



**BERKELEY CITY COUNCIL AGENDA & RULES COMMITTEE
SPECIAL MEETING**

BERKELEY CITY COUNCIL SPECIAL MEETING

MONDAY, JUNE 10, 2019

2:30 P.M.

2180 Milvia Street, 6th Floor – Redwood Room

Committee Members:

Mayor Jesse Arreguin, Councilmembers Kate Harrison and Susan Wengraf

AGENDA

Roll Call

Public Comment

Review of Agendas

1. **Approval of Minutes: May 28, 2019**
2. **Review and Approve Draft Agendas:**
 - a. 6/25/19 – 6:00 p.m. Regular City Council Meeting
3. **Selection of Item for the Berkeley Considers Online Engagement Portal**
4. **Adjournments In Memory Of**

Scheduling

5. **Council Worksessions Schedule**
6. **Council Referrals to Agenda Committee for Scheduling**
7. **Land Use Calendar**

Referred Items for Review

Following review and discussion of the items listed below, the Committee may continue an item to a future committee meeting, or refer the item to the City Council.

- None

Items for Future Agendas

- Discussion of items to be added to future agendas

Adjournment – Next Meeting Monday, June 24, 2019

~~~~~

### Additional items may be added to the draft agenda per Council Rules of Procedure.

*Rules of Procedure as adopted by Council resolution, Article III, C3c - Agenda - Submission of Time Critical Items*

*Time Critical Items. A Time Critical item is defined as a matter that is considered urgent by the sponsor and that has a deadline for action that is prior to the next meeting of the Council and for which a report prepared by the City Manager, Auditor, Mayor or council member is received by the City Clerk after established deadlines and is not included on the Agenda Committee's published agenda.*

*The City Clerk shall bring any reports submitted as Time Critical to the meeting of the Agenda Committee. If the Agenda Committee finds the matter to meet the definition of Time Critical, the Agenda Committee may place the matter on the Agenda on either the Consent or Action Calendar.*

*The City Clerk shall not accept any item past the adjournment of the Agenda Committee meeting for which the agenda that the item is requested to appear on has been approved.*

*This is a meeting of the Berkeley City Council Agenda Committee. Since a quorum of the Berkeley City Council may actually be present to discuss matters with the Council Agenda Committee, this meeting is being noticed as a special meeting of the Berkeley City Council as well as a Council Agenda Committee meeting.*

*Written communications addressed to the Agenda Committee and submitted to the City Clerk Department by 5:00 p.m. the Friday before the Committee meeting, will be distributed to the Committee prior to the meeting. After the deadline for submission, residents must provide 10 copies of written communications to the City Clerk at the time of the meeting.*

*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, 981-6900.*



#### 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 981-6418 (V) or 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.

\* \* \*

I hereby certify that the agenda for this special 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 June 6, 2019.

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

Mark Numainville, City Clerk

## **Communications**

*Communications submitted to City Council Policy Committees are on file in the City Clerk Department at 2180 Milvia Street, 1st Floor, Berkeley, CA.*



**BERKELEY CITY COUNCIL AGENDA & RULES COMMITTEE  
SPECIAL MEETING MINUTES**

**BERKELEY CITY COUNCIL SPECIAL MEETING MINUTES**

**TUESDAY, MAY 28, 2019**

**2:30 P.M.**

2180 Milvia Street, 6<sup>th</sup> Floor – Redwood Room

Committee Members:

Mayor Jesse Arreguin, Councilmembers Kate Harrison and Susan Wengraf

**Roll Call:** 2:37 p.m. Councilmember Wengraf absent.

**Public Comment:** 3 speakers.

**Review of Agendas**

**1. Approval of Minutes**

**Action:** M/S/C (Harrison/Arreguin) to approve the minutes of May 13, 2019.

**Vote:** Ayes – Harrison, Arreguin; Noes – None; Abstain – None; Absent – Wengraf.

**2. Review and Approve Draft Agendas:**

a. 6/11/19 – 6:00 p.m. Regular City Council Meeting

**Action:** M/S/C (Arreguin/Harrison) to request that Councilmember Bartlett amend Items 41, 42, and 43 as budget referrals.

**Vote:** Ayes – Harrison, Arreguin; Noes – None; Abstain – None; Absent – Wengraf.

**Action:** M/S/C (Harrison/Arreguin) to approve the agenda of June 11, 2019 with the changes noted below.

**Vote:** Ayes – Harrison, Arreguin; Noes – None; Abstain – None; Absent – Wengraf.

- *Ceremonial Item – Recognition of Susan Hodge*
- *Ceremonial Item – Recognition of Hannah and Friends Bikeathon*
- *Item Added: Oppose AB 56 (Arreguin) – Councilmember Harrison added as a co-sponsor*
- *Item Added: Oppose Anti-Abortion Bills (Hahn) – Councilmembers Harrison and Wengraf added as co-sponsors*
- *Item Added: Berkeley Art Center (Hahn)*
- *Item Added: Pride Flag (Bartlett)*
- *Item 28 Support AB 1487 (Arreguin) – Councilmembers Harrison, Robinson, and Bartlett added as co-sponsors*
- *Item 29 Measure O (Arreguin) – Councilmembers Harrison, Hahn, and Droste added as co-sponsors*
- *Item 30 Strike Debt Bay Area (Harrison) – Councilmember Bartlett added as a co-sponsor*

- *Item 34 Venezuela (P&J Commission) – Moved to Consent Calendar*
- *Item 37 Restraint Devices (Mental Health Commission) – Scheduled for July 9, 2019 for companion report*

### Policy Committee Track Items

- *Item 38 MacArthur Maze (Arreguin) – scheduled for 6/11/19 Consent Calendar*
- *Item 39 Wage Theft (Arreguin) - scheduled for 6/11/19 Consent Calendar; Councilmember Harrison added as a co-sponsor*
- *Item 40 Title X (Davila) - scheduled for 6/11/19 Consent Calendar; Councilmember Harrison added as a co-sponsor*
- *Item 41 Drop In Center (Bartlett) – scheduled for 6/11/19 Consent Calendar pending revisions from author; Councilmember Davila added as a co-sponsor*
- *Item 42 Youth Spirit Artworks (Bartlett) – scheduled for 6/11/19 Consent Calendar pending revisions from author; Councilmember Davila added as a co-sponsor*
- *Item 43 Intercity Services (Bartlett) – scheduled for 6/11/19 Consent Calendar pending revisions from author; Councilmember Davila added as a co-sponsor*
- *Item 44 Opportunity Zone (Bartlett) – scheduled for 6/11/19 Consent Calendar; Mayor Arreguin and Councilmember Harrison added as co-sponsors*
- *Item 45 Face Recognition Technology (Harrison) – referred to Public Safety Committee*

### Order of Action Items

- Item 32 Street Lighting
- Item 36 Code Enforcement Actions
- Item 31 Zoning Ordinance Amendments
- Item 33 Budget Referral: Remediation
- Item 35 City Council Budget Comments

- 3. Selection of Item for the Berkeley Considers Online Engagement Portal**
  - None selected
- 4. Adjournments In Memory Of – None**

### **Scheduling**

- 5. Council Worksessions Schedule – received and filed**
- 6. Council Referrals to Agenda Committee for Scheduling - received and filed**
- 7. Land Use Calendar - received and filed**

### **Referred Items for Review**

- None

### **Items for Future Agendas**

- Discussion of items to be added to future agendas – None

## Adjournment

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

**Vote:** Ayes – Harrison, Arreguin; Noes – None; Abstain – None; Absent – Wengraf.

Adjourned at 3:03 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda and Rules Committee meeting held on May 28, 2019.

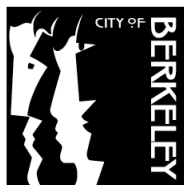
---

Mark Numainville, City Clerk





## DRAFT AGENDA



### BERKELEY CITY COUNCIL MEETING

**Tuesday, June 25, 2019  
6:00 PM**

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

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

*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, 981-6900.*

*The City Council may take action related to any subject listed on the Agenda. The Mayor may exercise a two minute speaking limitation to comments from Councilmembers. 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 by lottery to address matters not on the Council agenda. If five or fewer persons submit speaker cards for the lottery, each person selected will be allotted two minutes each. If more than five persons submit speaker cards for the lottery, 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 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. Speaker cards are not required for this second round of public comment on non-agenda matters.*

## 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.” 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. Contract: Downtown Berkeley YMCA for Fitness Center Memberships for City Employees**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with the Downtown Berkeley YMCA in the amount of \$224,064 for fitness center memberships for City employees and Legislative Assistants for the period of July 1, 2019 through June 30, 2020.  
**Financial Implications:** Various Funds - \$224,064  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000
- 2. Minutes for Approval**  
**From: City Manager**  
**Recommendation:** Approve the minutes for the Council meetings of May 7, 2019 (two special closed and special), May 9, 2019 (special), May 11, 2019 (special), May 14, 2019 (special closed and regular), May 17, 2019 (special closed), and May 28, 2019 (special closed and regular).  
**Financial Implications:** None  
Contact: Mark Numainville, City Clerk, 981-6900

## Consent Calendar

**3. Formal Bid Solicitations and Request for Proposals Scheduled for Possible Issuance After Council Approval on June 25, 2019**

**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:** Various Funds - \$1,601,761

Contact: Henry Oyekanmi, Finance, 981-7300

**4. Appropriations Limit for FY 2020**

**From: City Manager**

**Recommendation:** Adopt a Resolution establishing the appropriations limit at \$275,031,790 for FY 2020 pursuant to Article XIII B of the Constitution of the State of California based on the calculations for the appropriations limit.

**Financial Implications:** See report

Contact: Henry Oyekanmi, Finance, 981-7300

**5. Franchise Tax Board / City Business Tax Reciprocal Agreement**

**From: City Manager**

**Recommendation:** Adopt a Resolution approving the Franchise Tax Board / City Business Tax Reciprocal Agreement for the City's participation in the local government business license information sharing program and authorizing the City Manager to sign the agreement.

**Financial Implications:** Staff time

Contact: Henry Oyekanmi, Finance, 981-7300

**6. Revision to the Investment Policy and Designation of Investment Authority FY 2020**

**From: City Manager**

**Recommendation:** Adopt a Resolution accepting the changes to the Investment Policy and to confirm the delegation of investment authority to make investments to the Director of Finance for FY 2020.

**Financial Implications:** None

Contact: Henry Oyekanmi, Finance, 981-7300

**7. Contract No. 10904 Amendment: Bay Area Community Services (BACS) for Pathways STAIR Center Year Two Operations**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10904 with Bay Area Community Services (BACS) for Pathways STAIR Center operations, extending the program through June 30, 2020 and adding \$2,091,305 for Year Two (FY 2020).

**Financial Implications:** Various Funds - \$2,091,305

Contact: Kelly Wallace, Housing and Community Services, 981-5400

## Consent Calendar

- 8. Revenue Contract: Community Services Block Grant Discretionary Funding for June 1, 2019 – May 31, 2020**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager or her designee to accept the Community Services Block Grant (CSBG) Contract Number 19F-4404 for the amount of \$30,000 to provide services for low-income people for the period June 1, 2019 – May 31, 2020.  
**Financial Implications:** Community Action Program Fund - \$30,000 (grant)  
Contact: Kelly Wallace, Housing and Community Services, 981-5400
- 9. Contract: Dorothy Day House to Operate Shelter at Veteran’s Building**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with Dorothy Day House in an amount not to exceed \$832,000 to operate the year-round shelter at the Veteran’s Building in FY20 and FY21.  
**Financial Implications:** Homeless Emergency Aid Program Fund - \$832,000  
Contact: Kelly Wallace, Housing and Community Services, 981-5400
- 10. Revenue Contracts: FY 2020 Aging Services Programs**  
**From: City Manager**  
**Recommendation:** Adopt five Resolutions authorizing the City Manager or her designee to execute any resultant revenue agreements and amendments with Alameda County to provide congregate and home-delivered meals, family caregiver support, senior center activities and information and assistance services to seniors for the following programs for Fiscal Year 2020:  
1. Congregate Meals in the amount of \$46,380;  
2. Home Delivered Meals in the amount of \$47,525;  
3. Family Caregiver Support Program in the amount of \$47,157;  
4. Senior Center Activities in the amount of \$29,272; and  
5. Information and Assistance Services in the amount of \$63,501.  
**Financial Implications:** See report  
Contact: Kelly Wallace, Housing and Community Services, 981-5400
- 11. Contract No. 31900042 Amendment: CivicPlus, Inc. for Training and Integration Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract amendment to contract No. 31900042 with CivicPlus, Inc. for an additional amount of \$15,000 for professional services, and a total not-to-exceed contract value of \$58,000 for the term of November 30, 2018 through June 30, 2021.  
**Financial Implications:** General Fund - \$15,000  
Contact: Savita Chaudhary, Information Technology, 981-6500

## Consent Calendar

- 12. Contract No. 10036C Amendment: TruePoint Solutions, LLC for Accela Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 10036C with TruePoint Solutions, LLC for professional services, increasing the amount by \$276,000, for a total not-to-exceed amount of \$617,200, and extending the current term by 2 years for the term beginning June 1, 2015 to June 30, 2021.  
**Financial Implications:** Permit Service Center Fund - \$276,000  
Contact: Savita Chaudhary, Information Technology, 981-6500
