valid assessment of the program's utility. It is a good idea of police agencies to team up with researchers if they are trying to assess outcomes."¹³⁰

As previously stated, the client in this case should seek to sustain a continued decrease in gun violence incidents, year after year. The Center for Criminal Justice Violent Crime Working Group states that city leaders and criminal justice advocates should aim for an annual homicide and violent crime reduction of 10%.¹³¹ The program should be monitored closely in its first year, following a very thorough annual evaluation. No randomized control trial is possible, due to this program operating in the real world. Not just because of legal and ethical constraints, but you could not leave a part of Berkeley without police services just to test a hypothesis. But, what would be possible is applying alternatives 2 and 3 differentially – applying social services in one part of the city and not in a different part. If the department really wants to know if an intervention is effective this is a good choice. The question then becomes, which parts of the city are comparable enough to give different treatments? Only police intelligence and data analysis of violence can answer this question.

Berkeley's trend should be regularly compared to the rest of Alameda County and the state to see where it sits contextually. In a **one-group pretest-posttest design**, the dependent variable is measured once before the treatment is implemented and once after it is implemented. This is a stronger evaluative measure than simply a posttest evaluation. This would mean comparing the number of shootings prior to the intervention to the number after the intervention begins. It might also make sense to compare shots fired pre-test to shots fired post-test, and likewise with firearm

¹²⁹ Elvir, J. (2023, March 22). *Community Relations Manager Champaign, Illinois Blueprint Program* [Zoom].

¹³⁰ Weisburd, D. (2023, April 11). *Distinguished Professor at George Mason University* [Email].

¹³¹ "Saving Lives: Ten Essential Actions Can Take to Reduce Violence Now." *Council on Criminal Justice*, 12 Jan. 2022, <https://counciloncj.org/10-essential-actions/>.

injuries and firearm fatalities. This would be informative by allowing practitioners and researchers to see from which category the most change is coming from.

Conclusion

The value of law enforcement partnerships with academic researchers is a cornerstone of data-driven, smart policing. Especially in this turbulent time, where policing is under strict scrutiny by the public, it is imperative that the foundations of policing be navigated and calculated with scientific precision. I selected this Advanced Policy Analysis with an optimistic eye toward these foundations as we move forward in our search for stronger policies around policing. “Police chiefs benefit immensely from having a respected academic representative standing next to them affirming that the choices and decisions made by the police follow best practices developed by research, study, and assessment.”¹³²

Gun violence takes human lives, and we should pilot as many prongs of a program as can be sustained budgetarily and practically. It is my hope that these recommendations are undertaken with as much aspiration as they are intended, and that the consistency of the science underpinning policing remains in place. “Promising partnerships are developing between American police agencies and universities as well as abroad. If carefully cultivated and nurtured, these relationships may well be the third police research tradition that is essential for enhancing police practices.”¹³³

The past lack of “real-world” value of academic police research mainly was reflected in the absence of implementation recommendations. “It would be naïve to suggest that the working relationship is always smooth.”¹³⁴ “Academics are very good at detecting, describing, and documenting the problems in police practices. Academics are also very good at theorizing and providing innovative ways to enhance policing practices...however, academics have not traditionally been good at providing the necessary guidance regarding implementation.”¹³⁵ This is why I have included a relatively detailed implementation process for each prong of the program that I am recommending. However, much of implementation changes as programs go along, incorporating real-time data and experience.

Ultimately, we cannot solve the crime problems of today, including the rise in gun violence, without smart and evidence-based solutions. It is well documented “why police administrators should strongly consider the work generated by the academic community...and why academics need to better listen to and understand police”.^{136, 137} This research has carefully considered the policies, procedures, and politics underlying professional policing and sought to overcome past

¹³² Engel, R. S., & Whalen, J. L. (2010). Police–academic partnerships: Ending the dialogue of the deaf, the Cincinnati experience. *Police Practice and Research, 11*(2), 105–116. <https://doi.org/10.1080/15614261003590803>

¹³³ Id.

¹³⁴ Fleming, J. (2010). Learning to work together: Police and academics. *Policing, 4*(2), 139–145. <https://doi.org/10.1093/policing/paq002>

¹³⁵ Engel, R. S., & Whalen, J. L. (2010). Police–academic partnerships: Ending the dialogue of the deaf, the Cincinnati experience. *Police Practice and Research, 11*(2), 105–116. <https://doi.org/10.1080/15614261003590803>

¹³⁶ Id.

¹³⁷ There are four primary reasons for police administrators to strongly consider the research and viewpoints of the academic world when making important decisions about the leadership of a police department: (1) operational effectiveness and efficiency, (2) external validity, (3) cooperative transparency, and (4) the information technology revolution. (Engel & Whalen, 2010)

barriers of “the ivory tower versus the real world”.¹³⁸ I hope that this research and any that follows can continue the new trend in police-academic partnerships that is grounded in practical, applicable methods that practitioners can use.

¹³⁸ Original quotation

Appendices

Appendix A: Research Approach and Methodology

I employ a mixed methods approach in this report, focusing on a review of the scholarly literature, an examination of interventions that could or could not apply to the City of Berkeley’s gun violence, qualitative interviews, and Berkeley Police Department shooting data. Quantitatively, I performed point density analysis to identify geospatial points of convergence or gun violence “hot spots”, and Social Network Analysis to identify individuals at risk of gun violence perpetration and victimization.

Overview of Research Sources

Source Category	Source
Legal	California Penal Code Berkeley Municipal Code
Scholarly	UC Berkeley Library
Departmental – Police	2018-2022 Shooting Data on Location, Type, Date and Time 2017-2022 Data on All Persons Involved in Shootings and Their Race, Gender, and Age
Public	Berkeley Police Department Transparency Hub

Interview Protocol

I developed a step-by-step approach to guide requests for interviews, the interview process, and the follow-up. After initially developing this approach, I integrated feedback from a GSPP Faculty Advisor, and refined the final approach:

Step 1: Send email to request interview using email template

Step 2: Set up time to schedule interview

Interviews completed by the end of March / early April

Step 3: Find category of interview and look at question bank

Log all interviews and notes in Interview Running Notes document

Step 4: Send thank you and any other follow-up message(s) to interviewee

Step 5: Consolidate takeaways

Interview Practices Employed

I am experienced with policy work related to public safety more generally, but much research was done in order to target the right subjects. I contacted the subjects and scheduled the interviews. In all but one case I recorded the sessions with permission so that notes could be taken later. This made space for follow-up questions and comments.

Interview Subjects

David Weisburd Ph.D., Distinguished Professor at George Mason University

Andrew Papachristos Ph.D., Professor of Sociology and Faculty Fellow at Northwestern's Institute for Policy Research, and the Faculty Director of Corners: The Center for Neighborhood Engaged Research & Science.

Cody Telep Ph.D., Associate Professor & Associate Director of the School of Criminology & Criminal Justice at Arizona State University

John Eck Ph.D., Professor of Criminal Justice at University of Cincinnati

Rebecca Plevin, M.D., FACS, Co-Director of the San Francisco Wraparound Project

Jorge Elvir, Champagne, IL Blueprint Community Relations Manager, Equity and Engagement Department

Appendix B Literature Review

Crime Concentration/Place-Based Policing

It is a well-known in criminology that crime in general is concentrated in a very small amount of micro-geographic units. Or, more scientifically the “Law of Crime Concentration” says that “for a defined measure of crime at a specific micro-geographic unit, the concentration of crime will fall within a narrow bandwidth of percentages for a defined cumulative proportion of crime.”¹³⁹ Specifically, gun violence is concentrated in small portions of the country and within even smaller geographic portions of cities, particularly in under resourced and disadvantaged neighborhoods. This results in an “uneven distribution of race and place,” further complicating how police address it and what issues fall out of those interventions.¹⁴⁰

Weisburd’s “law of crime concentration” says that crime at a specific micro-geographic unit, the concentration of crime will fall within a narrow bandwidth of percentages (eg. 25% or 50%) for a defined proportion of crime, even when there is extreme volatility in the total number of crime incidents.¹⁴¹ Weisburd (2004, 2015) and Braga (2010), among others, find strong support for the law of crime concentration.¹⁴² For example, in Seattle it was found that 50% of crime incidents occurred at only 4.5% of street segments.¹⁴³

For example, over the course of 30 years in Boston, 89% of street segments and intersections had zero ABDW (Assault and Battery with a Dangerous Weapon) firearm incidents and another 6% experienced just one. The remainder was responsible for the overwhelming majority of ABDW firearm incidents.¹⁴⁴ This trend was stable over the course of the 30-year period. Due to this crime concentration, it has been productive and impactful for police to focus on the small proportion of cities that generates the most crime. In his study of crime concentration in different sized cities, Weisburd looks at small cities: Brooklyn Park, MN, Redlands, CA, and Ventura, CA. He finds that 50% of crime is concentrated in between 2.1 and 3.5% of the cities. This is remarkable because he finds that it is *even more concentrated* than his sample of large cities (New York, NY, Cincinnati, OH etc.).¹⁴⁵

Braga (2013) finds that 89% of Boston’s street segments and intersections had zero firearm assaults with a deadly weapon. 6% experienced 1. The remaining 5% was responsible for virtually *all* of Boston’s gun violence. The epidemic

¹³⁹ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

¹⁴⁰ Papachristos, A. V., Wildeman, C., & Roberto, E. (2015). Tragic, but not random: The social contagion of nonfatal gunshot injuries. *Social Science & Medicine*, 125, 139–150. <https://doi.org/10.1016/j.socscimed.2014.01.056>

¹⁴¹ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

¹⁴² Braga, A. A., & Weisburd, D. (2010). *Policing problem places: Crime hot spots and effective prevention*. Oxford University Press.

¹⁴³ Weisburd, D., Bushway, S., Lum, C., & Yang, S.-M. (2004). Trajectories of crime at places: A longitudinal study of street segments in the city of Seattle*. *Criminology*, 42(2), 283–322. <https://doi.org/10.1111/j.1745-9125.2004.tb00521.x>

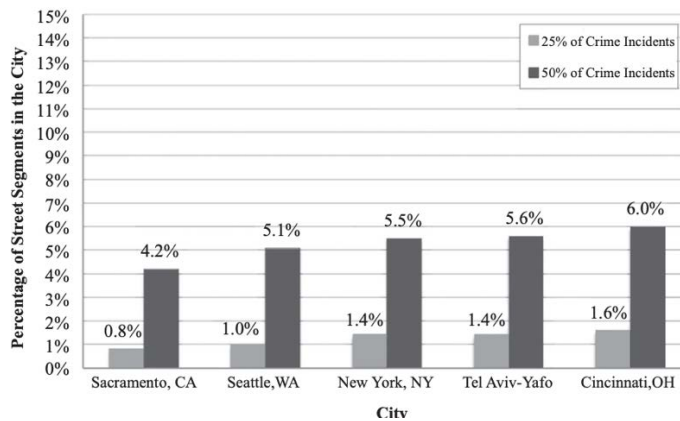
¹⁴⁴ Braga, A. A., Papachristos, A. V., & Hureau, D. M. (2010). The concentration and stability of gun violence at micro places in Boston, 1980–2008. *Journal of Quantitative Criminology*, 26(1), 33–53. <https://doi.org/10.1007/s10940-009-9082-x>

¹⁴⁵ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

and later downturn of gun violence is credited to trends at 3% of micro-places that experienced volatility in gun violence through that time.¹⁴⁶

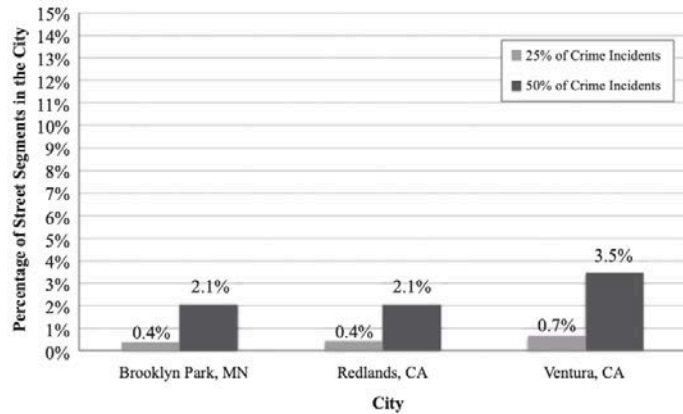
So far as it has been studied, smaller cities have higher levels of crime concentration. Scholars caution applying big city trends and solutions to less dense cities, suburbs, and rural areas. Weisburd (2015) looked at three small cities, including Ventura, CA which is comparable to Berkeley's size. The data suggest that crime concentration can be different in smaller cities, like simply being on a few specific high-density streets. They have fewer overall crime incidents and their street segments are generally much longer. Small city phenomena are just beginning to be studied.¹⁴⁷

Figure 3. The Law of Crime Concentration in Large Cities



¹⁴⁶ Braga, A. A., & Schnell, C. (2013). Evaluating place-based policing strategies: Lessons learned from the smart policing initiative in Boston. *Police Quarterly*, 16(3), 339–357. <https://doi.org/10.1177/1098611113497046>

¹⁴⁷ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

Figure 4. The Law of Crime Concentration in Small Cities

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The street segment has been identified as a useful division of a city because it is a sort of “micro-community,” in that a block has certain culture, closeness, norms, activities, boundaries, and historical evolution. These qualities make it “an important theoretical unit in the studying of crime at place”.¹⁴⁹ The “street segment” is two block faces on both sides of a street between two intersections.¹⁵⁰ It is a better micro-unit choice than smaller units, such as addresses, and makes for less complicated data gathering and analysis. Intersections have, on occasion, been used in addition to street segments. “City level gun violence trends are understood best by the analyses of trends at a very small number of micro places, such as street segments and intersections, rather than analyses of trends at larger areal units such as neighborhoods, arbitrarily-defined policing districts, or Census tracts.”¹⁵¹ Knowing this has positively impacted gun violence policing and public policy. The more we learn about the concentration of gun violence, the more we are able to concentrate treatments for gun violence (policing, social services etc.) in those specific areas.¹⁵² What are now referred to generally as “Place-Based Policing” and “Hot Spots Policing” originate from these studies and conclusions.

