

## **Communications – January 18, 2022**

*Council rules limit action on Communications to referral to the City Manager and/or Boards and Commissions for investigation and/or recommendations. All communications submitted to Council are public record.*

### **2021 Local Cannabis Policy Scorecard**

1. Getting it Right from the Start

### **BART Draft Environmental Impact Report**

2. David Brandon (2)
3. Leslie Valas
4. Claudia Valas
5. Rashi Kesarwani

### **Brown Act Cure and Correct Demand Letter**

6. Berkeley Progressive Alliance

### **Budget Review**

7. Marc Sapir

### **Climate Equity Fund pilot RFP**

8. Candace Hyde-Wang

### **Code Red Climate Event**

9. Lauren Weston

### **COVID-19**

10. Gary Hicks
11. David Lerman (2)
12. Blair Beekman
13. Navarre Oaks

### **Crime Suppression Unit**

14. Cheryl Davila
15. Brian Witt

### **Elmwood Parking**

16. Ron Kelly
17. Fern Burch

### **Emergency Shelter**

18. Elana Auerbach
19. Cheryl Davila

### **Ferry Service**

20. Terry Mandel

21. Mz Suzanne Joi

**Golden Bear Inn**

22. Beth Gerstein (4)

23. Lee Bishop

**Gun Violence Crisis**

24. Moni Law

**Habitot Children's Museum**

25. Marjorie Tichenor

**HMIS Case Manager Assignments**

26. Omowale Fowles (2)

**Homeless Shelter Concerns**

27. quBit.ch@protonmail.com (3)

**Hopkins Corridor Project**

28. Donna DeDiemar

29. Garry Parrish

30. Jeffrey Kaplan (2)

**Infrastructure Survey**

31. Bob Flasher

**Interview Request**

32. Rebecca Smith

**Letters**

33. Blair Beekman

**Marin Avenue Traffic Safety**

34. Diana Damonte

35. Gina Rieger

36. Berkeley Path Wanderers Association

37. Farid Javandel

38. Janet Byron (2)

39. Susan Shimm

40. LJ Cranmer

41. LaTanya Bellow

**Mosquitos**

42. Josh Beth

**Newsletters**

- 43. Eden I&R (2)
- 44. Alameda County Mosquito Abatement District
- 45. Downtown Berkeley Association

**Nilang Gor**

- 46. Karen Rubio

**Parking (Spaces, Citations, Fees)**

- 47. Miriam Kasin
- 48. Danielle Adams
- 49. Dorothea Dorenz

**Pedestrian Push Buttons**

- 50. Walk Bike Berkeley

**Pedestrian Safety**

- 51. Margery Eriksson

**Plant-Based Food Purchase Plan**

- 52. Nancy Min Ji

**Plastic Bag Ordinance**

- 53. Similarly-worded form letters (91)

**Police**

- 54. John Lindsay-Poland
- 55. Mike Swenson
- 56. Blair Beekman

**Prop 68 Technical Assistance Program**

- 57. Jane Gray

**Recent City Council Agenda Items**

- 58. Blair Beekman

**Robert's Rules**

- 59. Kitt Saginor

**RV Parking**

- 60. Jeff Vincent
- 61. Claire Heinzelman
- 62. Charlene Washington

**Secure Justice Sues Berkeley, Again**

- 63. Jack Kurzweil

**Security Cameras**

64. Geoff Lomax

**SF Bay Area Crime**

65. Blair Beekman (3)

**Smoking Noncompliance**

66. Carol Denney

**Social Housing Pilot Study**

67. Ryan Andresen

**Solar Energy**

68. Igor Tregub

69. Blair Beekman

**State Housing Bills**

70. Margot Smith

**Support for Budget Referrals**

71. Sierra Club

**Surveillance State**

72. Steve Martinot

**Traffic Enforcement**

73. David Lerman

74. Elisa Mikiten

**Transient Occupancy Tax**

75. Charles Koppelman

**Tree Removal**

76. Jenny Franco

77. Urban Forestry Staff

**Upcoming Meetings**

78. East Bay Community Energy (2)

**URLs Only**

79. Vivian Warkentin (3)

**Vision Zero in West Berkeley**

80. Similarly-worded form letters (3)

**Violation of Sanctuary Contracting Ordinance**

81. Elana Auerbach

**Richardson, April**

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**From:** Getting it Right from the Start <gettingitright@phi.org>  
**Sent:** Friday, December 3, 2021 1:56 PM  
**Cc:** Lynn Silver; Alisa Padon; Jason Soroosh  
**Subject:** Getting it Right from the Start Presents: 2021 California Local Cannabis Policy Scorecards  
**Attachments:** Berkeley2021.pdf; 2021 Cannabis Policy Scorecard Methodology Summary & Best Practices in Action Map\_FN.pdf

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear California City/County Officials and Community Partners,

Getting it Right from the Start<<https://gettingitrightfromthestart.org/>>, a project of the Public Health Institute, is pleased to announce the official release of our 2021 Local Cannabis Policy Scorecards for each California jurisdiction that allows storefront and/or delivery retail cannabis sales; your community's scorecard is now available at <https://gettingitrightfromthestart.org/custom/map-2021.html>.

Since 2018 we have collected information on the cannabis retail, marketing and taxation policies passed by all cities and counties in California, using resources including CannaRegs (a commercial database), municipal codes and jurisdictions' websites. Using these resources, along with direct feedback received from jurisdictions, we have developed a set of "scorecards" for every California jurisdiction that allowed cannabis retail sales at storefronts or by delivery. These scorecards measure how far jurisdictions have gone beyond state law to promote public health and advance social equity; they are modeled off the "State of Tobacco Control" report cards long used by the American Lung Association to promote local action for tobacco control. Please note that policies evaluated in our 2021 Local Cannabis Policy Scorecards were those passed by January 1, 2021; any policy changes passed after January 1, 2021, are not reflected in this scorecard - they will be reflected in the 2022 scorecard.

In an effort to advance and evaluate to what extent potential best practices were adopted to protect youth, promote public health, and advance social equity, our project based scores on six public health and equity-focused categories. A summary of the methodology, along with your jurisdiction's scorecard and a map with concrete examples of best practices adopted by your fellow California cities and counties, are enclosed. A comprehensive explanation of our methodology can be found on our website at: <https://gettingitrightfromthestart.org/ca-cities-counties/>.

Please address any questions or feedback to Aurash Soroosh, at [aurash.soroosh@phi.org](mailto:aurash.soroosh@phi.org). We also provide free technical assistance, supported by the Conrad N. Hilton Foundation, and have developed tools and resources including three model local ordinances for California on cannabis retail, marketing and taxation, available at: <https://www.gettingitrightfromthestart.org/our-model-ordinances>. We hope these resources help jurisdictions to allow legal sale without promoting the development of a new tobacco-like industry in our state.

Please let us know if you have any questions, or if we can be of assistance to your jurisdiction.

The Getting it Right from the Start team:

Alisa A. Padon, PhD  
Research Director

Aurash J. Soroosh, RD, MSPH

Policy Associate

Lynn Silver, MD, MPH, FAAP  
Director

Kiara Gonzalez Garcia  
Program Coordinator

Getting it Right from the Start  
Public Health Institute  
555 12th Street, Ste. 290  
Oakland, CA 94607

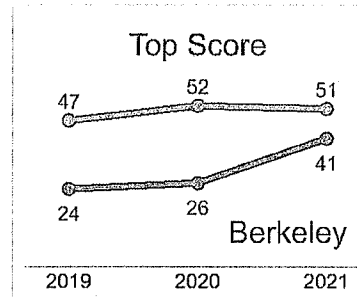
# Cannabis Policy

## 2021 SCORECARD

Berkeley



This scorecard analyzes local cannabis ordinances passed prior to January 1, 2021, in each California city or county that legalized storefront retail sales, to assess policies in effect going into 2021. It evaluates to what extent potential best practices were adopted to protect youth, reduce problem cannabis use and promote social equity beyond those already in state law. Scores fall into six public health and equity focused categories for a total maximum of 100 points.



Policy Adopted Beyond State Law

No Policy Adopted Beyond State Law

Weaker than State Law

RETAILER REQUIREMENTS		TAXES & PRICES		PRODUCT LIMITS		MARKETING		SMOKE-FREE AIR		EQUITY & CONFLICTS OF INTEREST	
Limit # of retailers (max. 10 pts)	7	Local retail tax (6 pts)	6	Limit high potency products (max. 6 pts)	0	Limit billboards (max. 6 pts)	3	Prohibit temporary event permits (5 pts)	0	Licensing priority for equity applicants (3 pts)	3
Require distance >600 ft. from schools (5 pts)	5	Revenue dedicated to youth, prevention or equity (max. 6 pts)	0	<b>END THE CANNABIS KIDS MENU</b>		Prominent health warnings on ads (4 pts)	0	Prohibit on-site consumption (3 pts)	0	Equity in hiring requirements (3 pts)	0
Require distance between retailers (2 pts)	2	Tax by THC content (5 pts)	0	No flavored products for combustion or inhalation (max. 5 pts)	0	Limit therapeutic or health claims (3 pts)	0			Cost deferrals for equity applicants (1 pt)	0
Other location restrictions (max. 3 pts)	3	Prohibit discounting (2 pts)	0	No cannabis-infused beverages (4 pts)	0	Business signage restrictions (3 pts)	3			No prescriber on retail premises (1 pt)	1
Health warnings posted in store (4 pts)	4	Minimum price (1 pt)	0	Limit other products/packaging attractive to youth (2 pts)	0	Limit marketing attractive to youth (2 pts)	0			No prescriber in ownership (1 pt)	0
Health warnings handed out (4 pts)	4										
<b>25</b>		<b>6</b>		<b>0</b>		<b>6</b>		<b>0</b>		<b>4</b>	

**TOTAL SCORE = 41**

# THE STATE OF CANNABIS POLICY IN CALIFORNIA'S CITIES & COUNTIES



## 2021 SCORECARD METHODOLOGY

Based on the best available research, we identified six primary categories of policies where local government can act to protect youth, public health, and equity if they opted to allow cannabis retail commerce. Criteria with the greatest potential for achieving these goals receive higher points, based on evidence from tobacco, alcohol and/or cannabis research. Cannabis laws of all California cities and counties passed by January 1st, 2021 were scored, using legal databases including Municode and Cannaregs, as well as municipal websites, accompanied by direct outreach to county or city clerks when needed. The maximum score possible was 100.