- 13. Contract: NextRequest for Public Records Act Response Software System**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with NextRequest for software hosting, implementation, maintenance and related services for a Public Records Act Response Software System, for an amount not to exceed \$65,000 for the period commencing on July 1, 2019 through June 30, 2021.  
**Financial Implications:** IT Cost Allocation Fund - \$65,000  
Contact: Savita Chaudhary, Information Technology, 981-6500
- 14. Contract: Governmentjobs.com, Inc. DBA NEOGOV for Performance and Learning Management System (P/LMS)**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract with GovernmentJobs.com dba NEOGOV for software hosting, licenses, implementation, maintenance and related services for a Performance Management, and Learning Management System (P/LMS) for an amount not to exceed \$225,000 for the period commencing on July 8, 2019 through June 30, 2024.  
**Financial Implications:** FUND\$ Replacement Fund - \$225,000  
Contact: Savita Chaudhary, Information Technology, 981-6500
- 15. Contract No. 8865J Amendment: Accela, Inc. for Software Maintenance and Professional Services**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to amend Contract No. 8865J with Accela, Inc., for software maintenance and professional services, increasing the amount by \$418,359 for a total not to exceed \$2,059,191 from December 12, 2011 to June 30, 2021.  
**Financial Implications:** Various Funds - \$418,359  
Contact: Savita Chaudhary, Information Technology, 981-6500

## Consent Calendar

- 16. Contract No. 9536 Amendment: Royston, Hanamoto, Alley & Abey (RHAA) for On-Call Landscape Architecture**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 9536 with Royston, Hanamoto, Alley & Abey (RHAA) for additional on-call landscape architecture by increasing the contract amount by \$35,000 for a total not-to-exceed amount of \$210,000, and extending the term through June 30, 2021.  
**Financial Implications:** Various Funds - \$35,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700
- 17. Contract: TMI Management, Inc. for Construction Management Services for the Berkeley Tuolumne Camp Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments with TMI Management, Inc. in an amount not to exceed \$3,100,000 to provide construction management services for the Berkeley Tuolumne Camp Project for the period July 1, 2019 through December 31, 2022.  
**Financial Implications:** Camps Fund - \$3,100,000  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700
- 18. Contract No. 10632 Amendment: GHD, Inc. for the WETA MOU Planning Phase for potential ferry service and public recreation pier at the Berkeley Marina**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 10632 with GHD, Inc. by increasing the amount by \$360,000 for a new contract amount not to exceed \$690,744 for the Planning Phase (technical feasibility study and public engagement process) for the viability of a potential WETA ferry service and public recreation pier at the Berkeley Marina.  
**Financial Implications:** See report  
Contact: Scott Ferris, Parks, Recreation and Waterfront, 981-6700
- 19. 2019 Bay Area SunShares Residential Solar and Zero-Emission Vehicle Program**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a letter of commitment with the Business Council on Climate Change (BC3) to affirm the City of Berkeley's participation in the 2019 Bay Area SunShares residential solar and zero-emission vehicle program.  
**Financial Implications:** See report  
Contact: Timothy Burroughs, Planning and Development, 981-7400

## Consent Calendar

**20. Contract: Rincon Consultants, Inc. for Development of a Berkeley Pathway to Clean Energy Buildings Report**

**From: City Manager**

**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments, extensions, or change orders with Rincon Consultants, Inc. (Rincon) to develop a Berkeley Pathway to Clean Energy Buildings Report for an amount not to exceed \$80,000 for the period June 26, 2019 through June 30, 2020.

**Financial Implications:** See report

Contact: Timothy Burroughs, Planning and Development, 981-7400

**21. On-Call Planning Services Contracts**

**From: City Manager**

**Recommendation:** Adopt 23 Resolutions authorizing the City Manager to approve contracts and any amendments with the following firms for planning and environmental review services for a total contract period of three years:

1. Architecture + History, LLC in an amount not to exceed \$1,000,000; and
2. Baseline Environmental Consulting in an amount not to exceed \$1,000,000; and
3. Cotton, Shires and Associates, Inc. in an amount not to exceed \$1,000,000; and
4. Firstcarbon Solutions in an amount not to exceed \$1,000,000; and
5. Garcia and Associates in an amount not to exceed \$500,000; and
6. Ground Development Consulting, LLC in an amount not to exceed \$500,000; and
7. Hatch Associates Consultants, Inc. in an amount not to exceed \$1,000,000; and
8. HortScience | Bartlett Consulting in an amount not to exceed \$500,000; and
9. ICF Jones & Stokes, Inc. in an amount not to exceed \$1,000,000; and
10. Kimley-Horn and Associates, Inc. in an amount not to exceed \$500,000; and
11. Kittelson & Associates in an amount not to exceed \$500,000; and
12. LSA Associates, Inc. in an amount not to exceed \$1,000,000; and
13. Metropolitan Planning Group in an amount not to exceed \$1,000,000; and
14. Michael Baker International in an amount not to exceed \$1,000,000; and
15. Nichols Consulting Engineers, Chtd. in an amount not to exceed \$1,000,000; and
16. Pacific Legacy Inc. in an amount not to exceed \$500,000; and
17. Paleo West Archaeology in an amount not to exceed \$500,000; and
18. Placeworks in an amount not to exceed \$1,000,000; and
19. Raimi + Associates in an amount not to exceed \$1,000,000; and
20. Rincon Consultants, Inc. in an amount not to exceed \$1,000,000; and
21. Stacy Farr - Historic Resource Consulting in an amount not to exceed \$500,000; and
22. Stantec Consulting Services, Inc. in an amount not to exceed \$1,000,000; and
23. Urban Planning Partners Inc. in an amount not to exceed \$1,000,000

**Financial Implications:** See report

Contact: Timothy Burroughs, Planning and Development, 981-7400

## Consent Calendar

- 22. Contract: Tanko Lighting for Street Light Luminaire Retrofit Project**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project with Tanko Lighting, Inc. for the City Street Light Luminaire Retrofit Project in an amount not to exceed \$140,875 for the period from July 1, 2019 through December 31, 2020.  
**Financial Implications:** Street Light Assessment District Fund - \$140,875  
Contact: Phillip Harrington, Public Works, 981-6300
- 23. Educator and Educational Staff Housing**  
**From: Housing Advisory Commission**  
**Recommendation:** Amend the Housing Trust Fund Guidelines and other relevant City of Berkeley housing policies to foster workforce housing for educators and educational staff by expanding income eligibility to include up to 120% AMI; and Provide \$150,000 to the Berkeley Unified School District to undertake predevelopment planning for housing to be built in Berkeley that will be available to educators and educational staff working for BUSD; and Work with the District to identify possible financing opportunities for capital development; and Recommend the Berkeley Unified School District balances building as many units as possible with being as family-friendly as possible.  
**Financial Implications:** See report  
Contact: Mike Uberti, Commission Secretary, 981-7400

## 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.*



## Action Calendar – New Business

- 24. FY 2020 and FY 2021 Biennial Budget Adoption**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution: a) Adopting the FY 2020 & FY 2021 Biennial Budget as contained in the City Manager's FY 2020 & FY 2021 Proposed Biennial Budget that includes the Proposed Capital Budget, presented to Council on May 7, 2019, and as amended by subsequent Council action. b) Authorizing the City Manager to provide applicable advances to selected community agencies receiving City funds in FY 2020, as reflected in Attachment 2 to the report, and as amended by subsequent Council action.  
**Financial Implications:** See report  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000
- 25. FY 2020 Annual Appropriations Ordinance**  
**From: City Manager**  
**Recommendation:** Adopt first reading of an Ordinance adopting the FY 2020 Annual Appropriations Ordinance (AAO) in the amount of \$520,227,935 (gross appropriations) and \$454,517,219 (net appropriations).  
**Financial Implications:** See Report  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000
- 26. Borrowing of Funds and the Sale and Issuance of FY 2019-20 Tax and Revenue Anticipation Notes**  
**From: City Manager**  
**Recommendation:** Adopt a Resolution approving the borrowing of \$35,000,000 and the sale and issuance of Fiscal Year 2019-20 Tax and Revenue Anticipation Notes.  
**Financial Implications:** See report  
Contact: Henry Oyekanmi, Finance, 981-7300

## Action Calendar – Policy Committee Track Items

- 27. Adopt an Ordinance adding a new Chapter 9.50 to the Berkeley Municipal Code Requiring Legal Rights for Legal Tender**  
**From: Councilmember Harrison**  
**Recommendation:** Adopt an ordinance adding a new Chapter 9.50 to the Berkeley Municipal Code requiring legal rights for legal tender, requiring that all brick-and-mortar businesses accept cash.  
**Financial Implications:** None  
Contact: Kate Harrison, Councilmember, District 4, 981-7140
- 28. Adopt a Resolution Establishing a Zero-Emission Vehicle Policy**  
**From: Councilmembers Harrison and Robinson**  
**Recommendation:** Adopt a resolution establishing that all new vehicles procured by the City of Berkeley be zero-emission vehicles.  
**Financial Implications:** See report  
Contact: Kate Harrison, Councilmember, District 4, 981-7140

## Action Calendar – Policy Committee Track Items

- 29. An Action Plan for Greening the City of Berkeley Fleet of Vehicles**  
**From: Councilmember Wengraf and Mayor Arreguin**  
**Recommendation:** Request the City Manager and Department of Public Works collaborate to hire a consultant to create an Action Plan (“plan”), by June 2020, to accelerate the electrification of the City’s municipal fleet and phase out fossil fuel use in municipal vehicles by 2030. The Plan should include an evaluation of the City’s current fleet and an analysis of opportunities for transitioning to a fleet of fossil fuel free vehicles.  
**Financial Implications:** See report  
Contact: Susan Wengraf, Councilmember, District 6, 981-7160
- 30. Waiver of Encroachment Fees for Trash Corral Pilot Program**  
**From: Councilmember Robinson and Harrison**  
**Recommendation:** Adopt a resolution pursuant to AR 6.7 waiving the application and permit fees for the minor encroachment permits required by both the Telegraph BID and Downtown Berkeley Association for the installation of their pilot trash corrals.  
**Financial Implications:** See report  
Contact: Rigel Robinson, Councilmember, District 7, 981-7170

## Information Reports

- 31. Voluntary Time Off Program for FY 2020**  
**From: City Manager**  
Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000
- 32. Audit Status Report Response: Code Enforcement Resources Significantly Constrained and Improvements Needed in Case Management and Oversight from January 1, 2019 – April 16, 2019**  
**From: City Manager**  
Contact: Paul Buddenhagen, City Manager's Office, 981-7000
- 33. FY 2020 Civic Arts Grant Awards**  
**From: City Manager**  
Contact: Jordan Klein, Economic Development, 981-7530
- 34. FY 2019 Second Quarter Investment Report: Ended December 31, 2018**  
**From: City Manager**  
Contact: Henry Oyekanmi, Finance, 981-7300
- 35. Referral Response: Community Microbond Initiative**  
**From: City Manager**  
Contact: Henry Oyekanmi, Finance, 981-7300

## Information Reports

36. **LPO NOD: 2140 Shattuck Avenue, #LMSAP2018-0004**  
**From: City Manager**  
Contact: Timothy Burroughs, Planning and Development, 981-7400
37. **goBerkeley Parking Management Program: Parking Rate and Time Limit Adjustments for Northside Area for August 1, 2019**  
**From: City Manager**  
Contact: Phillip Harrington, Public Works, 981-6300
38. **2019 Commission on Disability Work Plan**  
**From: Commission on Disability**  
Contact: Dominika Bednarska, Commission Secretary, 981-6300
39. **2019 Public Outreach Efforts of Commission on Disability**  
**From: Commission on Disability**  
Contact: Dominika Bednarska, Commission Secretary, 981-6300
40. **Mental Health Commission 2018 Annual Report**  
**From: Mental Health Commission**  
Contact: Karen Klatt, Commission Secretary, 981-5400

## 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 or in person 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 <http://www.cityofberkeley.info>.

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

City Clerk Department  
2180 Milvia Street  
Tel: 510-981-6900  
TDD: 510-981-6903  
Fax: 510-981-6901  
Email: [clerk@cityofberkeley.info](mailto:clerk@cityofberkeley.info)

Libraries:  
Main - 2090 Kittredge Street  
Claremont Branch – 2940 Benvenue  
West Branch – 1125 University  
North Branch – 1170 The Alameda  
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 981-6418 (V) or 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 June 13, 2019.

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

Mark Numainville, City Clerk



Housing Advisory Commission

CONSENT CALENDAR

June 25, 2019

To: Honorable Mayor and Members of the City Council
 From: Housing Advisory Commission
 Submitted by: Xavier Johnson, Chairperson, Housing Advisory Commission
 Subject: Educator and Educational Staff Housing

RECOMMENDATION

Amend the Housing Trust Fund Guidelines and other relevant City of Berkeley housing policies to foster workforce housing for educators and educational staff by expanding income eligibility to include up to 120% AMI; and

Provide \$150,000 to the Berkeley Unified School District to undertake predevelopment planning for housing to be built in Berkeley that will be available to educators and educational staff working for BUSD; and

Work with the District to identify possible financing opportunities for capital development; and