The natural conclusion from this, with the caveat of having only few small city studies, is that if crime is indeed so concentrated, policing and prevention resources should be similarly geospatially concentrated.¹⁵³ Interventions should

¹⁴⁸ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

¹⁴⁹ Id.

¹⁵⁰ Weisburd, D., Bushway, S., Lum, C., & Yang, S.-M. (2004). Trajectories of crime at places: A longitudinal study of street segments in the city of Seattle*. *Criminology*, 42(2), 283–322. <https://doi.org/10.1111/j.1745-9125.2004.tb00521.x>

¹⁵¹ Braga, A. A., Papachristos, A. V., & Hureau, D. M. (2010). The concentration and stability of gun violence at micro places in Boston, 1980–2008. *Journal of Quantitative Criminology*, 26(1), 33–53. <https://doi.org/10.1007/s10940-009-9082-x>

¹⁵² Weisburd, D., Groff, E. R., & Yang, S.-M. (2014). The importance of both opportunity and social disorganization theory in a future research agenda to advance criminological theory and crime prevention at places. *Journal of Research in Crime and Delinquency*, 51(4), 499–508. <https://doi.org/10.1177/0022427814530404>

¹⁵³ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

focus on very specific location and not larger neighborhoods or “beats”.¹⁵⁴ This conclusion extends beyond criminal justice intervention and applies as well to social interventions that may ameliorate gun violence. The concept of treating city “hot spots” in prevention efforts grows out of the now established fact of crime concentration.

Gun Buyback Programs

Gun buyback programs theoretically decrease the supply of guns in a community. Buyback programs encourage participation by offering cash or gift cards in exchange for weapons voluntarily surrendered and by using a “no questions asked” policy. Several studies have been done on who participates in a gun buyback program once it exists, but less studies have illuminated their effect on overall gun violence. “Additional research is needed to determine effective methods to target individuals who would have the greatest impact on gun violence if they relinquished their weapons.”¹⁵⁵ Less ambiguously, these individuals are *not* relinquishing their guns during gun buybacks, which is why research is needed on *how* to get high-risk individuals to participate.

For example, some characteristics of participants in a Worcester, Massachusetts buyback program from 2009 to 2015 are that 68% had gun safety training and a majority were white males over 55 years old who did not themselves buy the gun. Most commonly, those surveyed inherited the gun they turned in, and there was a strong positive relationship between inheriting a gun and turning it in.¹⁵⁶ This is significantly different than the population of individuals involved in gun violence. In fact, 98% of gun buyback participants were white when just 65% of Worcester’s population is white.^{157,158} This study illustrates that guns are a public health risk and that buybacks take in guns, but it fails to illustrate how buybacks increase public safety by removing guns accessible to individuals at risk of violence. Even they state, “Our program has so far failed to attract significant numbers of young minority community members. Improving upon this is particularly important, given the higher burden of gun violence experienced among minority communities. A recent New York Times review article explored 358 national armed encounters occurring in 2015 where four or more people were killed or wounded. They found that 73% of the victims were black, 72% were males, and the average age was 27.”¹⁵⁹

A study that looks at three cities’ programs (Worcester, MA included) found that more than half of participants (55%) did not purchase the firearm, but acquired it through inheritance, gift, or random find.¹⁶⁰ “The primary goal of gun

¹⁵⁴ Braga, A. A., & Schnell, C. (2013). Evaluating place-based policing strategies: Lessons learned from the smart policing initiative in Boston. *Police Quarterly*, 16(3), 339–357. <https://doi.org/10.1177/1098611113497046>

¹⁵⁵ Violano, P., Driscoll, C., Chaudhary, N. K., Schuster, K. M., Davis, K. A., Borer, E., Winters, J. K., & Hirsh, M. P. (2014). Gun buyback programs: A venue to eliminate unwanted guns in the community. *Journal of Trauma and Acute Care Surgery*, 77(3), S46–S50. <https://doi.org/10.1097/TA.0000000000000319>

¹⁵⁶ Kasper, R. E., Green, J., Damle, R. N., Aidlen, J., Nazarey, P., Manno, M., Borer, E., & Hirsh, M. P. (2017). And the survey said.... Evaluating rationale for participation in gun buybacks as a tool to encourage higher yields. *Journal of Pediatric Surgery*, 52(2), 354–359. <https://doi.org/10.1016/j.jpedsurg.2016.08.009>

¹⁵⁷ Id.

¹⁵⁸ U. S. Census bureau quickfacts: Worcester city, Massachusetts. (n.d.). Retrieved April 19, 2023, from <https://www.census.gov/quickfacts/worcestercitymassachusetts>

¹⁵⁹ Kasper, R. E., Green, J., Damle, R. N., Aidlen, J., Nazarey, P., Manno, M., Borer, E., & Hirsh, M. P. (2017). And the survey said.... Evaluating rationale for participation in gun buybacks as a tool to encourage higher yields. *Journal of Pediatric Surgery*, 52(2), 354–359. <https://doi.org/10.1016/j.jpedsurg.2016.08.009>

¹⁶⁰ Violano, P., Driscoll, C., Chaudhary, N. K., Schuster, K. M., Davis, K. A., Borer, E., Winters, J. K., & Hirsh, M. P. (2014). Gun buyback programs: A venue to eliminate unwanted guns in the community. *Journal of Trauma and Acute Care Surgery*, 77(3), S46–S50. <https://doi.org/10.1097/TA.0000000000000319>

buyback programs is the removal of unwanted firearms from the community,” not necessarily the increase of safety and decrease of gun violence. “To improve the effectiveness of gun buyback programs, it is necessary to understand the demographic that is likely to participate. The majority of participants in our gun buyback program study were white males. Most have additional weapons at home. Participants are more likely to reside in suburban affluent communities than in urban locations, which is similar to other reports.”¹⁶¹ As there has not yet been innovation in how to attract likely perpetrators and likely victims of gun violence to these gun buybacks, and as we know the demography of said population, gun buybacks are not linked causally to less gun violence.

¹⁶¹ Violano, P., Driscoll, C., Chaudhary, N. K., Schuster, K. M., Davis, K. A., Borer, E., Winters, J. K., & Hirsh, M. P. (2014). Gun buyback programs: A venue to eliminate unwanted guns in the community. *Journal of Trauma and Acute Care Surgery*, 77(3), S46–S50. <https://doi.org/10.1097/TA.0000000000000319>

Table 3

Reasons cited for turning in gun(s), 2009–2015.

	N	%
Don't need it	131	48.0
Afraid kids would get it	37	13.55
Safety	21	7.69
Need gift cards	19	6.96
Family member asked	15	5.49
Other	15	5.49
Can't store it	14	5.13
Afraid of guns	9	3.30
Don't know how to use it	6	2.20
Afraid used against me	4	1.47
Bad experience	2	0.73
Total	382	100

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TABLE 2. Reasons Cited for Turning in Firearm: Worcester Gun Buyback Program

	N	%*
Reason*		
Didn't need the firearm	51	47%
Miscellaneous reason**	17	16%
A family member asked you to	15	14%
Concerned that children had access	14	13%
Wanted gift certificates	10	9.2%
Cannot store it properly	7	6.4%
Afraid of the firearm	7	6.4%
Did not answer	7	6.4%
Concerned might be used against you	4	3.7%
No longer being used	3	2.8%
Old gun	2	1.8%

*Participants were able to choose more than one answer, percent adds up to more than 100%.

**Miscellaneous reasons cited for turning in gun: didn't want it, turning in for a friend, too many guns, it would be stolen, gun not accurate, inherited, owner passed.

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Hot Spots Policing

It is a generally known fact that hot spots policing is effective at reducing crime. The effectiveness of hot spots policing bears out in the extensive body of research that includes numerous experimental and quasi-experimental studies.¹⁶⁴

¹⁶² Kasper, R. E., Green, J., Damle, R. N., Aidlen, J., Nazarey, P., Manno, M., Borer, E., & Hirsh, M. P. (2017). And the survey said.... Evaluating rationale for participation in gun buybacks as a tool to encourage higher yields. *Journal of Pediatric Surgery*, 52(2), 354–359. <https://doi.org/10.1016/j.jpedsurg.2016.08.009>

¹⁶³ Violano, P., Driscoll, C., Chaudhary, N. K., Schuster, K. M., Davis, K. A., Borer, E., Winters, J. K., & Hirsh, M. P. (2014). Gun buyback programs: A venue to eliminate unwanted guns in the community. *Journal of Trauma and Acute Care Surgery*, 77(3), S46–S50. <https://doi.org/10.1097/TA.0000000000000319>

¹⁶⁴ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

Braga (2007) stated, “extant evaluation research seems to provide fairly robust evidence that hot spots policing is an effective crime prevention strategy”.¹⁶⁵

Hot spots policing originated out of the widespread acknowledgement that crime, including gun violence, is clustered heavily around very small geospatial units within a city. It is a strategy that focuses prevention resources on specific locations where crime is highly concentrated.¹⁶⁶ It is widely accepted that a very small percentage of units of analysis of place is responsible for a majority of crime incidents.¹⁶⁷ Simply stated, when focused on small units of geography with high rates of crime, police can effectively tackle crime and disorder.¹⁶⁸

Instead of larger units, hot spots policing can adopt a range of responses focused on street segments and intersections. This contrasts with the traditional policing strategy which focuses on individuals.¹⁶⁹ Police records can be analyzed to identify gun violence concentration in such places and how that concentration changes – or is stable – over time.

There is the question of what activities officers should undertake while in these hot spots. Just increasing officer presence at a hot spot has a deterrent effect on crime.¹⁷⁰ In the Minneapolis Hot Spots Patrol Experiment, police were not given specific instructions other than to increase patrol at hot spots. Increased police presence alone had a statistically significant effect on deterring crime.¹⁷¹ The theory of change here is that criminals will note the police presence and be deterred due to the increased cost of offending. Analysis by Koper (1995) concluded that the ideal time spent at each hot spot is 15 minutes. After that interval, police presence has diminished marginal returns. This phenomenon is known as the “Koper curve”.¹⁷² “Survival time” is the amount of time it takes for crime or disorder to happen after an officer has departed. When officers are just present for 15 minutes, survival time increased by 23%.¹⁷³

¹⁶⁵ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

¹⁶⁶ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

¹⁶⁷ Weisburd, D. (2015). The law of crime concentration and the criminology of place*: The law of crime concentration. *Criminology*, 53(2), 133–157. <https://doi.org/10.1111/1745-9125.12070>

¹⁶⁸ Papachristos, A. V., Braga, A. A., & Hureau, D. M. (2012). Social networks and the risk of gunshot injury. *Journal of Urban Health*, 89(6), 992–1003. <https://doi.org/10.1007/s11524-012-9703-9>

¹⁶⁹ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

¹⁷⁰ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

¹⁷¹ Sherman, L. W., & Weisburd, D. (1995). General deterrent effects of police patrol in crime “hot spots”: A randomized, controlled trial. *Justice Quarterly*, 12(4), 625–648. <https://doi.org/10.1080/07418829500096221>

¹⁷² Koper, C. S. (1995). Just enough police presence: Reducing crime and disorderly behavior by optimizing patrol time in crime hot spots. *Justice Quarterly*, 12(4), 649–672. <https://doi.org/10.1080/07418829500096231>

¹⁷³ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

Although mere presence produces crime control benefits, when police undertake tailored and specific interventions at each hot spot, the more effective the program at reducing crime after police depart and in the long-run.¹⁷⁴ The more diverse the intervention strategy at place, the greater deterrence it is shown to have in hot spots. This strategy is known as Problem-Oriented Policing and is described later in this report. Problem-Oriented Policing programs that incorporate these tailored responses produce effect sizes that are more than double those produced by hot spots studies focused only on police presence.

