

BERKELEY CITY COUNCIL AGENDA COMMITTEE SPECIAL MEETING

BERKELEY CITY COUNCIL SPECIAL MEETING

TUESDAY, OCTOBER 15, 2013 2:30 P.M.

6th Floor Conference Room, 2180 Milvia Street Committee Members:

Mayor Bates, Councilmembers Linda Maio and Gordon Wozniak (Alternate: Councilmember Anderson)

AGENDA

- 1. Roll Call
- 2. Public Comment
- **3.** Approval of Minutes: September 30, 2013
- **4.** Review and Approve draft agenda for October 29, 2013
 - a. 10/29/13 5:00 p.m. Special City Council Meeting
 - b. 10/29/13 7:00 p.m. Regular City Council Meeting
 - c. Adjournments in memory of -
- **5.** Upcoming Council Items:
 - a. Upcoming Council Worksessions
 - 1. Gun Violence in Berkeley
 - 2. Mental Health Commission Referral Crisis Response
 - b. Land Use Calendar accept and file
 - 1. Public Hearing: 2517 Regent Street
- **6.** Adjournment next meeting Monday, October 28, 2013

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

Rules of Procedure Resolution No. 66,180-N.S., 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, CMC, 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 981-6346(V) or 981-7075 (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 Council Chambers, 2134 Martin Luther King Jr. Way, as well as on the City's website, on October 10, 2013.

Mark Numainville, CMC, City Clerk

Moul Morning

BERKELEY CITY COUNCIL AGENDA COMMITTEE SPECIAL MEETING MINUTES

MONDAY, SEPTEMBER 30, 2013 2:30 P.M.

6th Floor Conference Room, 2180 Milvia Street Committee Members:

Mayor Bates, Councilmembers Linda Maio and Gordon Wozniak (Alternate: Councilmember Anderson)

- 1. Roll Call: 2:30 p.m. All present
- 2. Public Comment: 0 speakers.
- 3. M/S/C (Bates/Wozniak) to approve the Minutes of September 16, 2013
- **4.** Review and Approve draft agenda for October 15, 2013
 - a. M/S/C (Maio/Wozniak) to approve the agenda of the 10/15/13 7:00 p.m.
 Regular City Council Meeting revised to reflect the following:
 - Item Added: Status Report on City Manager Evaluation (Councilmembers Maio, Capitelli, Wengraf, and Worthington).
 - Item Added: Contract No. 9461 Amendment: American Integrated Services, Inc. for post-fire assessment and site stabilization at the Berkeley Tuolumne Camp (City Manager).
 - Item Added: Analysis of United Student District Amendment Redistricting Plan (City Manager).
 - Item 19 Expedited Permit Processing for Targeted Retail Segments (Councilmember Arreguin) Revised Item Submitted.
 - Item 27 Berkeley Small Businesses (Councilmember Arreguin) Item Removed from Agenda.
 - b. Adjournments in memory of None.
- **5.** Upcoming Council Items:
 - a. Redistricting item added to 10/15 Agenda (see above).
 - b. Upcoming Council Worksessions
 - 1. Mental Health Commission Referral Crisis Response
 - c. Land Use Calendar accepted and filed
 - 1. Public Hearing: 2517 Regent Street
- **6.** Adjourned at 2:38 p.m.

Mad Morning

Mark Numainville, CMC, City Clerk



DRAFT PROCLAMATION CALLING A SPECIAL MEETING OF THE BERKELEY CITY COUNCIL

In accordance with the authority in me vested, I do hereby call the Berkeley City Council in special session as follows:

TUESDAY, OCTOBER 29, 2013 5:00 P.M.

Council Chambers – 2134 Martin Luther King Jr. Way

Tom Bates, Mayor

Councilmembers:

DISTRICT 1 – LINDA MAIO

DISTRICT 5 – LAURIE CAPITELLI

DISTRICT 2 – DARRYL MOORE

DISTRICT 3 – MAX ANDERSON

DISTRICT 7 – KRISS WORTHINGTON

DISTRICT 4 – JESSE ARREGUIN

DISTRICT 8 – GORDON WOZNIAK

Preliminary Matters

Roll Call

Public Comment - Items on this agenda only

Worksession:

1. Berkeley Health Status Report 2013

From: City Manager

Contact: Jane Micallef, Health, Housing and Community Services, 981-5400

2. Alta Bates Summit Medical Center and Community Benefits

From: City Manager

Contact: Jane Micallef, Health, Housing and Community Services, 981-5400

Information Reports

3. 2013 Time Magazine Article: "Bitter Pill: Why Medical Bills Are Killing Us" From: Councilmember Capitelli

Contact: Laurie Capitelli, Councilmember, District 5, 981-7150

Adjournment

I hereby request that the City Clerk of the City of Berkeley cause personal notice to be given to each member of the Berkeley City Council on the time and place of said meeting, forthwith.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the City of Berkeley to be affixed on this 17th day of October, 2013.

2 om Bater

Tom Bates, Mayor

Public Notice – this Proclamation serves as the official agenda for this meeting.

ATTEST:

Date: 10/17/13

Mark Numainville, CMC, City Clerk

Mad Spring

NOTICE CONCERNING YOUR LEGAL RIGHTS: If you object to a decision by the City Council to approve or deny an appeal, the following requirements and restrictions apply: 1) Pursuant to Code of Civil Procedure Section 1094.6 and Government Code Section 65009(c)(1)(E), no lawsuit challenging a City decision to deny or approve a Zoning Adjustments Board decision may be filed and served on the City 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 Zoning Adjustments Board decision, 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.

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Communications to the Berkeley 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. If you do not want your contact information included in the public record, please do not include that information in your communication. Please contact the City Clerk at 981-6908 or clerk@cityofberkeley.info for further information.

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:

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TDD: 510-981-6903

Fax: 510-981-6901 North Branch – 1170 The Alameda Email: clerk@CityofBerkeley.info South Branch – 1901 Russell

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LAURIE CAPITEEEI

4a.03
Worksession Item

Berkeley City Council District 5

> INFORMATION CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Laurie Capitelli

Subject: 2013 Time Magazine Article: "Bitter Pill: Why Medical Bills Are

Killing Us"

INTRODUCTION

This March 4, 2013 Time magazine was referenced in public discussions leading up to the October 29, 2013 Council work session regarding Alta Bates Summit Medical Center and community benefits.

http://www.ci.berkeley.ca.us/uploadedFiles/Council_5/Level_3 - General/TimeMag.Healthcare.2013.pdf

FINANCIAL IMPLICATIONS

None.