Recommend the Berkeley Unified School District balances building as many units as possible with being as family-friendly as possible.

FISCAL IMPACTS OF RECOMMENDATION

The HAC voted to “support BUSD with an allocation of \$150,000 from the appropriate source(s) as identified by Council.”

CURRENT SITUATION AND ITS EFFECTS

The HAC voted unanimously on April 4, 2019: M/S/C (Sharenko/Wolfe) to recommend to Council to take the following actions:

- a) Amend the Housing Trust Fund Guidelines and other relevant City of Berkeley housing policies to foster workforce housing for educators and educational staff by expanding income eligibility to include up to 120% AMI.
- b) Support BUSD with an allocation of \$150,000 from the appropriate source(s) as identified by Council for a planning and pre-development grant to conduct planning and pre-development, including, but not limited to, site evaluation and regulatory compliance, housing capacity, projected cost and timeline, property governance, transparent community process, financing structure options, and preparing of development RFP

- c) Work with the District to identify possible financing opportunities for capital development, including but not limited to, Measure U1, Measure O, developer fees, and/or County or State sources and utilizing the appropriate processes for public and expert feedback for these allocations.
- d) Balance encouraging the Berkeley Unified School District to build as many units as possible while being as family-friendly as possible.

Vote: Ayes: Johnson, Lord, Owens, Sharenko, Simon-Weisberg, Tregub, Wolfe, and Wright. Noes: None. Abstain: None. Absent: Sargent (unexcused).

BACKGROUND

Through surveys of BUSD employees, the District has documented that many employees, particularly younger employees, are severely cost burdened by housing costs. The District commissioned a study to identify properties that it already owns that are conducive to housing and has identified four potential sites. Information on the size of each site, zoning, potential capacity, unit mix, and estimated costs has been documented. The proposed planning and pre-development grant will help fine-tune this information.

ENVIRONMENTAL SUSTAINABILITY

An allocation of predevelopment funding will not have an environmental impact at this stage of the decision making process. However, it is acknowledged that for any project to move forward to any stage of decision making authority past pre-development funding a more rigorous environmental analysis will be required. As much as possible, the predevelopment funding will be tied to identifying and addressing the environmental impacts of a proposed project.

It is understood that having more BUSD employees living locally could possibly decrease vehicle miles traveled and therefore reduce greenhouse gas emissions from internal combustion engines known to contribute to global climate change.

RATIONALE FOR RECOMMENDATION

BUSD recently cut two million dollars from its General Fund budget to cover increasing pension, health care and general operating costs. The District does not have any unrestricted dollars that could pay for planning and pre-development. To take advantage of the availability of District-owned property, combined with the evidence of support from Berkeley voters for teacher and staff the HAC unanimously supports the use of City of Berkeley funds General Fund/U1 funds, Measure O funds, and other appropriate funding for planning and pre-development of educator and BUSD employee housing.

ALTERNATIVE ACTIONS CONSIDERED

An allocation of more, less, or no funding was also considered, but given the benefits of pre-development funding these actions are not recommended as the best actions to take.

CITY MANAGER

Staff appreciates the commission's efforts to facilitate educator housing and their attention to housing affordability issues for vital public employees. Staff previously requested guidance from Council on determining potential revisions to the HTF guidelines, including the expansion of qualifying AMI ranges, via a memo to the Land Use, Housing and Economic Development Policy Committee at its April 25, 2019 meeting.

On April 30, 2019, the City Council approved a \$150,000 predevelopment planning grant to the Berkeley Unified School District consistent with the commission's recommendation.

Once BUSD identifies a project site and selects a qualified developer, staff can work with their development team in evaluating financing strategies.

CONTACT PERSON

Mike Uberti, Acting Commission Secretary, HHCS, (510) 981-5114



Kate Harrison
Councilmember District 4

ACTION CALENDAR
June 25th, 2019

To: Honorable Mayor and Members of the City Council

From: Councilmember Harrison

Subject: Adopt an Ordinance adding a new Chapter 9.50 to the Berkeley Municipal Code Requiring Legal Rights for Legal Tender

RECOMMENDATION

Adopt an ordinance adding a new Chapter 9.50 to the Berkeley Municipal Code requiring legal rights for legal tender, requiring that all brick-and-mortar businesses accept cash.

FISCAL IMPACTS OF RECOMMENDATION

None.

ENVIRONMENTAL SUSTAINABILITY

Consistent with sustainability goals.

BACKGROUND

For many Berkeley residents, particularly those who are denied access to credit or are unable to obtain bank accounts, the ability to purchase goods and services is depends on the ability to pay in cash. According to the 2017 Unbanked and Underbanked Households Survey,¹ 17% of all African American households and 14% of all Latino households in the United States had no bank account. Cash is an accessible medium of exchange in America, and stores not accepting cash payment systematically excludes segments of the population that are largely low-income people of color. Cashless business models may also have significant detrimental impacts on young people who do not meet age requirements for credit cards, for the elderly (many of whom have not transitioned to credit and digital payment modes or have restricted their access to them to avoid credit scams), and for other vulnerable groups such as homeless and immigrant populations.

Recently, San Francisco² joined Philadelphia³ and New Jersey⁴ in requiring that all brick-and-mortar businesses in the jurisdiction accept cash. As of today, there are few stores

¹ <https://www.fdic.gov/householdsurvey/>

² <https://www.courthousenews.com/%EF%BB%BFsan-francisco-will-require-stores-to-accept-cash/>

³ <https://6abc.com/politics/bill-looks-to-require-philly-businesses-to-accept-cash/5121309/>

⁴ <https://www.wbgo.org/post/bill-would-require-nj-retailers-accept-cash-payments#stream/0>

in Berkeley that do not accept cash, and so now is a good opportunity to guarantee that these discriminatory practices are not permitted in our City.

CONTACT PERSON

Kate Harrison, District 4 510-981-7140

ATTACHMENT:

1: Proposed Ordinance Adding BMC Chapter 9.50

ORDINANCE NO. –N.S.

ADDING A NEW CHAPTER 9.50 TO THE BERKELEY MUNICIPAL CODE
REQUIRING BRICK-AND-MORTAR BUSINESSES TO ACCEPT CASH

BE IT ORDAINED by the Council of the City of Berkeley as follows:

Section 1. That Chapter 9.50 of the Berkeley Municipal Code is added to read as follows:

Chapter 9.50

LEGAL RIGHTS FOR LEGAL TENDER

Sections:

9.50.010 Findings and Purpose

9.50.020 Definitions

9.50.030 Brick-and-Mortar Businesses Required to Accept Cash

9.50.040 Exceptions

9.50.050 Enforcement

9.50.060 Severability

9.50.010 Findings and Purpose.

The Council finds and declares as follows:

- A. The City of Berkeley is duty-bound to provide its community with transactional access to the goods and services provided by Berkeley's businesses. For many City residents, such as those unable to obtain bank accounts, the ability to engage in consumer transactions, including goods and services vital to health and safety, depends on the ability to pay with legal cash tender established by the federal government of United States.
- B. Cashless business models present significant detrimental impacts to vulnerable groups, especially low-income people, as they require financial institution-sponsored payment in credit or debit cards, or other non-cash forms of payment.
- C. Cash payment, in the form of the United States Dollar, has been the official legal tender since the country's founding in 1792 and shall be recognized by brick-and-mortar businesses alongside other forms of legal tender.
- D. It is the intent of the Council to ensure Berkeley's economy is inclusionary and accessible to everyone, including those who lack access to non-cash forms of payment.

9.50.020 Definitions.

- A. "Brick-and-Mortar Business" means any place of business operating at a fixed, permanent, physical premises. Brick and mortar business does not include any business operating from a vehicle or other mobile space (for example a food truck).
- B. "Cash" means United States currency, in the form of both paper Federal Reserve Notes and metal coins.

9.50.030 Brick-and-Mortar Businesses Required to Accept Cash.

- A. Except as set forth in 9.50.040, every Brick-and-Mortar Business within the City must accept payment in Cash, if offered, for any transaction involving the purchase of any tangible good and/or service.
- B. Except as set forward in 9.50.040, a Brick-and-Mortar Business may not charge a fee or place any other condition on its acceptance of Cash as required by subsection A.

9.50.040 Exceptions.

The provisions set forward in this Act shall not apply in cases of:

- A. Suspected counterfeit currency. A Brick-and-Mortar Business may refuse to accept Cash that the business reasonably suspects to be counterfeit.
- B. Large denominations. A Brick-and-Mortar Business may refuse to accept Cash in any denomination larger than a twenty dollar note, but shall otherwise accept any combination of Federal Reserve Notes and metal coins in connection with any transaction.

- C. Single transactions above \$5,000. Where a single transaction involves the purchase of one or more goods and/or services, the total price of which (including tax) exceeds \$5,000, a Brick-and-Mortar Business must accept Cash that is offered as payment for any amount up to \$5,000, but may refuse to accept Cash that is offered as payment for the remainder of the amount due.

9.50.050 Enforcement.

- A. The obligation to ensure that a Brick-and-Mortar Business complies with this Chapter 9.50 shall fall only on the business or, in the case that the owners of the business are responsible for a policy or practice causing a violation of this Chapter, on the owner or owners of the business. No employee or independent contractor working at a Brick-and-Mortar Business shall be held liable for any violation of this Chapter.
- B. Each transaction or attempted transaction in which a Brick-and-Mortar Business fails to accept Cash shall constitute a separate violation of this Chapter.
- C. Any violation of this Chapter shall be an infraction or misdemeanor punishable as hereinafter specified:
 - a. For a first violation, an infraction punishable by a fine not exceeding \$100 and not less than \$50.
 - b. For a second violation within a twelve month period, an infraction punishable by a fine not exceeding \$200 and not less than \$100.
 - c. For a third violation within a twelve month period, an infraction punishable by a fine not exceeding \$1,000 and not less than \$500.
- D. In addition to the penalties set forward in subsection (C), the court may order that a violator reimburse the City for all its costs, including attorney's fees incurred in investigating and prosecuting the enforcement action against that violator.

9.50.060 Severability.

If any word, phrase, sentence, part, section, subsection, or other portion of this Chapter, or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this Chapter, and all applications thereof, not having been declared void, unconstitutional or invalid, shall remain in full force and effect. The City Council hereby declares that it would have passed this title, and each section, subsection, sentence, clause and phrase of this Chapter, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases is declared invalid or unconstitutional.

Section 2. Copies of this Ordinance shall be posted for two days prior to adoption in the display case located near the walkway in front of Council Chambers, 2134 Martin Luther King, Jr. Way. Within 15 days of adoption, copies of this Ordinance shall be filed at each branch of the Berkeley Public Library and the title shall be published in a newspaper of general circulation.



Kate Harrison
Councilmember District 4

ACTION CALENDAR
June 25, 2019

To: Honorable Mayor and Members of the City Council
From: Councilmembers Harrison and Robinson
Subject: Adopt a Resolution Establishing a Zero-Emission Vehicle Policy

RECOMMENDATION

Adopt a resolution establishing that all new vehicles procured by the City of Berkeley be zero-emission vehicles.

BACKGROUND

The City Council declared a climate emergency last summer, but the City continues to invest in gas-powered and carbon-emitting vehicles.¹ In light of this emergency and the City of Berkeley's ongoing commitment to and investment in electric charging technology and facilities, the resolution requires, where feasible, that all new city vehicles be zero-emission.

In 2017, San Francisco passed a similar ordinance mandating that all new additions to the passenger fleet, subject to certain limitations, be zero-emissions.²

Berkeley is already investing in charging stations across Berkeley such as the Center Street Garage and the North Berkeley Senior Center.³ At the May 14, 2019 City Council meeting, the Director of Public Works confirmed that the City has set aside \$600,000⁴

¹ Berkeley Climate Emergency, Resolution No. 68,486-N.S.

https://www.cityofberkeley.info/uploadedFiles/Council_2/Level_3_-_General/Climate%20Emergency%20Declaration%20-%20Adopted%2012%20June%202018%20-%20BCC.pdf

² San Francisco Board of Supervisors, Ordinance amending the Administrative and Environment Codes to require that any new passenger vehicle procured for the City fleet be a Zero Emission Vehicle, absent a waiver, and that all passenger vehicles in the City fleet be Zero Emission Vehicles by December 31, 2022, and to encourage selection of Zero Emission Vehicles in other vehicle classes as technology improves, June 2, 2017, <https://sfgov.registar.com/LegislationDetail.aspx?ID=2974440&GUID=176DF38E-C083-48A0-BC21-DD2CC0E6B322>