The “question of displacement versus deterrence is crucial to evaluation costs and benefits of the policies but also has implications for understanding criminal incentives and behavior.”¹⁷⁵ The larger body of literature on hot spots policing and displacement concludes that violent crime simply does not displace geospatially to neighboring areas. Displacement is the idea that interventions at a place will cause crime to shift spatially to a neighboring or new area as offenders evaluate risks related to certain areas and relocate. If anything, hot spots policing actually sees a diffusion of crime control *benefits* to neighboring areas.

A large, city-wide study conducted in Bogotá, Colombia is an outlier. It did find displacement of property crimes but found no evidence of displacement for violent crimes. This is significant because, there is something specific about violent crimes (“crimes of passion”) that does not spill over into neighboring areas or other parts of the city. This is consistent with the idea that offenders with sustained motives (like theft) respond strategically to targeted police presence and choose to relocate. Crimes of passion might be easier to deter, given that they target a specific person in a specific place. This suggests that policymakers should consider carefully if the crime patterns in their city can be deterred by place-based hot spots policing.¹⁷⁶ Gun violence is usually a “crime of passion,” not one of convenience, and therefore it is likely that the hot spots policing model would effectively address such crimes.

Displacement that is not nearby or geospatial in nature, however, is understudied and not fully understood. Perhaps there is displacement of the crime type – the specific crime of gun violence does not occur but another type of crime is committed instead.¹⁷⁷ Or, displacement could occur but much farther away, although they did not find this for violent crime in Bogotá.¹⁷⁸

There are three possible counter-effective outcomes of hot spots policing. First, increasing police presence in an area may lead residents to believe crime has increased, thereby producing fear. Out of fear, residents can retreat from the community and the social controls that deter crime can break down.¹⁷⁹ Second, if hot spots policing decreases collective efficacy, it could increase crime over the long run and any short-term crime control gains would be offset. “Collective

¹⁷⁴ Braga, A. A., Turchan, B. S., Papachristos, A. V., & Hureau, D. M. (2019). Hot spots policing and crime reduction: An update of an ongoing systematic review and meta-analysis. *Journal of Experimental Criminology*, 15(3), 289–311. <https://doi.org/10.1007/s11292-019-09372-3>

¹⁷⁵ Blattman, C., Green, D. P., Ortega, D., & Tobón, S. (2021). Place-based interventions at scale: The direct and spillover effects of policing and city services on crime. *Journal of the European Economic Association*, 19(4), 2022–2051. <https://doi.org/10.1093/jeaa/jvab002>

¹⁷⁶ Id.

¹⁷⁷ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

¹⁷⁸ Blattman, C., Green, D. P., Ortega, D., & Tobón, S. (2021). Place-based interventions at scale: The direct and spillover effects of policing and city services on crime. *Journal of the European Economic Association*, 19(4), 2022–2051. <https://doi.org/10.1093/jeaa/jvab002>

¹⁷⁹ Wilson, G. L. K., James Q. (1982, March 1). *Broken windows*. The Atlantic. <https://www.theatlantic.com/magazine/archive/1982/03/broken-windows/304465/>

efficacy” means the ability of a community to operate with common values and regulate behavior within it through strong relationships and mutual trust.¹⁸⁰ Weisburd et al. (2004) found that the “hotter” the spot, the lower the rates of collective efficacy.¹⁸¹ Lastly, a concern of hot spots policing is that it may decrease police legitimacy. To do their job, police need support and cooperation from the public, and their willingness to defer to their authority. If this breaks down, long term, a community could become lawless and even attract crime from elsewhere.¹⁸² Essentially, can simple everyday police methods produce long-term crime reductions at hot spots without deeper structural change to address inequities at the heart of crime?¹⁸³ Each of the above counter-effects could in the long-term offset the short-term gains made from hot spots policing.

While the theories underpinning the potential downsides of hot spots policing are valid, none have been studied to the degree where experts feel confident expressing that they ring true. In particular, there are conflicting studies regarding the impact of hot spots policing on police legitimacy. There is not enough research to make a judgment call on these concerns.¹⁸⁴ The police and criminal justice practitioners must monitor and evaluate their own community’s fear of crime, collective efficacy, and police legitimacy to understand the possible or likely impacts of a hot spots policing program in their city.

In addition to not knowing the full range of hot spots policing effects, we also do not fully understand the impacts of hot spots policing on rural areas or smaller cities.¹⁸⁵ Larger cities are almost always the focus of the literature with few exceptions. One study of San Bernardino County looked at hot spots in a suburban sprawl environment. While lower-activity places may still be “crime hot spots” in smaller jurisdictions, the ability of the police to influence crime at such places may be different. The number of events at each hot spot in San Bernardino County was too small to allow for statistically powerful outcomes. This is likely to be a serious barrier to evaluation in many smaller cities or in rural areas.

One study of Manhattan, Kansas evaluated their Operation Laser Point.¹⁸⁶ In it, the police targeted micro-hot spot locations and instituted regular, daily directed patrol visits, community engagement, and problem solving techniques. Crime decreased after the program began and held fairly steady throughout the program and afterward. Crime also declined in areas outside the hot spots, supporting prior research showing diffusion of crime control benefits. This study

¹⁸⁰ Weisburd, D., Hinkle, J. C., Famega, C., & Ready, J. (2011). The possible “backfire” effects of hot spots policing: An experimental assessment of impacts on legitimacy, fear and collective efficacy. *Journal of Experimental Criminology*, 7(4), 297–320. <https://doi.org/10.1007/s11292-011-9130-z>

¹⁸¹ Weisburd, D., Bushway, S., Lum, C., & Yang, S.-M. (2004). Trajectories of crime at places: A longitudinal study of street segments in the city of Seattle*. *Criminology*, 42(2), 283–322. <https://doi.org/10.1111/j.1745-9125.2004.tb00521.x>

¹⁸² Weisburd, D., Hinkle, J. C., Famega, C., & Ready, J. (2011). The possible “backfire” effects of hot spots policing: An experimental assessment of impacts on legitimacy, fear and collective efficacy. *Journal of Experimental Criminology*, 7(4), 297–320. <https://doi.org/10.1007/s11292-011-9130-z>

¹⁸³ Koper, C. S., Lum, C., Wu, X., & Hegarty, T. (2021). The long-term and system-level impacts of institutionalizing hot spot policing in a small city. *Policing: A Journal of Policy and Practice*, 15(2), 1110–1128. <https://doi.org/10.1093/police/paaa096>

¹⁸⁴ Weisburd, D., & Telep, C. W. (2014). Hot spots policing: What we know and what we need to know. *Journal of Contemporary Criminal Justice*, 30(2), 200–220. <https://doi.org/10.1177/1043986214525083>

¹⁸⁵ Id.

¹⁸⁶ Koper, C. S., Lum, C., Wu, X., & Hegarty, T. (2021). The long-term and system-level impacts of institutionalizing hot spot policing in a small city. *Policing: A Journal of Policy and Practice*, 15(2), 1110–1128. <https://doi.org/10.1093/police/paaa096>

shows that hot spots policing can be effective as a long-term crime control strategy in small cities – positive evidence for suburban areas and in lower crime areas of large cities.¹⁸⁷

Problem Oriented Policing

“Problem-Oriented Policing” or POP was developed by Herman Goldstein as an alternative method to traditional reactive efforts to address chronic problems.¹⁸⁸ It was his view that American policing had fallen ill with “means over ends” syndrome, placing more emphasis in their improvement efforts on organization and operating methods (number of arrests, average response time) than on the substantive outcome of their work”.¹⁸⁹ Essentially, they became so focused on means of policing, like staffing and management, that they were ignoring the things they were meant to solve. POP, he suggested, would refocus police on crime and disorder. This, he believed, would be a paradigm shift that would replace incident-driven, reactive “standard” policing with a model that required police to be proactive.¹⁹⁰

POP emphasizes the analysis of crime trends and root causes of crime in a community. It can be applied in neighborhoods, non-residential areas, or whole cities. This approach requires police to take a proactive stance by closely examining violence trends and customizing interventions for specific issues. While law enforcement plays a significant role in overseeing and participating in POP, non-law enforcement entities such as community organizations, healthcare services, other city departments and municipal actors may also have a part to play in addressing some problems. These non-law enforcement partnerships were key to ameliorating crime and disorder, in Goldstein’s vision of POP. Additionally, POP demands that law enforcement evaluate their strategies and determine whether they have achieved their goals.¹⁹¹ Because of this systematic method, Goldstein emphasized the importance of having personnel trained in research and assessment.¹⁹²

Most traditionally, the S.A.R.A. method (Scanning-Analysis-Response-Assessment) is used when applying POP. Eck and Spelman developed the method in 1987 as a “framework for uncovering complex mechanisms at play in crime problems and for developing tailor-made interventions to address the underlying conditions that cause crime problems”.¹⁹³ “Scanning” involves the identification and prioritization of potential problems that may be causing crime within a jurisdiction. “Analysis” involves an in-depth evaluation of problems using a variety of data sources so the most appropriate response can be developed. This is not just about problem outcomes like traditional policing but concerned with the underlying processes that lead to problems. “Response” is the development and implementation of an intervention tailored to the nature of the problem distilled in the analysis phase. Response searches should be broad,

¹⁸⁷ Koper, C. S., Lum, C., Wu, X., & Hegarty, T. (2021). The long-term and system-level impacts of institutionalizing hot spot policing in a small city. *Policing: A Journal of Policy and Practice*, 15(2), 1110–1128. <https://doi.org/10.1093/police/paaa096>

¹⁸⁸ Goldstein, H. (1979). Improving policing: A problem-oriented approach. *Crime & Delinquency*, 25(2), 236–258. <https://doi.org/10.1177/00112877902500207>

¹⁸⁹ Id.

¹⁹⁰ Id.

¹⁹¹ Eck, J. E., & Spelman, W. (1987). Who ya gonna call? The police as problem-busters. *Crime & Delinquency*, 33(1), 31–52. <https://doi.org/10.1177/001128787033001003>

¹⁹² Hinkle, Joshua C., et al. “Problem-Oriented Policing for Reducing Crime and Disorder: An Updated Systematic Review and Meta-Analysis.” *CrimRxiv*, July 2021. *DOI.org (Crossref)*, <https://doi.org/10.21428/cb6ab371.5277ad69>.

¹⁹³ Eck, J. E., & Spelman, W. (1987). *Problem-solving: Problem-oriented policing in Newport News*. U.S. Dept. of Justice, National Institute of Justice.

involving law enforcement and non-law enforcement methods, other agencies, community groups and members. “Assessment” is the ongoing monitoring and evaluation of the response effect on targeted problem(s). This process is intended lead to continual improvements and refinement in further iterations of the response.¹⁹⁴

The three musts in conducting POP are that problems must be defined specifically, information must be collected from sources outside the department, and agencies must engage in a broad search for solutions. The best solutions tend to involve public and private entities that have a stake in solving the problem. Officers tend to get a more satisfying experience doing POP than traditional police work because they directly observe the results of their work, although it does require additional training and management.¹⁹⁵

Recently, it has been theorized that there are four “types” of crime-involved places that problem solving would benefit – crime sites, convergent settings, comfort spaces, and corrupting spots. Crime sites are those which analysts can identify on a map, through hot spot analysis or observation alone. Convergent settings are public places where people come together. For example, there is a bus depot in Cincinnati, Ohio where buses converge, and this space is a meeting spot for delinquent teenagers. Depending on the circumstances, there may or may not be crime occurring at a convergent setting. Third, comfort spaces are those which are private locations that offenders use for a variety of reasons, from hanging out to storing supplies to surveilling for the presence of law enforcement. Offenders prefer that crimes are not committed in comfort spaces.¹⁹⁶ Lastly, corrupting spots are those that are often businesses that allow for the facilitation of crime. An example is an auto repair shop that takes stolen car parts. Identifying these locations can, according to John Eck, Ph.D. and Lt. Matt Hammer, Ph.D., go a long way in dismantling place systems underlying crime.¹⁹⁷

A meta-analysis of POP suggests a statistically significant average decline (-33.8%) in general crime and disorder in treatment areas as opposed to controls. The analysis did not find significant spatial displacement of crime to other areas, but it did find evidence of some diffusion of crime control *benefits* to neighboring areas.¹⁹⁸ In terms of cost-effectiveness, crime “crackdowns”, or person-based programs where services have to be continually delivered, are less effective at lasting crime decline than programs where lasting change is instituted. The former sees deterrent effects erode when a program ends.¹⁹⁹

The greatest deterrence results are found when police combine hot spots policing with POP (situational prevention strategies). Disrupting situational dynamics that are catalysts to gun violence increases the necessary risk or effort in offending, or reduces attractiveness of possible victims. These interventions can range from an officer patrolling the block or city services creating green space or installing better street lighting. Razing abandoned buildings and cleaning

¹⁹⁴ Chief Eliot Isaac, Lt. Matthew Hammer M.S., Blake Christenson M.A., & Dr. Tamara D. Madensen. (2017). *P.I.V.O.T. Place Based Investigations of Violent Offender Territories* (Herman Goldstein Award Submission). Cincinnati Police Department.

