

**ANNOTATED  
BERKELEY CITY COUNCIL  
SPECIAL MEETING**

**MONDAY, MAY 1, 2023**

**3:00 P.M.**

REDWOOD ROOM – 2180 MILVIA STREET, BERKELEY, CA 94704

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. For in-person attendees, face coverings or masks that cover both the nose and the mouth are encouraged. If you are feeling sick, please do not attend the meeting in person.*

*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/1611791416>. 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 **1-669-254-5252 or 1-833-568-8864 (Toll Free)** and enter Meeting ID: **161 179 1416**. 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 and all rules of procedure and decorum apply for in-person attendees and those participating 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).*

*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 this matter may be addressed to Mark Numainville, City Clerk, (510) 981-6900. The City Council may take action related to any subject listed on the Agenda.*

## Preliminary Matters

**Roll Call:** 3:10 p.m.

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

**Absent:** Kesarwani

Councilmember Kesarwani present at 3:13 p.m.

**Public Comment - Limited to items on this agenda only – 1 speaker**

## CLOSED SESSION:

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

**1. 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):**

a. *Stachl v. City of Berkeley*, Alameda County Superior Court Case Number RG20074265

**Action:** M/S/C (Arreguin/Robinson) to approve a settlement in the matter of *Stachl v. City of Berkeley*, Alameda County Superior Court Case No. RG20074265, in the amount of \$125,000 in exchange for a release of all claims against the City.

**Vote:** All Ayes.

**2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(3):**

a. Significant exposure to litigation; see April 22, 2023 letter from David H. Blackwell on behalf of Mevlanarumi LLC, owners of 2023-25 Shattuck Ave., attached as required by *Fowler v. City of Lafayette*, 46 Cal. App. 5th 360 (2020)

**Action:** No reportable action taken.

b. *Alejandres v. City of Berkeley*, California Civil Rights Department Case No. #202209-18233514

**Action:** No reportable action taken.

**3. CONFERENCE WITH LABOR NEGOTIATORS; GOVERNMENT CODE SECTION 54957.6**

Negotiators: Dee Williams-Ridley, City Manager, Anne Cardwell, Deputy City Manager, LaTanya Bellow, Deputy City Manager, Aram Kouyoumdjian, Human Resources Director, Dawud Brewer, Employee Relations Manager, Jonathan Holtzman, Renne Public Law Group.

Employee Organizations: Berkeley Fire Fighters Association Local 1227 I.A.F.F., Berkeley Fire Fighters Association, Local 1227 I.A.F.F. / Berkeley Chief Fire Officers Association; Berkeley Police Association; Public Employees Union Local 1

**Action:** No reportable action taken.

## **OPEN SESSION:**

The City Council met in closed session and approved a settlement in the matter of *Stachl v. City of Berkeley*, Alameda County Superior Court Case No. RG20074265, in the amount of \$125,000 in exchange for a release of all claims against the City.

## **Adjournment**

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

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

Councilmember Harrison absent at 5:18 p.m.

Councilmember Kesarwani absent at 5:46 p.m.

Councilmember Wengraf absent at 5:51 p.m.

Councilmember Robinson absent at 5:56 p.m.

Adjourned at 6:20 p.m.

I hereby certify that the foregoing is a true and correct record of the closed session meeting held on May 1, 2023.

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Mark Numainville, City Clerk

## **Communications**

### **Item #2a: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(3):**

1. Tuija Catalano, on behalf of Reuben, Junius & Rose LLP

### **Supplemental Communications and Reports 1**

- None

### **Supplemental Communications and Reports 2**

- None

### **Supplemental Communications and Reports 3**

- None