

AGENDA



BERKELEY CITY COUNCIL MEETING

**Tuesday, October 13, 2020
6:00 PM**

JESSE ARREGUIN, MAYOR

Councilmembers:

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, this meeting of the City Council will be conducted exclusively through teleconference and Zoom videoconference. Please be advised that pursuant to the Executive Order and the Shelter-in-Place Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, there will not be a physical meeting location available.

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

To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://us02web.zoom.us/j/88371105282>. 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)** or **1-888-475-4499 (Toll Free)** or **1-833-548-0276 (Toll Free)** or **1-833-548-0282 (Toll Free)** and enter Meeting ID: **883 7110 5282**. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair.*

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

Please be mindful that the teleconference will be recorded as any Council meeting is recorded, and all other rules of procedure and decorum will apply for Council meetings conducted by teleconference or videoconference.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting. Questions regarding this matter may be addressed to Mark Numainville, City Clerk, (510) 981-6900. The City Council may take action related to any subject listed on the Agenda. Meetings will adjourn at 11:00 p.m. - any items outstanding at that time will be carried over to a date/time to be specified.

Preliminary Matters

Roll Call:

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. The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the end of the agenda.*

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 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. Amending Ordinance No. 7,692-N.S. extending the grace period for Fair Chance Housing Ordinance**
From: Mayor Arreguin (Author)
Recommendation: Adopt second reading of Ordinance No. 7,733-N.S. amending Ordinance No. 7,692-N.S. (Fair Chance Housing Ordinance) to extend the grace period for landlords to be held liable to January 1, 2021 so that staff has adequate time to complete the intended outreach prior to the ordinance going into full effect.
First Reading Vote: All Ayes.
Financial Implications: See report
Contact: Jesse Arreguin, Mayor, (510) 981-7100
- 2. Healthy Checkout Ordinance; Adding Berkeley Municipal Code Chapter 9.82**
From: Councilmember Harrison (Author), Councilmember Hahn (Author), Councilmember Kesarwani (Co-Sponsor), Councilmember Davila (Co-Sponsor)
Recommendation: Adopt second reading of Ordinance No. 7,734-N.S. requiring stores over 2,500 square feet in size to sell more nutritious food and beverage options in their checkout areas, and adding Berkeley Municipal Code Chapter 9.82.
First Reading Vote: All Ayes.
Financial Implications: See report
Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140
- 3. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on October 13, 2020**
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: One-Time Grant Fund - \$325,000
Contact: Henry Oyekanmi, Finance, (510) 981-7300
- 4. Revenue Contract: Department of Health Care Services Performance Contract for City of Berkeley**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager or her designee to execute a contract and any amendments with the California Department of Health Care Services (DHCS). The contract, which will run through June 30, 2021, is for multiple projects that DHCS administers across the State, including the Mental Health Services Act (MHSA), the Lanterman-Petris-Short (LPS) Act, Projects for Assistance in Transition from Homelessness (PATH), Community Mental Health Services Block Grant (MHBG), and Crisis Counseling Assistance and Training Program (CCP) programs, and for county provision of community mental health services pursuant to the Bronzan-McCorquodale Act. The City of Berkeley will only receive revenue through the MHSA for this contract.
Financial Implications: Approximately \$6,000,000 (revenue)
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400

Consent Calendar

5. Lease Agreement for 225 University Avenue – Qasemi Abdul Moqim dba Berkeley Sportsman Center

From: City Manager

Recommendation: Adopt first reading of an Ordinance authorizing the City Manager to execute a lease agreement and necessary amendments with Qasemi Abdul Moqim, doing business as Berkeley Sportsman Center, at 225 University Avenue at the Berkeley Marina for a term of three years, with a two-year option.

Financial Implications: See report

Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700

6. Measure T1 Phase 1 Project List Additions

From: City Manager

Recommendation: Adopt a Resolution authorizing the following additions to the Measure T1 Phase 1 project list with no additional funding: James Kenney Park play area (ages 2-5, and 5-12) and picnic area; Euclid Street (at Rose Garden); Cedar Street from 6th Street to San Pablo Avenue; Center Street from Martin Luther King Jr. Way to Shattuck Avenue; Rose Street from Le Roy Avenue to La Loma Avenue; Santa Fe Avenue from Gilman Street to Cornell Avenue/ Page Street; Shasta Road from Grizzly Peak Boulevard to east City limit; Arcade Avenue from Fairlawn Drive to Grizzly Peak Boulevard; Dohr Street from Ashby Avenue to Prince Street; and West Street from Bancroft Way to Dwight Way.