¹⁹⁵ Eck, J. E., & Spelman, W. (1987). Who ya gonna call? The police as problem-busters. *Crime & Delinquency*, 33(1), 31–52. <https://doi.org/10.1177/001128787033001003>

¹⁹⁶ Eck, J. (2023, March 24). *Professor of Criminal Justice at the University of Cincinnati* [Zoom].

¹⁹⁷ Chief Eliot Isaac, Lt. Matthew Hammer M.S., Blake Christenson M.A., & Dr. Tamara D. Madensen. (2017). *P.I.V.O.T. Place Based Investigations of Violent Offender Territories* (Herman Goldstein Award Submission). Cincinnati Police Department.

¹⁹⁸ Hinkle, Joshua C., et al. “Problem-Oriented Policing for Reducing Crime and Disorder: An Updated Systematic Review and Meta-Analysis.” *CrimRxiv*, July 2021. *DOI.org (Crossref)*, <https://doi.org/10.21428/cb6ab371.5277ad69>.

¹⁹⁹ Id.

up graffiti are also common implementations of POP in hot spots. Despite this, POP often addresses non-geographic crime concentration – repeat offenders, repeat victims, hot products etc. While POP can be a type of Hot Spots Policing, many hot spots programs do not use the systematic approach of POP, which itself does not favor any particular intervention.²⁰⁰

Potential pitfalls to POP implementation are similar to those for hot spot policing: increased fear of crime, and decreased collective efficacy and police legitimacy.

Social Network Analysis as it Relates to Gun Violence

The epidemiological approach to behavior promises community leaders a better way to prevent gun violence – through Social Network Analysis (SNA) and identification of individuals vulnerable to perpetration and victimization.²⁰¹ A social network is a bounded number of social actors connected by various relationships (“ties”) – family, friendship, schooling, neighborhood, sexual relationships, etc.²⁰². Theoretically, SNA refers to the statistical analysis of how actors, usually people, are connected and influence each other’s thoughts, feelings, and actions.^{203,204} “As with other important health problems, most cases of firearm violence arise from large but low-risk subsets of the population”.²⁰⁵

Like many health phenomena, gun violence has been widely studied as a social contagion, in that it has been shown repeatedly to diffuse in a population, transmitted from person to person through social interaction.²⁰⁶ This means that individuals that have been exposed to gun violence, or exposed to individuals that have been perpetrators or victims of gun violence, have greater risk of victimization or perpetration when compared to those that have not.²⁰⁷ A study of homicides in Newark, NJ found that homicides were “not random but...moved [by a] similar process to an infectious disease, with firearms and gangs operating as infectious agents”.²⁰⁸ Direct exposure has a larger positive relationship to involvement with gun violence, although even small amounts of exposure can increase the likelihood of future victimization.²⁰⁹ One study of nonfatal gunshot victim social networks determined that a 1% increase in exposure to

²⁰⁰ Hinkle, Joshua C., et al. “Problem-Oriented Policing for Reducing Crime and Disorder: An Updated Systematic Review and Meta-Analysis.” *CrimRxiv*, July 2021. *DOI.org (Crossref)*, <https://doi.org/10.21428/cb6ab371.5277ad69>.

²⁰¹ McGee, Zina T., et al. “A Multivariate Analysis of Gun Violence among Urban Youth: The Impact of Direct Victimization, Indirect Victimization, and Victimization among Peers.” *Cogent Social Sciences*, edited by Jamie Halsall, vol. 3, no. 1, Jan. 2017, p. 1328772. *DOI.org (Crossref)*, <https://doi.org/10.1080/23311886.2017.1328772>.

²⁰² Wasserman, Stanley, and Katherine Faust. *Social Network Analysis: Methods and Applications*. Cambridge University Press, 1994.

²⁰³ Id.

²⁰⁴ Papachristos, Andrew V., et al. “Social Networks and the Risk of Gunshot Injury.” *Journal of Urban Health*, vol. 89, no. 6, Dec. 2012, pp. 992–1003. *DOI.org (Crossref)*, <https://doi.org/10.1007/s11524-012-9703-9>.

²⁰⁵ Wintemute, Garen J. “The Epidemiology of Firearm Violence in the Twenty-First Century United States.” *Annual Review of Public Health*, vol. 36, no. 1, Mar. 2015, pp. 5–19. *DOI.org (Crossref)*, <https://doi.org/10.1146/annurev-publhealth-031914-122535>.

²⁰⁶ Kadushin, Charles. *Understanding Social Networks: Theories, Concepts, and Findings*. Oxford University Press, 2012.

²⁰⁷ Tracy, Melissa, et al. “The Transmission of Gun and Other Weapon-Involved Violence Within Social Networks.” *Epidemiologic Reviews*, Jan. 2016, p. mxv009. *DOI.org (Crossref)*, <https://doi.org/10.1093/epirev/mxv009>.

²⁰⁸ Zeoli, April M., et al. “Homicide as Infectious Disease: Using Public Health Methods to Investigate the Diffusion of Homicide.” *Justice Quarterly*, vol. 31, no. 3, May 2014, pp. 609–32. *DOI.org (Crossref)*, <https://doi.org/10.1080/07418825.2012.732100>.

²⁰⁹ McGee, Zina T., et al. “A Multivariate Analysis of Gun Violence among Urban Youth: The Impact of Direct Victimization, Indirect Victimization, and Victimization among Peers.” *Cogent Social Sciences*, edited by Jamie Halsall, vol. 3, no. 1, Jan. 2017, p. 1328772. *DOI.org (Crossref)*, <https://doi.org/10.1080/23311886.2017.1328772>.

gunshot victims in one's immediate network increases the odds of becoming a victim by 1.1%. It also found that 10 percent exposure to victims at distances ≤ 2 ties increases the odds of gunshot victimization by 27.0 percent, and 25 percent exposure to victims increases the odds by 81.6 percent.²¹⁰

While gun violence may seem random, studying the social network underlying it can shed light on just how connected exposure is to future perpetration or future victimization. For example, we know from empirical and anecdotal data that young minority males are the most likely victims of gunshot injuries. Homicide risk is concentrated to a remarkable degree among Black males over the life course. At ages 20 to 29 in 2012, the firearm homicide rate for Black males was at least five times higher than that for Hispanic males and at least 20 times that for White males.²¹¹

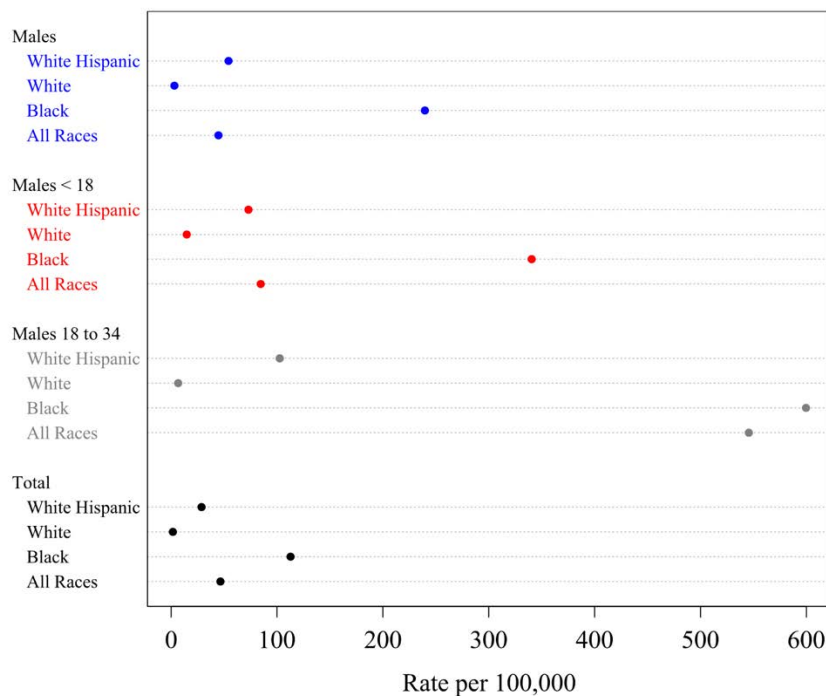


Fig. 2. Rates of nonfatal gunshot victimization in Chicago, 2006–2012.

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But, we cannot know why, between two young men with identical risk factors, one ends up victimized and one does not. “Defining the at-risk population as including young, minority males living in disadvantaged neighborhoods is not refined enough to capture the extreme concentration of gun violence in urban environments. Urban gun violence trends may be best understood as generated by a very small number of high-risk individuals who participate in high-risk social networks

²¹⁰ Papachristos, Andrew V., et al. “Tragic, but Not Random: The Social Contagion of Nonfatal Gunshot Injuries.” *Social Science & Medicine*, vol. 125, Jan. 2015, pp. 139–50. DOI.org (Crossref), <https://doi.org/10.1016/j.socscimed.2014.01.056>.

²¹¹ Wintemute, G. J. (2015). The epidemiology of firearm violence in the twenty-first century United States. *Annual Review of Public Health*, 36(1), 5–19. <https://doi.org/10.1146/annurev-publhealth-031914-122535>

²¹² Papachristos, Andrew V., et al. “Tragic, but Not Random: The Social Contagion of Nonfatal Gunshot Injuries.” *Social Science & Medicine*, vol. 125, Jan. 2015, pp. 139–50. DOI.org (Crossref), <https://doi.org/10.1016/j.socscimed.2014.01.056>.

and perpetrate their shootings at a very small number of high-risk micro places”.²¹³ This is where social network analysis, rather than examining neighborhoods or census tracts, can be useful in identifying at-risk individuals. SNA theorists claim that violence prevention efforts accounting for social contagion, in addition to demographics, have the potential to prevent more shootings than efforts that focus only on demographics.²¹⁴

Many studies on gun violence networks show that while all victims are in one very large and possibly additional smaller networks, gun violence is even more concentrated *within* networks. Only with SNA can we more precisely predict an individual’s risk within a certain network. One study of Boston shootings found that 85% of all gunshot injuries in a sample occurred within just one social network and that the closer one is to a gunshot victim (in number of ties), the greater the probability of one’s own victimization.²¹⁵ In the Newark, NJ study mentioned above, one third of all fatal and nonfatal shootings occurred in a network of less than 4% of the city’s population. This phenomenon has tremendous implications for public policy interventions aimed at reducing gun violence. If gun violence is affecting one very small subset of a larger network, police, along with city departments and social service organizations can most efficiently target those individuals for maximum violence prevention.

Gangs and Gang Membership

It has been widely studied and concluded that membership in a gang is highly associated with violent victimization.²¹⁶ Social Network Analysis (SNA) can provide mathematical understanding of gang-related networks and violent involvement in crime. Violence, specifically gun violence, can spread within co-offending networks from gang members to non-gang members.²¹⁷ A co-offending network is a network of individuals who have committed crimes together in the past, regardless of gang status. Some offenders in these networks are gang members and some are not, as not all criminal associates of gang members are necessarily in gangs.²¹⁸ Co-offending networks have been well documented in criminology as a base for the sociological processes underpinning crime and violence.²¹⁹ Co-offending as a mechanism to study gunshot violence has been used several times to understand the effect of past history of violent crime (or gang membership) on future risk of violent crime.