CONTACT PERSON

Councilmember Laurie Capitelli, District 5 981-7150

DRAFT AGENDA



BERKELEY CITY COUNCIL MEETING TUESDAY, OCTOBER 29, 2013 7:00 P.M.

COUNCIL CHAMBERS - 2134 MARTIN LUTHER KING JR. WAY

Tom Bates, Mayor Councilmembers:

DISTRICT 1 – LINDA MAIO
DISTRICT 2 – DARRYL MOORE
DISTRICT 3 – MAX ANDERSON
DISTRICT 4 – JESSE ARREGUIN

DISTRICT 5 – LAURIE CAPITELLI
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – KRISS WORTHINGTON
DISTRICT 8 – GORDON WOZNIAK

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, CMC, 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: Five persons selected by lottery will have two minutes each to address matters not on the Council agenda. 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 name card to the City Clerk in person at the meeting location and prior to commencement of that meeting. Five cards will be drawn by the City Clerk to determine the speakers who will be allowed to comment during the first round of public comment on non-agenda matters. The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the end of the agenda. Name cards are not required for this second round of public comment on non-agenda matters.

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. Up to three speakers will be entitled to two minutes each to speak in opposition to or support of a Consent Calendar Item. The Presiding Officer will ask additional persons in the audience to stand to demonstrate their respective opposition to or support of the item.

In the event that there are more than three persons wishing to speak either in opposition to or support of a "Consent" item, the Presiding Officer will move the item to the beginning of the Action Calendar. Prior to moving the item, the Presiding Officer will fully inform those persons in the audience of this process.

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

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".

After hearing from public speakers regarding items remaining on the Consent Calendar, any Council Member may move any Information or Consent item to "Action", however no additional items can be moved onto the Consent Calendar at that point. Following this, the Council will vote on the items remaining on the Consent Calendar in one motion.

For items removed from the Consent Calendar to the Action Calendar for additional public comment, at the time the matter is taken up during the Action Calendar, public comment will be limited to persons who have not previously addressed that item during the Consent Calendar related public comment period.

1. Amendment: FY 2014 Annual Appropriations Ordinance From: City Manager

Recommendation: Adopt first reading of an Ordinance amending the FY 2014 Annual Appropriations Ordinance No. 7,303–N.S. for fiscal year 2014 based upon recommended re-appropriation of committed FY 2014 funding and other adjustments authorized since July 1, 2013, in the amount of \$42,956,138 (gross) and \$36,004,163 (net).

Financial Implications: See report

Contact: Teresa Berkeley-Simmons, Budget Manager, 981-7000

2. Revised Conflict of Interest Code

From: City Manager

Recommendation: Adopt a Resolution adopting a revised Conflict of Interest Code

for the City of Berkeley and rescinding Resolution No. 65,921-N.S.

Financial Implications: None

Contact: Mark Numainville, City Clerk, 981-6900

Consent Calendar

3. Formal Bid Solicitation and Request for Proposal Scheduled For Possible Issuance After Council Approval on October 29, 2013

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 - \$1,150,000

Contact: Robert Hicks, Finance, 981-7300

4. Contract No. 7050E Amendment: Berkeley Food & Housing Project From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute an amendment to Contract No. 7050E with the Berkeley Food & Housing Project for operating costs for the Russell Street Residence supportive housing facility and to provide third party administration of Mental Health client funding supports and assistance to increase the amount by \$53,000 for a total contract amount not to exceed \$540,500 through June 30, 2014.

Financial Implications: Various Funds - \$53,000

Contact: Jane Micallef, Health, Housing and Community Services, 981-5400

5. Contract: Berkeley Unified School District for Nutrition Education at Qualifying Schools and Afterschool Programs

From: City Manager

Recommendation: Adopt a Resolution authorizing the City Manager to execute an expenditure contract and any amendments or extensions with the Berkeley Unified School District for nutrition education at qualifying schools and afterschool programs in an amount not to exceed \$100,000 for the period October 1, 2013 through September 30, 2014.

Financial Implications: See report

Contact: Jane Micallef, Health, Housing and Community Services, 981-5400

6. Contracts: On-Call Landscape Architecture and Project Development Services From: City Manager

Recommendation: Adopt six Resolutions authorizing the City Manager to execute contracts and any amendments with the following firms for on-call landscape architecture services, each for a contract period from November 4, 2013 through November 1, 2016:

- 1. Carducci & Associates, Inc. for an amount not to exceed \$100,000
- 2. Dillingham Associates for an amount not to exceed \$100,000
- 3. Hansen & McArdle for an amount not to exceed \$100,000
- 4. Harris Design for an amount not to exceed \$100,000
- 5. The Planning Center/DC&E for an amount not to exceed \$100.000
- 6. RHAA Landscape Architecture + Planning for an amount not to exceed \$100,000

Financial Implications: See report

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

Consent Calendar

7. Donation: Memorial Bench at Codornices Park

From: City Manager

Recommendation: Adopt a Resolution accepting a cash donation in the amount of \$3,400 from the family of Deena Glass for a memorial bench to be placed in

Codornices Park.

Financial Implications: \$3,400 (donation)

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

8. California Energy Commission Loan for Citywide LED Street Light Replacement

From: City Manager

Recommendation: Adopt a Resolution: 1. Authorizing the City Manager to enter into a loan agreement with the California Energy Commission for up to \$3.5 million, at a 1% interest rate for a 15 year term beginning approximately January 1, 2014 for replacement of high pressure sodium and metal halide street lights with light emitting diode (LED) fixtures; and 2. Finding that the proposed project is categorically exempt from the California Environmental Quality Act under Section 15301.

Financial Implications: See report

Contact: Andrew Clough, Public Works, 981-6300

9. Additional 2013 Meeting for the Commission on the Status of Women

From: Commission on the Status of Women

Recommendation: Approve an additional meeting in calendar year 2013 for the

Commission on the Status of Women.

Financial Implications: General Fund - \$220

Contact: Eric Brenman, Commission Secretary, 981-5114

Council Consent Items

10. Berkeley Public Library Foundation: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

From: Councilmember Wengraf

Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember to the Berkeley Public Library Foundation with funds relinquished to the City's General Fund for this purpose from the Discretionary Council Office Budgets ofCouncilmember Susan Wengraf and any other Councilmembers who would like to contribute.