**1) RETAILER & DELIVERER REQUIREMENTS:** Strategic limits on cannabis retailers can decrease youth use and exposure to cannabis.

- **Caps on Retailers (10 points max).** Limit the number of licensed retailers, we used the ratio to number of inhabitants
- **Distance from Schools (5 points).** Mandate a distance greater than 600 feet between K-12 schools and retailers
- **Retailer Buffers (2 points).** Mandate a required distance between retailers
- **Other Location Restrictions (3 points).** Mandate required distance between retailers and other youth serving locations not covered by state law such as parks, playgrounds, or universities, or other locations such as residential areas
- **Health Warnings Posted in Stores OR Handed Out to Customers (4 points each).** Mandate retailers post and/or hand out health warnings informing consumers of relevant risks at point of sale

Delivery-only requirements:

- **Local Permit (12 points max).** Mandate a local permit be obtained by deliverers originating within and outside the jurisdiction
- **Medical Cannabis Sales (3 points).** Allow delivery sales of medicinal cannabis
- **Independent ID Verification Process (10 points max).** Mandate use of an independent age and identity verification process before cannabis delivery
- **Delivery Destinations (10 points max).** Limit where deliveries can terminate, i.e., no delivery to college dormitories

**2) TAXES & PRICES:** Taxes & higher prices can decrease youth access while raising valuable revenue for local communities

- **Local Cannabis Tax (6 points max).** Impose a local tax on cannabis retail
- **Dedicated Tax Revenue (6 points).** Dedicate tax revenue to youth, prevention, or reinvestment in communities most affected by the war on drugs
- **Tax by THC Content (5 points).** Impose higher tax rates for high potency (high THC) products (if sale is allowed)
- **Discounting (2 points).** Prohibit discounting on cannabis such as coupons or discount days
- **Minimum Price (1 point).** Establish a minimum price floor for cannabis

**3) PRODUCT LIMITS:** End the Cannabis Kids Menu of products that appeal to youth and limit products which increase adverse effects

- **Limit Potency (6 points max).** Prohibit sale of high potency cannabis flower and products through bans or ceilings
- **Flavored Products (Non-Edibles) (5 points).** Prohibit sale of flavored combustible or inhalable (non-edible) products
- **Cannabis-Infused Beverages (4 points).** Prohibit sale of cannabis-infused beverages
- **Products Attractive to Youth (2 points).** Prohibit sale of products attractive to youth more clearly than state law

**4) MARKETING:** Limited exposure to marketing to decrease youth use and provide accurate warnings to inform consumers.

- **Billboards (6 points max).** Restrict or prohibit the use of billboards to advertise cannabis
- **Health Warnings on Ads (4 points).** Require health warnings on all cannabis advertisements
- **Therapeutic or Health Claims (3 points).** Prohibit the use of therapeutic or health claims on cannabis products, packages, or ads
- **Business Signage Restrictions (3 points).** Restrict on-site business advertising
- **Marketing Attractive to Youth (2 points).** Detailed restrictions on packaging or advertising attractive to youth

**5) SMOKE-FREE AIR:** Smoke-free air policies can improve air quality, protect kids, and reduce secondhand smoke exposure.

- **Temporary Events (5 points).** Prohibit temporary cannabis events such as at county fairs or concerts in parks
- **On-Site Consumption (3 points).** Prohibit on-site cannabis consumption, whether by smoking, vaping or use of edibles

**6) EQUITY & CONFLICTS OF INTEREST:** Cannabis policy can promote social equity and reduce conflicts of interest.

- **Priority in Licensing (3 points).** Prioritize equity applicants when issuing cannabis business licenses
- **Equity in Hiring (3 points).** Require hiring to prioritize low-income, transitional, or other workers from communities disadvantaged by the war on drugs
- **Cost Reduction/Deferral (1 point).** Reduce/defer the costs of cannabis business licenses for equity applicants
- **Prescribers (1 point each).** Prohibit on-premises patient evaluations and prescriber ownership of retailers

*Getting it Right from the Start is a project of the Public Health Institute. The Project has worked with experts from across the nation and within the state to identify potential best regulatory practices and develop model regulatory and taxation frameworks to protect youth, public health and social equity. Visit us at [www.gettingitrightfromthestart.org](http://www.gettingitrightfromthestart.org).*



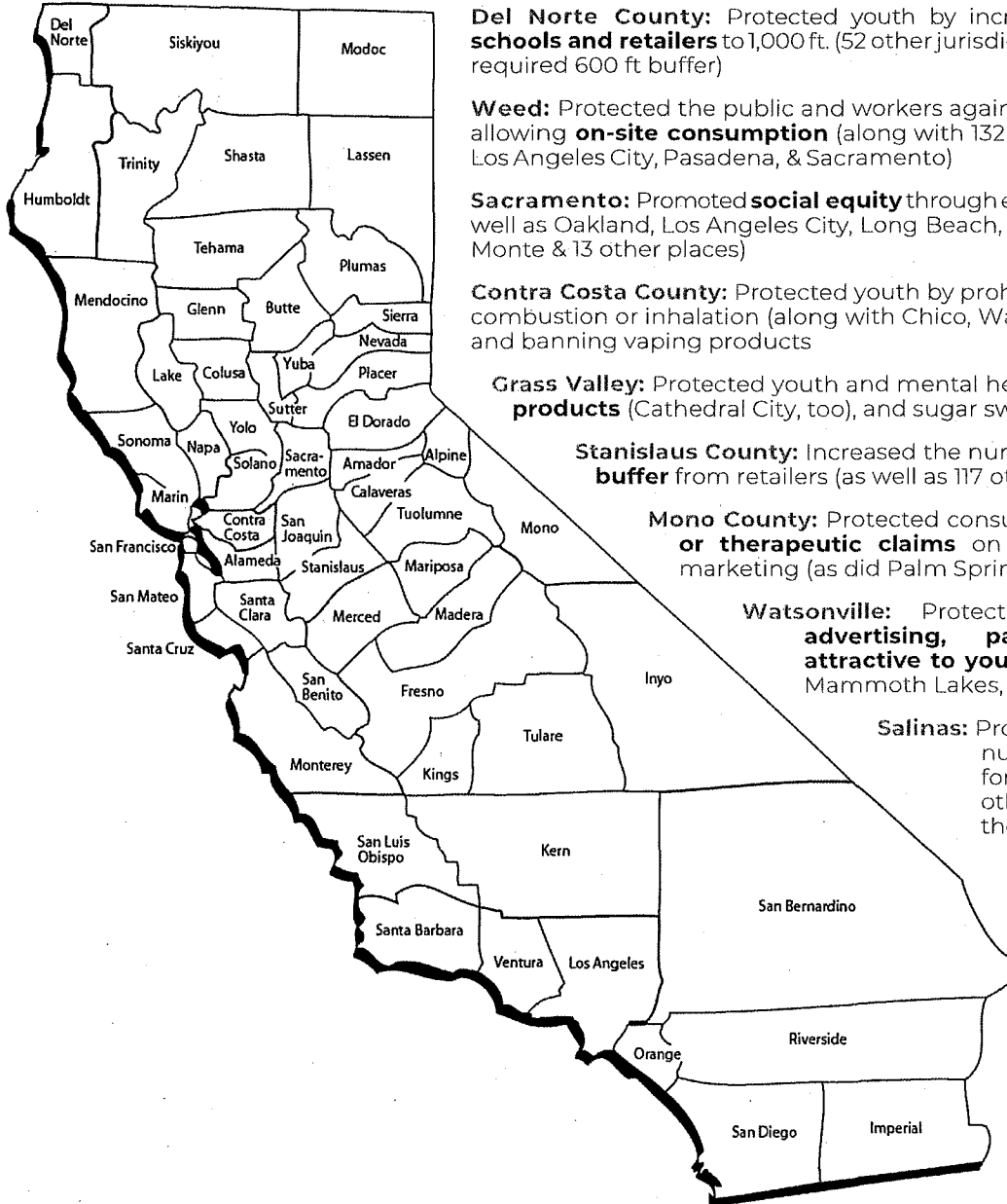
# THE STATE OF CANNABIS POLICY IN CALIFORNIA'S CITIES & COUNTIES



Getting it Right  
from the Start.

Advancing Public Health & Equity in Cannabis Policy

## Examples of what your neighbors are doing to protect youth, public health and social equity



**Del Norte County:** Protected youth by increasing the **buffer between schools and retailers** to 1,000 ft. (52 other jurisdictions also increased the state required 600 ft buffer)

**Weed:** Protected the public and workers against secondhand smoke by not allowing **on-site consumption** (along with 132 other places such as Merced, Los Angeles City, Pasadena, & Sacramento)

**Sacramento:** Promoted **social equity** through equity in licensing provisions (as well as Oakland, Los Angeles City, Long Beach, San Francisco, Watsonville, El Monte & 13 other places)

**Contra Costa County:** Protected youth by prohibiting **flavored products** for combustion or inhalation (along with Chico, Watsonville & Mammoth Lakes), and banning vaping products

**Grass Valley:** Protected youth and mental health by **taxing high potency products** (Cathedral City, too), and sugar sweetened cannabis beverages

**Stanislaus County:** Increased the number of **sites with a required buffer** from retailers (as well as 117 other jurisdictions)

**Mono County:** Protected consumers by not allowing **health or therapeutic claims** on cannabis products or their marketing (as did Palm Springs)

**Watsonville:** Protected youth by prohibiting **advertising, packaging and products attractive to youth** (along with Mono County, Mammoth Lakes, Turlock, and 8 others)

**Salinas:** Protected youth by **capping** the number of licensed retailers at 1 for every ~32,000 people (102 other jurisdictions also capped the number of dispensaries)

**Pasadena:** Protected youth by prohibiting **promotions and coupons** offering discounted cannabis (along with 3 others)

**West Hollywood:** Protected consumers by requiring cannabis-related **health and safety training** of dispensary staff (Long Beach, Pasadena, Mt. Shasta, Mammoth Lakes & Mono County did, too)

**El Monte:** Protected youth by **dedicating tax revenue to youth** programs, addiction prevention and recreation (Riverside County, Sonoma County, Sacramento, Placerville, Pomona, Merced, Santa Ana, Turlock, Oxnard & Davis funded similar programs for youth)

**Santa Ana:** Informed consumers by requiring cannabis-related **health risks information on signs or in handouts** in dispensaries (along with 23 others, including San Francisco, San Jose, Culver City, Richmond & Chico)

**Richardson, April**

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**From:** David Brandon <davidbrandon@comcast.net>  
**Sent:** Tuesday, November 30, 2021 4:37 PM  
**To:** Pearson, Alene  
**Cc:** Berkeley Mayor's Office; All Council  
**Subject:** Comment for Planning Commission on DEIR

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Ms. Pearson:

I appreciate the opportunity to review the DEIR for the Berkeley BART TOD, but note that it is 395 pages without all the supporting documents. There simply hasn't been sufficient time since its release for the citizenry to digest this report and make meaningful comments. I think that the December 1 deadline for acting on the DEIR is premature, and I urge you to extend the comment period.

