

AGENDA



BERKELEY JOINT POWERS FINANCING AUTHORITY SPECIAL MEETING

Tuesday, April 14, 2020

6:00 P.M.

JESSE ARREGUIN, CHAIRPERSON

Authority members:

DISTRICT 1 – RASHI KESARWANI
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON

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

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

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the April 14, 2020 meeting of the Berkeley Joint Powers Financing Authority will be conducted exclusively through teleconference and Zoom videoconference. Please be advised that pursuant to the Executive Order and the Shelter-in-Place Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, there will not be a physical meeting location available.

Live audio is available on KPFB Radio 89.3. Live captioned broadcasts of Authority Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at <http://www.cityofberkeley.info/CalendarEventWebcastMain.aspx>.

To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://zoom.us/j/724407089>. 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 and enter Meeting ID: 724 407 089. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair. NOTE: Your phone number will appear on the screen.*

To submit an e-mail comment during the meeting to be read aloud during public comment, email clerk@cityofberkeley.info with the Subject Line in this format: "PUBLIC COMMENT ITEM ##." Please observe a 150 word limit. Time limits on public comments will apply. Written comments will be entered into the public record.

Please be mindful that the teleconference will be recorded as any Authority meeting is recorded, and all other rules of procedure and decorum will apply for Authority meetings conducted by teleconference or videoconference. This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting. Questions regarding this matter may be addressed to Mark Numainville, Agency Clerk, (510) 981-6900. The Agency may take action related to any subject listed on the agenda.

Preliminary Matters

Roll Call

Public Comment on Consent Calendar Items Only

Consent Calendar

The Agency will consider removal and addition of items to the Consent Calendar prior to voting on the Consent Calendar. All items remaining on the Consent Calendar will be approved in one motion. Items removed from the Consent Calendar will be taken up on the Action Calendar.

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

1. Minutes for Approval

From: Chief Administrative Officer

Recommendation: Approve the minutes for the Authority meeting of February 25, 2020.

Financial Implications: None

Contact: Mark Numainville, Secretary, 981-6900

2. Amending the Declaration of Easements between 2009 Addison Street and 2015 Addison Street

From: Chief Administrative Officer

Recommendation: Adopt a Resolution authorizing the Chief Administrative Officer of the Berkeley Joint Powers Financing Authority (i.e., the City Manager) to negotiate and execute an Amendment to the Declaration of Easements between the Berkeley Repertory Theater (BRT) and the Berkeley Joint Powers Financing Authority (JPA) regarding access between the properties at 2009 Addison Street and 2015 Addison Street.

Financial Implications: See report

Contact: Timothy Burroughs, Planning and Development, (510) 981-7400

Adjournment

NOTICE CONCERNING YOUR LEGAL RIGHTS: *If you object to a decision by the Authority 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 Authority is mailed. Any lawsuit not filed within that 90-day period will be barred. 2) In any lawsuit that may be filed against a Authority decision to approve or deny a use permit or variance, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.*

Live captioned broadcasts of Authority Meetings are available on Cable B-TV (Channel 33), via internet accessible video stream at <http://www.cityofberkeley.info/video> and KPFB Radio 89.3. Archived indexed video streams are available at https://www.cityofberkeley.info/Clerk/City_Council/Joint_Powers_Financing_Authority.aspx. Channel 33 rebroadcasts the following Wednesday at 9:00 a.m. and Sunday at 9:00 a.m.

Any writings or documents provided to a majority of the Authority regarding any item on this agenda will be made available for public inspection on the City's website at <http://www.cityofberkeley.info>.

Communications to the Authority 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 Authority 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. 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 at (510) 981-6908 or clerk@cityofberkeley.info for further information.

Agendas and agenda reports may be accessed via the Internet at https://www.cityofberkeley.info/Clerk/City_Council/Joint_Powers_Financing_Authority.aspx

COMMUNICATION ACCESS INFORMATION:

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) 981-6346(V) or (510) 981-7075 (TDD) at least three business days before the meeting date.



Captioning services are provided at the meeting, on B-TV, and on the Internet.

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***I hereby certify that the agenda for this meeting of the Joint Powers Financing Authority 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 April 9, 2020.***

A handwritten signature in black ink, appearing to read "Mark Numainville".

Mark Numainville, Secretary

## 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 through [Records Online](#).*

- None