Financial Implications: Councilmember's Discretionary Funds - \$500

Contact: Susan Wengraf, Councilmember, District 6, 981-7160

11. City Sponsorship: "A Night in Berkeleywood"

From: Councilmember Wengraf

Recommendation: Adopt a Resolution sponsoring the first annual "A Night in Berkeleywood" event to be held March 2, 2014 at the Freight and Salvage Coffeehouse in collaboration with the Berkeley Downtown Association as a benefit for the Berkeley Film Foundation.

Financial Implications: None

Contact: Susan Wengraf, Councilmember, District 6, 981-7160

Council Consent Items

12. Update on Customer Service Improvement Initiative

From: Councilmember Wengraf

Recommendation: Request that the City Manager return to the Council with an updated evaluation of the Customer Service Improvement Initiative established in 2009.

Financial Implications: Staff time

Contact: Susan Wengraf, Councilmember, District 6, 981-7160

13. City Manager Referral: Evaluate Implementation of Clean Water Program on the Euclid Avenue between Cedar Street and Hearst Avenue

From: Councilmembers Worthington and Wengraf

Recommendation: Refer to the City Manager implementing the Clean Water Program, which includes regular street sweeping on the blocks of Euclid Avenue between Cedar Street and Hearst Avenue.

Financial Implications: Unknown

Contact: Kriss Worthington, Councilmember, District 7, 981-7170

14. Holocaust Remembrance Day Event: Relinquishment of Council Office Budget Funds to General Fund and Grant of Such Funds

From: Councilmembers Worthington and Wengraf

Recommendation: Adopt a Resolution approving the expenditure of an amount not to exceed \$400 per Councilmember to the Holocaust Remembrance Day Event with funds relinquished to the City's general fund for this purpose from Councilmember Kriss Worthington's and Councilmember Susan Wengraf's discretionary Council Office Budgets and any other Councilmembers who would like to contribute.

Financial Implications: Councilmembers' Discretionary Funds - \$400 Contact: Kriss Worthington, Councilmember, District 7, 981-7170

15. City Manager Referral: Add Procedural Due Process to Appeal a Warning for the Second Response Ordinance

From: Councilmember Worthington

Recommendation: Refer to the City Manager that the Second Response Ordinance (BMC Chapter 13.48) be amended to include procedural due process to appeal a warning consistent with the Fifth and the Fourteenth Amendment.

Financial Implications: Minimal

Contact: Kriss Worthington, Councilmember, District 7, 981-7170

16. Establish an Annual City Manager Evaluation Policy

From: Councilmember Worthington

Recommendation: Establish a policy to conduct an annual performance evaluation

of the City Manager in order to ensure efficient city operations.

Financial Implications: Minimal

Contact: Kriss Worthington, Councilmember, District 7, 981-7170

Action Calendar

After the initial ten minutes of public comment on non-agenda items and public comment and action on consent items, the public may comment on each remaining item listed on the agenda for action as the item is taken up. Where an item was moved from the Consent Calendar to Action no speaker who has already spoken on that item would be entitled to speak to that item again.

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 Calendar – Appeals

Time shall be provided for public comment for persons representing both sides of the action/appeal and each side will be allocated seven minutes to present their comments on the appeal. Where the appellant is not the applicant, the appellants collectively shall have seven minutes to comment and the applicant shall have seven minutes to comment. Where the appellant is the applicant, the applicant/appellant shall have seven minutes to comment and the persons supporting the action of the board or commission on appeal shall have seven minutes to comment.

Comments from members of the public regarding appeals shall be limited to one minute per speaker. Any person that addressed the Council during one of the seven-minute periods may not speak again during the public comment period on the appeal. Speakers may yield their time to one other speaker, however, no speaker shall have more than two minutes.

Each member of the City Council shall verbally disclose all ex parte contacts concerning the subject of the appeal. Written reports shall be available for public review in the office of the City Clerk.

17. ZAB Appeal: 2227 Dwight Way

From: City Manager

Recommendation: Adopt a Resolution affirming the decision of the Zoning Adjustments Board (ZAB) to approve Use Permit No. 13-10000018 to rebuild a fire-damaged, legal non-conforming six-unit apartment building to the same size, extent and configuration as previously existed.

Financial Implications: None

Contact: Eric Angstadt, Planning and Development, 981-7400

- a. Appeal
 - 1. Luis Amezcua
- b. Communications
 - 1. Andrew Cohn

Action Calendar - Public Hearing

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

Action Calendar – Public Hearing

Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Presiding Officer may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes. The Presiding Officer may with the consent of persons representing both sides of an issue allocate a block of time to each side to present their issue.

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

18. General Plan Re-designation and Re-zone 1000 - 1010 Gilman From: City Manager

Recommendation: Conduct a Public Hearing for the purpose of considering an amendment to the General Plan re-designating a portion of a parcel, within the building at 1000 – 1010 Gilman (APN 060-235200100) from light industrial to commercial, and upon conclusion:

Consider the re-designation and re-zone of the portion of the parcel identified for the Public Hearing.

- 1. Adopt a Resolution amending the Berkeley General Plan to re-designate a portion of the parcel with APN 060-235200100 from light industrial to commercial.
- 2. Adopt first reading of an Ordinance amending Berkeley Municipal Code Title 23 (zoning), official zoning map, to rezone a portion of a parcel in west Berkeley from MU-LI to C-W.

Financial Implications: See report

Contact: Eric Angstadt, Planning and Development, 981-7400

Action Calendar – Old Business

19. City Manager Referral: Inform the Public of Updates and Modifications to Council Agenda After the Completion of the Consent Calendar (Continued from October 1, 203)

From: Councilmember Worthington

Recommendation: City Manager Referral: That the Council inform the public of any updates or modifications to the Council agenda after the completion of the consent calendar.

Financial Implications: Minimal

Contact: Kriss Worthington, Councilmember, District 7, 981-7170

Action Calendar – New Business

20. a. Homeless Commission Site Visit Plan

From: Homeless Commission

Recommendation: Adopt a Resolution allowing the Homeless Commission to conduct 18 visits to City-funded homeless services provider sites during calendar year 2014, in addition to the Commission's regular meetings, and pursuant to the site visit plan submitted as part of this report.