Nonetheless, I pinpoint three topics that should be addressed prior to approval of the DRAFT.

- several recent major changes in the layout of crosswalks, bike paths, bus stop bulbs, and traffic lights near North Berkeley BART render out-of-date the assumptions and data used in the DEIR. I suspect that Sacramento Street would no longer be rated a "high-injury street" in the BART station area. Safety impacts of TOD and the calculation of numbers of trips and modes of transportation need to be updated.
- The Planners should thoroughly delineate the impact of potential building forms and heights on wind patterns that impact the neighborhoods surrounding both development areas. Small changes in wind patterns make large differences in the livability and walkability of both residential and commercial neighborhoods.
- At a recent meeting of the Berkeley Neighborhoods Council, concern was raised about the appearance of a conflict-of-interest between Mr. Wiblin's role on the Commission and his position as Executive Vice President of Bridge Housing, a developer of housing in Berkeley, among other cities. I would like assurance that a disinterested legal authority has reviewed the matter and rendered judgment.

With appreciation for your important work, I urge you to allow more time to broaden citizen input on the DEIR at hand.

David Brandon  
 Berkeley, CA

## Richardson, April

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**From:** David Brandon <davidbrandon@comcast.net>  
**Sent:** Wednesday, December 1, 2021 4:58 PM  
**To:** Pearson, Alene; bartplanning  
**Cc:** Berkeley Mayor's Office; All Council  
**Subject:** Comment for Planning Commission on DEIR

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Planning Staff and City Officials:

I previously submitted a few comments and wish to add whole-hearted concurrence with the comments submitted by the North Berkeley Neighborhood Alliance. I reiterate that the December 1 deadline for acting on the DEIR is premature, and I urge you to extend the comment period. The points I wish most to highlight that are fully documented by NBNA are as follows.

The DEIR has failed to give adequate analysis to project alternatives with a maximum of 75 units per acre.

The DEIR has failed to address adequately the public interest in more affordable housing on publicly owned land.

The DEIR has used faulty modeling in its analysis of environmental impacts of building size and massing and projected post-TOD trips to BART.

With appreciation for your important work, I urge you to undertake an extensive revision of the present DEIR and recirculate if for comment. Acceptance in its present form would be a glaring disservice to the people of Berkeley.

David Brandon

Berkeley, CA

**Richardson, April**

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**From:** Leslie Valas <vffam5@gmail.com>  
**Sent:** Tuesday, November 30, 2021 5:22 PM  
**To:** bartplanning; Kesarwani, Rashi; All Council  
**Subject:** N Berkeley Bart Development

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I am writing as a resident who lives a half block from the N. Berkeley Bart Station. As you consider zoning zoning requirements for this upcoming project, I urge you to zone for

- 4 stories w step down units toward the perimeter of the property
- 7 story maxim (as in keeping with the neighborhood scale...even the new buildings on University and Sacramento ARE LESS THAN 7 STORIES, and that is a commercial zone.
- Consider that the DEIR fails to provide for an alternative based on 75 units/acre, and it fails to make affordability a key part of the project, despite huge amounts of public demand for this over the past two years.

I have lived in this neighborhood for 40 years, and raised my family here. As has been said repeatedly, any development should be thoughtfully designed to fit in with MY residential neighborhood, despite our mis-designation as Urban Neighborhood/City Center Place. Our neighborhood IS NOT the same as the Ashby Bart area!

I urge you to consider the local residents--the people who live here-- as you make a final recommendation.

Leslie Valas  
District 1 voter

**Richardson, April**

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**From:** Claudia <chava52@gmail.com>  
**Sent:** Tuesday, November 30, 2021 5:41 PM  
**To:** bartplanning; Kesarwani, Rashi; All Council  
**Subject:** DEIR

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I live 1/2 block from North Berkeley BART. I am concerned that the DEIR doesn't account for neighbor's concerns, including contextuality, set-backs, limiting the height of the development and ensuring sufficient parking so that those of who live near BART will be able to park near our homes.

Furthermore, The DEIR fails to provide for an alternative based on 75 units/acre, and it fails to make affordability a key part of the project, despite huge amounts of public demand for this over the past two years.

I hope you will take these factors into consideration.

Thank-you,  
Claudia Valas  
1818 Short St, Berkeley, CA 94702

**Benado, Tony**

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**From:** Kesarwani, Rashi  
**Sent:** Monday, December 6, 2021 1:30 PM  
**To:** David Brandon; Pearson, Alene  
**Cc:** Berkeley Mayor's Office; All Council  
**Subject:** Re: Comment for Planning Commission on DEIR

Hi David,

Thank you very much for your e-mail. I wanted to inform you that I have forwarded your e-mail to the City Attorney's Office with a request that they respond to the issue you raise in your third bullet.

Sincerely,  
 Rashi

Rashi Kesarwani (she/her)  
 Council Member, District 1  
 rkesarwani@cityofberkeley.info  
 Office: (510) 981-7110

Visit My Website: <http://www.rashikesarwani.com/>  
 Sign up for our [District Newsletter](#)

**From:** David Brandon <davidbrandon@comcast.net>  
**Sent:** Tuesday, November 30, 2021 4:36 PM  
**To:** Pearson, Alene <apearson@cityofberkeley.info>  
**Cc:** Berkeley Mayor's Office <mayor@cityofberkeley.info>; All Council <council@cityofberkeley.info>  
**Subject:** Comment for Planning Commission on DEIR

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Dear Ms. Pearson:

I appreciate the opportunity to review the DEIR for the Berkeley BART TOD, but note that it is 395 pages without all the supporting documents. There simply hasn't been sufficient time since its release for the citizenry to digest this report and make meaningful comments. I think that the December 1 deadline for acting on the DEIR is premature, and I urge you to extend the comment period.

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- At a recent meeting of the Berkeley Neighborhoods Council, concern was raised about the appearance of a conflict-of-interest between Mr. Wiblin's role on the Commission and his position as Executive Vice President of Bridge Housing, a developer of housing in Berkeley, among other cities. I would like assurance that a disinterested legal authority has reviewed the matter and rendered judgment.

With appreciation for your important work, I urge you to allow more time to broaden citizen input on the DEIR at hand.

David Brandon

Berkeley, CA

**Richardson, April**

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**From:** Matthew Lewis <mrlewis125@gmail.com>  
**Sent:** Tuesday, November 30, 2021 3:37 PM  
**To:** All Council; City Clerk; City Attorney's Office; Manager, C; FCPC (Fair Campaign Practices Commission)  
**Subject:** BPA Brown Act Cure and Correct Demand Letter

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

The Berkeley Progressive Alliance (BPA) is an alliance of community and labor organizations and Berkeley coalitions. Its mission is to work to improve social, economic, and racial equality within Berkeley. On behalf of BPA, I am forwarding the below Brown Act complaint/cure and correct demand letter.

Mayor and Council Members  
 City of Berkeley

Dear Mayor and Council Members,

This letter is to call your attention to what the Berkeley Progressive Alliance believes were substantial violations of the Ralph M. Brown Act, which nullify actions taken by the Berkeley City Council and City of Berkeley.

The nature of the violation is as follows: In its meeting of November 4, 2021, the Berkeley City Council took action to identify Council priorities for the fiscal years 2023-2024 budget process and establish priorities for a legislative platform.

The action(s) taken was not in compliance with the Brown Act because it violates prohibitions on anonymous voting. For instance, Government Code Section 54953(c)(1) provides that "No legislative body shall take action by secret ballot, whether preliminary or final" and Government Code Section 54953(c)(2) provides that "The legislative body of a local agency shall publicly report any action taken and the vote or abstention on that action of each member present for the action."

In the event it appears to you that the conduct of the Berkeley City Council specified herein did not amount to the taking of action, we call your attention to Section 54952.6, which defines "action taken" for the purposes of the Act expansively, i.e. as "a collective decision made by a majority of the members of a legislative body, a collective commitment or promise by a majority of the members of a legislative body to make a positive or negative decision, or an actual vote by a majority of the members of a legislative body when sitting as a body or entity, upon a motion, proposal, resolution, order or ordinance."

Pursuant to that provision (Government Code Section 54960.1), the Berkeley Progressive Alliance demands that the Berkeley City Council and City of Berkeley cure and correct the illegally taken action as follows: 1) Immediately rescind the 11/4 votes; 2) immediately rescind the directions, orders, etc. from the City Manager (and anyone else) to department heads (and anyone else) about implementing, prioritizing, preparing for, etc. the results of the 11/4 votes and not issue any others; and 3) immediately cancel and not hold/not take up any special meetings or council items (including in council committees) stemming from, responding to, following up on, etc. the 11/4 votes).