³ Office of Energy & Sustainable Development (OESD), Electrical Vehicle Charging, <https://www.cityofberkeley.info/EVCharging/>; See also Department of Public Works, New Center Street Parking Garage, <https://www.cityofberkeley.info/CenterStreetGarage/>

⁴ City Council Meeting, May 14, 2019, http://berkeley.granicus.com/MediaPlayer.php?publish_id=7785e04d-772d-11e9-a164-0050569183fa at 1:55:00

for new electric vehicle charging stations. In addition, East Bay Community Energy is working with City staff to expand charging infrastructure.

According to the 2016 Climate Action Plan update, 60% of city-wide emissions are derived from the transportation sector in general. Transitioning the municipal fleet to zero-emission vehicles will significantly reduce greenhouse gas emissions and improve air quality, and represent further commitment to the City's decarbonization obligations. A zero emissions municipal fleet will also help to inspire residents and businesses to transition to zero emissions vehicles.

Notwithstanding the GHGs associated with fossil fuel vehicles, the resolution includes a provision for the City Manager to seek limited waivers from the policy. The Council may grant waivers provided that proposed procurement of GHG emitting vehicles is in the form of a short-term lease and that a Council majority finds that the procurement serves the public interest. In such instances, the City Manager, wherever possible, shall prioritize plug-in hybrid models in order to minimize emissions.

FISCAL IMPACTS OF RECOMMENDATION

Zero-emission vehicles can be more expensive than gas vehicles, depending on the model, but cost significantly less in terms of upkeep and operational costs.

ENVIRONMENTAL SUSTAINABILITY

60% of all greenhouse gas emissions in Berkeley are derived from our transportation sector. Transitioning to zero-emission vehicles will reduce greenhouse gas emissions and improve air quality.

CONTACT PERSON

Kate Harrison, District 4, 510-981-7140

ATTACHMENT:

1: Resolution

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

ESTABLISH A ZERO-EMISSION CITY VEHICLE FLEET POLICY

WHEREAS, fossil fuel extraction and combustion is a primary cause of the present climate emergency that threatens the well-being of all living things; and

WHEREAS, the City of Berkeley through various legal means has committed to a policy of decarbonization, including (1) the 2006 Measure G (Resolution No. 63,518-N.S.) calling for the City to reduce city-wide greenhouse gas emissions (GHG) by 80% by 2050, (2) the 2009 Berkeley Climate Action Plan (Resolution No. 64,480-N.S.), and (3) the 2018 Berkeley Climate Emergency Declaration (Resolution No. 68,486-N.S.); and

WHEREAS, according to City data from 2016, Berkeley's transportation sector accounts for 60% of city-wide emissions and these emissions can be phased out through transitioning to electric vehicles fueled by 100% GHG-free electricity; and

WHEREAS, on April 24, 2018, the City Council adopted Resolution No. 68,404-N.S., selecting the East Bay Community Energy's *Brilliant 100* (100% GHG-free) electric service plan for all municipal accounts, meaning that a fleet powered by the electric grid is far cleaner than a gasoline-powered fleet; and

WHEREAS, Berkeley's Traffic Division is in dialogue with Pacific Gas and Electric to participate in its fleet charging program and plans to spend \$600,000 in infrastructure upgrades at 125 & 127 University Avenue and the fleet service center; and

WHEREAS, the City Center Street garage features 19 electric vehicle charging stations and wiring for more than 50; and

WHEREAS, the North Berkeley Senior Center renovation features charging stations.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that it hereby establishes a zero-emission vehicle policy for new city vehicles, effective immediately.

BE IT FURTHER RESOLVED notwithstanding the requirements of the policy and the GHGs associated with fossil fuel vehicles, the City Manager may seek a waiver provided that a Council majority finds that the proposed vehicle procurement serves the public interest and is in the form of a short-term lease. In such instances, the City Manager, wherever possible, shall prioritize the procurement of plug-in hybrid models.



Susan Wengraf
Councilmember District 6

CONSENT CALENDAR
June 25, 2019

To: Honorable Mayor and Members of the City Council
From: Vice Mayor Wengraf and Mayor Arreguin
Subject: An Action Plan for Greening the City of Berkeley Fleet of Vehicles

RECOMMENDATION

Request the City Manager and Department of Public Works collaborate to hire a consultant to create an Action Plan (“plan”), by June 2020, to accelerate the electrification of the City’s municipal fleet and phase out fossil fuel use in municipal vehicles by 2030. The Plan should include an evaluation of the City’s current fleet and an analysis of opportunities for transitioning to a fleet of fossil fuel free vehicles.

FINANCIAL IMPLICATIONS

Consultant fee and staff time

BACKGROUND

The City of Berkeley recognizes that climate change represents a grave and significant threat to our future. In keeping with the City’s declaration of a climate emergency, aggressive action to reduce pollution is necessary. It is incumbent on the City to develop a plan to significantly reduce the city’s contribution to carbon pollution.

The transportation sector accounts for 60 percent¹ of Berkeley’s core greenhouse gas emissions, which are the main driver of climate change. Transitioning our city fleet of vehicles from fossil fuels to clean electricity is an important and vital component of achieving our climate goals.

The following actions are proposed to accelerate Berkeley’s transition to a clean and green municipal fleet:

The City Manager in collaboration with the Department of Public Works is requested to hire a consultant to create an Action Plan (“plan”) to accelerate the electrification of the City’s municipal fleet and phase out fossil fuel use in municipal vehicles by 2030.

¹ Office of Energy & Sustainable Development (OESD) 2016 Community Inventory. Dec 6, 2018 Climate Action Plan Update

The plan should consider:

- A strategy to rapidly electrify the city's fleet and to provide for the use of fossil fuel-free liquid fuels when electric vehicles are not a viable option.
- Plug-in vehicles should be purchased for the municipal fleet when a cost effective, market-ready vehicle is available which matches the planned operations for that vehicle.
- Recognizing the unique needs of emergency management and first response vehicles, the plan should include a strategy to provide emergency management services with electric and fossil fuel-free vehicles wherever possible.
- An assessment of the challenges or opportunities presented by different vehicle fuel types on emergency management and response and allow for exemptions where alternative vehicles are not readily available.
- A strategy for infrastructure deployment to support the electrification of the municipal fleet. This strategy should take into consideration a long-term funding approach for EV charging infrastructure, including potential partnerships with publicly accessible charging networks.

The Action Plan should be completed no later than June, 2020 and presented to City Council before the end of fiscal year 2020.

ENVIRONMENTAL SUSTAINABILITY

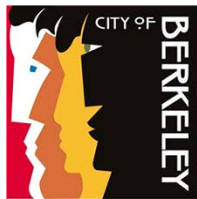
"Driving an electric car in the Bay Area reduces about 70% of the greenhouse gases produced by a conventional car." *Berkeley Office of Energy & Sustainable Development (OESD)*

CONTACT PERSON

Councilmember Wengraf

Council District 6

510-981-7160



CITY COUNCILMEMBER
RIGEL ROBINSON
DISTRICT 7

CONSENT CALENDAR
June 25, 2019

To: Honorable Mayor and Members of the City Council
From: Councilmembers Rigel Robinson and Kate Harrison
Subject: Waiver of Encroachment Fees for Trash Corral Pilot Program

RECOMMENDATION

Adopt a resolution pursuant to AR 6.7 waiving the application and permit fees for the minor encroachment permits required by both the Telegraph BID and Downtown Berkeley Association for the installation of their pilot trash corrals.

BACKGROUND

The Telegraph Business Improvement District and the Downtown Berkeley Association are each currently in the process of piloting “trash corrals,” small structures designed to contain the waste bins used by businesses in their jurisdiction. These corrals are designed to help the bins take up less space, make trash collection easier, and provide a more pleasing streetscape. The corral in the Telegraph district will be painted with murals to add an artistic element to the project and increase the general beauty of the district; the Downtown corral may also have a mural.

Because they are being constructed on city sidewalks, the corrals require minor encroachment permits. TBID and DBA are each being assessed a \$454 application fee and a \$1,228 permit fee, for a total between both projects of \$3,364.

TBID and DBA have requested that the council waive these fees in order to ensure that the pilots are financially viable. They are each using their own funds to design and build the corrals, and are only seeking the City’s support in removing this financial barrier. In reducing the impact of trash bins on pedestrian foot traffic, easing waste pickup, and providing beautification through public art, these corrals provide broad public benefit. The Council should therefore grant this waiver.

FINANCIAL IMPLICATIONS

Reduction in revenue to the Public Works Department by \$3,364.

ENVIRONMENTAL SUSTAINABILITY

Consistent with the City’s environmental goals.

CONTACT PERSON

Councilmember Rigel Robinson, (510) 981-7170

Attachments:

- 1: Resolution
- 2: AR 6.7

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

WAIVE THE APPLICATION AND PERMIT FEES FOR BOTH OF THE MINOR ENCROACHMENT PERMITS ASSOCIATED WITH THE TELEGRAPH BID AND DOWNTOWN BERKELEY ASSOCIATION PILOT TRASH CORRAL PROJECT

WHEREAS, the Telegraph Business Improvement District and the Downtown Berkeley Association are each currently in the process of piloting “trash corrals,” small structures designed to contain the waste bins used by businesses in their jurisdiction; and

WHEREAS, these corrals are designed to help the bins take up less space, make trash collection easier, and provide a more pleasing streetscape; and

WHEREAS, one or both will be painted with murals to add an artistic element to the project and increase the general beauty of the Telegraph and Downtown districts; and

WHEREAS, since these corrals are being constructed on city sidewalks, they require minor encroachment permits, each with an associated \$454 application fee and \$1,228 permit fee, for a total between both projects of \$3,364; and

WHEREAS, TBID and DBA have requested that the council waive these fees in order to ensure that the pilots are financially viable; and

WHEREAS, TBID and DBA are each using their own funds to design and build the corrals, and are only seeking the City’s support in removing this financial barrier.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that by reducing the impact of trash bins on pedestrian foot traffic, easing waste pickup, and providing beautification through public art, these corrals provide broad public benefit.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley waives the aforementioned fees pursuant to Administrative Regulation 6.7.

A.R. NUMBER:	6.7
ORIGINAL DATE:	2/1/95
POSTING DATE:	10/21/05
PAGE	1 OF 2 PAGES

**CITY OF BERKELEY
ADMINISTRATIVE REGULATIONS**

SUBJECT: Payment of Permit Fees on City Projects

PURPOSE

The purpose of this Administrative Regulation is to set forth the policy of the City of Berkeley and to establish procedures regarding requirements for the issuance of building, plumbing, mechanical, electrical permits for City owned and leased property, not located in the public right-of-way. This regulation establishes procedures for the payment of fees for such permits concerning the performance of work on City facilities and improvements for City managed work. (Work performed in the public right of way by City forces and City managed contractors must comply with the requirements adopted by the Public Works Director).

POLICY

1. It is the policy of the City of Berkeley that all construction work located on lands other than public rights of way performed by general engineering, general building and all specialty contractors on facilities and improvements which are owned or leased by the City, shall be subject to the requirements set forth in Title 19 of the Berkeley Municipal Code. (This title adopts the most recent state-mandated California Building, Plumbing, Mechanical, and Electrical Codes and includes various local amendments). Any contractor or city employee doing work for or on behalf of the City of Berkeley shall obtain all necessary and related building, plumbing, mechanical, electrical, and any other usual permits required by local, State, and Federal agencies having jurisdiction. Improvements and projects for which special action of the City Council, or other local, State or Federal agency has waived such fees or permits are exempt from fees and permits to the extent such waiver is explicitly stated by City resolution or ordinance, grant agreements, other agreements, and state or Federal law.

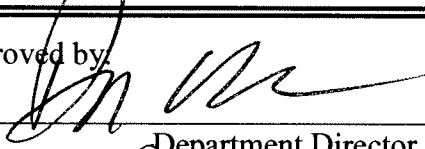
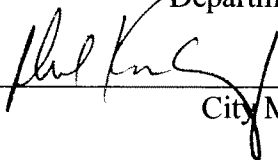
2. Work performed by City employees for repair of City facilities other than normal maintenance activities and for the improvement of existing City facilities shall be subject to the requirements set forth in Title 19 of the Berkeley Municipal Code. (This title adopts the most recent state-mandated California Building, Plumbing, Mechanical, and Electrical Codes and includes various local amendments). Permits shall be required for such work performed. Fees for such permits may be waived if authorized by the City Manager.

PROCEDURE