Financial Implications: Minimal costs

Contact: Andrew Wicker, Commission Secretary, 981-5418

Action Calendar – New Business

20. b. Commission Visits to Community Agencies

From: City Manager

Recommendation: Adopt a Resolution authorizing the Homeless, Human Welfare and Community Action, Housing Advisory and Children Youth and Recreation Commissions to make two half-day visits to three community agencies applying for services funding, for a maximum of one hour each, every six months in the period between issuing Requests for Proposals.

Financial Implications: See report

Contact: Jane Micallef, Health, Housing and Community Services, 981-5400

Information Reports

21. Investment Report: Quarter Ended June 30, 2013

From: City Manager

Contact: Robert Hicks, Finance, 981-7300

22. LPC-NOD: 2959 College Avenue

From: City Manager

Contact: Eric Angstadt, Planning and Development, 981-7400

23. LPC-NOD: 2201-05 Blake Street

From: City Manager

Contact: Eric Angstadt, Planning and Development, 981-7400

24. goBerkeley Parking Pilot Off-Street Parking Changes Effective December 2, 2013

From: City Manager

Contact: Andrew Clough, Public Works, 981-6300

25. Rebuilding Berkeley Tuolumne Camp

From: Parks and Waterfront Commission

Contact: Roger Miller, Commission Secretary, 981-6704

26. Berkeley Small Businesses

From: Councilmember Arreguin

Contact: Jesse Arreguin, Councilmember, District 4, 981-7140

Public Comment - Including 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.

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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 the civic center located at 2180 Milvia Street as well as posted on the City's website at http://www.cityofberkeley.info.

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COMMUNICATION ACCESS INFORMATION:

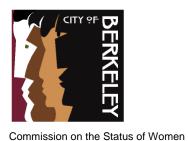
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CONSENT CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Commission on the Status of Women

Submitted By: Lori Droste, Chairperson, Commission on the Status of Women

Subject: Additional 2013 Meeting for the Commission on the Status of Women

RECOMMENDATION

Approve an additional meeting in calendar year 2013 for the Commission on the Status of Women.

FISCAL IMPACTS OF RECOMMENDATION

An additional meeting would incur costs of approximately \$220, including stipends, facility staffing and rental costs and postage. Budget codes: 010-4101-440-various.

CURRENT SITUATION AND ITS EFFECTS

By Resolution, Council authorizes the Commission on the Status of Women to meet four times per calendar year. This year the Commission utilized all four allotted meetings to: 1) review applications and prepare for the 22nd Bi-Annual Outstanding Women of Berkeley Awards (scheduled for Fall 2013); and 2) plan for the Commission's first-time issuance of a <u>Status Report on Women in Berkeley</u> (Spring 2014), among other work plan activities.

Without Council's approval, the Commission would not be able to meet again in this calendar year to address issues related to the improvement of conditions affecting women and in advocating for women's issues, particularly including additional work needed on the 22nd Bi-Annual Outstanding Women of Berkeley Awards and continued work on the Commission's issuance of its <u>Status Report on Women in Berkeley</u>.

BACKGROUND

At its meeting on July 10, 2013, the Commission on the Status of Women unanimously adopted the following recommendation:

To request an additional meeting for the 2013 calendar year to complete its work on the 22nd Outstanding Women of Berkeley Awards event and to continue its work on development of its <u>Status Report on Women in Berkeley</u>.

M/S/C: (Ares/Droste)

Ayes: Ares, Bellomo, Dahlbacka, Droste, Murphy, Weinstein, Williams-Bloom

Noes: None.

Abstain: None.

Absent: Nelson (unexcused); Trimbur (unexcused)

RATIONALE FOR RECOMMENDATION

The Commission on the Status of Women is eager to move forward with addressing the issues that negatively impact women in our community. The extra meeting is necessary to adequately assess the current issues, including completing its work on the 22nd Outstanding Women of Berkeley Awards event and continuing its work on development of its <u>Status Report on Women in Berkeley</u>.

ALTERNATIVE ACTIONS CONSIDERED

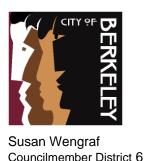
The Commission does not meet again until October 2, 2013. Without an additional meeting authorized in calendar year 2013, it would negatively impact the Commission's ability to be effective in its mission to seek the improvement of all conditions affecting women and in advocating for women's issues, including completing its work on the 22nd Outstanding Women of Berkeley Awards event and continuing its work on development of its Status Report on Women in Berkeley.

CITY MANAGER

The City Manager concurs with this recommendation.

CONTACT PERSON

Lori Droste, Chairperson Maritessa Bravo Ares, Vice-Chair Eric Brenman, Commission Secretary, HHCS, (510) 981-5114



CONSENT CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Susan Wengraf

Subject: Berkeley Public Library Foundation: Relinquishment of Council Office Budget

Funds to General Fund and Grant of Such Funds

RECOMMENDATION

Adopt a Resolution approving the expenditure of an amount not to exceed \$500 per Councilmember to the Berkeley Public Library Foundation with funds relinquished to the City's General Fund for this purpose from the Discretionary Council Office Budgets of Councilmember Susan Wengraf and any other Councilmembers who would like to contribute.

FINANCIAL IMPLICATIONS

No General Funds impact; \$500 is available from Councilmember Wengraf's Council Office Budget.

BACKGROUND

We are proposing that Councilmembers make a grant of \$500 to the Berkeley Public Library Foundation to help fund the ongoing needs of the Berkeley Public Library, including the creation of a Teen Services Project at the Central Library.

CONTACT PERSON

Councilmember Susan Wengraf Council District 6 510-981-7160

Attachments:

1: Resolution

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

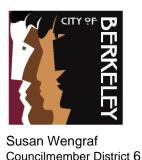
AUTHORIZING THE EXPENDITURE OF SURPLUS FUNDS FROM THE OFFICE EXPENSE ACCOUNTS OF THE MAYOR AND COUNCILMEMBERS TO THE BERKELEY LIBRARY FOUNDATION

WHEREAS, Councilmember Wengraf has surplus funds in her council office budget (budget code 010-0262-410); and wishes to relinquish \$500 of these funds; and

WHEREAS, the Berkeley Public Library Foundation will be granted up to \$500 per Councilmember and Mayor; and

WHEREAS, these funds will fulfill a municipal public purpose by supporting the ongoing needs of the Berkeley Public Library and contribute to the creation of a Teen Services Project at the Central library.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that funds relinquished by the Mayor and Councilmember from their Council Office Budget up to \$500 per office shall be granted to the Berkeley Public Library Foundation.