Respectfully yours,  
The Berkeley Progressive Alliance

CC: *City Attorney Farimah Faiz Brown, City Manager Dee Williams-Ridley, Open Government Commission*

**Bunting, Sarah K.**

---

**From:** Marc Sapir <marcsapir@gmail.com>  
**Sent:** Tuesday, December 14, 2021 4:49 PM  
**To:** All Council  
**Cc:** Elana Auerbach; Negeene Mosaed; Alfie; Glenn Turner; Gene Turritz; Steve Martinot; Osha Neumann; Andrea Prichett; Jack Kurzweil; Michael Eisenscher; john swartzberg  
**Subject:** budget review

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi,

I live on Spruce street the past 36 years. I think that free AC transit on Sundays is a good idea and providing funds for retrofitting electrical for low and middle income families is likewise perfectly sensible. What I can't believe is your intention to increase police funding and expand the number of cops instead of funding a special care unit of professionals and peers to deal with the growing crisis of bereft homeless people in the city as their population grows due to the economic conditions. Trying to disappear these people (most of whom are long time Berkleans) rather than assist them is really outrageous. Increasing the police budget and the net of camera surveillance won't do a damn thing to solve the social crisis. You surely know that other cities have had success with intervention programs and services that by-pass police interventions with mental health, drug, and other minor social crises on the streets. You surely know that destroying the meagre property of street and tent dwellers (while employing PR that you aren't doing that when you obviously are) is outrageous to say the least. When the Alameda County Board of Supervisors was close to ending Sheriff Ahern's national Urban Shield program that was militarizing police departments all over the country our mayor was not willing to take stand against Urban Shield--here in Berkeley no less we did not separate ourselves from the racism of Ahern's program or the supposed free lunch of used military equipment or the centralized nationwide car license inventory being built by police. I shouted at Jesse during a Council meeting break that he is making himself vulnerable. You all are doing that if all you do is follow the money. The nation is in grave danger. Some cities are stepping forward boldly to address real issues (note NYC's new harm reduction program for addicts; note Stockton's Advance Peace and Eugene's Cahoots, that are successfully addressing violence, gangs; notice other programs addressing homelessness). The Mental Health report creates a useful overview. Turning a blind eye and funding more cops rather than an SCU makes Berkeley look like cowardly Trump sycophants. We won't be silent on your performance. Crime is down here and there have been no homicides in 2021, but the homeless crisis is overwhelming us and you only see the developers' and the University's needs at this point when you imagine that more police address our social crises.

--

marc

Marc Sapir MD MPH--(Berkeley Health Officer in 1987).

[marcsapir@gmail.com](mailto:marcsapir@gmail.com)

510-848-3826

[marcsapir.net](http://marcsapir.net)

**Benado, Tony**

---

**From:** Candace Hyde-Wang <candacehw@gmail.com>  
**Sent:** Friday, December 10, 2021 10:08 AM  
**To:** rrollins@rollinco.com  
**Cc:** Kate Harrison; Ben Paulos; Berkeley Climate Action Fund  
**Subject:** Re: Climate Equity Fund pilot RFP has been released

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I think Berkeley needs a wider climate focus than just electrification. I also think that people who are property owners can pay for climate mitigations if the City helps set up the proper programs.

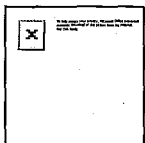
Berkeley had a program to finance undergrounding trunk lines from homes to the street for undergrounding with loans paid gradually through property tax increases. That could be duplicated and expanded to include silent second loans (or firsts) through liens on the property, payable on sale. Properties could pay for improvements through such loans at a minimal cost to the City.

Right now, the most urgent need is to mitigate vegetation in the hills that will lower the risk of a devastating fire. I have been told by knowledgeable people that the risk of burning is 100%. So the way to keep such a fire able to be fought by fire departments is to lower vegetation that feeds it. This will also keep a fire from burning down to the freeway, which we have been told can happen. Some of the removal required would probably, with replanting, be over \$100,000 per lot. One can drive anywhere south of Shasta to see the problem. This is climate change in action.

Similarly we could add electrification improvement to privately owned homes without subsidy if there were loans in place to help people. We can get on with point-of-sale mandates to do electrification. So far we lost our stronger program (RECO) and have not gotten one that is meaningful in its place. The new 120 volt water heaters are an obvious choice for a POS mandate: <https://cleantechnica.com/2021/11/29/120-volt-heat-pump-water-heaters-hit-the-market-make-gas-replacements-even-easier/>.

Berkeley is changing. Homes are selling for \$1500+ per square foot. The new buyers can afford to move off of gas quickly. Sellers, particularly heirs, make a lot of money at sale and can spend some on climate mitigations.

But if we don't address the climate issue of WUI, wildfire, then all of our efforts could come to naught. The future of fire will only get worse. 80 mile-an-hour winds are coming more and more frequently. If we don't, as a city, have a comprehensive view of climate change and prioritize the worst problems first we are not up to the task of protecting our city and it's future.



Candace Hyde-Wang - GREEN  
 Realtor® • #983422  
 510.541.4661  
 1575 Hopkins Street, Berkeley, CA 94707  
[candacehydewang.com](mailto:candacehydewang.com) •  
[www.linkedin.com/in/candacehydewang](http://www.linkedin.com/in/candacehydewang)

On Fri, Dec 10, 2021 at 9:38 AM Richard Rollins <[rrollins@rollinics.com](mailto:rrollins@rollinics.com)> wrote:

Ben,

Thanks for the note and update.

One idea that may already be on the table is to focus on federal funding that may be forthcoming from the Infrastructure bill or the BBB act, assuming it is passed. From within the Sierra Club, I understand that cities that have projects that are ready might be prioritized but even if not completely ready, focusing on gaining access to federal funding might be a worthy priority.

Best,

Richard Rollins

<https://content.sierraclub.org/grassrootsnetwork/teams/climate-emergency-mobilization-team>  
925-250-5957

On Tue, 7 Dec 2021 18:08:18 -0800, Kate Harrison <[kate@kateharrisonconsulting.com](mailto:kate@kateharrisonconsulting.com)> wrote:

Thanks, Ben. definitely interested

Sent from my iPhone

On Dec 7, 2021, at 6:07 PM, [benp...@gmail.com](mailto:benp...@gmail.com) <[benpaulos@gmail.com](mailto:benpaulos@gmail.com)> wrote:

Dear Measure HH veterans,

The City of Berkeley has released an RFP for the pilot version of the Climate Equity Fund.

With a \$600k budget, the program is looking for proposals in three categories:

- 1) Resilient Home Retrofit Pilot
- 2) Electric Mobility Access Pilot
- 3) Community Access to Resilience Measures and Electrification Engagement Pilot

You can read the full details here:

[https://www.cityofberkeley.info/uploadedFiles/Finance/Level 3 - General/22-11488-C%20-%20CEF RFP 20211129%20\(1\).pdf](https://www.cityofberkeley.info/uploadedFiles/Finance/Level%203%20-%20General/22-11488-C%20-%20CEF%20RFP%20211129%20(1).pdf)

There is a bidders webinar on December 13, that's next Monday. Proposals are due January 25.

Two things:

- Please promote this far and wide, especially to organizations that would be potential bidders. Right away if possible, through email and social media.

- It seems timely to reconvene the HH gang to talk about the pilot, what we can do to make it a success, and next steps going forward. Chiefly -- should we try another run at a ballot measure for the Climate Equity Action Fund, or should we focus on something else? If you are interested in joining that discussion let me know and we can try to schedule a time that works.

Cheers,  
Ben Paulos

--

You received this message because you are subscribed to the Google Groups "Berkeley Climate Action Fund" group.

To unsubscribe from this group and stop receiving emails from it, send an email to [berkeley-climate-action-fund+unsubscribe@googlegroups.com](mailto:berkeley-climate-action-fund+unsubscribe@googlegroups.com).

To view this discussion on the web visit <https://groups.google.com/d/msgid/berkeley-climate-action-fund/ac28ecd0-d190-4a8e-ae97-d2b877858451n%40googlegroups.com>.

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To view this discussion on the web visit <https://groups.google.com/d/msgid/berkeley-climate-action-fund/E6ACAB29-2D11-4D06-8914-4803FAF8D82B%40kateharrisonconsulting.com>.

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You received this message because you are subscribed to the Google Groups "Berkeley Climate Action Fund" group.

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To view this discussion on the web visit <https://groups.google.com/d/msgid/berkeley-climate-action-fund/1638930886.3jzo13ktw8c800o8%40webmail.rollinscs.com>.

**Bunting, Sarah K.**

---

**From:** Lauren Weston <lauren.weston@acterra.org>  
**Sent:** Wednesday, December 22, 2021 11:50 AM  
**To:** Lauren Weston  
**Subject:** "Code Red" Climate Event  
**Attachments:** Code Red Banner.png

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Civic Leader,

You are cordially invited to join elected officials from across the Bay Area to hear directly from climate experts and leaders about the implications of August's "code red" warning from the IPCC and how cities are emerging as our strongest hope for climate action.

Date & Time: Friday, January 14, 2022 12:00 PM-1:30 PM (PST)

Location: Online Zoom Webinar

Format: Presentations by a panel of distinguished experts and leaders followed by Q&A

[Register](#)

Spend 90 minutes hearing what the facts are, what technology solutions we have today, and how to pass good climate policy at the local level to achieve important goals set by cities and the state.

Our speakers:

- *Dr. Paul Edwards is a Lead Author on the latest IPCC 6th Assessment Report, and Director of the Program on Science, Technology & Society at Stanford University. Dr. Edwards will translate the science for us and answer the question: how bad is it, really?*
- *Dr. Saul Griffith is an engineer, inventor, climate solutions expert, Build Back Better advisor, MacArthur Fellowship "Genius Grant" recipient, founder of Rewiring America and Author of Electrify: an Optimist's Playbook for Our Clean Energy Future. Dr. Griffith will describe real-world technology solutions and why we should "electrify everything" now.*
- *Veronika Vostinak is the Sustainability Analyst for the City of Half Moon Bay and author of a first-in-the-nation policy that sunsets the delivery of natural gas in the City by 2045. She will share just what it takes to pass bold climate policy at the city level.*
- *Dr. Luis Aguirre-Torres is the Director of Sustainability for the City of Ithaca, NY. He is behind an ambitious plan to decarbonize all 6000 buildings in the city by 2030. His efforts combine climate justice with innovative financing and policy solutions to dramatically lower emissions while supporting green jobs.*
- *Senator Josh Becker is California's State Senator representing District 13 who ran for office on a platform of addressing climate change. He was a member of the CA Delegation to COP26 in Glasgow in November and serves as Vice Chair of the California Joint Legislative Committee on Climate Change. Senator Becker will explain the catalytic role cities play in advancing state and national climate policy.*

This is a must attend event for local elected officials and municipal staff interested in working toward effective responses to the climate crisis. Please join us. [Register](#) now!