1. City Project Managers managing contracts for construction work for either the Engineering Division or the Facilities Division of the Public Works Department shall obtain or shall ensure that contractors obtain all required permits required by the Building and Safety Division of the Planning Department. Inspections of that work shall be performed by inspectors from the Engineering for contract compliance and by Building Inspectors for compliance with codes. Inspections performed by the Facilities Division inspectors shall be in accordance with general guidelines established by the Building Official.

FEES

The City Manager may waive the requirements of this regulation to the extent allowed by state and federal law as determined by the City Attorney provided good cause is set forth in writing. The City Manager's waiver shall identify in writing the reasons for the waiver. Neither Public Works nor their contractors will be required to pay fees for those inspections made by Facilities Division staff. Plan Check fees shall be charged for required plan checking unless waived by the City Council; however, direct expenses for outside plan checking services may not be waived.

RESPONSIBLE DEPARTMENT:	Approved by:
Planning	 <hr/> Department Director
TO BE REVISED:	 <hr/> City Manager
Every 2 years	



[Commission Name]

INFORMATION CALENDAR

June 25, 2019

To: Honorable Mayor and Members of the City Council

From: Commission on Disability

Submitted by: Alexis Ghenis, Chairperson, Commission on Disability

Subject: 2019 Commission on Disability Work Plan

INTRODUCTION

Below is the 2019 Work Plan for the Commission on Disability.

CURRENT SITUATION AND ITS EFFECTS

Commission on Disability - 2019 Annual Work Plan. Motion to approve and submit annual work plan on April 3, 2019. Motion made by Leeder and seconded by Smith. Ayes: Weiss, Ghenis, Smith, Ramirez, Singer; Noes: none; Abstain: none.

1. Improved Transportation and Mobility

Pursue “Navigable Cities” for all pathways used by people with disabilities (sidewalks, ramps, curb cuts, crosswalks, bike lanes, etc.), addressing topics including smooth construction and eliminating barriers (e.g. business signs, parked vehicles and scooters/bicycles). Research safety concerns, especially at intersections and other crosswalks, and propose relevant adjustments to City policies and infrastructure. Pursue policies to guarantee equal access to all transportation options and/or appropriate alternatives, including but not limited to paratransit, transportation network companies (TNCs), bicycle and scooter rentals (e.g. Ford GoBike, Lime, etc.), and taxis. Keep up-to-date on roadway/neighborhood redesigns that may affect pathways and/or parking; provide input to ensure full access for people with disabilities. Explore parking options and access, especially in city-owned or regulated garages and parking lots.

2. Public Input and Public Outreach for Commission on Disability (COD)

Implement communication channels with other city Commissions; pursue “crossmembership” with other commissions, where COD members request to be appointed to other commissions with vacancies; prioritize commissions whose coverage affects people with disabilities (e.g. peace & justice, zero waste, planning, homelessness, etc.). Raise awareness of COD within the disability community and relevant stakeholders (e.g. neighborhood and business associations) and invite community members and stakeholders to attend COD meetings. Host one “town hall” event in mid-late 2019, either in place of or in addition to the regularly-scheduled monthly COD meeting.

3. Disability Access in all Berkeley Policies and Processes

Ensure that City of Berkeley processes fully serve people with disabilities and that accessibility is considered in all policies. Develop templates for full City Council consent and action items to include impacts on accessibility and community members with disabilities. Address the recent extended staff vacancy for Berkeley's ADA coordinator and collaborate with city staff to avoid such extended vacancies in the future. Improve accessibility of city websites, meeting spaces, and buildings (including directions/signage to accessible entrances).

4. Accessible and Affordable Housing

Explore the expansion and improved availability of accessible housing for people with disabilities, including going beyond baseline ADA access requirements in new construction (e.g. adding automatic door openers, units with roll-in showers and other universal access features, etc.). Also consider retrofits of existing buildings, whether single-family homes or multi-unit apartments/condominiums. Address affordability as a key factor for housing.

5. Homeless people with Disabilities

Support Berkeley's population of homeless residents with disabilities. Collaborate with local service providers to address disability-related needs, such as access to healthcare or repairs of medical equipment (wheelchairs, scooters, walkers, etc.). Improve quality and range of housing alternatives; provide input on recreational vehicle (RV) ordinances and availability of permanent or semi-permanent RV parking areas.

6. Emergency/Disaster Preparedness

Receive information and ongoing updates, participate and make recommendations as appropriate about Berkeley's BEACON and CERT programs.

7. Student Life and Disability Awareness

Improve communication and collaboration with Berkeley's many students with disabilities, providing community engagement and leadership opportunities and supports for independent living. Address all populations including students with disabilities in elementary through high school, Berkeley City College, UC Berkeley, and private entities.

8. Service Animals Welcome in Berkeley

Educate, advocate and advise Council/staff on full implementation including Business Improvement District (BID) training, production and distribution of Service Animals Welcome signs and annual distribution of informational materials to all Business License Holders.

- Relates to the Strategic Goal of championing and demonstrating social equity for people with disabilities.

CONTACT PERSON

Alex Ghenis, Chair, Commission on Disability

Dominika Bednarska, Disability Service Specialist, Public Works, 510 981 6418



INFORMATION CALENDAR

June 25, 2019

To: Honorable Mayor and Members of the City Council
 From: Commission on Disability
 Submitted by: Alex Ghenis, Chairperson, Commission on Disability
 Subject: 2019 Public Outreach Efforts of Commission on Disability

INTRODUCTION

The Commission on Disability (COD) is pursuing actions to increase its public outreach through 2019 and beyond. COD will be inviting interested stakeholders to attend our meetings and will attend other Commission meetings to better address the concerns and needs of people with disabilities in Berkeley. In addition, we are interested in hosting or otherwise supporting a disability “town hall” sometime in 2019, to feature opportunities for Berkeley’s residents to explore concerns, policy solutions, and courses of action.

The Commission on Disability would appreciate the City Council’s assistance in this effort, to whatever extent is appropriate. If Council-members are aware of any stakeholders (individuals or groups) who are interested in topics relevant to people with disabilities (PWDs), are addressing topics that should better address the needs of PWDs, or may otherwise want to connect with COD, please ask them to contact the Commission’s secretary. COD will also inform Council of any upcoming actions or events related to its Public Outreach.

CURRENT SITUATION AND ITS EFFECTS

Motion to submit item made by Singer and seconded by Walsh on May 1, 2019: Ayes: Smith, Ghenis, Ramirez, Weiss; Noes: none; Abstain: none. The 2019 Public Outreach Efforts of COD 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.

CONTACT PERSON

Alex Ghenis, Chair, Commission on Disability
 Dominika Bednarska, Disability Services Specialist, Public Works, 510 981-6418



Mental Health Commission

INFORMATION CALENDAR

June 25, 2019

To: Honorable Mayor and Members of the City Council
 From: Mental Health Commission
 Submitted by: boona cheema, Chairperson, Mental Health Commission
 Subject: Mental Health Commission 2018 Annual Report

INTRODUCTION

The 2018 Annual Report was adopted by the Mental Health Commission on April 25, 2019.

CURRENT SITUATION AND ITS EFFECTS

Submitted for your information on behalf of the Mental Health Commission, is the 2018 Annual Report. The Mental Health Commission members are to be commended for working extremely hard in making progress towards meeting the goals which were set in our Work Plan created in early 2018. We are now positioned to be a valuable asset and a voice in the arena of community mental health in the Cities of Berkeley and Albany.

BACKGROUND

In 2018 our first priority was to streamline the work of the commission and change its culture of work. Through creating subcommittees in the focus areas of accountability, diversity and site visits we were able to do extensive research, collect and review documentation and have discussions about our role in strengthening our community mental health approaches. Our focus on learning, informing ourselves and listening before acting became a strength.

This annual report is extensive and details our actions, accomplishments and outcomes in 2018 and sets priorities for 2019/20 in 9 goal areas.

This is the first comprehensive and detailed annual report to be submitted by this commission in a decade. The Mental Health Commission had a few weaknesses in its approach, how it functioned, its impact in the community and its value to Berkeley City Council. In 2018 we worked very hard to become a functioning commission with clarity of purpose.

It also became apparent to us that a more open and respectful relationship with Berkeley Mental Health needed to be fostered. Commissioners began to attend meetings within the division to listen, learn and participate.

At the April 25, 2019 meeting the Mental Health Commission adopted the 2018 Annual Report by the following motion:

M/S/C (Davila, Posey) Motion to approve the 2018 Annual Report and submit it to City Council with the Council Item that the Chair will write.

Ayes: Castro, cheema, Davila, Fine, Heda, Kealoha-Blake, Ludke, Posey; Noes: None; Abstentions: None; Absent: None.

ENVIRONMENTAL SUSTAINABILITY

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

POSSIBLE FUTURE ACTION

When appropriate we will send recommendations to the City Council for action.

FISCAL IMPACTS OF POSSIBLE FUTURE ACTION

Unknown at this time.

CONTACT PERSON

Karen Klatt, Commission Secretary, HHCS, (510) 981-7644

Attachments:

1: Mental Health Commission 2018 Annual Report

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

The Mental Health Commission for the Cities of Berkeley and Albany

The Mental Health Commission is proud to present its Annual Report 2018. This year we have taken bold steps to build the Commission as a robust advisory body to the Berkeley City Council, Division of Mental Health and in the community. As a Commission, we are committed to making meaningful contributions to accountable decision making impacting public mental health in our community.

In 2018, the Mental Health Commission set the stage for following our state law mandate to review and evaluate public mental health needs, services, facilities and special problems. The Commission began this year with notable feats. We elected new leadership, developed a Work Plan 2018 and submitted it to the Berkeley City Council—a first ever milestone.

Now we are thrilled to share our accomplishments which have fundamentally changed our culture to productively focus on achieving our Work Plan 2018 goals:

- We are focusing on a systems-integrated continuum of whole person care to serve diverse groups and individuals who engage with the public mental and related systems: housing, health, education, child welfare, juvenile and adult criminal justice and corrections.
- We are building relationships with a broad range of consumers and family members to understand the nature of their participation when interacting with multiple providers.
- We are working productively with Berkeley Mental Health (BMH), one of the city's service providers for people with mental illness and many with co-occurring substance use disorder, and community-based organizations to assess service delivery to groups and individuals.
- We are visiting public mental health clinics and other sites to assess their ability to consistently welcome and engage the public across the board.
- We are markedly increasing our knowledge about access to public mental health and related systems for diverse groups and individuals.
- We are initiating defining key indicators for evaluating public mental health and related systems using evidence-based best practices. We have reviewed World Health Organization (WHO) and other approaches to measure fiscal, program and technology accountability.

As the Mental Health Commission moves into this next year, we aim to build on our progress. We look forward to opening more conversations about mental health, continuing to address challenges and working towards a more equitable, responsive access to the public mental health and related systems.

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Mental Health Commission—Mission, Vision and Operating Principles

We aim to address the mental health crisis in our community where a large number of unsheltered people are unserved, underserved and/or inappropriately served by public government systems.

We aim to ensure that a diversity of people—including people of color, children, families, youth, the LGBTQ community, and seniors—receive mental health interventions and services that are respectful and tailored to their mental health needs.

Through our work, we aim to strengthen the core values and guiding principles of: 1) wellness, recovery and resilience-oriented models; 2) community collaboration; 3) systems development and integration among Berkeley Mental Health (BMH), community-based organizations (CBOs) and other entities; 4) cultural competency; and 5) consumer and family-driven services.

Mental Health Commission Composition—State Requirements