CONSENT CALENDAR
October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Susan Wengraf

Subject: City Sponsorship: "A Night in Berkeleywood"

RECOMMENDATION:

Adopt a Resolution sponsoring the first annual "A Night in Berkeleywood" event to be held March 2, 2014 at the Freight and Salvage Coffeehouse in collaboration with the Berkeley Downtown Association as a benefit for the Berkeley Film Foundation.

FINANCIAL IMPLICATIONS:

None

BACKGROUND:

Berkeley is celebrating and benefitting our local film community with the first annual "A Night in Berkeleywood" on March 2, 2014 at a "diamonds and denim" event that will include large screen projection of the 86th Academy Awards, food, drink, live music and stand-up comedy at the Freight and Salvage at 2020 Addison Street. Addison Street. The event and all proceeds raised at the event will benefit the Berkeley Film Foundation. This event will be open to the public and the early bird registration will be \$50 per person.

CONTACT PERSON

Councilmember Susan Wengraf Council District 6 510-981-7160

Attachments:

1: Resolution

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

CITY OF BERKELEY SPONSORSHIP OF THE FIRST "A NIGHT IN BERKELEYWOOD" EVENT ON MARCH 2, 2014

WHEREAS, the Berkeley Film Foundation is a non-profit grant program for independent filmmakers funded by the City of Berkeley and others; and

WHEREAS, the Berkeley City Council is dedicated to sustaining and preserving its film community and is devoted to nurturing the next generation of filmmakers; and

WHEREAS, Berkeley is the home to many filmmakers who have received Academy Awards and is home to several film related businesses.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Council hereby sponsors the first "A Night in Berkeleywood" event and permission has been granted to use the City's name and logo in the event's promotional materials and signage naming the City of Berkeley as a sponsor solely for the purpose of the City indicating its policy endorsement of the event.



Councilmember Wengraf District 6

CONSENT CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Susan Wengraf

Subject: Update on Customer Service Improvement Initiative

RECOMMENDATION

Request that the City Manager return to the Council with an updated evaluation of the Customer Service Improvement Initiative established in 2009.

FINANCIAL IMPLICATIONS

Unknown staff time

BACKGROUND

The City Council received an Information Report on the Council Agenda of July 14, 2009 titled, "Customer Service Initiative Update." www.ci.berkeley.ca.us/.../2009-07-14_ltem_46_Customer_Service_Initiative_Update.pdf

The report discusses the progress of the Citywide Customer Service Improvement Initiative. The City of Berkeley should constantly strive to improve customer service to our residents. Future improvements should incorporate increased access to clear information on-line and expansion of on-line payment opportunities, including the ability to set up automatic payments for recurring charges.

CONTACT PERSON

Councilmember Susan Wengraf Council District 6 510-981-7160



Kriss Worthington

Councilmember, City of Berkeley, District 7 2180 Milvia Street, 5th Floor, Berkeley, CA 94704 PHONE 510-981-7170 FAX 510-981-7177 kworthington@ci.berkeley.ca.us

> CONSENT CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Kriss Worthington

Councilmember Susan Wengraf

Subject: City Manager Referral: Evaluate Implementation of Clean Water Program

on the Euclid Avenue between Cedar Street and Hearst Avenue

RECOMMENDATION:

Refer to the City Manager implementing the Clean Water Program, which includes regular street sweeping on the blocks of Euclid Avenue between Cedar Street and Hearst Avenue.

BACKGROUND:

The Northside Business Association has requested that the City implement a Clean Water Program on Euclid Avenue between Cedar Street and Hearst Avenue. Along with the issue of fairness, there are many environmental concerns, including the collection of leaves, build up of chemicals, and urban runoff that has a significant effect on the Bay. Furthermore, business owners wish to create a friendlier, more aesthetically appealing atmosphere for customers, which in turn could have a positive effect on the local economy and the City's tax base.

FISCAL IMPACTS:

Unknown.

CONTACT PERSON:

Councilmember Kriss Worthington 510-981-7170 Councilmember Susan Wengraf 510- 981-7160 Jennifer Welden, Intern 510-981-7170



Kriss Worthington

Councilmember, City of Berkeley, District 7 2180 Milvia Street, 5th Floor, Berkeley, CA 94704 PHONE 510-981-7170 FAX 510-981-7177 worthington@ci.berkeley.ca.us

CONSENT CALENDAR

October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Kriss Worthington

Councilmember Susan Wengraf

Subject: Holocaust Remembrance Day Event: Relinquishment of Council Office

Budget Funds to General Fund and Grant of Such Funds

RECOMMENDATION

Adopt a Resolution approving the expenditure of an amount not to exceed \$400 per Councilmember to the Holocaust Remembrance Day Event with funds relinquished to the City's general fund for this purpose from Councilmember Kriss Worthington's and Councilmember Susan Wengraf's discretionary Council Office Budgets and any other Councilmembers who would like to contribute.

BACKGROUND

We are proposing that the City Council make a grant of \$400 to the Holocaust Remembrance Day for the Annual Holocaust Remembrance Day which was held at the Magnes Collection of Jewish Art and Life in Berkeley on Sunday, April 7, 2013. This money is needed to pay the Jewish Community Center and others for unforeseen costs, including the moving and tuning of a grand piano.

FISCAL IMPACTS OF RECOMMENDATION

No General Fund impact; \$400 is available from Councilmember Kriss Worthington's and Councilmember Susan Wengraf's Council Office Budget discretionary account.