Sincerely,

**Lauren Weston (she/her)**

Executive Director  
Acterra: Action for a Healthy Planet  
(530) 219-2813  
[acterra.org](http://acterra.org) | [Subscribe](#)

Acterra staff use self-identified pronouns to support workplace inclusion for everyone.

I respectfully acknowledge that my work takes place on the ancestral and unceded land of the Ramaytush Ohlone and/or the Yokutz. Whose land are you on?

**Bunting, Sarah K.**

---

**From:** Gary Hicks <hicksgary6770@yahoo.com>  
**Sent:** Sunday, December 19, 2021 9:37 AM  
**To:** Berkeley Gray Panthers; betsy morris; Judy Ann Alberti; Michael Berkowitz; berkeley tenants union; Seniors; Igor Tregub; asa dodsworth; Marcia Kimmell; Peni Hall; Stefen Stefen; julia cato; Julie GILDEN; gary hicks; Becky O'malley; Katherine Harr; Charles Heric; Daniel Brownson; Harrison Norma; Paul Kealoha Blake; Giap Vu; neva hicks; City Clerk; redwood garden  
**Subject:** Fwd: Redwood Gardens Covid Safety Now

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Sent from my iPhone

Begin forwarded message:

**From:** Redwood Gardens Tenants Association <redwoodgardenstenants@gmail.com>  
**Date:** December 19, 2021 at 9:01:27 AM PST  
**To:** aagetstein@phghousing.com, brandon.heezen@fpimgt.com, Brandi Hutchinson <brandi.hutchinson@fpimgt.com>  
**Subject:** Redwood Gardens Covid Safety Now

To: Owners/Management

Descr.:

Action is needed at Redwood Gardens regarding Covid safety as Delta and Omicron (4x as infectious) variants surge. Appropriate messaging, masking, distancing, cleaning, and vaccinating is urgently needed.

We require management to act to supply better signage, training, and monitoring of staff, tenants, and visitors about Covid safety at Redwood Gardens.

Some staff and visitors, as well as tenants, regularly walk or work inside the building commons without appropriate masks or improperly wearing them.

Clearly, the current signage, training, and monitoring is not working.

A few egregious examples we have witnessed:

1. Our new office hire sits behind a partial plexiglass screen without a mask often, sometimes with the door open into the hallway. The temp wears a mask under the nose. That is specifically against Berkeley City regulations which allows masks off inside only behind entirely closed office spaces. Staff members need to follow best practices.



2. Workers repairing #338 wear no masks in the apartment, door open, and hallway where tools and clearance items are piled. Is this the way rehab will go - workers throughout the common areas not wearing masks, no vaccination requirement - doors open?!
3. The man living? in Dominique Robinson's apartment regularly walks unmasked through that hallway past the LuxorOne to go outside to smoke. Shouldn't everyone associated with management exhibit best practices?
4. The USPS carrier in the mail room by the elevator has not worn a mask properly on numerous occasions. Three official reports have gone to USPS. Calls were made to the front office desk clerk, sitting directly across from the mailroom, to ask them to remind the carrier to wear the mask correctly. Shouldn't that be the duty of the staff to enforce mask mandates with reminders and/or offerings of a mask whenever they witness non-compliance?
5. In the Community Room some residents go unmasked to watch TV, exercise, sing in a drum circle, or eat and talk. Rules for CR use need to be updated in accordance with the new Covid status and guidelines.

First and foremost, the mask should be a safe one, not cloth or loose cotton which are only 20% effective. KN95's are the most effective, 95%, in reducing the spread of the Covid virus.

Then, a mask needs to be worn at all times while inside the building common areas, over the nose and mouth with a snug fit all around.

Distancing at least 6 feet with good ventilation - doors and windows cracked open if grouping - is necessary.

Cleaning/disinfecting surfaces inside the building helps stop the spread.

Finally, full vaccination (and boosters) of staff, day workers, temps, tenants, and visitors is highly advised/mandated (vaccinations should be mandatory in a senior/disabled housing facility, for, like nursing homes, we are the most vulnerable).

Six hundred thousand (600,000+) dead from Covid in the 65 and older group in two years- three out of four dead in the US from this virus is completely unacceptable! This figure shows a widespread negligence and disregard for the lives of seniors. This must stop here, now.

We refuse to be next because some of our owners, management, visitors, and residents are too complacent or anti to take appropriate measures on everyone's behalf.

Owners/Management can do better. It took months after we contacted management before Fred finally put "mask required" signs at every entrance.

We need immediately:

- more effective signage
- more notices to residents on Covid safety (translated - Mandarin & Spanish? - for our non English speakers)
- staff training and enforcement following CDC, CA, Alameda County, and Berkeley Covid guidelines and rules
- staff vaccination policy - OSHA order revised as of 12/17/21

Signed: Redwood Gardens Tenants Association, Liaison Committee

<https://calmatters.org/health/coronavirus/2021/12/california-mandates-masks-again/>

<https://www.npr.org/2021/12/17/1065401498/bidens-osh-a-vaccine-mandate-test-million-workers?fbclid=IwAR2Qxv0rbkFtsUHueFRdXR2CRYOnaimTzOR7laTNQBLTchwQVaeT99E7SAE>

"A Biden administration rule — that requires workers at companies with 100 or more employees to be vaccinated against Covid or undergo weekly testing, starting Jan. 4 — is back on.

The 6th Circuit Court of Appeals lifted a stay on the rule Friday evening. The rule was blocked on Nov. 6, just one day after it was formally issued by the federal Occupational Safety and Health Administration (OSHA)."

**Bunting, Sarah K.**

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**From:** david lerman <415justice@att.net>  
**Sent:** Thursday, December 23, 2021 6:35 PM  
**To:** City of Berkeley COVID-19 Information; Hernandez, Lisa; All Council; Berkeley Mayor's Office; Manager, C; Kesarwani, Rashi  
**Cc:** KALX Mail  
**Subject:** Proper Mask Procedures

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear City of Berkeley:

We need to create a public education campaign about best masking procedures.

Today while shopping for groceries I watched someone pull their mask down in order to sneeze inside the store. Some people are unaware that this defeats the whole purpose of the mask; even though it is a bit gross and uncomfortable the mask needs to stay on when you sneeze. \*This message is not be published anywhere!

We should be messaging people with basic best masking procedures such as, "If you are inside a business and you have to sneeze, keep your mask on!"

People should also be encouraged stop using cloth masks in favor of N-95 or surgical masks.

As one expert recently said, cloth masks are little more than facial decorations.

<https://www.independent.co.uk/news/world/americas/cloth-masks-useless-omicron-expert-b1980394.html>

I encourage the City of Berkeley to get out effective messaging with advertisements targeted to UC Berkeley students and community via KALX radio (free PSA's are available), the Daily Cal, Berkeleyside, and targeted internet and streaming advertisements. Berkeley should hire students to produce some **Tic Tok videos** about best masking procedures.

Here is the link for submitting a public service announcement to KALX:

<https://www.kalx.berkeley.edu/faq-page/how-can-i-get-public-service-announcement-psa-my-organization-read-over-air>

KALX has been copied.

Best regards,

David Lerman

**Bunting, Sarah K.**

---

**From:** david lerman <415justice@att.net>  
**Sent:** Wednesday, December 29, 2021 5:36 PM  
**To:** City of Berkeley COVID-19 Information  
**Cc:** All Council; Berkeley Mayor's Office; Manager, C  
**Subject:** Poor Quality of Cloth Masks

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear City of Berkeley

I would like the City of Berkeley to encourage people to upgrade the quality of their masks from just cloth masks to at least surgical or N-95. People can wear a cloth mask over these higher quality masks.

Public health experts have recently stated that cloth masks are little more than facial decorations. Cloth masks just don't do the job. We need to encourage people to use better quality masks.

Best regards,

-David Lerman

**Bunting, Sarah K.**

---

**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Thursday, December 30, 2021 1:15 PM  
**Subject:** 2. Blair Beekman. Thursday, December 30, 2021.....In hoping for less harm, with the Omicron variant.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Bay Area govts. and local communities,

To offer, in my 2nd letter, of today - As the name, Omicron, can suggest, we are trying to better understand, the future directions of this Covid-19 variant, and the future of the Covid-19 pandemic. We may be at new beginnings, to better control the pandemic, in the next few years. Or that, it is possible, that by this time next fall, the Omicron Covid-19, can mutate, into hurtful, new ways. As the new, Covid-19 omicron variant is growing, and the need of community public health & safety provisions, is important, at this time - it seems there is an early promise, and an open, media process, that is offering, that the Omicron variant, may not be as strong, as the previous Delta variant.

It is from this, that it is my hope, that for at least, this winter- the state of Ca. may still have, a bit of time & room, in its choices, of how to address community public health & safety. From this, it is my hope, local Bay Area govts. can continue to create, an openness & awareness of public health concerns, and the use of masks, in community gathering space. I feel these can be important ways, to help avoid, a mandatory vaccine process, for the private sector, and for local school children, by this February.

And where the vaccine process, is currently mandatory, in the Bay Area, for local govt. workers - we need to learn, how to better develop, and to continue - cooperative, negotiative, forgiveness plans, for those who will still be uncomfortable, with taking the vaccine.