The Mental Health Commission (MHC) is comprised of residents with mental health and related expertise and experience who advise the Division of Mental Health for the Cities of Berkeley and Albany on policy, programming, implementation, evaluation, budget allocations, revenue and expenditures. Pursuant to the Welfare and Institutions Code § 5604 and City of Berkeley Resolution No. 65,945-N.S.:

- The Mental Health Commission comprises 13 members. There are 11 members from the City of Berkeley and 2 from the City of Albany. The Mayor’s Office for the City of Berkeley appoints one of its Councilmembers to the Commission.
- The Commission must further include Special and General Interest members. From the Cities of Berkeley and Albany, there must be 7 Special Interest members. At least 3 of these persons must have or be receiving mental health services. At least 3 must be parents, spouses, siblings or children of persons who have or are receiving these services.
- There are 5 General Interest members who have knowledge in a broad range of disciplines, professions, and fields of knowledge related to mental health.

Mental Health Commission—State Statutory Powers and Duties

The Mental Health Commission powers and duties are set forth under the Welfare and Institutions Code (WIC) § 5604. These statutorily mandated powers and duties include:

- Review and evaluate the community’s mental health needs, services, facilities and special problems;
- Advise the governing body and the local mental health director as to any aspect of the local mental health program;
- Review and approve the procedures used to ensure citizen and professional involvement at all stages of the planning process; and

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

- Submit an annual report to the governing body.

Mental Health Commission Meetings

The Mental Health Commission holds 10 regular monthly meetings at 7:00 pm, except in August and November, at public buildings. The Commission Secretary addresses reasonable accommodations.

MENTAL HEALTH COMMISSIONERS as of MARCH 2019

Commissioners:	
boona cheema, Chair	Erlinda Castro, Vice-Chair
Councilmember Cheryl Davila	Shirley Posey
Margaret Fine	Paul Kealoha-Blake
Shelby Heda	Ben Ludke

MENTAL HEALTH COMMISSION SUBCOMMITTEES as of DECEMBER 2018

Subcommittee	Date Formed	Current Subcommittee Members	Meetings Held/or Scheduled
Accountability Subcommittee (Originally named the Fiscal/Programmatic/Technology Subcommittee)	10/26/17	cheema, Davila, Fine	11/30/17, 2/15/18, 4/13/18, 7/19/18, 10/17/18, 12/7/18
Diversity Subcommittee	4/26/18	Castro, Fine, Ludke	5/15/18, 7/24/18, 8/21/18, 9/18/18, 10/18/18, 11/19/18
Site Visit Subcommittee	4/26/18	cheema, Castro, Kealoha-Blake, Posey	5/21/18, 7/19/18, 8/21/18, 11/19/18
Membership Subcommittee	12/13/18	Fine, Posey, Heda	

Mental Health Commission for the Cities of Berkeley and Albany
Annual Report 2018

Mental Health Commission Work Plan 2018
By Goals, Action Items, Accomplishments, Outcomes & Next Priorities

Work Plan Goal 1—Serving Unsheltered People with Mental Illness:

- **Advocate for Innovative Solutions and Increased Capacity Based on Unmet Needs for Quality Outreach, Engagement and Services for Unsheltered People with Mental Illness (and substance use disorder).**

Goal 1 Action Item 2018

- Meet with, gather and request materials and report on public mental health and related staff, providers, stakeholders, consumers, volunteers and community members for the Cities of Berkeley and Albany. Unsheltered people living with mental illness (and substance use disorder) in encampments and other locations are included. Public mental health entities include Berkeley Mental Health (BMH), community-based organizations (CBOs) and other organizations.

Goal 1 Accomplishments 2018

- The Mental Health Commission requested and received monthly reports written by the City Manager for Mental Health and caseload statistics for clients living with mental illness (and substance use disorder) in the community.
- On April 24, 2018, the Berkeley Mental Health Program Supervisor made a presentation to the Mental Health Commission on Mobile Crisis; Transitional Outreach; Homeless Outreach & Treatment; and Crisis Triage. Commissioners asked questions and she answered.
- On May 28, 2018, the Berkeley Mental Health Program Supervisor for the Adult Service Teams presented to the Mental Health Commission. Commissioners ask questions and she answered.
- On July 26, 2018, the Executive Director of Bay Area Community Services (BACS) made a presentation about Pathways STAIR Center operations and answered Commissioners' questions.
- The Mental Health Commission passed a motion to create its Site Visit Subcommittee to inspect public accommodations providing a continuum of care—health and specialty mental health, substance use, housing and social support interventions and services—to unsheltered people.
- The Site Visit Subcommittee is implementing specific tasks needed conduct focus groups with consumers in June 2019. The focus groups are designed to include people, including unsheltered people, who are consumers at BMH and other providers. Also see Goal 6.

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Goal 1 Outcomes 2018

- The Work Plan 2018 set forth expected outcomes to make recommendations to Berkeley Mental Health and the Berkeley City Council about the public mental health system and the status of unsheltered people with mental illness (and substance use disorder) and resources needed to address them. The Commission received caseload statistics from BMH.
- The Mental Health Commission communicated with other City of Berkeley Commissions and with the municipal government about unsheltered people with mental illness and substance use disorder in the community. Several Commissioners have expertise from long-term, ongoing front-line engagement with people who live on the streets, in vehicles and in encampments.

Goal 1 Priorities for 2019—2020

➤ **Review, evaluate and report on the following through Berkeley Mental Health:**

- Adopting Whole Person Care for the Cities of Berkeley and Albany. The City of Berkeley is an established partner with Alameda County Connect Whole Person Care Pilot, including Results-Based Accountability for evaluating the quality of service delivery.
- Access to basic hygiene supplies, housing and shelter referrals, nutritious food (such at breakfast and afternoon community meals) and safe water through the Homeless Outreach Treatment Team (HOTT) of Berkeley Mental Health.
- Access to safe, habitable and stable sleeping arrangements, transitional and permanent supportive housing and additional housing options for unsheltered individuals or people at risk.
- Access to systems integrated care—mental health, substance use (including harm reduction), medical, housing, support interventions and services—for unsheltered persons or those at risk.
- Access to prevention programs to assist people to maintain safe, habitable and stable homes and avoid homelessness. These programs include providing housing subsidies, landlord/tenant counseling and legal aid referrals to eviction defense clinics.
- Access to mobile crisis interventions and services to avoid arrest, detainment and criminal justice involvement of unsheltered people living with mental illness and substance use disorder.

Work Plan Goal 2—Diversity and Inclusion

- Ensure a diversity of people, including people of color, youth, LGBTQ and seniors, have access to culturally competent (respectful and tailored) mental health interventions and services from the public mental health system for the Cities of Berkeley and Albany.

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

- Ensure BMH and CBOs bring awareness and visibility about mental health to a diversity of groups and the larger community to reduce stigma and discrimination

Goal 2 Action Items 2018

1. Request documentation, reports and evaluations including for diversity trainings and workshops
2. Meet with Diversity and Multicultural staff and review trainings and workshop materials
3. Work with BMH and CBOs to serve diverse people using best practices, including with CalMHSA
4. Query CalMHSA about using materials in client contexts
5. Ensure CalMHSA and other related materials are available in medical and mental health waiting rooms and visible locations—BMH, CBOs and other entities
6. Participate in implementing BMH Technology Suite Plan apps with CalMHSA and ensure using apps are culturally competent to meet the needs of diverse groups
7. Assess BMH and CBOs efforts in reducing stigma and discrimination

Goal 2 Accomplishments 2018

- On April 26, 2018, the Mental Health Commission passed a motion to create a Diversity Subcommittee to address this goal. The Mental Health Commission appointed a Commissioner to represent it on the internal Diversity Committee for Berkeley Mental Health.
- On September 27, 2018, the Mental Health Commission passed a motion that a comprehensive list contained under Mental Health Resources in the Berkeley Public Library be linked to the Mental Health website in an easily accessible place. A list was linked to the BMH website.
- The Mental Health Commission requested and received copies of finalized monthly minutes from the Health Equity Committee for Berkeley Mental Health.
- Among Materials Reviewed 2018:
 1. Non-Discrimination law at municipal, county, state and federal government levels
 2. National CLAS Standards on Cultural Competency issued by the federal government
 3. Disability Rights California: Definitions of Stigma and Discrimination
 4. Mental Health Services Act – Required General Demographic and Related Data
 5. Mental Health Services Act Prevention/Early Intervention Evaluations with Required Data
 6. Mental Health Services Act—Diversity and Multicultural Outreach and Engagement Coordinator Report on Goals, Trainings, Committees and Groups
 7. Mental Health Work Session PowerPoint Slides before the Berkeley City Council –3/20/18
 8. Berkeley Mental Health Caseload Statistics for MHSA Full Service Partnership consumers
 9. Berkeley Mental Health, Health Equity Committee monthly minutes
 10. Berkeley Mental Health Policy and Procedure Manual as available
 11. Clinical Documentation Requirements for Medi-Cal Specialty Mental Health Services

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

12. Mental Health Services Act—Technology Suite Plan

13. Mental Health Services Act—Trauma Informed Care Plan

Goal 2 Outcomes

- The expected outcomes focused on increasing knowledge of Berkeley Mental Health capacity and identifying gaps in service delivery, particularly to ensure that a diversity of groups feel welcome and have a sense of belonging when interacting with BMH and CBOs.
- This past year the Mental Health Commission focused on data collection and methodology to gather information in order to analyze diversity and inclusion from a range of accumulated materials about the public mental health and related systems.

Goal 2 Priorities for 2019 – 2020

- Request the Berkeley Mental Health Diversity & Multicultural Coordinator to Present on Diversity and Multicultural Outreach and Engagement under the Mental Health Services Act.
- **Review, evaluation and report on the following:**
 - Compliance with city, county, state and federal non-discrimination law, including on the basis of race, ethnicity, national origin, gender identity and expression, sexual orientation, disability, age, additional protected classes and other groups.
 - Adoption of National CLAS standards for cultural competency issued by the federal government
 - Data collection and methodology to address diversity and inclusion among people living with mental health conditions and/or substance use disorder served by the public mental health and related systems (Berkeley Mental Health, community-based organizations and other entities). Alameda County further offers data collection and methodology trainings multiple times yearly.
 - Staff and related trainings to build capacity among Berkeley Mental Health and CBOs staff to serve a range of diverse groups, including related to public health epidemics. Alameda County also offers trainings to build capacity multiple times per year.
 - Access to language services and qualified interpreters to people whose primary language is not English throughout the public mental health and related systems, including BMH and CBOs
 - Overall reduction in stigma, stereotyping and discrimination for people with mental health conditions and substance use disorder who access public mental health and related systems

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Work Plan Goal 3—Mental Health Commission Partnerships

- **Build a Strong Partnership with BMH, the CBOs, the Community and Consumers.**

Goal 3 Action Items 2018

1. Build deep understanding among Mental Health Commissioners about the quality of programs serving people with mental illness and substance use disorder in the community and make recommendations to the Berkeley City Council (see expected outcome).
2. Appoint a Mental Health Commissioner to each of the internal Berkeley Mental Health Committees to attend meetings and provide reports to the Commission.
3. Invite Berkeley Mental Health staff to make presentations to the Mental Health Commission.

Goal 3 Accomplishments 2018

- **Culture & Communication**

The Mental Health Commission's major achievement this past year focused and continues to focus on changing its culture to carry out state law mandates, including evolving a productive relationship with the BHS leadership and staff. To achieve this effort, the MHC:

1. Elected new leadership.
 2. Developed a Work Plan 2018 and passed a motion for submission to the Berkeley City Council (BCC). The Chair submitted it as a consent item on the BCC's Agenda.
 3. Created Subcommittees designed to accomplish Work Plan goals.
- The Chair and Vice Chair met (and continue to meet) with the City Manager for the Division of Mental Health at least every other month. These meetings have and continue to be important in building trustworthy and respectful communication in order to accurately understand the public mental health system, particularly service delivery to consumers and the community at-large.