CONTACT PERSON

Councilmember Kriss Worthington 510-981-7170 Councilmember Susan Wengraf 510-981-7160

Attachment:

1. Resolution

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

AUTHORIZING THE EXPENDITURE OF SURPLUS FUNDS FROM THE OFFICE EXPENSE ACCOUNTS OF THE MAYOR AND COUNCILMEMBERS FOR A GRANT TO PROVIDE PUBLIC SERVICES FOR A MUNICIPAL PUBLIC PURPOSE

WHEREAS, Councilmember Kriss Worthington has surplus funds in his office expenditure account (budget code 010-0272-410); and

WHEREAS, Councilmember Susan Wengraf has surplus funds in her office expenditure account (budget code 010-0262-410); and

WHEREAS, a California non-profit tax exempt corporation Jewish Community Center seeks funds in the amount of \$400 that provided the following public services of light refreshments, honorariums, publicity, moving of a piano, and piano tuning for the event; and

WHEREAS, the provision of such services would fulfill the following municipal public purpose of providing a community program supporting Holocaust survivors, community recognition and education about the Holocaust, and unity among Berkeley residents. The grants provide a spacious venue, video documentation, and light refreshments.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that funds relinquished by the Mayor and Councilmembers from their Council Office Budget up to \$400 per office shall be granted to Berkeley Community Media and Jewish Community Center, to fund the following services for venue access, and video services.



Kriss Worthington

Councilmember, City of Berkeley, District 7 2180 Milvia Street, 5th Floor, Berkeley, CA 94704 PHONE 510-981-7170 FAX 510-981-7177 kworthington@ci.berkeley.ca.us

> CONSENT CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Kriss Worthington

Subject: City Manager Referral: Add Procedural Due Process to Appeal a Warning

for the Second Response Ordinance

RECOMMENDATION

Refer to the City Manager that the Second Response Ordinance (BMC Chapter 13.48) be amended to include procedural due process to appeal a warning consistent with the Fifth and the Fourteenth Amendment.

BACKGROUND

Community members have raised concerns that there should be an appeal possible when a warning is issued by the City via 'Posting of Premises.' The 'Posting of Premises' is the City's first response to a public nuisance noise complaint and currently does not allow for an appeal. If the City intervenes, the City posts a notice, (BMC Chapter 13.48 Exhibit "A") entitled "Important Notice Regarding Public Nuisance."

"Important Notice Regarding Public Nuisance" states that a public nuisance was caused by a gathering at the premises, the date and time of the police intervention, and that any subsequent or second police intervention of a nuisance under this chapter at said premises, within one hundred twenty (120) days of the first intervention, shall result in the liability of the responsible parties (Sections 13.48.040 through 13.48.060).

Those responsible for an alleged public nuisance should be given the option to appeal the first "Important Notice Regarding Public Nuisance" form, based upon the concepts of Fifth and Fourteenth Amendment rights to Due Process. The presumption of innocence is the principle that one is considered innocent until proven guilty, and if the City of Berkeley does not have an appeal process, then a person or group is automatically assumed to be guilty of their first warning.

FINANCIAL IMPLICATIONS

Minimal.

CONTACT

Kriss Worthington, City Council, District 7, 510-981-7170 Audrey Oh audreyoh1234@berkeley.edu



Kriss Worthington

Councilmember, City of Berkeley, District 7 2180 Milvia Street, 5th Floor, Berkeley, CA 94704 PHONE 510-981-7170 FAX 510-981-7177 kworthington@cityofberkeley.info

> CONSENT CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Kriss Worthington, District 7, Berkeley City Council

Subject: Establish an Annual City Manager Evaluation Policy

RECOMMENDATION

Establish a policy to conduct an annual performance evaluation of the City Manager in order to ensure efficient city operations.

BACKGROUND

The City Manager is responsible for ensuring the city's overall effectiveness and for acting as a conduit between legislative and executive branches. Conducting a regular evaluation of staff members in an organization is an essential part of maintaining transparency and accountability.

The City Council should conduct regular, systematic assessments of the City Manager by consulting different constituencies within the city in order to gain a complete picture of where the City Manager's strengths and weaknesses lie. The City Manager's performance affects the performance of the entire organization—one of the Council's chief concerns. By failing to adequately evaluate the City Manager, the City Council might miss an opportunity to express support for the Manager and strengthen their performance. Neglect can be costly, possibly resulting in high turnover, mistrust, and ongoing poor performance.

Such proposed policy should also be implemented on any acting-City Manager personnel. Under such circumstances the interim City Manager should be evaluated six months after they assumed such position.

In the past, neighboring cities such as Walnut Creek have also done past City Manager evaluations to ensure that their city reaches full efficiency. The City of Berkeley should take from the example of other cities in order to strengthen its accountability to its constituents.

FISCAL IMPACTS

Minimal.

CONTACT PERSON

Kriss Worthington, Councilmember (510) 981-7170 See Kay Ng, Intern (510) 981-7170

Samantha Lai, Intern samantha.lai@berkeley.edu



Kriss Worthington

Councilmember, City of Berkeley, District 7 2180 Milvia Street, 5th Floor, Berkeley, CA 94704 PHONE 510-981-7170 FAX 510-981-7177 kworthington@ci.berkeley.ca.us

ACTION CALENDAR
October 29, 2013
(Continued from October 1, 2013)

To: Honorable Mayor and Members of the City Council

From: Councilmember Kriss Worthington

Subject: City Manager Referral: Inform the Public of Updates and Modifications to

Council Agenda After the Completion of the Consent Calendar

RECOMMENDATION

City Manager Referral: That the Council inform the public of any updates or modifications to the Council agenda after the completion of the consent calendar.

BACKGROUND

During council meetings, the public is typically unaware of changes made to the agenda by the council. Many people end up waiting for hours because they are unaware that their item has been adopted or withdrawn from the agenda, or moved to a future meeting. There is an obvious need for a way to keep the public, whether present or at home, informed of any changes to the agenda after the completion of the consent calendar (when the bulk of these changes are made).

A trial run of one of the possible methods for informing the public will be done during the September 10 Council meeting. This involves someone updating a board of some sort in the meeting room, and updating the agenda posted on the table outside. For those viewing at home, Berkeley Community Media will broadcast an updated agenda. It is also recommended that a Google document be updated and linked to the City website.

FINANCIAL IMPLICATIONS

Minimal.

CONTACT

Kriss Worthington, City Council, District 7, 510-981-7170



ACTION CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Homeless Commission

Submitted by: Kenneth Peterson, Member and Carole Marasovic, Chair, Homeless

Commission

Subject: Homeless Commission Site Visit Plan

RECOMMENDATION

Adopt a Resolution allowing the Homeless Commission to conduct 18 visits to Cityfunded homeless services provider sites during calendar year 2014, in addition to the Commission's regular meetings, and pursuant to the site visit plan submitted as part of this report.