Financial Implications: None

Contact: Scott Ferris, Parks, Recreation and Waterfront, (510) 981-6700; Liam Garland, Public Works, (510) 981-6300

7. Resumption of Fees at Oregon Park Senior Apartments

From: City Manager

Recommendation: Authorize the City Manager to resume charging fees, including housing inspection service fees, at Oregon Park Senior Apartments (OPSA), located at 1425 Oregon Street, to increase the effectiveness of housing code enforcement.

Financial Implications: See report

Contact: Jordan Klein, Planning and Development, (510) 981-7400

8. Revenue Grant: Fiscal Year 2020-21 Alcoholic Beverage Control Grant

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager, and/or the Chief of Police, to execute a grant contract and any subsequent amendments with the State of California Department of Alcoholic Beverage Control (ABC) in the amount of \$51,900 for one fiscal year, July 1, 2020 through June 30, 2021.

Financial Implications: Alcoholic Beverage Control Program Fund - \$51,900 (grant)

Contact: Andrew Greenwood, Police, (510) 981-5900

Consent Calendar

9. **Contract No. 31900124 Amendment: B Bros Construction Inc. for Adult Mental Health Services Center Renovations Project at 2640 Martin Luther King Jr Way**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to amend Contract No. 31900124 with B Bros Construction, Inc. to complete renovation and seismic upgrade work at the Adult Mental Health Services Center, increasing the current contract amount of \$5,386,293 by \$230,000 for a total amount not-to-exceed of \$5,616,293.
Financial Implications: T1 Fund - \$230,000
Contact: Liam Garland, Public Works, (510) 981-6300
10. **Contract Award: First Carbon Solutions, Inc. for California Environmental Quality Act Compliance for the Solid Waste & Recycling Transfer Station Replacement Project**
From: City Manager
Recommendation: Adopt a Resolution authorizing the City Manager to award a contract with First Carbon Solutions, Inc. for California Environmental Quality Act compliance for the Solid Waste & Recycling Transfer Station Replacement Project for a total amount not to exceed \$500,000 for a contract term of November 1, 2020 through December 31, 2021.
Financial Implications: See report
Contact: Liam Garland, Public Works, (510) 981-6300
- 11a. **Compiling Commission Recommendations in a Reference Manual** *(Reviewed by Agenda & Rules Committee)*
From: Homeless Commission
Recommendation: The Homeless Commission recommends that Council refer to staff to develop a procedure for staff secretaries to all City of Berkeley commissions to compile all commission recommendations, whether in report or letter form, in a binder. Such binder shall also track the outcomes of all commission recommendations including action taken by Council and subsequent implementation of Council action. One copy of the binder shall remain with the staff secretary; another copy of the binder shall be available as a resource in the City Clerk's office. The City Clerk shall index all subject matters of commission proposals so that there is cross-referencing of all subjects that commissions have addressed. This reference manual shall be available for use by commissions to share information, the Mayor and Council, staff and members of the public. The City Clerk shall also provide this information online.
(On August 31, 2020, the Agenda and Rules Committee took action to send Items 9a and 9b to the City Council with a Qualified Positive Recommendation to adopt the staff item in 9b to explore potential short term solutions and recommend that the commission recommendation be reintroduced to Council after the COVID-19 emergency is lifted.)
Financial Implications: See report
Contact: Brittany Carnegie, Commission Secretary, (510) 981-5400

Council Consent Items

11b. Companion Report: Compiling Commission Recommendations in a Reference Manual *(Reviewed by Agenda & Rules Committee)*

From: Homeless Commission

Recommendation: Refer the commission recommendation to the City Manager to 1) consider the impacts on staffing levels, approved Strategic Plan projects, and existing baseline services in the context of the projected budget shortfall for FY 2021 and the hiring freeze currently in effect; and 2) work within existing resources to facilitate information sharing among commissions on items referred from the City Council.

(On August 31, 2020, the Agenda and Rules Committee took action to send Items 9a and 9b to the City Council with a Qualified Positive Recommendation to adopt the staff item in 9b to explore potential short term solutions and recommend that the commission recommendation be reintroduced to Council after the COVID-19 emergency is lifted.)