 - The City Manager for the Division of Mental Health provides a written report for inclusion in the Agenda Packet for each Commission meeting. Commissioners can request specific topics for the Manager to address in the written report. There is an Agenda Item for the Manager's report at each Commission meeting; Commissioners ask questions and receive replies from the Manager. This approach improves communication between the Commission and City Manager. Some topics:
 1. Crisis Treatment, Adult Clinic and other programs
 2. Request for proposals (RFPs) and grants such as SB 82 for Crisis Triage
 3. BMH fiscal revenues and expenditures
 4. Wellness Center and Adult Clinic Renovations

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

- The Mental Health Commission appointed a Commissioner to each of the following internal Berkeley Mental Committees. Commissioners began attending their meetings and receiving the finalized Health Equity Committee meeting minutes. These Committees are:
 1. Health Equity Committee
 2. Diversity Committee
 3. Safety Committee
 4. May is Mental Health Committee
- The Mental Health Commission invited BMH representatives to present at its monthly meetings.
- **Community**
 1. Both Subcommittee and full Mental Health Commission meetings have public comment periods and community members can record these meetings.
 2. The Commission Secretary includes written correspondence from community members in the Agenda Packets for full Commission meetings.
- **Consumers**
 1. The Mental Health Commission has initiated developing a formal mechanism to create a feedback loop between consumers and the Commission.
 2. Under Goal 6, the Site Visit Subcommittee is currently focused on conducting consumer focus groups for those who have had and/or do have involvement with BMH.

Goal 3 Outcome

- Mental Health Commissioners are developing a productive relationship with Berkeley Mental Health and service providers to improve public mental health and related systems for consumers and the community at-large. This relationship includes exchanging honest feedback on significant topics, asking difficult questions and making recommendations to improve the public mental health and related systems.

Goal 3 Priorities 2019 - 2020

- Continue building on work accomplishments
- Address Berkeley Mental Health challenges such as:
 1. Exponential organizational growth
 2. Work environment culture for serving consumers
 3. Diversity of staff and capacity to serve diverse groups
 4. Demographic data collection and methodology
 5. Fiscal and program management (including per evaluations)

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

- Work with community-based organizations (CBOs):
 1. The Mental Health Commission initiated inviting CBOs to its full Commission meetings who are critical to providing a continuum of integrated care for consumers and community members at-large. Some CBOs have an established partnership with BMH and/or the Cities of Berkeley and Albany, including receiving MHSA funding from BMH.
 2. The Executive Directors for Bonita House and Bay Area Community Services (BACS) each made a presentation to the Mental Health Commission about their role serving people with mental illness (and substance use disorder) and community members at-large.
 - a. Bonita House is the nonprofit who will operate the Wellness Center under a contract with Alameda County Behavioral Health Services in the City of Berkeley.
 - b. BACS operates Pathways Stair Center for temporary short-term shelter in Berkeley.
 3. In 2019, the Social Services Director for LifeLong Medical Care gave a presentation to the Mental Health Commission. During the upcoming year the Commission plans to invite CBOs and other providers who receive Mental Health Services Act (MHSA) and related funding as follows:
 - a. Building Opportunities for Self-Sufficiency (BOSS)
 - b. Youth Engagement Advocacy Housing (YEAH)
 - c. Youth Spirit Artworks (YSA)
 - d. Berkeley Food & Housing Project (BFHP)
 - e. Dorothy Day House
- **Community**
 1. The Mental Health Commission is seeking to improve outreach, engagement and education to the community at-large in partnership with Berkeley Mental Health.
 2. During 2019, the Commission is planning a Listening Session for community members.
- **Consumers**
 1. The Mental Health Commission has partnered with Berkeley Mental Health to host a May is Mental Health Month event. See Goal 9.
 2. The Site Visit Committee will conduct focus groups and in-person interviews with consumers using evidence-based methodology to get valid, reliable information. The information gained from the focus group will inform service delivery in the public mental health and related systems for the Cities of Berkeley and Albany.

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Work Plan Goal 4—Fiscal Accountability

- **Assess the financial accountability of Berkeley Mental Health and related Community Based Organizations (CBOs)**

Goal 4 Action Items 2018:

1. Identify all existing BMH documents pertaining to financial accountability
2. Request, review and evaluate documents from BMH where needed
3. Gather financial evaluation research, including new MHSA accounting law

Goal 4 Accomplishments 2018

- Researched and reviewed new state legislation requiring adoption of uniform accounting standards and procedures by the Controller for the State of California for funding and oversight under the Mental Health Services Act (capital facilities and technology excluded).
- The Accountability Committee reported to the full Mental Health Commission and BMH representatives about the new state law and included its text in the Agenda Packet.
- The Accountability Committee tracked and updated the Mental Health Commission Excel Chart showing fiscal breakdown of MHSA monies from FY 13/14 through FY 18/19. The Commission relied on MHSA documents required by the State of California as posted on the BMH website.
- Among Materials Reviewed 2018:
 1. Mental Health Services Act (MHSA) Three Year Plan FY 17/18, 18/19, 19/20
 2. MHSA Annual Revenue and Expenditures Updates FY 17/18, 18/19
 3. California State Auditor Report, February 2018—requested by Joint Legislative Audit Committee to address funding and oversight of the Mental Health Services Act
 4. MHSA Reversion Expenditure Plan 2018
 5. Berkeley Mental Health Work Session materials submitted to Berkeley City Council, including the Management Partners' Fiscal Audit 2017 and Challenges
 6. Memorandum of Understanding between Alameda County Behavioral Health Services and the City of Berkeley regarding Medi-Cal reimbursement
 7. Berkeley Mental Health consulting contract (\$34,990) for developing Medi-Cal billing infrastructure, staff and evidence-based best practices for specialty mental health services
 8. Medi-Cal specialty mental health services documents from the Department of Health Care Services for the State of California
 9. Kilbourne, A., Beck, K., Spaeth-Rublee, B., Ramanuj, P., O'Brien, R., Tomoyasu, N. and Pincus, H. (2018). Measuring and improving the quality of mental health care: a global perspective (among other studies reviewed).

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Goal 4 Outcome

- The Accountability Subcommittee gathered a range of relevant documents to begin its review, evaluation and reporting on Berkeley Mental Health fiscal and program management.

Goal 4 Priorities for 2019 – 2020

➤ **Request the following for review and evaluation:**

- Management Partners' Report 2017 assessing the fiscal status and challenges presented at Berkeley Mental Health (cited at Berkeley City Council Work Session, 3/20/2018)
- A strategic business plan for financial, program and operations administration at Berkeley Mental Health that is accurate, transparent and understandable to the public
- Line-item budget to compare with actual revenues and expenditures for FY 19/20, including breakdown by job descriptions, classifications and salary (similar to Alameda County law).
- Documents showing development of an effective, efficient Medi-Cal billing department including infrastructure, staff and evidenced-based best practices under the contract (\$34.990)
- Documents showing development of electronic health records systems and costs for implementation and maintenance if any, including how Berkeley Mental Health connects (if at all) to primary care and other specialist providers, hospitals and corrections facilities
- Performance metrics to determine the effectiveness of MHSA programs, including but not limited to using Results-Based Accountability outcomes
- Total annual costs for highest frequency service users at Berkeley Mental Health, including expenditures for: 1) emergency room visits, 2) jail and prison stays, 3) primary and specialist care services, 4) police, mobile crisis and transport costs and other related expenditures.
- Total costs for criminal and civil liability when incurred by Berkeley Mental Health
- Total costs expended for cost settlements and construction for Wellness Center, and total costs for renovation of Adult Clinic of Berkeley Mental Health

Work Plan Goal 5—Key Indicators for Evaluating the Public Mental Health System

- **Review and evaluate program needs, services, facilities, including challenges and any problems and make recommendations.**

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Goal 5 Action Items 2018

1. Obtain documentation needed from BMH and CBOs to review and assess programs, including through outcomes data to assess program management
2. Confirm BMH and CBOs implement performance evaluations to measure program effectiveness
3. Gather research on mental health program evaluations, particularly regarding MHSA programs
4. Write report with recommendations to the Berkeley City Council

Goal 5 Accomplishments 2018

The Mental Health Commission is developing key indicators to assess the effectiveness of programs, including new developments. Some of these developments are:

- Access to safe, habitable housing, including reducing exposure to poor sanitation and disease outbreaks for homeless people with mental illness and substance use disorder.
- Increasing capacity to address overall systems integration among multiple providers to provide an integrated continuum of care and avoid gaps in service (such as ensuring Medi-Cal is active for people upon release from incarceration along with meaningful referrals for follow-up).
- Evaluating Berkeley Mental Health and CBO sites with BMH and Alameda County contracts, particularly through site visits to assess properties delivering a continuum of care to consumers.
- Assessing mobile crisis interventions and services to people with mental illness (and substance use disorder) through Berkeley Mental Health and the Berkeley Police Department
- Addressing suicide and substance use epidemics among diverse groups of people on the basis of race, ethnicity, religion, gender identity and expression, sexual orientation, disability, age and other groups.
- Integrating primary and specialist care, including reviewing World Health Organization (WHO) models for implementing psychiatric medication and therapeutic support, and harm reduction approaches for substance use disorder in multiple countries with scarce resources.
- Assessing wellness and recovery models including through upcoming Wellness Center operated by a nonprofit provider in the City of Berkeley.
- Assessing the role of technology to improve public mental health, substance use and related interventions and services, including through using integrated electronic records systems among multiple providers to deliver a continuum of care to consumers.
- Advancing access to integrated universal healthcare

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Goal 5 Outcome

- The outcome expectations focus on analysis and oversight to the Berkeley City Council about the use of government program resources for the public mental health system in the Cities of Berkeley and Albany. Throughout the year Commissioners researched public mental health and related topics in order to develop these key indicators for assessing multiple providers about an integrated continuum of care. The Mental Health Commission will be reporting to the BCC.

Goal 5 Priorities for 2019 – 2020

- Ongoing work to continue identifying key indicators to assess the status of multiple providers to deliver an effective, empathetic continuum of care for consumers in these municipalities, and writing a report to the Berkeley City Council.

Work Plan Goal 6—Sites Visits to Public Mental Health and Related Program Facilities:

- **Make site visits to Berkeley Mental Health programs, as well as to CBO programs which have contracts with BMH and ACBHCSA, to become more informed and familiar with the continuum of interventions and services. Meet with staff and consumers of these services.**

Goal 6 Action Items 2018

1. Create clear purpose and develop protocols for site visits.
2. Identify documentation needed and review it prior to site visits, including contracts.
3. Undertake site visits focused on public mental health and related environments serving consumers and the public.

Goal 6 Accomplishments 2018

1. On April 26, 2018, the Mental Health Commission passed a motion to create a Site Visit Subcommittee.
2. The Site Visit Subcommittee visited public mental health clinic waiting rooms and any displayed materials.

Goal 6 Outcomes

- The Site Visit Subcommittee visited and raised concerns about how these clinics and related facilities are designed and operated to provide a welcoming environment for consumers and other individuals. This Subcommittee has further raised concerns about displayed materials if any, particularly to inform and welcome diverse groups of people.

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

- The full Mental Health Commission has further raised concerns about the use of physical barriers and uniformed security guards in waiting room areas as they may discourage individuals from using the clinics and facilities due to feeling threatened and unwelcome there.
- The Commission understands Berkeley Mental Health has experienced challenges due to clinic relocations, renovation and new construction and related safety issues.