I feel, we are looking for ways, we can all grow more comfortable, n living our lives, by better understanding Covid 19, and the vaccine process. As I have been trying to much describe, this fall - we need to be continually looking for ways, to more openly describe - how taking the vaccine, can offer good health. for an individual person. And that can help limit the future spread, of the disease, throughout a community, or area.

Yet, local elected officials, are having trouble. openly describing - how do we learn to better talk about, and make clear, the nanotechnology involved, with the vaccine process. Many people, simply want good health, and will continue, to be willing to take the vaccine, and its boosters, in the following months and years.

Local Bay Area elected officials, need to learn, to more openly speak the language, of how everyday people, parents, and young people, in the SF Bay Area, are all learning, to openly acknowledge, address, and rationalize, how the vaccine process can become, a more regular part of our lives. And in, an ever growing world, of digital & internet technology.

We are at a time, to ask how ACLU surveillance and data collection technology guidelines, open public policies, and Ca. state legal precedents, based on good minded, civil rights and civil protections ideas, can offer a framework, toward a more shared role, between everyday community, and their local govt. And create a neutral space, for all parts of a community, to help better address, navigate, and facilitate, our better democratic ideals, within the short term & long term, community public health questions of the Covid-19 era.

I feel this can help much, to address, hostility, confusion, and apathy, within a community. I feel, with the ideas of a liberal democracy, we can work to structure, a cooperative, shared dialogue, of community accountability, open democratic sustainability, and peace. These are ideas, of openness, community harmony, public health & safety, at this time. These are ideals, of a more participatory future, for local community democracy. And can help develop, a future of better public oversight. at the local level.

The past 20 years, of 9.11.01, continual war, and the Covid-19 pandemic, are the ideas, of state violence and extremism, as how to build, long term, large scale, societal planning goals, both locally, and across the world. We are at a time, to better consider, how ideas of reimagine, equity, open public policies, and accountability - have also been also building, for years, if not decades. These are ideas, that are usually based on, peace, better reasoning, and simply to not harm each other, in the long term social planning questions, of community sustainability, at the local level. Collectively, this good thinking, at the local level, can eventually set an important course, how our national and intl. govts. will then want to make, more life affirming policy decisions, in the future.

sincerely,  
blair beekman

---

Fair Campaign Practices Commission <[FCPC@cityofberkeley.info](mailto:FCPC@cityofberkeley.info)>,  
"berkeley. p.d." <[police@cityofberkeley.info](mailto:police@cityofberkeley.info)>,  
"b.p.d. Webmail" <[bpdwebmail@cityofberkeley.info](mailto:bpdwebmail@cityofberkeley.info)>,  
"c.council. Berkly." <[council@cityofberkeley.info](mailto:council@cityofberkeley.info)>,  
"C.Mgr.Berkly." <[manager@cityofberkeley.info](mailto:manager@cityofberkeley.info)>,  
"O.E.S.Berkly" <[OES@cityofberkeley.info](mailto:OES@cityofberkeley.info)>,  
"C.Attrny.Berkly." <[attorney@cityofberkeley.info](mailto:attorney@cityofberkeley.info)>,  
BFD <[fire@cityofberkeley.info](mailto:fire@cityofberkeley.info)>,  
"Hmn Resources. Berkly." <[hr@cityofberkeley.info](mailto:hr@cityofberkeley.info)>,

"Parks.Berkly." <[parks@cityofberkeley.info](mailto:parks@cityofberkeley.info)>,  
"Public Works.Eerkly." <[publicworks@cityofberkeley.info](mailto:publicworks@cityofberkeley.info)>,  
"DoT.Berkly." <[transportation@cityofberkeley.info](mailto:transportation@cityofberkeley.info)>,  
"Htsg.dept.berkly. Barbara Amaro" <[bamaro@cityofberkeley.info](mailto:bamaro@cityofberkeley.info)>,  
"c.clerk. Berkly. C.Naso" <[cnaso@cityofberkeley.info](mailto:cnaso@cityofberkeley.info)>,  
"BFD.c.mgr." <[kchin@cityofberkeley.info](mailto:kchin@cityofberkeley.info)>,  
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"D1.Berkly." <[rkesarwani@cityofberkeley.info](mailto:rkesarwani@cityofberkeley.info)>,  
"D7.Berkly." <[rrobinson@cityofberkeley.info](mailto:rrobinson@cityofberkeley.info)>,  
"D8.Berkly." <[ldroste@cityofberkeley.info](mailto:ldroste@cityofberkeley.info)>,  
"D3.Berkly" <[bbartlett@cityofberkeley.info](mailto:bbartlett@cityofberkeley.info)>,  
"D4.Berkly." <[kharrison@cityofberkeley.info](mailto:kharrison@cityofberkeley.info)>,  
"D2.Berkly" <[cdavila@cityofberkeley.info](mailto:cdavila@cityofberkeley.info)>,  
"D5.Berkly." <[shahn@cityofberkeley.info](mailto:shahn@cityofberkeley.info)>,  
"D6.Berkly." <[swengraf@cityofberkeley.info](mailto:swengraf@cityofberkeley.info)>,  
"b.p.d. J. Lewis" <[jlewis@cityofberkeley.info](mailto:jlewis@cityofberkeley.info)>,  
"Health Dept.Srvcs. Berkly." <[dhs@cityofberkeley.info](mailto:dhs@cityofberkeley.info)>,  
"Hsg.dept.berkly." <[rent@cityofberkeley.info](mailto:rent@cityofberkeley.info)>,  
"Housing Dept.Berkly." <[housing@cityofberkeley.info](mailto:housing@cityofberkeley.info)>,  
"b.p.d. D Reece." <[dreece@cityofberkeley.info](mailto:dreece@cityofberkeley.info)>,  
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"DoT.Berky." <[transportation@ci.berkeley.ca.us](mailto:transportation@ci.berkeley.ca.us)>,  
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Paul Soto <paulsoto2461@gmail.com>,  
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Sjpd chief Anthony Mata <anthony.mata@sanjoseca.gov>,  
"Police Lt. Ellen.Washburn -s.op." <ellen.washburn@sanjoseca.gov>,  
"Police Lt. Jason Dwyer-s.ops.." <jason.dwyer@sanjoseca.gov>,  
"police Sgt. Doug Wedge" <Douglas.wedge@sanjoseca.gov>

**Bunting, Sarah K.**

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**From:** Navarre Oaks <navarreoaks@gmail.com>  
**Sent:** Monday, January 3, 2022 1:00 PM  
**To:** All Council  
**Subject:** City Action RE Omicron including Child Care Concerns

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor and City Council;

I have written my representatives at the State and Federal level and received no replies on the topic of protecting children who are too young to be vaccinated or masked from the Omicron variant of COVID. If adults were not able to be vaccinated or masked right now, I'm pretty sure we would not be sending them into group situations, and yet that is exactly what we are doing with our children. This is irresponsible and unacceptable.

As the State and Federal governments have failed at protecting our children and supporting families, I am writing you to plead that you use all tools at your disposal to help mitigate the spread of COVID, particularly amongst our youngest and most vulnerable population. This responsibility should not fall on local government, and yet here we are.

Actions that need to be taken for child care and pre school facilities include:

1. I do not see how any child care facility can honestly protect their student from the highly transmittable omicron variant (and who knows what's next). For this reason I think all child care facilities and pre schools should be paid to close and care takers (parents, etc.) should receive PTO to care for and isolate their children (employers should not be able to deny such PTO) until the wildfire spread that we are currently experiencing has passed. As such mitigation is dependent on funds at the State and Federal level, I understand that such action is unlikely to happen.
2. As child care facilities are unlikely to close, they should all receive abundant free tests for all staff and attending families, and free high quality masks (such as KN95s or N95s) as well.
3. Air filters with HEPA filters and replacement filters need to be provided for all indoor areas.

Actions the City of Berkeley needs to take include:

- I. Use all of your lobbying power to push for a "swiss cheese approach" to COVID mitigation. Our overdependence on vaccination and lack of a multi layered approach to mitigation leaves us unprepared for current and future COVID variants.
- II. Use all of your local power and resources to lead by example.
  - II.a. Provide free high quality masks (such as KN95s or N95s) to the public. These can be made available at City facilities and via mail by requests.
  - II.b. Same for rapid tests.
  - II.c. Provide your employees with PTO for family care and personal care when exposed to prevent spread, and when schools are closed or require quarantine so that child care can be provided. This should not come out of regular vacation or sick time.
  - II.d. Provide ongoing flex schedules and work from home options for all employees to the fullest extent possible so they can both do their jobs and try to continue to survive in a pandemic that's killed millions.
- III. All City facilities, regardless of if they are open to the public or are for staff only, need to be well ventilated and equipped with HEPA air filters that are regularly maintained.
- IV. It's time to close indoor dining until community spread is lower.
- V. Everytime I've gone to pick-up food at a restaurant I've seen employees without masks on. There's got to be better enforcement of masks, and again, free high quality masks and assistance at providing air filtration. Same for grocery stores and pharmacies.



VI. Encourage your neighboring Cities and overlapping jurisdictions to do the same.

As the City of Berkeley is in the unique position of having it's own health department, I'm hoping many of the above mitigations are feasible.

Thank you for all of your work and dedication. With great appreciation,

Navarre Oaks  
1806 Berkeley Way, Apt 2

**Richardson, April**

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**From:** Cheryl Davila Former Councilmember <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 4, 2021 11:28 AM  
**To:** City Clerk  
**Subject:** Berkeley DOES NOT need a Crime Suppression Unit

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council,

INVEST IN PROGRAMS, Youth & young adults JOBS, Voices Against Violence, INVEST in HUMANITY, stop CRIMINALIZING our UNHOUSED community, provide social workers, invest in the organizations that are doing the work that the COB is NOT doing to provide safety, assistance to those in need, INVEST in Food Security and truly affordable housing that will house our unhoused.

Praying for a better tomorrow with representatives that will listen to their constituents and not refer to them as "ideologues and insiders who speak out against any change at every council meeting—the same clique of busybodies that has been upholding the status quo for many years," SHAMEFUL and not true!

Show LOVE for our community, stop catering to the special interests. Tell the truth.

"NO" to a Crime Suppression Unit!