²¹³ Braga, Anthony A., et al. “The Concentration and Stability of Gun Violence at Micro Places in Boston, 1980–2008.” *Journal of Quantitative Criminology*, vol. 26, no. 1, Mar. 2010, pp. 33–53. DOI.org (Crossref), <https://doi.org/10.1007/s10940-009-9082-x>.

²¹⁴ Green, B., Horel, T., & Papachristos, A. V. (2017). Modeling contagion through social networks to explain and predict gunshot violence in Chicago, 2006 to 2014. *JAMA Internal Medicine*, 177(3), 326. <https://doi.org/10.1001/jamainternmed.2016.8245>

²¹⁵ Papachristos, Andrew V., et al. “Social Networks and the Risk of Gunshot Injury.” *Journal of Urban Health*, vol. 89, no. 6, Dec. 2012, pp. 992–1003. DOI.org (Crossref), <https://doi.org/10.1007/s11524-012-9703-9>.

²¹⁶ Decker, S. H., Pyrooz, D. C., & Moule, R. K. (2014). Disengagement from gangs as role transitions. *Journal of Research on Adolescence*, 24(2), 268–283. <https://doi.org/10.1111/jora.12074>

²¹⁷ Papachristos, A. V., Braga, A. A., Piza, E., & Grossman, L. S. (2015). The company you keep? The spillover effects of gang membership on individual gunshot victimization in a co-offending network: gang membership, networks, & victimization. *Criminology*, 53(4), 624–649. <https://doi.org/10.1111/1745-9125.12091>

²¹⁸ Id.

²¹⁹ Warr, M. (2002). *Companions in crime: The social aspects of criminal conduct*. Cambridge University Press.

One co-offender network study of gang members in Newark, NJ found that gang membership increases the odds of gunshot victimization by 344%.²²⁰ That study also concluded that one or more ties to a gang member, or the closer in proximity to a gang member (even when not direct) within the co-offending network significantly increases the probability that one will experience fatal or non-fatal gunshot victimization.²²¹ Almost one third of all fatal or non-fatal shootings occurred in a network comprised of less than 4% of the city's population. If a subset of a city's gun violence is gang related, it is clear that performing SNA and locating individuals most at risk for intervention would be an effective and logical step toward reducing gun violence.

Domestic Violence and Firearm Accessibility

Nicholas Kristoff with the New York Times writes that we already bar felons from owning guns, and we should go a step further and bar violent misdemeanor offenders from possessing guns.²²² California has taken this step. In California, there is a domestic violence misdemeanor firearm prohibition, required firearm relinquishment for domestic violence misdemeanors, and required reporting of domestic violence misdemeanors to national databases.

Stalking, domestic violence, and alcohol abuse are particular warning signs of future violence. A study on femicide in intimate partner relationships states that “an abusive partner’s access to a firearm is a serious threat to victims of domestic violence, making it five times more likely that [they] will be killed”.²²³ States that bar those subject to active domestic violence restraining orders from accessing guns have seen a 13% reduction in intimate partner homicides involving firearms.²²⁴ Removal of guns from domestic violence offenders is one of the most frequently used and effective strategies *as rated by local police* throughout the country.²²⁵

Those who have been an abuse victim of an intimate partner need intervention to “prevent further escalation of violence. Healthcare practitioners should question individuals not only about domestic violence but also about abusers’ access to a gun and should provide appropriate referrals to services and information regarding serious risk in such

²²⁰ Papachristos, A. V., Braga, A. A., Piza, E., & Grossman, L. S. (2015). The company you keep? The spillover effects of gang membership on individual gunshot victimization in a co-offending network: gang membership, networks, & victimization. *Criminology*, 53(4), 624–649. <https://doi.org/10.1111/1745-9125.12091>

²²¹ Id.

²²² Kristof, N. (2023, January 24). Opinion | a smarter way to reduce gun deaths. *The New York Times*. <https://www.nytimes.com/2023/01/24/opinion/gun-death-health.html>

²²³ Campbell, J. C., Webster, D., Koziol-McLain, J., Block, C., Campbell, D., Curry, M. A., Gary, F., Glass, N., McFarlane, J., Sachs, C., Sharps, P., Ulrich, Y., Wilt, S. A., Manganello, J., Xu, X., Schollenberger, J., Frye, V., & Laughon, K. (2003). Risk factors for femicide in abusive relationships: Results from a multisite case control study. *American Journal of Public Health*, 93(7), 1089–1097. <https://doi.org/10.2105/AJPH.93.7.1089>

²²⁴ Zeoli, A. M., McCourt, A., Buggs, S., Frattaroli, S., Lilley, D., & Webster, D. W. (2018). Retracted: Analysis of the strength of legal firearms restrictions for perpetrators of domestic violence and their associations with intimate partner homicide. *American Journal of Epidemiology*, 187(7), 1449–1455. <https://doi.org/10.1093/aje/kwx362>

²²⁵ Koper, C. S., Woods, D. J., & Kubu, B. E. (2013). Gun violence prevention practices among local police in the United States. *Policing: An International Journal of Police Strategies & Management*, 36(3), 577–603. <https://doi.org/10.1108/PIJPSM-06-2012-0052>

situations.^{226, 227} The most important thing clinicians can do is inform a victim of domestic violence that Extreme Risk Protection Orders exist.

Police can only act on active restraining orders and Extreme Risk Protection Orders, so direction should be given to victims on how to obtain one. An Extreme Risk Protection Order (ERPO) is a civil order that temporarily prohibits individuals who pose a danger to themselves or others from purchasing and possessing firearms. In California, law enforcement or clinicians, a family or household member, employers, co-workers, and employees and teachers at secondary and post-secondary schools can petition for an individual to be under an ERPO.²²⁸ In California, these laws can also apply to dating partners (not true in every state).

There is both objective and anecdotal evidence that these actions work when they happen and do reduce violence.

Hospital Based Violence Intervention Programs (HVIPs)

The rationale for a Hospital-Based Violence Intervention Program is a public health one. Their goal is to improve the pre-existing social determinants of health (such as poverty, a low level of education, and substance abuse) that may have led to violent victimization and, in doing so, prevent reinjury.²²⁹ One of the strongest predictors of future injury is past injury, and victims of violent injury are more than twice as likely to die a violent death compared to matched control subjects.^{79, 230} Gunshot victims or victims of violent assault are almost always taken to trauma I hospitals. The window after an injury is considered a valuable time for intervention, while that patient is still being treated in the hospital. It has really been just over the last 20 years that these programs have emerged to take advantage of that time to break the cycle of violence.²³¹

Hospital-Based Violence Intervention Programs identify violently injured patients and intervene at their bedside immediately following a violent victimization injury. Typically, the hospital assigns patients a case manager or social worker who evaluates patients based on the patient's perception of their own psychosocial, emotional, or financial needs and connects them with providers in the community that are capable of addressing those needs. Various models tend to emphasize that case workers need to be culturally competent and it is beneficial if they come from similar environments as patients.

²²⁶ Tracy, M., Braga, A. A., & Papachristos, A. V. (2016). The transmission of gun and other weapon-involved violence within social networks. *Epidemiologic Reviews*, mxv009. <https://doi.org/10.1093/epirev/mxv009>

²²⁷ Campbell, J. C., Webster, D., Koziol-McLain, J., Block, C., Campbell, D., Curry, M. A., Gary, F., Glass, N., McFarlane, J., Sachs, C., Sharps, P., Ulrich, Y., Wilt, S. A., Manganello, J., Xu, X., Schollenberger, J., Frye, V., & Laughon, K. (2003). Risk factors for femicide in abusive relationships: Results from a multisite case control study. *American Journal of Public Health*, 93(7), 1089–1097. <https://doi.org/10.2105/AJPH.93.7.1089>

²²⁸ *California code, penal code—Pen § 18100*. (n.d.). Findlaw. Retrieved March 27, 2023, from <https://codes.findlaw.com/ca/penal-code/pen-sect-18100/>

²²⁹ Gorman, E., Coles, Z., Baker, N., Tufariello, A., Edemba, D., Ordonez, M., Walling, P., Livingston, D. H., & Bonne, S. (2022). Beyond recidivism: Hospital-based violence intervention and early health and social outcomes. *Journal of the American College of Surgeons*, 235(6), 927–939. <https://doi.org/10.1097/XCS.000000000000409>

²³⁰ Juillard, C., Cooperman, L., Allen, I., Pirracchio, R., Henderson, T., Marquez, R., Orellana, J., Texada, M., & Dicker, R. A. (2016). A decade of hospital-based violence intervention: Benefits and shortcomings. *Journal of Trauma and Acute Care Surgery*, 81(6), 1156–1161. <https://doi.org/10.1097/TA.0000000000001261>

²³¹ Id.

Zuckerberg San Francisco General Hospital is the only Trauma I facility serving the whole city and county of San Francisco. Since 2005 the Wraparound Program has been implemented as its HVIP. They offer enrollment in the program to all victims of intentional injuries that are between 10-35 years old that they determine via a screening process to be at high-risk of reinjury. The victim must also be injured or live in San Francisco. Notably, patients excluded are those whose injuries are a result of domestic violence or child abuse, or if self-inflicted. Patients must consent to participation and then an initial intake and needs assessment is done. The program provides up to one year of intensive case management including mentorship, advocacy, and services from community providers. There are challenges in evaluating this program because bias is introduced by self-selection (which would likely decrease the rate of reinjury) and the fact that only patients screened to be high-risk are selected (which would likely increase the rate of reinjury). However, the injury recidivism rate decreased from 8.4% to 4.9% after its institution at Zuckerberg in 2006. A study of the Violence Intervention Advocacy Program at Boston Medical Center similarly finds that it effectively serves the population choosing the program.²³² The HVIP at University Hospital in Newark, New Jersey has also been studied and found achieve patient-stated short-term health and social goals in half of its enrollees during 2020.²³³

“Recidivism has been used as an outcome measure of HVIPs for several years. Although it adds a layer of complexity, its measurement has been linked to the cost–benefit ratio for hospitals and communities to use in obtaining grant funding and convincing administrators of the utility of HVIPs.”²³⁴

In Alameda County, a CBO program called Caught in the Crossfire does hospital bed interventions similar to the Wraparound Program but, it is not directly managed by hospitals; they rely on hospital buy-in.²³⁵ Their stated goals are to convince the victims, their friends, and their family not to retaliate, to reduce hostilities, and provide victims pathways to a safer life.²³⁶

Focused Deterrence (Custom Notifications)

The theory of change in focused deterrence is that violence can be prevented if individuals believe that the costs of violence outweigh its potential benefits.²³⁷ The strategy identifies those most at risk of becoming a perpetrator of gun violence and delivers a “hard” message – that violence will not be tolerated and any of it will be met with swift arrests and criminal justice consequences. There is also the “soft” message delivery, that the police and (usually a CBO) are here to help connect the individual with resources that they can then leverage to transition away from violence.

Historically, custom notifications were delivered as part of a larger “call-in”, where group members are all called to the same place and a message is communicated that “affected communities want the violence to stop, there is help available to group members who want it, and meaningful legal consequences will follow if the violence does not stop.”

²³² Pino, E. C., Fontin, F., James, T. L., & Dugan, E. (2021). Boston violence intervention advocacy program: Challenges and opportunities for client engagement and goal achievement. *Academic Emergency Medicine*, 28(3), 281–291. <https://doi.org/10.1111/acem.14162>

²³³ Gorman, E., Coles, Z., Baker, N., Tufariello, A., Edemba, D., Ordenez, M., Walling, P., Livingston, D. H., & Bonne, S. (2022). Beyond recidivism: Hospital-based violence intervention and early health and social outcomes. *Journal of the American College of Surgeons*, 235(6), 927–939. <https://doi.org/10.1097/XCS.0000000000000409>

²³⁴ Id.

²³⁵ *Intervention*. (n.d.). Youth ALIVE! Retrieved March 28, 2023, from <https://www.youthalive.org/caught-in-the-crossfire/>

²³⁶ Id.

²³⁷ Braga, A. A. (2008). Pulling levers focused deterrence strategies and the prevention of gun homicide. *Journal of Criminal Justice*, 36(4), 332–343. <https://doi.org/10.1016/j.jcrimjus.2008.06.009>

These, however, assume group violence is at a certain height and also require a large amount of pre-work to be done to gather the right people and communicate the messages tailored to the full group as well as to the individuals. Therefore, they are not tactical because it is not possible to get one together to prevent violence likely to occur within a day or two.

