

**ANNOTATED  
BERKELEY CITY COUNCIL  
SPECIAL MEETIN**

**THURSDAY, OCTOBER 20, 2022**

**3:00 P.M.**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – TERRY TAPLIN  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

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

*Pursuant to Government Code Section 54953(e) and the state declared emergency, this meeting of the City Council will be conducted exclusively through teleconference and Zoom videoconference. The COVID-19 state of emergency continues to directly impact the ability of the members to meet safely in person and presents imminent risks to the health of attendees. Therefore, no physical meeting location will be available.*

*To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://us02web.zoom.us/j/89720143895>. If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself to be anonymous. To request to speak, use the "raise hand" icon by rolling over the bottom of the screen.*

*To join by phone: Dial 1-669-900-9128 or 1-877-853-5257 (Toll Free); enter Meeting ID: 897 2014 3895. 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 teleconference will be recorded as any Council meeting is recorded, and all other rules of procedure and decorum will apply for Council meetings conducted by teleconference or videoconference.*

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

## Preliminary Matters

**Roll Call:** 3:09 p.m.

**Present:** Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin

**Absent:** Kesarwani, Taplin, Droste

**Public Comment - Limited to items on this agenda only – 0 speakers**

## CLOSED SESSION:

The City Council will convene in closed session to meet concerning the following:

### 1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9(a) and 54956.9(d)(1)

a. Workers Compensation Appeals Board Case Number: ADJ15205205

**Action:** M/S/C (Arreguin/Wengraf) to authorize the City Manager to settle by Compromise and Release, or else in the alternative by stipulated award of permanent disability with Award of lifetime future medical care, as to workers' compensation matter WCAB Case Numbers: ADJ15205205.

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

b. Workers Compensation Appeals Board Case Number: ADJ12548950

**Action:** M/S/C (Arreguin/Harrison) to authorize the City Manager to settle by stipulated award of permanent disability with Award of lifetime future medical care, as to workers' compensation matter WCAB Case Numbers: ADJ12548950.

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

## OPEN SESSION:

Item 1a:

City Council met in closed session on October 20, 2022, Pursuant to Government Code Section 54956.9(d)(2) and provided direction to outside counsel and approved a settlement by Compromise and Release, or else in the alternative by stipulated award of permanent disability with an Award of lifetime future medical care, as to workers' compensation matter WCAB Case Numbers: ADJ15205205.

Item 1b:

City Council met in closed session on October 20, 2022, Pursuant to Government Code Section 54956.9(d)(2) and provided direction to outside counsel and approved a settlement by stipulated award of permanent disability with an Award of lifetime future medical care, as to workers' compensation matter WCAB Case Numbers: ADJ12548950. Public Reports of actions taken pursuant to Government Code section 54957.1.

## Adjournment

**Action:** M/S/C (Arreguin/Wengraf) to adjourn the meeting.

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

Adjourned at 3:29 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on October 20, 2022.

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Mark Numainville, City Clerk