Financial Implications: No direct fiscal impact

Contact: Mark Numainville, City Clerk, (510) 981-6900; Brittany Carnegie, Commission Secretary, (510) 981-5400

Council Consent Items

12. Authorize Installation of Security Cameras at the Marina and Request an Environmental Safety Assessment

From: Councilmember Kesarwani (Author), Councilmember Wengraf (Co-Sponsor)

Recommendation: Adopt the following recommendations in order to address the recent dramatic uptick in reported crime incidents at the Berkeley marina: -Request that the City Manager install security cameras and signage as expeditiously as possible as a long-term safety measure; -Refer to the City Manager to perform an environmental safety assessment of the Berkeley marina with particular attention to the berther parking areas.

Financial Implications: See report

Contact: Rashi Kesarwani, Councilmember, District 1, (510) 981-7110

13. Oppose Proposition 22 on the November 2020 ballot

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

Recommendation:

1. Adopt a resolution opposing Proposition 22 on the November 2020 ballot.
2. Send a letter to the 'No on CA Prop 22' coalition.

Financial Implications: None

Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120

Council Consent Items

14. **Amending Council Rules of Procedures such that items submitted by the Mayor or Councilmembers be placed directly on the City Council Agenda to allow the whole City Council to review and take action on the submitted item to ensure equity in the process** *(Reviewed by Agenda & Rules Committee)*
From: Councilmember Davila (Author)
Recommendation: Adopt a Resolution to amend Council Rules of Procedures Section C-1 and G-1 such that items submitted by the Mayor or Councilmembers be placed directly on the City Council agenda rather than beginning with submission to commissions or Council Policy Committees to ensure equity in the process.
(On August 31, 2020, the Agenda and Rules Committee took action to send Item 10 to the City Council with a Negative Recommendation.)
Financial Implications: None
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
15. **Letter of Support for Proposition 16: Repeal Proposition 209 Affirmative Action Amendment (2020)**
From: Councilmember Bartlett (Author); Councilmember Harrison (Co-Sponsor), Councilmember Robinson (Co-Sponsor), Councilmember Hahn (Co-Sponsor)
Recommendation: That the Mayor of Berkeley and Members of the City Council support Proposition 16--a ballot measure that would remove the ban on affirmative action--by sending 2 letters, 1) the YES ON 16, Opportunity for All Coalition Campaign and 2) State Assemblymembers Shirley Weber, Mike Gipson, Miguel Santiago, and Buffy Wicks.
Financial Implications: None
Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

Council Consent Items

16. “Step Up Housing” Initiative: Allocation of Measure P Funds to Lease and Operate a New Permanent Supportive Housing Project at 1367 University Avenue

From: Councilmember Bartlett (Author), Councilmember Kesarwani (Co-Sponsor), Councilmember Wengraf (Co-Sponsor), Mayor Arreguin (Co-Sponsor)

Recommendation: Adopt a resolution allocating approximately \$900,000 per year for 10 years, as well as a one-time allocation of approximately \$32,975 from Measure P transfer tax receipts to support the lease and operation of a new permanent supportive housing project for the homeless at 1367 University Avenue. This resolution is put forward out of consideration that the City Council has already approved in its FY 2020-21 budget—on June 30, 2020—an allocation of \$2.5 million for permanent housing subsidy, a portion of which is available to be spent on the 1367 University Avenue project.

Refer to the next meeting of the Budget and Finance Policy Committee to confirm the availability of requested funding for the 1367 University project and to set priorities for other Measure P-funded programs and services as part of the mid-year budget process.

Financial Implications: See report

Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

17. Removal of Traffic Bollards on the Intersection at Fairview and California St. From: Councilmember Bartlett (Author)

Recommendation: Refer to the City Manager to remove the traffic bollards at the intersection at Fairview and California St. for the following reasons: 1. To allow residents, emergency responders, street cleaning and garbage disposal services, and delivery vehicles ease of access to enter and exit Fairview Street; 2. To allow residents of the 1600 block of Fairview St. access to additional parking spots because the current capacity is inadequate; and 3. To decrease illegal dumping that has been incentivized by the traffic bollards and eliminate the harborage of junk, debris, and garbage.

Financial Implications: See report

Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

18. Enforce Bi-Weekly (Once Every Two Weeks) Residential Cleaning Measures to Address Encampments and Promote Clean Streets in Berkeley

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

Recommendation: Refer to the City Manager to promote equitable street cleaning practices and require biweekly (once every two weeks), cleanings of populated encampment sites in Berkeley and adjacent residential neighborhoods. In order to determine where City Staff should prioritize residential cleaning services, the City Manager should establish a radius around the campsites. When encampments are on non-City owned property, such as Caltrans, the City should bill the appropriate agency for the cost of staff and materials.

