

MINUTES

The meeting convened at 7:05 p.m. with Anne Wagley, chairperson, presiding.

ROLL CALL

Present: Royya Arasteh, Mana Barari, Donald Brody, Elliot Cohen, Sandy Curtis, Steven Freedkin, John Lavine, Mark McDonald, Robert Stephen Rose, Thom Seaton, Anne Wagley, David Weinberg, Michael Weinberg

Absent: None

COMMENTS FROM THE PUBLIC

Tom Kelly regarding recent visit to Israel/Palestine.

Ann Fagan Ginger, Meiklejohn Civil Liberties Institute, regarding Berkeley Principles, small communities colonized by distant powers.

Richard Challacomb regarding Berkeley Principles.

Cynthia Johnson regarding Middle East resolution and Mother's Day Peace Pilgrimage.

Gene Bernardi regarding contracts with entities that engages in nuclear business/weapons research and the Middle East Crisis.

Khalil Bendib regarding East Bay Jewish-Arab group.

Aftiem Saba regarding Israel/Palestine.

Pamela Sihvola regarding toxic waste at LBNL.

M.T. Ettinger regarding City action for peace in Israel/Palestine.

Michael Sherman regarding ordinance establishing the Commission, U.N. Treaties, and to welcome new members.

ACTION ON MINUTES

None.

MINUTES OF MAY 6, 2002

ACTIONS TAKEN:

M/S/C (Cohen, Seaton) approving a waiver of Section 12.90.070 of the Berkeley Municipal Code for the agreement with the University of California, San Francisco School of Nursing for the provision of nurse-practitioner students to the Berkeley High School Health Center. Ayes: Arasteh, Barari, Cohen, Curtis, Lavine, McDonald, Rose, Wagley, Seaton, Weinberg (David), Weinberg (Michael); Abstain: Brody, Freedkin; Absent: None.

M/S/C [Freedkin, Weinberg (Michael)] In recommending Council approve this particular request for a waiver, we have qualified our recommendation by stating the agreement with the University of California, San Francisco School of Nursing "appears" to qualify, however, in the absence of having the actual contract or memorandum to review, we cannot know the precise details of what it states.

Because this agreement appears to qualify for a waiver, and to avoid delay, we are recommending this particular waiver. The Commission, however, wishes to stress that the failure to provide copies of the actual agreements subject to the Nuclear Free Berkeley Act is something the Peace and Justice Commission recently objected to. We therefore emphasize that in the future, copies of the actual proposed contract, agreement, or memorandum of understanding need to accompany the request for a waiver recommendation.

We emphasize that in order for the Commission to make timely determinations regarding requests for waivers under the Nuclear Free Berkeley Act as Council has requested, we must receive full documentation concurrent with the waiver request.

We also note that the City has presented no information as to the lack of any potential alternative providers of this service. Future waiver requests should address this provision of the Act. Ayes: Arasteh, Barari, Brody, Cohen, Freedkin, Lavine, McDonald, Rose, Wagley, Weinberg (Micki); Abstain: Curtis, Seaton, Weinberg (David); Absent: None.

NEXT MEETING:

The next regular meeting will on Monday, June 3, 2002 at 7:00 pm in the North Berkeley Senior Center.

The meeting was adjourned at 10:11 pm.

Respectfully submitted,

Lisa Ploss for Manuel Hector, Secretary
Peace and Justice Commission