D2 40 year resident and Former Councilmember who LOVES our community.

Cheryl Davila Former Councilmember  
cheryldavilafmrd2councilmember@gmail.com  
Allston Way  
Berkeley, California 94710

**Richardson, April**

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**From:** Brian Witt <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 4, 2021 12:31 PM  
**To:** City Clerk  
**Subject:** Berkeley needs a Crime Suppression Unit

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council,

Our community is experiencing a tangible increase in violent crime and property crimes that demand urgent action from elected leaders. One common-sense solution would be establishing a Crime Suppression Unit in the Berkeley Police Department.

In the first half of 2021, Berkeley saw an increase in shootings, auto thefts, burglaries, and aggravated assaults, according to BPD's crime report. Berkeleyans are proud of their city's pioneering leadership reform and civilian oversight of its police department, everyone recognizes the need to expand social services to prevent cycles of poverty and crime in the long-term, but residents still need the public sector to investigate and solve crimes.

California has taken steps to legalize or decriminalize certain controlled substances that provide some medical benefits or limited risks, and Berkeley has been a leader in developing an equitable cannabis industry that redresses the injustices of the racist War on Drugs. However, drug trafficking remains a deadly threat to our region. In particular, the threat of fentanyl and other opiates is especially grave. According to the Berkeley Police Department, Berkeley had 34 accidental deaths in 2020, of which 10 were from fentanyl (29.4%), whereas in Alameda County there were 732 accidental deaths, of which 138 were from fentanyl (18.8%). These deaths do not include overdoses where fentanyl was present with other drugs such as methamphetamine.

Until 2017, the Berkeley Police Department had a Special Enforcement Unit and Special Investigations Bureau to investigate drug trafficking and violent crimes. Research from Boston shows that investing more time on investigating violent crime results in more cases being solved. The City should re-establish this unit with a focus on problem-oriented policing,

following the SARA model (Scanning, Analysis, Response, Assessment) recommended by the draft Reimagining Public Safety report.

Reimagining public safety should result in a local police department that builds stronger bonds of trust with the community. Establishing a Crime Suppression Unit that proactively responds to violent crime and drug trafficking could help develop a more positive relationship between Berkeley civilians and their Police Department.

Thank you for your time and attention to this important matter.

Brian Witt

Brian Witt

brianwitt@gmail.com

3332 King St

Berkeley, California 94703

**Richardson, April**

**From:** Ron Kelly <ronkelly@ronkelly.com>  
**Sent:** Wednesday, December 1, 2021 7:56 PM  
**To:** Berkeley Mayor's Office; Droste, Lori; All Council; Manager, C; City Attorney's Office; Javandel, Farid  
**Cc:** Hansen, Gordon; David Salk; claudia hunka; Doris Nassiry; Carla Woodworth; nico@berkeleyside.org  
**Subject:** Elmwood Parking - Residential Shared Parking Pilot Program  
**Attachments:** ElmParProCitBerLet110921.pdf; ElmParGraAwa112921.pdf; ElmParGraApp112921.pdf; ElmParSalHanLet111621.pdf

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor Arreguin, Vice Mayor Droste, Councilmembers, and Staff,

In 1987 I mediated an intense dispute involving four Elmwood neighborhood associations, about a hundred Elmwood businesses, four City departments, and the Transportation Commission. The mediated settlement produced the initial Local Business Permit Parking program, which was then supported and codified by Council in Berkeley Municipal Code 14.72.100. Please see the attached letters. Please note this is not a request or offer to again formally serve as mediator.

The 2016 Council Resolution authorizing application to the Metropolitan Transportation Commission for the grant funding the proposed Residential Shared Parking Pilot program, and the related grant application, were recently sent to me for review (attached with added highlighting).

Please help me better understand the City's legal position. The following excerpts from these documents would seem to imply that Council has little leeway - short of returning the grant funds - to do anything other than require that workers, customers, and visitors pay to park on the residential streets surrounding the Elmwood commercial district as described in the grant application.

**[Excerpts of City Council] RESOLUTION NO. 67,382-N.S.**

WHEREAS, as part of the application for REGIONAL DISCRETIONARY FUNDING, MTC requires a resolution adopted by the responsible implementing agency stating the following:...  
 the assurance of the sponsor to complete the PROJECT as described in the application...[all underlining added]

BE IT FURTHER RESOLVED that PROJECT will be implemented as described in the complete application and in this resolution...

The foregoing Resolution was adopted by the Berkeley City Council on February 23, 2016 by the following [unanimous] vote:

Ayes: Anderson, Arreguin, Capitelli, Droste, Maio, Moore, Wengraf, Worthington and Bates.

**[Excerpts of] goBerkeley Residential Shared Parking Pilot [RSPP] Grant Application**

Project Purpose and Need...The goBerkeley program is a successful demand responsive parking and transportation demand management system. It applies to approximately 2,500 pay parking spaces in the City of Berkeley, but the City has close to 20,000 on-street parking spaces in total...

the City of Berkeley proposes to use demand-responsive pricing strategies in the RPP [Residential Permit Parking] areas...

Program Goals and Objectives...the goBerkeley RSPP would:...Require non-permit holders to pay an hourly rate, established based on target parking occupancies...

If successful, these pilot solutions could be rolled out across the City...

In addition, the pilot could provide...

Activating all of the City's available parking supply as an alternative to building new parking...

Council initially enacted the Residential Permit Parking program in three areas around the Elmwood commercial district, under BMC Chapter 14.76. Before doing so, Council used a high standard of required neighborhood consensus. In establishing the first three RPP areas, A, B, and C, Council first determined that a petition had been "signed by individuals representing at least sixty percent of the...housing units in the area and at least thirty percent of the housing units along each block front in the area." Please see Legislative Findings at BMC 14.76.020 and following.

Council enacted the initial Local Business Permit Parking program the Elmwood, under BMC 14.72.100. In doing so, Council again first determined - based on the public meetings and mediated settlement documented in the attached letters - that "residents have reached a general consensus to allow for the sale of local business permits in the area."

The RSPP grant application does not appear to contain any similar standard of required neighborhood consensus before instituting the currently proposed paid parking requirements.

The application does contain a stated goal of "maintaining community support". It also states "The City of Berkeley recognizes that different interest groups have unique perspectives and is committed to working with all stakeholders to incorporate feedback and make the pilot a success."

The 1987 mediated settlement contained a number of elements. One was that if problems arose, joint meetings of residents, merchants, and City staff would be convened to try to develop voluntary resolutions. This has happened a number of times since then. I have sometimes been asked to become involved as mediator in addressing certain problems that arose - such as allegations of racial bias against Elmwood workers of color by parking enforcement personal leading to differential enforcement.

Mr. David Salk is an Elmwood resident and past president of the Elmwood Merchants Association. In his November 16, 2021 letter to Mr. Gordon Hansen, Senior Transportation Planner and goBerkeley Program Manager (attached) he states "In the past, when the Elmwood has had issues, the neighborhood groups and the merchants met to identify and discuss an issue(s), and then we held community meetings where everyone attended and THEN put forward a proposal to address the problem."

Please help me understand Council's current options. If a general neighborhood consensus does again develop for an option different than requiring payment by workers, customers, and visitors wishing to park on the residential streets surrounding the Elmwood commercial district, is Council free to adopt this option instead and still keep the grant funding?

Yours respectfully,  
Ron Kelly, Mediator  
2731 Webster St.  
Berkeley CA 94705  
510-843-6074

Ron Kelly  
MEDIATOR

CONSTRUCTION AND LAND USE  
NEGOTIATIONS AND SETTLEMENTS

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Feb. 14, 1987

To: Mayor Loni Hancock, and Councilmembers,  
Re: Elmwood Merchant Permit Parking Program

I'm writing at the request of several council aides. My interest has been in facilitating a cooperative solution to the Elmwood parking problem. I believe that both the process we went through, and the program we developed, deserve your support.

Neighborhood residents had worked very hard, some for years, to institute permit parking. Many felt that any exception to a residents-only rule would open the flood gates to filling their streets again. Neighborhood merchants saw themselves as an integral part of the neighborhood. Many resented the prohibitions on their parking in the neighborhood as personal attacks.

Staff recommended one permit per business at a cost of \$660/year. Merchant representatives went to the Transportation Commission and said they needed two permits per business as a necessary minimum, costing about what residents paid. The Transportation Commission asked them to work it out with their neighbors.

A public neighborhood meeting was scheduled. Notices were posted widely, mailed out to the commission's mailing list, and delivered door-to-door throughout the neighborhood.

Intense discussions were held among resident groups and merchant groups beforehand, developing and evaluating possible solutions to the problem. A consensus-seeking meeting format was worked out among the various groups.

The meeting was attended by about seventy-five residents and merchants, by the Transportation Commission subcommittee formed for this meeting, and by staff. The meeting was chaired by the Commission Chair, Tom Hunt. He opened with assurances that the Elmwood was a unique neighborhood which could work out its own unique solution.

Problems were described, solutions proposed, and a compromise program was worked out. It was put to a vote, and supported by a vote of 53 to 4. The program called for exchangeable, placard-style permits, one per business, to be distributed by the Merchants Association, with parking to be dispersed through the adjacent permit areas, and price to cover the city's administrative costs, anticipated to roughly equal the residential rate. An ongoing joint resident/merchant committee was formed to continue working out details, explore further solutions, and deal with problems.

This program was then supported by the Transportation Commission, and subsequently by the Council on a temporary basis. It's now a satisfactorily working program.

**15 YEARS EXPERIENCE**

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2731 Webster Street • Berkeley, California 94705 • License # 355554 • Phone: (415) 843-6074

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Important aspects of the program:

1. It is a neighborhood consensus program developed in a widely-attended public neighborhood meeting, after thorough notification.
2. There is an on-going joint committee, meeting periodically to work out problems and handle complaints.
3. It provides for the permits to be allocated to the Merchants Association to be redistributed, so a few more permits can be allocated to the group as a whole if it's agreed this is appropriate.

I urge you to support the program on a permanent basis, and to express your appreciation for all the people who worked so hard to come up with a cooperative neighborhood solution to a very divisive problem.