Financial Implications: See report

Contact: Ben Bartlett, Councilmember, District 3, (510) 981-7130

Action Calendar

The public may comment on each item listed on the agenda for action as the item is taken up. 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.

The Presiding Officer will request that persons wishing to speak line up at the podium 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.

- 19. 2019 Crime Report and Five Year Use of Force Report (Continued from September 22, 2020)**
From: City Manager
Recommendation: Review and discuss the presentation on Crime Report for 2019 and Use of Force Report for 2015-2019.
Financial Implications: None
Contact: Andrew Greenwood, Police, (510) 981-5900

Action Calendar – Public Hearings

Staff shall introduce the public hearing item and present their comments. This is followed by five-minute presentations each by the appellant and applicant. The Presiding Officer will request that persons wishing to speak, line up at the podium to be recognized and 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.

Each member of the City Council shall verbally disclose all ex parte contacts concerning the subject of the hearing. Councilmembers shall also submit a report of such contacts in writing prior to the commencement of the hearing. Written reports shall be available for public review in the office of the City Clerk.

- 20. California Municipal Finance Authority Bond Financing for 1717 University Avenue**
From: City Manager
Recommendation: Conduct a public hearing under the requirements of the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) and the Internal Revenue Code of 1986, as amended, and upon conclusion, adopt a Resolution approving the issuance of the bonds by the California Municipal Finance Authority (CMFA) for the benefit of the 1717 University Avenue rental housing development.
Financial Implications: See report
Contact: Lisa Warhuus, Health, Housing, and Community Services, (510) 981-5400

Action Calendar – Public Hearings

21. ZAB Appeal: 1346 Ordway Street, Administrative Use Permit #ZP2018-0174
From: City Manager

Recommendation: Conduct a public hearing and, upon conclusion, adopt a Resolution affirming the Zoning Adjustments Board decision to approve Administrative Use Permit #ZP2018-0174 to: legalize an existing 128 sq. ft. accessory building in the southwest corner of the subject lot; legalize an existing 5 ft. x 21 ft., 9-ft. tall trellis located within the south setback; legalize an existing 11-ft. tall hedge in the north and south setbacks; establish a front yard off-street parking space to comply with the Federal Fair Housing Act, the Americans with Disabilities Act and the California Fair Employment and Housing Act, under BMC's Reasonable Accommodation Section; and dismiss the appeal.

Financial Implications: None

Contact: Jordan Klein, Planning and Development, (510) 981-7400

Action Calendar

22. Support Community Refrigerators *(Continued from September 22, 2020)*

From: Councilmember Davila (Author)

Recommendation:

1. Adopt a Resolution to create an allocation of the homeless budget towards the purchasing of community refrigerators to be distributed in Council districts to provide access to food for those who have no refrigeration or may be food insecure.
2. Allocate \$8,000 of the budget for the purchasing of the refrigerators.

Financial Implications: See report

Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120

23. Request the United States House of Representatives and/or Senate to introduce “The Breathe Act” *(Continued from September 22, 2020)*

From: Councilmember Davila (Author), Councilmember Bartlett (Co-Sponsor)

Recommendation:

1. Adopt a resolution requesting the United States House of Representatives and Senate to introduce legislation known as “The Breathe Act”
2. Send copies of this resolution to United States Congresswoman Barbara Lee, Alexandria Ocasio-Cortez, Pramila Jayapal, Rashida Tlaib, Ayanna Pressley and Senator Bernie Sanders.

Financial Implications: None

Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120

24. Proposed Navigable Cities Framework for Ensuring Access and Freedom-of-Movement for People with Disabilities in Berkeley *(Continued from September 22, 2020)*

From: Commission on Disability

Recommendation: Receive a presentation on the Navigable Cities Framework for Ensuring Access and Freedom-of-Movement for People with Disabilities in Berkeley.

Financial Implications: See report

Contact: Dominika Bednarska, Commission Secretary, (510) 981-6300

Information Reports

25. **LPO NOD: 2277 Shattuck Avenue/#LMSAP2020-0001**
From: City Manager
Contact: Jordan Klein, Planning and Development, (510) 981-7400
26. **LPO NOD: 1915 Berryman Street/#LMIN2020-0003**
From: City Manager
Contact: Jordan Klein, Planning and Development, (510) 981-7400
27. **LPO NOD: 2328 Channing Way/#LMIN2020-0001**
From: City Manager
Contact: Jordan Klein, Planning and Development, (510) 981-7400
28. **LPC Annual Report to City Council for the period May 2019 to May 2020**
From: Landmarks Preservation Commission
Contact: Fatema Crane, Commission Secretary, (510) 981-7400

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.*

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

Archived indexed video streams are available at <http://www.cityofberkeley.info/citycouncil>. 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 posted on the City's website at <http://www.cityofberkeley.info>.