SUMMARY

The Homeless Commission is recommending that the Council approve a site visit plan that would allow site visits of all funded programs before each future funding application review period, to assist the Commission in preparation of funding and policy recommendations. The Commission sees such site visits as crucial to this recommendation process. All Commission members would be allowed to attend each site visit. City rules would be altered to allow Commission quorum site visit attendance without staff present. The site visits would be coordinated and overseen by a Commission officer or a commissioner designated by the Commission chairperson. City cost for this plan's implementation would be minimal.

FISCAL IMPACTS OF RECOMMENDATION

Minimal costs.

CURRENT SITUATION AND ITS EFFECTS

Currently site visits involving the full Commission are not allowed by staff, as staff will not provide staffing for such site visits as required by City administrative rules. Therefore the Commission cannot conduct provider site visits allowing full Commission attendance, necessary for the development of funding and policy recommendations to the Council.

BACKGROUND

The purpose of the homeless program site visits is two-fold: as a general learning tool, and to prepare for application review and scoring. Site visits serve not only as a source of valuable information for the RFP review process but also provide insights important to

the assessment of other issues on which the Commission is working. It is an opportunity for commissioners to see firsthand the programs being funded by the City as well as to speak directly with the participants of these programs. Without these visits the Commission cannot gain the insight necessary to make informed recommendations to the City and are therefore integral to the Commission's purpose. Thus it is important that site visits be included as a permanent and formal Commission activity, and that all commissioners attend each site visit as is possible. Breaking site visits up into subcommittees would detract from these goals and is not practical given the small number of commissioners.

The Commission's last site visits were held previous to the 2010–2011 provider funding application review period. The full Commission was allowed to attend each site visit and staff was present at each visit. No similar site visits were performed for the 2012–2013 application reviews as staff declined to give necessary staff support due to perceived staffing shortages. Staff has stated that full Commission site visits will not be allowed in the future for the same staffing reasons and because of concern for the visits' additional work load for the providers. Commissioners found the last site visits to be highly beneficial in the development of funding and policy recommendations. Providers were well-prepared to receive the Commission for these visits, and appeared to see them as valuable opportunities to demonstrate the value of their programs to the Commission.

RATIONALE FOR RECOMMENDATION

Passage of this resolution will allow commissioners to perform site visits necessary for adequate development of knowledge and understanding of provider programs and the needs of the homeless in order to make funding and policy recommendations toward fulfilling these needs. With adoption of this plan by the City, site visit coordination and oversight will be performed by a Commission officer or a lead commissioner appointed by the Commission chairperson rather than City staff, therefore requiring minimal time and staffing costs to the City.

The entire proposed Commission site visit plan is as follows, as approved by unanimous Commission vote for recommendation to the Council (M/S/C: Becker/Della-Piana; Ayes: Becker, Chu, Della-Piana, Gresher, Nado, Panzer, Peterson; Noes: None; Abstentions: None; Absent: Davis, Marasovic):

Below are the proposed elements of the Commission site visit plan:

- Commission quorums are expected at each site visit but staff will not be required to attend. Site visit coordination and oversight will be performed by a Commission officer or a commissioner appointed by the Chairperson. A commissioner's absence from any site visit will not be counted as an attendance deficiency.
- All site visits will have an established time frame, and all commissioners must leave at the planned end time.

- The provider staff will be expected to present an overview of their program and presentations as appropriate by program staff that have direct client contact, lead a tour of the site, and provide commissioners with an opportunity to speak with participants if possible.
- Questions for the providers and clients shall be professionally posed, objective, and neutral. In order to maintain these standards commissioners' questions shall be monitored by the chairperson, vice chairperson, or if neither officer is in attendance a lead commissioner appointed by the chairperson.
- Site visit schedule: The site visit schedule will allow for visits covering all funded programs; this will require a maximum of 18 site visits for the next application review period, to be conducted on a calendar schedule determined by the Commission and staff. There will be only one site visit per day. This plan will be in force for future funding rounds unless altered or cancelled by the Council.
- Commission meeting agenda items will include discussion of the previous month's site visits and development of written questions to be asked of the previous month's providers that were visited; this correspondence to providers is to be approved by motion of the Commission.
- The City stipend policy shall not apply to Commission site visits.

ALTERNATIVE ACTIONS CONSIDERED

One alternative action considered was to revert back to the site visit policy used in the last funding round, where the full Commission was allowed to attend each site visit and staff was present at each visit. Another alternative considered was a recommendation by staff that would allow visits by a Commission subcommittee to avoid the need for staff presence under existing City rules, thus not allowing all Commissioners to visit each site, although all commissioners are involved in funding decisions for all agencies and development of all policy recommendations. Also, the staff plan requires that each visit be a maximum of one hour, and that three visits be completed back-to-back on each day of visits. This plan would be impracticable due to the extremely short time period and demanding schedule, and the blocking of a majority of commissioners from visiting each site.

CITY MANAGER

See City Manager companion report.

CONTACT PERSON

Andrew Wicker, Community Services Specialist II, HH&CS, (510) 981-5418

Attachment

1. Resolution

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

HOMELESS COMMISSION SITE VISIT PLAN

WHEREAS, on-site reviews of homeless program provider's services are crucial to the Commission's development of policy and funding recommendations to the Council; and

WHEREAS, presently there is no consistent, permanent program provider site visit plan.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Homeless Commission is authorized to conduct 18 site visits to community agencies during calendar year 2014, in addition to the Commission's regular meetings, and pursuant to the description of the site visit plan as follows:

Homeless Commission site visit plan:

- Commission quorums are expected at each site visit but staff will not be required to attend. Site visit coordination and oversight will be performed by a Commission officer or a commissioner appointed by the Chairperson. A commissioner's absence from any site visit will not be counted as an attendance deficiency.
- All site visits will have an established time frame, and all commissioners must leave at the planned end time.
- The provider staff will be expected to present an overview of their program and presentations as appropriate by program staff that have direct client contact, lead a tour of the site, and provide commissioners with an opportunity to speak with participants if possible.
- Questions for the providers and clients shall be professionally posed, objective, and neutral. In order to maintain these standards commissioners' questions shall be monitored by the chairperson, vice chairperson, or if neither officer is in attendance a lead commissioner appointed by the chairperson.
- Site visit schedule: The site visit schedule will allow for visits covering all funded programs; this will require a maximum of 18 site visits for the next application review period, to be conducted on a calendar schedule determined by the Commission and staff. There will be only one site visit per day. This plan will be in force for future funding rounds unless altered or cancelled by the Council.
- Commission meeting agenda items will include discussion of the previous month's site visits and development of written questions to be asked of the previous month's providers that were visited; this correspondence to providers is to be approved by motion of the Commission.
- The City stipend policy shall not apply to Commission site visits.