Instead, it has been valuable instead to focus just on individuals in their homes with appropriate personnel, such as probation, parole, and police officers, as well as community voices and positive “influentials” such as family members. Custom notifications have many advantages on their own. They can be delivered to anyone, regardless of whether they are on parole, probation, or in a larger group. They can be delivered to a smaller number of impact players, who often are not under court supervision and cannot be mandated to attend a call-in. They are flexible and implemented with short notice and can be delivered by law enforcement alone, community figures alone, or a combination. They can incorporate an “influential”, someone close to the individual who represents a consistent, positive influence.

Incorporating influentials as partners with community members, law enforcement, and social service providers gives a strong message about making good choices and the consequences of violence. They are powerful tools for interrupting gang “beefs”, heading off retaliation after a violent event, calming down outbreaks of violence and bolstering the core gun violence program. They can incorporate highly specific information meaningful to the person being notified, such as the help they personally may need or particular legal vulnerabilities they face if they continue offending. These messages can be delivered to parolees or probationers as they prepare to reenter society.²³⁸ Lastly, custom notifications can create spillover violence reduction effects on group members who are socially tied to others engaged in violence, so you reach more than just those individuals that were selected for direct contact. This is especially true if Social Network Analysis is used to identify them.

It is emphasized in the literature that partnering with a CBO, such as California Partnership for Safe Communities, is ideal. A social service provider, community group, faith-based organization, or street outreach worker can increase the credibility of law enforcement and connect more genuinely with the individual. Mobilizing such organizations is critical so that the “soft” message is extended, and the individual feels cared about, related to, and that someone wants to help them. They can deliver antiviolence messages on their own or alongside law enforcement. In Cincinnati, community representatives take the lead in the notification process, speaking to impact players on their own before police, social services, and street outreach workers visit. Street outreach workers often have history of being group-involved or incarcerated and can be able to reach impact players not easily located by law enforcement. Their personal histories better able them to relate to impact players on the falsehood of the street code and what the street code has cost them.

Street Outreach Teams/Violence Interrupters

“Street Outreach organizations do a lot more for public safety than just trying to stop gun violence: they are anchoring institutions for neighborhood safety and well-being, dealing with issues related to housing, mental health, education, and justice.”²³⁹ Street Outreach Workers are credible messengers, often formerly incarcerated or have been involved in or affected by violence in the past, that help identify violence and interrupt or mediate it in real time. They have inroads

²³⁸ A New York initiative replicates the work of Chicago’s Project Safe Neighborhoods (PSN), which achieved large violence reductions selecting districts through delivery of individualized messages to parolees about legal exposure and services available. Chicago districts participating in PSN communication saw a 37% reduction in homicide and a 30% decrease in recidivism among notified offenders.

²³⁹ *Op-ed: What we know (And don’t know) about street outreach and gun violence prevention.* (2021, October 25). Chicago Tribune. <https://www.chicagotribune.com/opinion/commentary/ct-opinion-chicago-gun-violence-street-outreach-20211025-6pylamxs5jzjhyya3x3nb3eya-story.html>

to vulnerable groups that police do not, act as a conduit between group members and other participants in a city's violence reduction program, and help people make the transition away from street violence.

The overall theory of change is a public health one – that violence is like a contagious disease and its spread can be interrupted.²⁴⁰ Operating beneath this strategy is the aim to increasing informal social controls – or fortifying a community's collective norms and standards of conduct and encouraging community members to uphold them. When done well it “marries the goal of strengthening a community's moral voice against violence with the imperative to offer help to its highest risk population. It also lends itself to concrete violence interventions, such as controlling rumors during moments of conflict, calming people down to defuse potential retaliation, and mentoring people at high risk of hurting someone or being hurt”.²⁴¹

“Safe Streets” in Baltimore, Maryland, and “Ceasefire” in Chicago, Illinois both used the same model and showed statistically significant decreases in the overall level of violence in treatment areas. Unfortunately, this is not a consistent outcome. While many programs do reflect the essential nature of credible messengers and violence interruption, others have either null or negative results. Often, those that have negative effects are programs that stand alone, not within broader violence reduction programs. It is also not useful to work with gangs *as gangs* – as that gives them recognition and can even increase gang cohesion. Also, programs that prioritize job or educational outcomes but don't focus primarily on street violence do not achieve their stated goal to reduce it. Even where street work has been successful and demonstrated positive effects, it has been too limited in scope and impact to reduce overall levels of violence in a city.²⁴²

Many street outreach programs do not work or communicate with law enforcement or other entities with the same goals. While they may have principled reasons for this, it undermines the interagency partnership that has been the “hallmark of effective violence interventions”. Understandably, Street Outreach workers can be wary of police – it could threaten their credibility with the population they serve and need access to. Cities have ameliorated much of this by working with street workers to establish clear boundaries and clear times when they do work in tandem. Both police and street workers establish protocols in advance of their work, about how and under what conditions they will collaborate, what information they will share, and how they will address the public concern about their working together. Street workers protect the names of people they work with and do not share information with police or help them build and solve cases. Both sides need training on these protocols to maintain accountability and partnership.²⁴³ The “triangle protocol” in Los Angeles establishes the city violence reduction initiative as a partner to the LAPD and their streetwork agencies, linking victims with services, brokering peace, and communicating with police about incidents. New York City has a similar organization with the Mayor's Office to Prevent Gun Violence, working in tandem with streetworkers and the NYPD. Recent Evaluation has shown this structure to be highly effective in preventing retaliatory shootings.²⁴⁴

²⁴⁰ Butts, J. A., Roman, C. G., Bostwick, L., & Porter, J. R. (2015). Cure violence: A public health model to reduce gun violence. *Annual Review of Public Health*, 36(1), 39–53. <https://doi.org/10.1146/annurev-publhealth-031914-122509>

²⁴¹ Considering the place of streetwork in violence interventions. (n.d.). *National Network for Safe Communities (NNSC)*. Retrieved March 31, 2023, from <https://nnscommunities.org/guides/considering-the-place-of-streetwork-in-violence-interventions/>

²⁴² Id.

²⁴³ Id.

²⁴⁴ Id.

Andrew Papachristos, Ph.D. describes a pilot project where twice a week he and partners sit down and do network analysis *with* the outreach staff. He says that data is starting to be brought to outreach. “We do know,” he says, “that when police and outreach are doing their jobs right they’re actually working with the same people.” Including street outreach in shooting reviews where mapping is done has shown to be beneficial in Boston and Oakland.

Operation Peacekeeper in Stockton, California exemplifies these best practices when it comes to streetwork. At one time, they used to walk a neighborhood with the police after a shooting to offer care and services. They observed that this compromised their capital with the community and the Peacekeepers ended that with support from the police. Nevertheless, the two organizations still successfully navigate violence prevention in partnership and produce public safety. The Stockton Police Department does not expect or want information from Peacekeepers and believes that their clients need to be protected to preserve Peacekeepers’ legitimacy. After gun violence, Peacekeepers’ priority is stopping further violence or retaliation. They offer services and support but do not enter active crime scenes. Peacekeepers and police collaborate on “shooting reviews” to track recent violence and prevent new violence. Information is unidirectional, flowing only and carefully from police to streetworkers so they can focus on those most at risk. Sometimes, Stockton streetworkers accompany police to deliver in-person messages known as “custom notifications” to people with the highest risk of gun violence involvement. The process has been developed to warn high-risk individuals that violence will not be tolerated and to offer community resources to support them and keep them safe. Oakland, California also does this as part of their gun violence reduction work.²⁴⁵

Chicago CRED is a Street Outreach initiative that incorporates life skills training, as well as educational and employment programming.²⁴⁶ Early evidence suggests that street outreach reduces gun violence or at least saves the lives of participants. 18 months after beginning the program, participants in the Chicago CRED and similar programs have victimization rates 50% lower than non-participants. 63% of CRED participants that did not have a high school diploma prior to the program received one while in the program. Participants were 79% less likely to be arrested for shootings and homicides.²⁴⁷

Chicago CRED, despite its success and more than 250 active employees on the street, hasn’t decreased the overall level of gun violence. At its scale in Chicago, for every participant in the program there are 20 more in the same neighborhood lacking equal services. Also, violence is entrenched in societies beyond the individual and their ties to others and violent situations. Although not a panacea, Dr. Papachristos of Northwestern University says that Street Outreach is a necessary component for any city looking to adopt a multi-pronged violence prevention program, but any program that doesn’t consider the full neighborhood context will fall short.²⁴⁸

In Oakland, YouthALIVE!, the same CBO that does Hospital-Based Violence Prevention, does violence interruption.²⁴⁹

²⁴⁵ Considering the place of streetwork in violence interventions. (n.d.). *National Network for Safe Communities (NNSC)*. Retrieved March 31, 2023, from <https://nnscommunities.org/guides/considering-the-place-of-streetwork-in-violence-interventions/>

²⁴⁶ *A nonprofit for reducing gun violence in chicago*. (n.d.). Chicago CRED. Retrieved May 7, 2023, from <https://www.chicagocred.org/>

²⁴⁷ *A nonprofit for reducing gun violence in chicago*. (n.d.). Chicago CRED. Retrieved May 7, 2023, from <https://www.chicagocred.org/>

²⁴⁸ *Op-ed: What we know (And don’t know) about street outreach and gun violence prevention*. (2021, October 25). Chicago Tribune. <https://www.chicagotribune.com/opinion/commentary/ct-opinion-chicago-gun-violence-street-outreach-20211025-6pylamxs5jzjhyya3x3nb3eya-story.html>

²⁴⁹ *Intervention*. (n.d.). Youth ALIVE! Retrieved March 28, 2023, from <https://www.youthalive.org/caught-in-the-crossfire/>

Root Causes of Gun Violence

Contrary to popular thought, mental illness is not a primary contributor to interpersonal firearm violence.^{250,251} Access to firearms and firearm ownership remain the most potent determinants of an individual's likelihood to engage in any type of gun violence.²⁵² Other predictors for future gun violence involvement are prior history of violence (especially domestic violence²⁵³) and substance abuse. The leading cause of death for teenagers and young adults is firearm violence, and homicide risk is extremely concentrated among Black males regardless of age, although it does diminish in later years.²⁵⁴ The next most at-risk subset is Hispanic males, but the rate for Black men remains five times higher than for Hispanic men and 20 times higher than for white men.²⁵⁵ The most common environment for gun violence is minority and economically disadvantaged neighborhoods. However, SNA reveals that the vast majority of Black and Hispanic men in these neighborhoods do *not* become victims or perpetrators, but rather the phenomenon is highly concentrated among people within a much larger network that includes, but is not limited to, that neighborhood.²⁵⁶

The Educational Fund to Stop Gun Violence (EFSGV) released a report in 2020 citing seven central root causes to gun violence – income inequality, poverty, underfunded public housing, under-resourced public services, underperforming schools, lack of opportunity and perception of hopelessness, and easy access to firearms by high-risk people.²⁵⁷ Notably, only the last of these is something that police have any direct power over, and that power has been expressly curbed by the Fifth U.S. Circuit Court of Appeals in three states.²⁵⁸ However, California officials remain able to confiscate firearms from domestic abusers unless that ruling is appealed and upheld by the U.S. Supreme Court. The remainder of these root causes must be the jurisdiction of community-based organizations and a long term partnership with their municipalities or counties. A police department could, however, lead the way for these partnerships.

²⁵⁰ Swanson, Jeffrey W., et al. "Mental Illness and Reduction of Gun Violence and Suicide: Bringing Epidemiologic Research to Policy." *Annals of Epidemiology*, vol. 25, no. 5, May 2015, pp. 366–76. DOI.org (Crossref), <https://doi.org/10.1016/j.annepidem.2014.03.004>.

²⁵¹ Wintemute, Garen J. "The Epidemiology of Firearm Violence in the Twenty-First Century United States." *Annual Review of Public Health*, vol. 36, no. 1, Mar. 2015, pp. 5–19. DOI.org (Crossref), <https://doi.org/10.1146/annurev-publhealth-031914-122535>.

²⁵² Id.

²⁵³ The presence of a gun in a domestic violence situation increases the risk of homicide by 500%. A study of women in 67 California domestic violence shelters found that abusive intimate partners used handguns to harm, threaten, or scare 32.1% of study participants; long guns were used to harm, threaten, or scare 15.9% of participants. 39.1% reported that the abusive intimate partner owned a firearm during the relationship, almost twice the rate of gun ownership in California. Of participants in gun-owning households, 64.5% said a gun had been used against them. (National Coalition Against Domestic Violence)

²⁵⁴ Wintemute, Garen J. "The Epidemiology of Firearm Violence in the Twenty-First Century United States." *Annual Review of Public Health*, vol. 36, no. 1, Mar. 2015, pp. 5–19. DOI.org (Crossref), <https://doi.org/10.1146/annurev-publhealth-031914-122535>.