Goal 6 Priorities for 2019 – 2020

- The Commission provided BMH with a draft list about its expectations for developing welcoming environments at its facilities during the full Commission meeting dated March 28, 2019.
- This list includes displaying materials in waiting rooms for consumers and the public, particularly using CalMHSA materials. These materials are researched and designed for a range of diverse groups by a well-resourced organization. BMH is a member of CalMHSA and it funds this organization (\$44,000) along with other counties and one city. Materials are provided at no cost.
- The Site Visit Subcommittee and the full Commission will continue to review and evaluate BMH progress in designing and implementing modifications to improve public mental health clinic and related facility environments. This process is necessary for the new Wellness Center and the Adult Clinic Renovation properties.

Work Plan Goal 7—Annual Report

- **Submit Annual Report 2017 to the Berkeley City Council.**

Goal 7 Action Items 2018

1. Write Annual Report 2017 and submit to the Mental Health Commission
2. Obtain approval by Mental Health Commission to submit to the Berkeley City Council
3. Submit to Berkeley City Council

Goal 7 Accomplishments 2018

- The Mental Health Commission passed a motion to create a 2017 Annual Report Subcommittee.
- The Subcommittee reviewed the Commission's adopted minutes in order to gather materials about the accomplishments for the Annual Report.
- On April 26, 2018, the Mental Health Commission passed a motion to approve and submit the 2017 Annual Report to the Berkeley City Council.

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

- The Chair of the Commission submitted this 2017 Annual Report to the Berkeley City Council.

Goal 7 Outcome

- This achievement represented the first time the Mental Health Commission has submitted an annual report to the Berkeley City Council since its inception.

Work Plan Goal 8—Using Evidence-Based Best Practices

- **Stay current and disseminate information on evidence-based best practices and related developments regarding public mental health systems for interventions and services.**

Goal 8 Action Item 2018

- Research World Health Organization (WHO) and related public mental health organizations that set domestic and/or universal evidence-based best practices for delivery of public mental health systems

Goal 8 Accomplishments 2018—researched the following standards

1. WHO models for delivery of mental health and social services interventions and services
2. Non-discrimination law for equal access to public accommodations
3. MHSAs statutory and regulatory requirements for demographic and diversity data collection
4. Medi-Cal requirements for specialty mental health services, including in the MOU
5. National CLAS Standards issued by federal government for evaluating cultural competency
6. Financial accounting standards for MHSAs funding passed by the California legislature this year
7. Additional standards incorporated contained this and related documents.

Goal 8 Outcome

- The outcome expectation for this goal is to learn from and apply strategies on the basis of these and other related standards. The Mental Health Commission will continue to research standards and evidence-based best practices that underpin public mental health and related systems for a range of professionals.

Work Plan Goal 9—Public Education and Special Events

- **Increase Public Education on Mental Health and Wellness, particularly to reduce stigma and discrimination**

Mental Health Commission for the Cities of Berkeley and Albany Annual Report 2018

Goal 9 Action Item 2018

- Hold signature Mental Health Commission event such as panel discussion with reception and film with directors

Goal 9 Accomplishments 2018

- The Mental Health Commission appointed two Commissioners to the May is Mental Health Month Event Planning Committee of Berkeley Mental Health. Commissioners attended these meetings and contributed to special event programming for the event.
- On March 29, 2018, the Mental Health Commission passed a motion to recommend the Berkeley City Council declare “May Is Mental Health Month.”

Goal 9 Outcome

- The Mental Health Commission and Berkeley Mental Health are hosting a community event from 5:45 pm to 8 pm on May 16, 2019. This event is designed to celebrate May is Mental Health Month, including a panel discussion, videos created by young people and a reception.

Additional Mental Health Commission Accomplishments 2018

- **Mental Health Commission By-Laws**

The Mental Health Commission passed a motion to create a By-Laws Subcommittee. On December 13, 2018, the Mental Health Commission passed a motion to adopt Bylaws submitted in the Agenda Packet for the Mental Health Commission meeting. The Commission passed a motion to submit the adopted Bylaws by the Mental Health Commission for review by the Berkeley City Clerk and further integrate recommended modifications by the City Clerk. Before this meeting, the Subcommittee reviewed the new Commissioners’ Manual and develop By-Laws in accordance with it and applicable law.

- **Mentorship for Mental Health Commissioners**

The Mental Health Commission passed a motion to create a system for new Commissioners coming onto the Commission for the first 6 months with the Chair of the Commission assigning a mentor to that new Commissioner upon joining it.

- **Mental Health Services Act (MHSA) Public Hearings before the MHC Commission**

The Mental Health Commission held public hearings on the MHSA Reversion Plan, Trauma Informed Care and the Annual Update FY 18/19. On July 26, 2018, the Mental Health Commission passed a motion to approve a modified MHSA Innovation Trauma Informed Care Modified Plan according to the public comments on non- discrimination. The City Attorney approved as required by the motion passed before submission to the Berkeley City Council.

Mental Health Commission for the Cities of Berkeley and Albany
Annual Report 2018

- **City Council Presentation by Chair of Mental Health Commission**

The Commission passed a motion to authorize the Chair to participate on the panel to report to the Berkeley City Council on behalf of the Mental Health Commission at the City Council Mental Health Work Session on March 20, 2018.

Upcoming Workshops – <i>start time is 6:00 p.m. unless otherwise noted</i>	
Scheduled Dates	
June 18	<ol style="list-style-type: none"> 1. Green Stormwater Infrastructure Presentation (Public Works) 2. Mandatory and Recommended Green Stormwater Infrastructure in New and Existing Redevelopments or Projects (Policy Committee) 3. Council Budget and Strategic Plan Priorities
Sept. 17	<ol style="list-style-type: none"> 1. Arts and Culture Plan 2. Zero Waste Rate Review 3. Adeline Corridor Plan
Oct. 22	<ol style="list-style-type: none"> 1. Berkeley's 2020 Vision Update 2. Census 2020 Update 3. Short Term Rentals
Nov. 5	<ol style="list-style-type: none"> 1. Transfer Station Feasibility Study 2. Vision Zero Action Plan
Dec. 5	<ol style="list-style-type: none"> 1. Measure T1 Update

Unscheduled Workshops
<ol style="list-style-type: none"> 1. Cannabis Health Considerations

Unscheduled Presentations
<ol style="list-style-type: none"> 1. East Bay Municipal Utility District (presentation by the District, June 11) 2. Referral Response: Issue a Request for Information to Explore Grant Writing Services from Specialized Municipal Grant-Writing Firms, and Report Back to Council

	City Council Referrals to the Agenda Committee and Unfinished Business for Scheduling
1.	<p>61a. Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley <i>(Referred from the July 24, 2018 agenda)</i> From: Housing Advisory Commission Recommendation: That the City Council not use U1 funds to backfill the Workers' Compensation Fund for the acquisition of the properties located at 1001, 1007, and 1011 University Avenue, and 1925 Ninth Street, City of Berkeley. Financial Implications: See report Contact: Amy Davidson, Commission Secretary, 981-5400</p> <p>61b. Companion Report: Use of U1 Funds for Property Acquisition at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley <i>(Referred from the July 24, 2018 agenda)</i> From: City Manager Recommendation: Accept staff's recommendation to use \$4,730,815 of Measure U1 revenue over a 5 year period (\$946,163 annually) to repay the Workers' Compensation Fund for the acquisition of the properties located at 1001, 1007, and 1011 University Avenue and 1925 Ninth Street, Berkeley. Financial Implications: See report Contact: Dee Williams-Ridley, City Manager, 981-7000</p>
2.	<p>68. Revisions to Ordinance No. 7,521--N.S. in the Berkeley Municipal Code to increase compliance with the city's short-term rental ordinance <i>(Referred from the July 24, 2018 agenda. Agenda Committee to revisit in April 2019.)</i> March 18, 2019 Action: <i>Item to be agendized at future Agenda and Rules Committee Meeting pending scheduling confirmation from City Manager.</i> From: Councilmember Worthington Recommendation: Refer the City Manager to look into adopting revisions to Ordinance No. 7,521--N.S by modeling after the Home-Sharing Ordinance of the City of Santa Monica and the Residential Unit Conversion Ordinance of the City of San Francisco in order to increase compliance with city regulations on short-term rentals of unlicensed properties. Financial Implications: Minimal Contact: Kriss Worthington, Councilmember, District 7, 981-7170</p>
3.	<p>4. Disposition of City-Owned, Former Redevelopment Agency Properties at 1631 Fifth Street and 1654 Fifth Street <i>(Referred from the September 25, 2018 agenda)</i> From: City Manager Recommendation: 1. Adopt first reading of an Ordinance authorizing the sale of two City-owned, former Redevelopment Agency properties at 1631 Fifth Street and 1654 Fifth Street at market rate and deposit the proceeds in the City's Housing Trust Fund (HTF). 2. Direct the City Manager to issue a Request for Proposals to select a real estate broker to manage the sale. Financial Implications: See report Contact: Kelly Wallace, Housing and Community Services, 981-5400</p>

4.	<p>17. Short-term referral to City Manager and budget referral for creation of a “vehicle dweller program” in Berkeley <i>(Referred from the April 2, 2019 agenda.)</i> From: Councilmember Davila Recommendation: Create a comprehensive program to support those living in their vehicles, including but not limited to RVs, to stay in Berkeley without fear of being criminalized, harassed, displaced, fined or having their vehicles confiscated, and with the support needed to have minimal impact on the neighborhoods in which they reside. The program could include: -Issuing 3-6 month permits for vehicles in running order with an option to renew if no validated complaints have been filed. -Creating a registration process that identifies any additional support needed. -Specifying a consistent, clear and transparent process for investigating complaints to determine validity and issuing warnings. -Distributing permits equally across all parking permit districts and identifying any restrictions on parking (i.e. near schools given bus access, etc.). -Creating an affordable sliding scale permit structure based on size of vehicle, weight, number of wheels, etc. -Providing pump-out services, waste disposal and social services as needed. -Creating a pump-out station for use by RVs within the City of Berkeley. -Creating a program for up to \$3,000 per a vehicle for mechanical and sanitation repairs as well as registration and offering a grace period to get vehicles into compliance for a permit. -Piloting a Safe Parking program modeled after Oakland’s pilot: 4-8 sites with 6-10 vehicles parked at business, school, community or faith-based site parking lots, including support and sanitation services. Vehicles with permits are exempt from Berkeley Municipal Code (BMC) Chapter 12.76 and BMC Section 14.40.120. Financial Implications: See report Contact: Cheryl Davila, Councilmember, District 2, 981-7120</p>
5.	<p>Land Use Planning Permit Fee Amendments <i>(Referred from the May 14, 2019 agenda.)</i> From: City Manager Recommendation: Conduct a public hearing and upon conclusion, adopt a Resolution amending Resolution No. 67,985-N.S. to amend the fee schedule for Land Use Planning Fees to establish a new fee for land use applications that request streamlined approval, pursuant to Senate Bill 35 (approved by Governor in 2017). Financial Implications: See report Contact: Timothy Burroughs, Planning and Development, 981-7400</p> <p>NOTE: <i>This item will be resubmitted by staff for the July 16, 2019 meeting.</i></p>
6.	<p>Residential Preferential Parking (RPP) Program Reform & Expansion Phase II: Recommendations for Increased Staffing, Enhanced Football Game Day Enforcement, and Expansion <i>(Referred from the May 14, 2019 agenda.)</i> From: City Manager Recommendation: Conduct a public hearing and upon conclusion: 2. Adopt a Resolution to expand and enhance the RPP Program, raising permit fees for cost neutrality while increasing parking enforcement staff and equipment to augment RPP enforcement, improving UC Berkeley home football game parking enforcement, allowing more residents to opt-in, and rescinding Resolution 68,344-N.S.; Financial Implications: See report Contact: Phillip Harrington, Public Works, 981-6300</p>

CITY CLERK DEPARTMENT				
WORKING CALENDAR FOR SCHEDULING LAND USE MATTERS BEFORE THE CITY COUNCIL				
Address	Board/ Commission	Appeal Period Ends	Determination on Appeal Submitted	Public Hearing
NOD – Notices of Decision				
2072 Addison St (eliminate off-street parking)	ZAB	6/5/2019		
2004 Cedar St (residential addition)	ZAB	6/14/2019		
2001 & 2031 Fourth St (modfiy Use Permit for beer tasting room)	ZAB	6/14/2019		
3206 College Ave (Establish pet store use)	ZAB	6/14/2019		
2325 Sixth St (single-family residence)	ZAB	6/17/2019		
Public Hearings Scheduled				
Remanded to ZAB or LPC				
1155-73 Hearst Ave (develop two parcels)	ZAB			
90-Day Deadline: May 19, 2019				
2701 Shattuck Ave (construct 5-story mixed-use building)	ZAB			
90-Day Deadline: June 30, 2019				
Notes				

Last Updated: 6/5/19