Parks and Waterfront Commission

INFORMATION CALENDAR October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Parks and Waterfront Commission

Submitted by: Jim McGrath, Chair, Parks and Waterfront Commission

Subject: Rebuilding Berkeley Tuolumne Camp

CURRENT SITUATION AND ITS EFFECTS

At a regular meeting of the Parks and Waterfront Commission on September 11, 2013, the Commission heard an update on the fire damage at Berkeley Tuolumne Camp from Parks Director Scott Ferris. Over sixty members of the public were in attendance, many from the Friends of Berkeley Tuolumne Camp, and thirteen spoke about the camp during the Public comment portion of the meeting. At the meeting, the Commission approved a resolution that supports the rebuilding of Camp Tuolumne and urges the City Council to pass a resolution stating its determination to rebuild Berkeley Tuolumne Camp (See attached resolution). (M/S/C: Mester/Catalfo): Aye's: Brower; Catalfo; Howard; McGrath; McKay; Mester; Veneziano; No's: None; Abstain: None; Absent: Boland; Brostrom.

FISCAL IMPACTS OF RECOMMENDATION

None

BACKGROUND

On August 25, 2013, the Berkeley Tuolumne Camp, a residential family camp operated by the City of Berkeley since 1922, was destroyed by the California Rim Fire. The camp, located near Groveland, CA, in the Stanislaus National Forest, seven miles west of Yosemite National Park, spans an area of 19 square acres. Prior to the fire, the camp had approximately seventy small single-story wood-frame tent cabins, a main dining hall and recreational lodge, several staff buildings, a paved bridge and parking areas, a drinking water system with five large water tanks, an electrical system, and a leach-field sewage system, all of which were located uphill from the south fork of the Tuolumne River. Most of these structures were completely destroyed by the fire.

CONTACT PERSON

Roger Miller, Secretary, Parks and Waterfront Commission, 981-6704

Attachments:

1: Resolution approved by the Parks and Waterfront Commission

RESOLUTION

(approved by the Parks and Waterfront Commission on September 11, 2013)

WHEREAS, the City of Berkeley has operated Tuolumne Camp since 1922 under a permit from the United States Forest Service, and

WHEREAS, the Camp has provided outdoor recreational opportunities for generations of Berkeley families and other campers in the thousands, including swimming, fishing, hiking, archery, and communal dining, singing, and celebrations; and

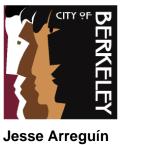
WHEREAS, these healthy activities have provided the citizens of Berkeley and other campers with clean air, rest, exercise, joy, and other benefits; and

WHEREAS, Tuolumne Camp was mostly destroyed by fire on August 25, 2013; and

WHEREAS, the Berkeley community has been grieving for the loss of our beloved camp; and

WHEREAS, responding to the needs and expressed desire of the community to move forwards rebuilding the camp.

NOW THEREFORE, BE IT RESOLVED that the Parks and Waterfront Commission supports the rebuilding of Camp Tuolumne and urges the City Council to pass a resolution stating its determination to rebuild Berkeley Tuolumne Camp, and that the City of Berkeley negotiate with the U.S. Forest Service, contractors, and other interested parties to advance the rebuilding as soon as feasible, and to the extent feasible to include volunteers in the effort.



Jesse Arreguín
Councilmember, District 4

INFORMATION CALENDAR

October 29, 2013

To: Honorable Mayor and Members of the City Council

From: Councilmember Jesse Arreguín

Subject: Berkeley Small Businesses

INTRODUCTION:

Providing more than half of the jobs available in the City of Berkeley¹, small businesses are crucial to the fiscal health and economic vibrancy of our City.

CONTACT PERSON:

Jesse Arreguin, Councilmember, District 4 981-7140 Jenny Hsieh, Intern, District 4 981-7140

¹ Berkeley's top 10 largest employers provide approximately 34,000 of the nearly 70,000 jobs in the City (*Statistical & Economic Profile*. City of Berkeley, Office of Economic Development).

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Upcoming Worksl	nops
Scheduled Dates	
October 29	Berkeley Health Status Report 2013 Alta Bates Summit Medical Center and Community Benefits
November 12	Parks Capital Infrastructure and Operations Overview
November 19	1 st Quarter Budget Report
December 3	Refuse Fund Update & New Rates
December 17	Employee Safety & Workers Compensation Economic Development Report
January 2014	2020 Vision Plan Update (tentative)

Last Updated: 10/9/13

WORKING CALEN	CITY CLERK NDAR FOR SC	CITY CLERK DEPARTMENT IDAR FOR SCHEDULING LAND USE MATTERS	ND USE MATTI	ERS	
	BEFORE IHE	BEFORE THE CITY COUNCIL			
Address	Board/ Commission	Appeal Period Ends	Council Date for Determination on Appeal Submitted	Council Date for Public Hearing ¹	Notes
NOD – Notices of Decision					
48 Oakvale Avenue (residential second story addition)	ZAB	10/16/2013			
2722 Durant Avenue (roof deck on existing fraternity house)	ZAB	10/16/2013			
3120 California Street (Art/Craft Studio-Live/Work Unit)	ZAB	10/16/2013			
2959 College Avenue (Mercantile Company Building)	LPC	10/29/2013			
18 Alvarado Road (designation of McCormack Residence)	LPC	11/12/2013			
Appeals Submitted					
2227 Dwight Way (rebuild 6-unit apartment building)	ZAB		10/29/2013		
596 Spruce Street (new single family dwelling)	ZAB		11/12/2013		
3001 Telegraph Ave (coffee shop)	ZAB		11/19/2013		
Public Hearings Scheduled					
2517 Regent Street (Mary J. Berg House)	LPC			T.B.D.	
Od 1 0 VE - 1 Fr - 1 C					
Remanded to ZAB or LPC					
*90 day deadline					

¹Dates for public hearings as directed by the City Council.