

**ANNOTATED AGENDA
SPECIAL MEETING OF THE
BERKELEY CITY COUNCIL**

**Monday, February 27, 2023
6:30 PM**

JESSE ARREGUIN, MAYOR

Councilmembers:

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

DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – RIGEL ROBINSON
DISTRICT 8 – MARK HUMBERT

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

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

Live captioned broadcasts of Council Meetings are available on Cable B-TV (Channel 33) and via internet accessible video stream at http://berkeley.granicus.com/MediaPlayer.php?publish_id=1244.

To access the meeting remotely: Join from a PC, Mac, iPad, iPhone, or Android device: Please use this URL <https://cityofberkeley-info.zoomgov.com/j/1600096551>. If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself to be anonymous. To request to speak, use the "raise hand" icon by rolling over the bottom of the screen.

*To join by phone: Dial 1-669-254-5252 or 1-833-568-8864 (Toll Free); enter Meeting ID: 160 009 6551. If you wish to comment during the public comment portion of the agenda, Press *9 and wait to be recognized by the Chair.*

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

To submit a written communication for the City Council's consideration and inclusion in the public record, email council@cityofberkeley.info.

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

Preliminary Matters

Roll Call: 6:33 p.m.

Present: Kesarwani, Taplin, Harrison, Hahn, Wengraf, Robinson, Arreguin

Absent: Bartlett, Humbert

Councilmember Bartlett present at 6:36 p.m.

Councilmember Humbert present at 6:39 p.m.

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 use the "raise hand" function 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

- 1. Resolution Extending the Covered Period of the COVID-19 Emergency Response Ordinance (Chapter 13.110)**
From: Mayor Arreguin (Author)
Recommendation: Adopt a Resolution extending the Covered Period of the COVID-19 Emergency Response Ordinance for 60-days beyond the eventual expiration of the Local Emergency.
Financial Implications: To be determined
Contact: Jesse Arreguin, Mayor, (510) 981-7100

Action: 40 speakers. M/S/C (Arreguin/Robinson) to adopt Resolution No 70,699-N.S. extending the Covered Period of the COVID-19 Emergency Response Ordinance for 60-days beyond the eventual expiration of the Local Emergency.
Vote: All Ayes.

Recess: 8:17 p.m. – 8:27 p.m.

Action Calendar – New Business

2. Amendments to COVID-19 Emergency Response Ordinance, BMC Chapter 13.110

From: Mayor Arreguin (Author)

Recommendation: Adopt the first reading of an Ordinance amending Berkeley Municipal Code (BMC) Chapter 13.110, the COVID-19 Emergency Response Ordinance to suspend the application of the ordinance to commercial property, permit lawful owner move-in evictions, and establish a Transition Period during which time specified evictions would be prohibited.

Financial Implications: None

Contact: Jesse Arreguin, Mayor, (510) 981-7100

Recess 10:09 p.m. – 10:15 p.m.

Action: 25 speakers. M/S/C (Arreguin/Harrison) to adopt first reading of Ordinance No. 7,855-N.S. as amended in Supplemental Communications Packet #2 by Mayor Arreguin and Councilmember Harrison and further amended in 13.110.030.B. regarding the definition of the Transition Period. Second reading scheduled for March 14, 2023.

Vote: Ayes – Taplin, Bartlett, Harrison, Hahn, Robinson, Arreguin; Noes – Wengraf; Abstain – Kesarwani, Humbert.

Adjournment

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

Vote: All Ayes.

Adjourned at 10:19 p.m.

Communications

- None

Supplemental Communications and Reports 1

- None

Supplemental Communications and Reports 2

Item #1: Resolution Extending the Covered Period of the COVID-19 Emergency Response Ordinance (Chapter 13.110)

1. Pamela Webster
2. Erin Chalmers
3. Bhima Sheridan
4. Carol Curtis
5. Marion Hunt
6. Robert Bahme
7. Berkeley Property Owners Association
8. Louie Escobar
9. Dan Lieberman

Item #2: Amendments to COVID-19 Emergency Response Ordinance, BMC Chapter 13.110

10. Revised material, submitted by Mayor Arreguin

Supplemental Communications and Reports 3

Item #1: Resolution Extending the Covered Period of the COVID-19 Emergency Response Ordinance (Chapter 13.110)

11. Leor Beary
12. Barbara Jameson-Bellow
13. Sukhdeep Kapoor
14. Natasha Kapoor-Acuna
15. Diana Bohn
16. Renee Bott
17. Huan Liu
18. Virginia Hollins-Davidson
19. Chris Baker
20. Stan Momtchev
21. Paul Tuleja
22. Dan Dolan
23. Chris Moore
24. Christina Redse
25. Dorian Stull
26. Sarah Davis
27. Stefano DeZerega
28. Zachary Greenwood
29. Jenny Johnston
30. Andrew Jeffries
31. Noemi Ruelas
32. Jeannie Sides
33. Paul Mileck
34. Sandra Clement
35. Torsten Galley
36. Kenny & Sharon Yu
37. Susan Payne
38. Vicki Fall
39. Olga Louchakova-Schwartz
40. Gail Martin
41. Alan Curtis
42. Alison Simon
43. Samm Hickey
44. Jonathan Wishnev
45. Elan Ben-Oni
46. Summer Brenner
47. Yoo Park
48. Karen Williams Null & Daniel Null
49. Aaron Reuter
50. Kathleen Crandall
51. Shira Cion
52. Anne Mileck
53. Roger Hallsten

54. Will Flynn
55. Shua Chai
56. Vanessa Babot
57. Christine Schwartz
58. Ronald Edwards
59. Evan and Erika Mills
60. Lisa Reutter
61. Robert Flores
62. Julie Truong
63. Dave Ahlberg, on behalf of Regent House
64. Abdul Mahrat
65. Chris Toll
66. Marion Hunt
67. Daisy
68. Cynthia, on behalf of Jones Berkeley
69. Shua Chai
70. Aman Kataria
71. Debbie Woods
72. Sasha Futran
73. Celia Karian
74. Lorraine Osmundson
75. Igor Tregub