²⁵⁵ Id.

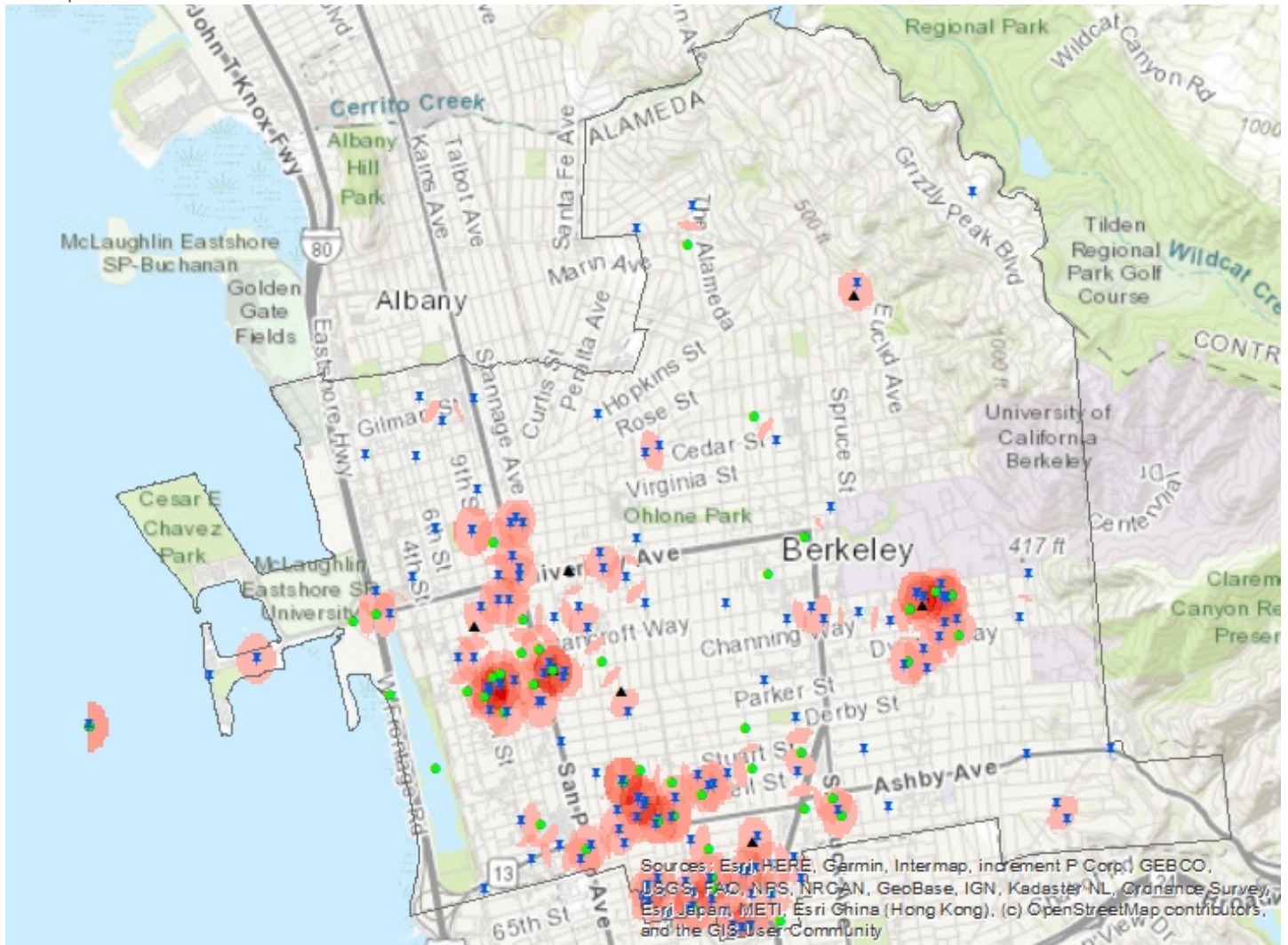
²⁵⁶ Braga, A. A., Papachristos, A. V., & Hureau, D. M. (2010). The concentration and stability of gun violence at micro places in Boston, 1980–2008. *Journal of Quantitative Criminology*, 26(1), 33–53. <https://doi.org/10.1007/s10940-009-9082-x>

²⁵⁷ "EFSGV." *Root Causes of Gun Violence*, The Educational Fund to Stop Gun Violence, <https://efsgv.org/>. Accessed 12 Feb. 2023.

²⁵⁸ Sneed, Tierney. "Latest Supreme Court-Related Ruling Overturning Gun Regulations Worries Domestic Violence Survivor Advocates | CNN Politics." *CNN*, 12 Feb. 2023, <https://www.cnn.com/2023/02/12/politics/domestic-abuse-guns-5th-circuit-supreme-court/index.html>.

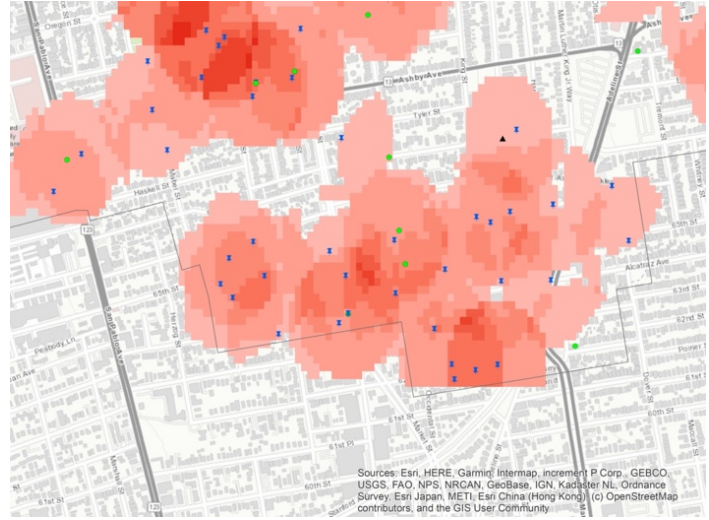
Appendix C Visualizations

Hot Spot Visualizations

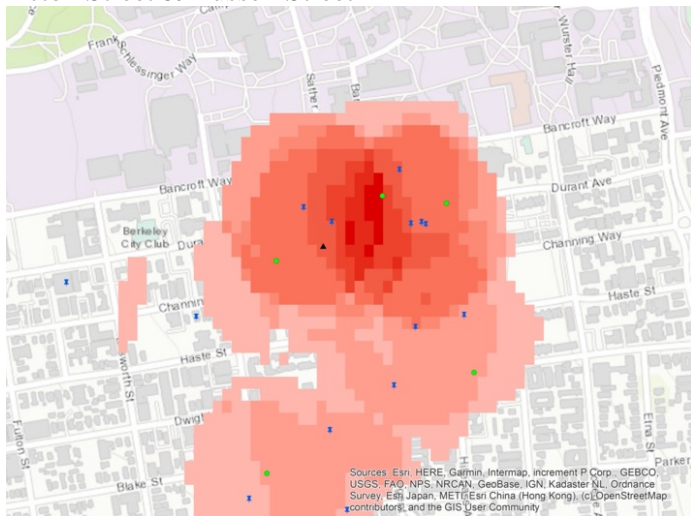




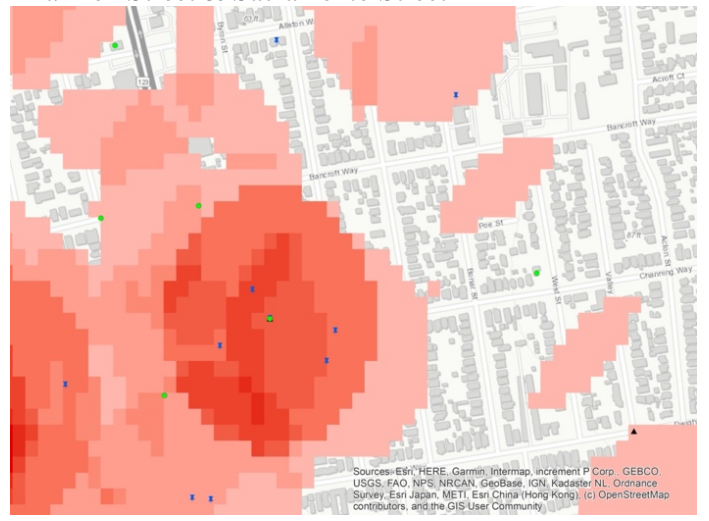
Acton Street & Russell Street



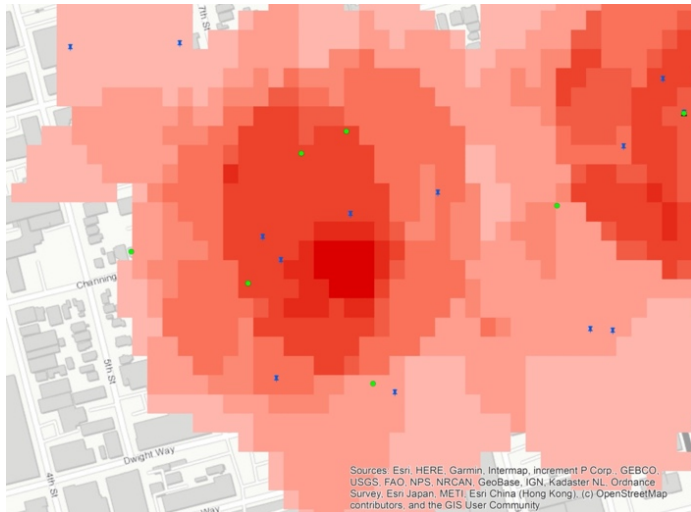
Harmon Street & Sacramento Street



Durant Street & Sather Street



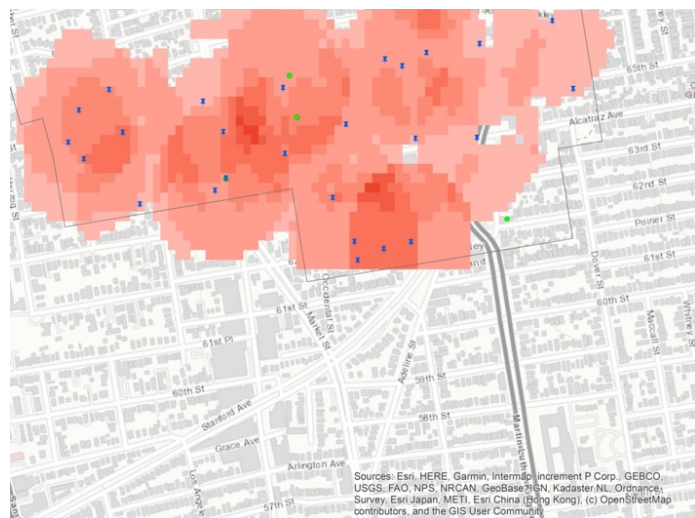
Channing Street & San Pablo Avenue



Channing Street & 8th Street

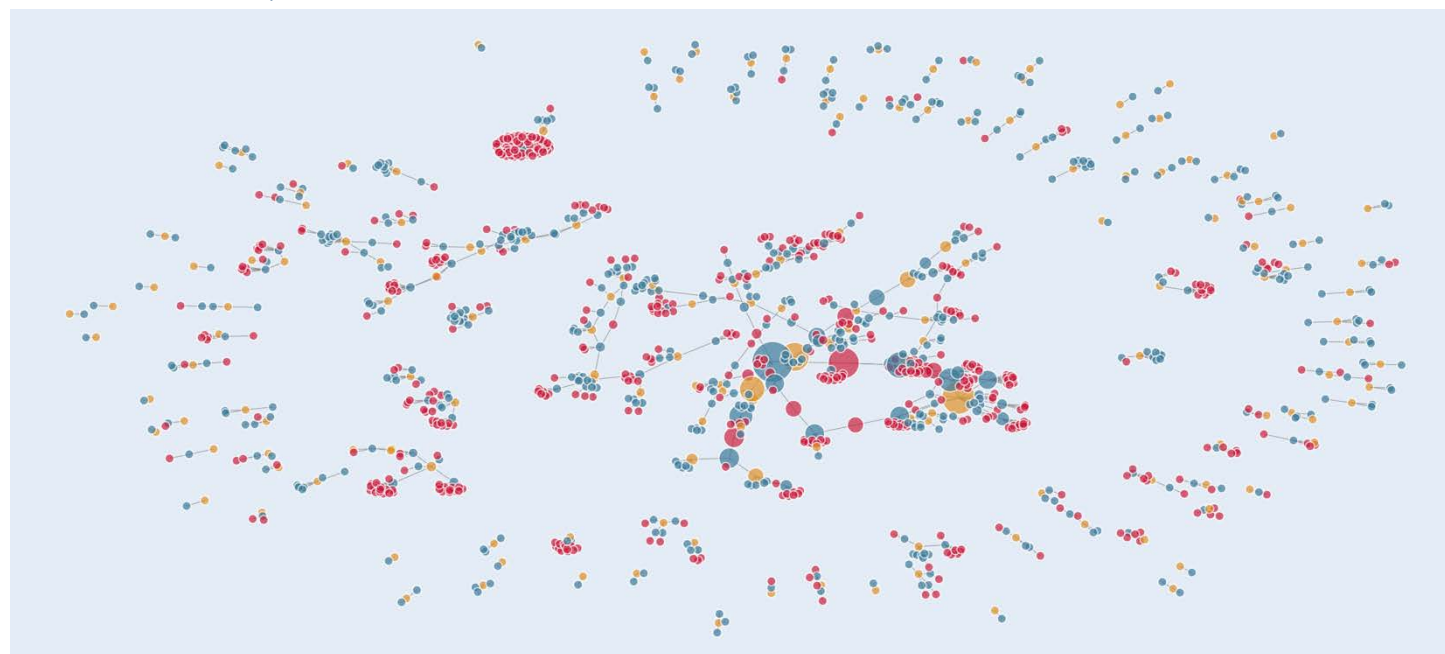


Oregon Street & Park Street (San Pablo Park)