Agendas and agenda reports may be accessed via the Internet at <http://www.cityofberkeley.info/citycouncil>

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) 981-6418 (V) or (510) 981-6347 (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 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 October 1, 2020.*

A handwritten signature in black ink that reads "Mark Numainville".

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 through [Records Online](#).*

### **Item #2: Healthy Checkout Ordinance; Adding Berkeley Municipal Code Chapter 9.82**

1. Chris Labarbera
2. MP-fourtrax88@
3. Rico Vazquez
4. Vance Bean

### **Item #6: Measure T1 Phase 1 Project List Additions**

5. Susan Schwartz, on behalf of Friends of Five Creeks

### **Item #16: "Step Up Housing" Initiative: Allocation of Measure P Funds to Lease and Operate a New Permanent Supportive Housing Project at 1367 University Avenue**

6. Donald Frazier

### **Homelessness and Encampments**

7. John Caner and Kristin MacDonald, on behalf of all the Berkeley Business Associations and the Chamber of Commerce (2)
8. Rodney Lerner, on behalf of Landry's Restaurants
9. Paul Canin
10. Jahlee Arakaki
11. Alyson Mitchell
12. Marcia Abcarian
13. Jesse McFarlan

### **Street Trees**

14. Erica Cleary (2)
15. Nancy Carleton, on behalf of the Halcyon Neighborhood Association
16. Jeanne Panek

### **Adeline Corridor Plan**

17. 20 similarly worded form letters (significantly increases)
18. 11 similarly worded form letters (broad support)
19. 29 similarly worded form letters (1, 2, 3)
20. Phyllis Orrick
21. Michael Katz
22. Tony Corman
23. David Kellogg
24. Jason Martens
25. Jennifer Natali
26. Ariella Granett
27. Larisa Cummings
28. Catherine Betts
29. Andrew Fox
30. Deborah Matthews
31. Jonathan Singh
32. Eileen Hughes
33. Zipporah Collins
34. John Selawsky
35. Angela Gallegos-Castillo
36. Pablo Diaz-Gutierrez
37. Charles Khan
38. Liza Lutzker
39. Serena Lim
40. Aaron Foxworthy
41. Matt Nichols
42. Jack Kurzeil
43. Theo Posselt
44. Adam Lenz

### **COVID-19 Related**

45. Virginia Browning
46. Gina Rieger
47. Kelly Hammargren
48. David Lerman
49. City of Berkeley COVID-19 Information Services
50. russbumper

### **Wildfire Dangers on Grizzly Peak**

51. Elizabeth Strode

- 52. Sylvie Sullivan
- 53. John Ruble
- 54. Jim Hanson
- 55. David Thill (3)
- 56. Mimi Nielsen
- 57. Mary Pat Farrell
- 58. Kathryn Levenson
- 59. Ramona Naddaff
- 60. Barbara Freeman (2)
- 61. Joseph Heil
- 62. Joe Van Steen
- 63. Bcf1 @

#### **Berkeley Police Department**

- 64. Julia West
- 65. Michael Odiari
- 66. Zach Palchick
- 67. Christine Schwartz

#### **City-Run Real Estate Vulture Fund**

- 68. Barbara Gilbert

#### **Traffic Safety – Street Calming Devices**

- 69. Wendy Alfsen and Marilyn Cleveland

#### **5G**

- 70. Wanda Warkentin
- 71. Phoebe Anne Sorgen

#### **Rockefeller Foundation Scenarios**

- 72. Ming

#### **Support Vision 2025**

- 73. Gretchen Ellis
- 74. Barb Noon
- 75. Nilang (3)
- 76. Boona Cheema
- 77. Sandeep Pandya

#### **Needle Hazard**

- 78. Thomas Lord (2)

#### **Landlords are “Mom and Pop” Property Owners**

- 79. Anne Whyte

**Civic Center Vision**

80. Claire Kahane

81. Alison Lingo

**Downtown Berkeley Merchant Militia**

82. Carol Denny

**Use of Grove Park for the Public**

83. Mia Villanueva and Alex Torres

**Berkeley Schools Re-Opening**

84. Dana Kilian

**Berkeley #UNBOUND**

85. Cherilyn Parsons, on behalf of the Bay Area Book Festival

**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.