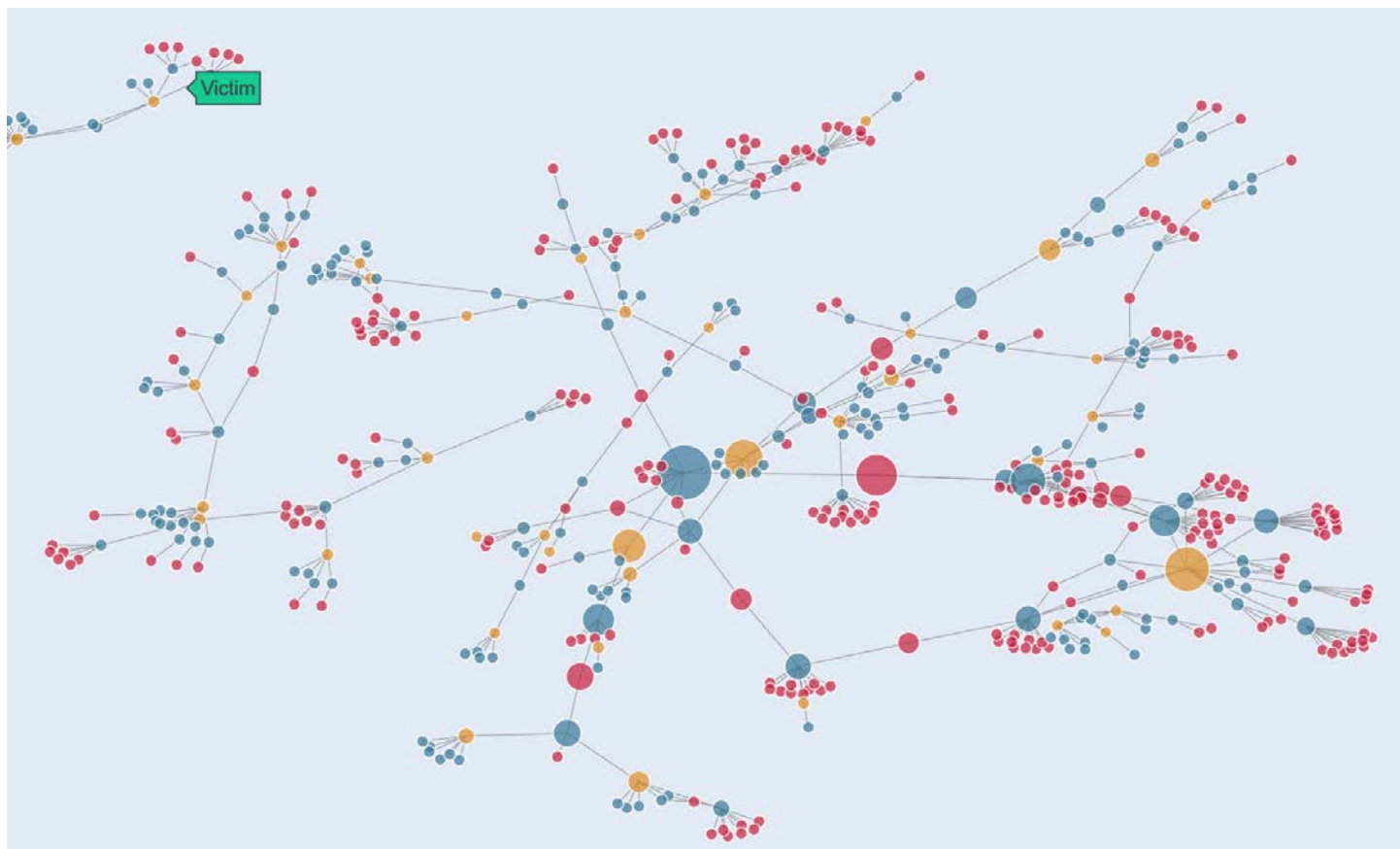


63rd Street & King Street

Social Network Analysis Visualizations



- People of Interest/Incidents
- People (Suspects, victims, involved parties)
- Shooting Events (shots fired, firearm assault/injury, firearm fatality)



Denser, More Concentrated Network within Larger Network

Appendix D Criteria Matrix

Alternatives	Criteria						
	Cost Effectiveness: Stays under \$1M	Effectiveness: Reduces shootings by 10% annually Weight = *3	Political Feasibility (DCM will accept change)	Likelihood of long-lasting effects	Preserves police legitimacy	Keeps fear of crime from rising	Preserves neighborhood cohesion and collective efficacy
Hot Spots Policing 7.5 + 2(4) +3 18.5/24 .77 ✓	Very confident in assessment N/A	Some confidence in assessment HIGH first year MEDIUM ongoing 2.5(3) 7.5	Some confidence in assessment MEDIUM 2	Some confidence in assessment MEDIUM 2	Some confidence in assessment MEDIUM 2	Very confident in assessment MEDIUM 2	Very confident in assessment HIGH 3
Problem-oriented Policing 6 + 2(2) + 3(3) 19/24 .79 ✓	Very confident in assessment N/A	Some confidence in assessment MEDIUM 2 2(3) 6	Some confidence in assessment MEDIUM 2	Some confidence in this assessment HIGH 3	Some confidence in assessment HIGH 3	Some confidence in assessment MEDIUM 2	Some confidence in assessment HIGH 3
SNA and Focused Deterrence/Custom Notifications 9 + 2(5) 19/24 .79 ✓	Very confident in assessment N/A	Some confidence in assessment HIGH 3 3(3) 9	Very confident in assessment MEDIUM 2	Some confidence in assessment MEDIUM 2	Some confidence in assessment MEDIUM 2	Some confidence in assessment MEDIUM 2	Some confidence in assessment MEDIUM 2
SNA and Social Services 1(2) +3(4) 14/27 .52 Notably low, but goes with focused deterrence	Not confident in assessment LOW 1	Some confidence in assessment LOW 1 1(3) 3	Very confident in assessment HIGH 3	Some confidence in assessment LOW 1	Very confident in assessment HIGH 3	Very confident in assessment HIGH 3	Very confident in assessment HIGH 3
Removing Firearms from	Very confident in assessment	Very confident in assessment	Very confident	Very confident in assessment	Very confident	Very confident	Very confident in assessment

Homes of Domestic Abusers 3(6) + 1 19/27 .70	HIGH 3	LOW 1 1(3) 3	in assessment HIGH 3	LOW 1	in assessment HIGH 3	in assessment HIGH 3	HIGH 3
Street Outreach Teams 1 + 2 + 3(4) + 6 21/27 .78 ✓	Some confidence in assessment LOW 1	Some confidence in assessment MEDIUM 2 2(3) 6	Very confident in assessment HIGH 3	Some confidence in assessment MEDIUM 2	Very confident in assessment HIGH 3	Very confident in assessment HIGH 3	Very confident in assessment HIGH 3
Hospital-based Violence Intervention 3(5) + 1(2) 17/27 .63 X already happening	Very confident in assessment LOW 1	Very confident in assessment LOW 1 1(3) 3	Very confident in assessment HIGH 3	Some confidence in assessment LOW 1	Very confident in assessment HIGH 3	Very confident in assessment HIGH 3	Very confident in assessment HIGH 3

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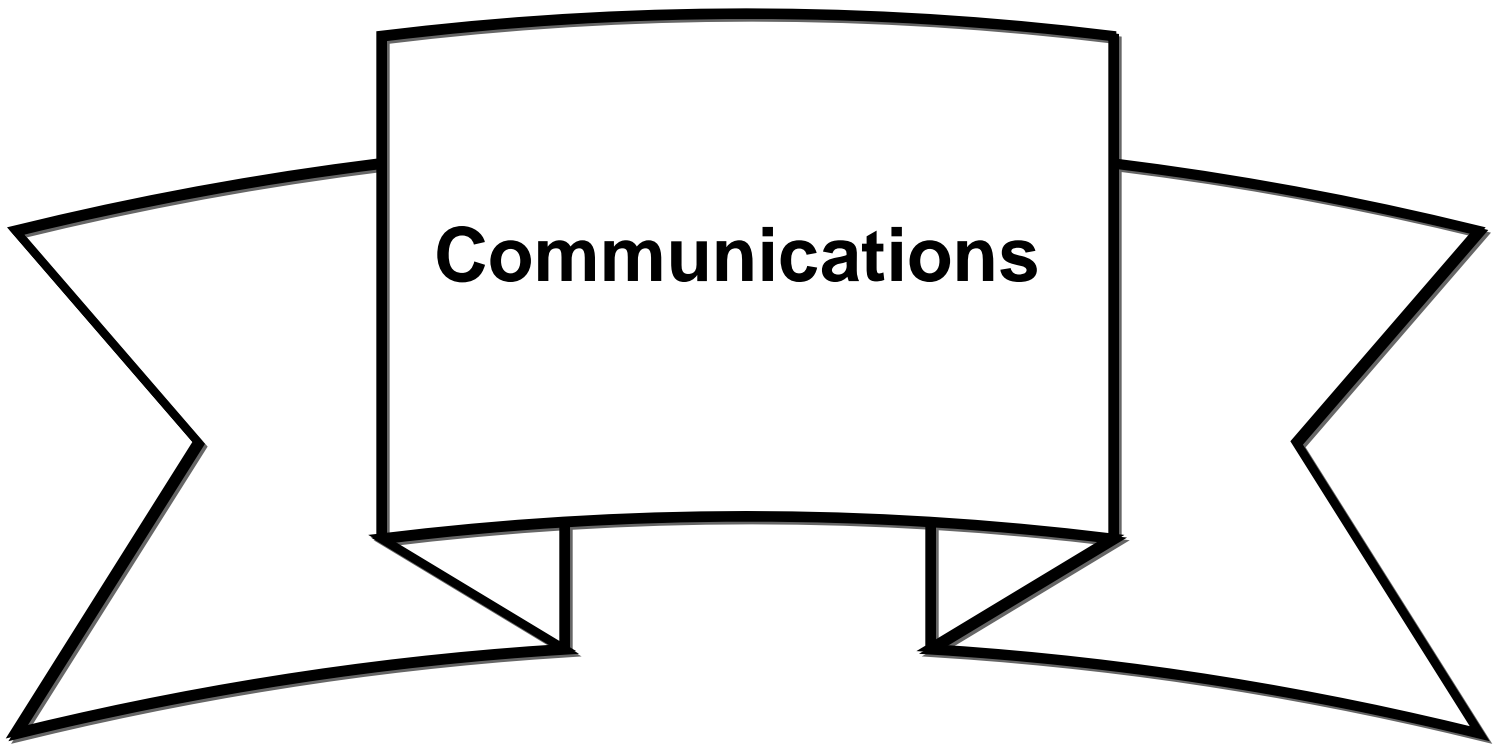
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