Please call me any time if you want to talk about this further.

Sincerely,

*Ron Kelly*

Ron Kelly  
2731 Webster St.  
Berkeley, CA 94705  
Phone: 843-6075



Ron Kelly  
MEDIATOR

CONSTRUCTION AND LAND USE  
NEGOTIATIONS AND SETTLEMENTS

March 5, 1987

To: Mayor Loni Hancock, Councilmembers, and City Staffmembers,  
Re: Elmwood Merchants Parking Permit Cost

This is to let you know that representatives of the relevant city departments and the Elmwood Merchants Association met and came to agreement on a proposed annual cost of \$68 per Elmwood merchant parking permit, on the condition that the program continue to run as smoothly as the three month pilot program.

A meeting was held on March 5th, with Lee Hightower, License and Collections, Al Muldrow, Parking Enforcement, Chuck DeLeuw, Public Works, Miguel Iglesias, Planning and Community Development, Claudia Moudry, Elmwood Merchants Association Boardmember, Joan Webster, Elmwood merchant employee handling permit matters, and Ron Kelly in attendance. Participants discussed details of the proposed program as they would affect the projected cost estimates for administration, enforcement, and monitoring prepared by city staff (attached).

Mr. Hightower proposed that the parking permits be issued and fees collected with Elmwood business licenses (one per address and license), with unwanted permits sold to the Merchants Association to provide for hardship cases. He estimated \$880 per year cost to his department.

Mr. Muldrow stated that staff's estimate of \$96,000 was essentially accurate for total parking enforcement cost for the three RPP areas surrounding the Elmwood business district. Mr. DeLeuw calculated that the merchant cars would represent 3% of the total number of cars in the area. Mr. Muldrow estimated that with the placard design and required placement in the drivers side window suggested by Ms. Moudry, the extra time required for checking merchant cars would not be more than 125% of that required for the average car. He projected that  $3\% \times 125\% \times \$96,000$ , or \$3,600 was the additional enforcement cost allocatable to the merchant permits.

Mr. DeLeuw stated that so long as the program continued to work as well as it had during the first three months, with no complaints being received, the traffic surveys anticipated in staff's original projections would be unnecessary. He proposed that if the merchants program did produce enough complaints to require traffic surveys, reports etc. that Public Works log its actual time required and charge it as a fee increase the next year. He estimated that \$1,000 for minimum Public Works staff time was an accurate cost estimate if things continued as they had.

15 YEARS EXPERIENCE

Mr. Iglesias computed  $\$800 + \$3,600 + \$1,000$  or  $\$5,480$  as additional cost for the merchant permits for the three RPP areas around the Elmwood. He computed a cost of  $\$68$  per permit for eighty permits on the condition that the Merchants Association assure that the program continue to run smoothly.

All participants accepted these figures as accurate cost projections under the stated conditions. Later that afternoon, these figures were also reviewed and accepted by Ms. Sylvia Toth in Planning, and by the director of the Public Works Department, Mr. Brian Lee.

The  $\$20$  already paid by each merchant for the pilot program permit was to be considered a contribution toward staff time costs already incurred for program development. A decision on whether the expected nine month permit to be issued for the rest of this year would be charged at full or pro-rated cost was left to the City Budget Officer, Mr. Phil Kamlarz, upon his review of these figures.

*Alvin L. Muldrow*  
*Miguel Iglesias*  
*Chuck DeLeuw*  
*Sylvia G. Toth*  
*Joan Webster*  
*Claudia Moudry*  
*Brian Lee*  
*Lee Hightower*

Al Muldrow, Parking Enforcement  
Miguel Iglesias, Planning  
Chuck DeLeuw, Public Works  
Sylvia Toth, Planning  
Joan Webster, Elmwood Merchants  
Claudia Moudry, Elmwood Merchants  
Lee Hightower, License and Collection  
Brian Lee, Public Works

*Ron Kelly*

REVISED EXTRA COST ESTIMATE FOR ELMWOOD MERCHANTS PARKING PERMITS  
(YEARLY) 3/4/87

Administration  
-----

Placards (\$1 each x 80 permits)	\$ 80
Permit Administration (\$10/permit x 80) (includes overhead)	\$800
	---
	\$880

Public Works  
-----

Miscellaneous minor phone and other staff time (includes overhead)	\$1,000
---	---------

Enforcement  
-----

Total enforcement cost for 3 RPP areas:	
2 enforcement representatives	\$60,000
2 scooters	\$12,000
Miscellaneous	\$ 3,000
Overhead (35% of \$60,000)	\$21,000
	-----
	\$96,000
Merchant cars	x3%
Merchant placard extra time	x125%
	-----
Extra merchant cost	\$ 3,600
	\$3,600
	-----

Total	\$5,480
	÷80
	-----
	\$68 per permit

# CITY OF BERKELEY

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*Loni Hancock*  
MAYOR

July 13, 1987

To Whom It May Concern:

Mr. Ron Kelly's work in mediating disputes involving Berkeley citizens, public officials and city staff has been outstanding. His skill and commitment as a professional mediator has been an asset to Berkeley, where there is a high degree of citizen input and participation in a variety of controversial issues.

In one case Ron helped neighborhood residents, commissioners, and city staff to work cooperatively towards the development of a merchant permit parking program.

In another situation, Ron and a co-mediator resolved a dispute between a group of tenants and an advisory committee to the Berkeley Redevelopment Agency.

This very tense decade-long case was settled six weeks after mediation began.

I recommend Mr. Kelly's services to you highly.

Sincerely,



Loni Hancock,  
Mayor

RESOLUTION NO. 67,382-N.S.

**AUTHORIZING THE FILING OF AN APPLICATION FOR FUNDING ASSIGNED TO MTC AND COMMITTING ANY NECESSARY MATCHING FUNDS AND STATING ASSURANCE TO COMPLETE THE PROJECT**

WHEREAS, the City of Berkeley, California (herein referred to as APPLICANT) is submitting an application to the Metropolitan Transportation Commission (MTC) for \$950,000 in funding assigned to MTC for programming discretion, which includes federal funding administered by the Federal Highway Administration (FHWA) and federal or state funding administered by the California Transportation Commission (CTC) such as Surface Transportation Program (STP) funding, Congestion Mitigation and Air Quality Improvement (CMAQ) funding, Transportation Alternatives Program (TAP)/Active Transportation Program (ATP) funding, and Regional Transportation Improvement Program (RTIP) funding (herein collectively referred to as REGIONAL DISCRETIONARY FUNDING) for the Residential Shared Parking Pilot (RSPP) project (herein referred to as PROJECT) for the MTC's Climate Initiatives Parking and TDM Grant Program (herein referred to as PROGRAM); and

WHEREAS, the Moving Ahead for Progress in the 21<sup>st</sup> Century Act (Public Law 112-141, July 6, 2012) and any extensions or successor legislation for continued funding (collectively, MAP 21) authorize various federal funding programs including, but not limited to the Surface Transportation Program (STP) (23 U.S.C. § 133), the Congestion Mitigation and Air Quality Improvement Program (CMAQ) (23 U.S.C. § 149) and the Transportation Alternatives Program (TA) (23 U.S.C. § 213); and

WHEREAS, state statutes, including California Streets and Highways Code §182.6, §182.7, and §2381(a)(1), and California Government Code §14527, provide various funding programs for the programming discretion of the Metropolitan Planning Organization (MPO) and the Regional Transportation Planning Agency (RTPA); and

WHEREAS, pursuant to MAP-21, and any regulations promulgated thereunder, eligible project sponsors wishing to receive federal or state funds for a regionally-significant project shall submit an application first with the appropriate MPO, or RTPA, as applicable, for review and inclusion in the federal Transportation Improvement Program (TIP); and

WHEREAS, MTC is the MPO and RTPA for the nine counties of the San Francisco Bay region; and

WHEREAS, MTC has adopted a Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) that sets out procedures governing the application and use of REGIONAL DISCRETIONARY FUNDING; and

WHEREAS, APPLICANT is an eligible sponsor for REGIONAL DISCRETIONARY FUNDING; and

**WHEREAS, as part of the application for REGIONAL DISCRETIONARY FUNDING, MTC requires a resolution adopted by the responsible implementing agency stating the following:**

- the commitment of any required matching funds; and
- that the sponsor understands that the REGIONAL DISCRETIONARY FUNDING is fixed at the programmed amount, and therefore any cost increase cannot be expected to be funded with additional REGIONAL DISCRETIONARY FUNDING; and
- that the PROJECT will comply with the procedures, delivery milestones and funding deadlines specified in the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised); and
- the assurance of the sponsor to complete the PROJECT as described in the application, subject to environmental clearance, and if approved, as included in MTC's federal Transportation Improvement Program (TIP); and
- that the PROJECT will have adequate staffing resources to deliver and complete the PROJECT within the schedule submitted with the project application; and
- that the PROJECT will comply with all project-specific requirements as set forth in the PROGRAM; and
- that APPLICANT has assigned, and will maintain a single point of contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency and with the respective Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and CTC on all communications, inquires or issues that may arise during the federal programming and delivery process for all FHWA- and CTC-funded transportation and transit projects implemented by APPLICANT; and
- in the case of a transit project, the PROJECT will comply with MTC Resolution No. 3866, revised, which sets forth the requirements of MTC's Transit Coordination Implementation Plan to more efficiently deliver transit projects in the region; and
- in the case of a highway project, the PROJECT will comply with MTC Resolution No. 4104, which sets forth MTC's Traffic Operations System (TOS) Policy to install and activate TOS elements on new major freeway projects; and
- in the case of an RTIP project, state law requires PROJECT be included in a local congestion management plan, or be consistent with the capital improvement program adopted pursuant to MTC's funding agreement with the countywide transportation agency; and

WHEREAS, that APPLICANT is authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT; and

WHEREAS, there is no legal impediment to APPLICANT making applications for the funds; and

WHEREAS, there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT; and

WHEREAS, APPLICANT authorizes its Executive Director, General Manager, or designee to execute and file an application with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECT as referenced in this resolution; and

WHEREAS, MTC requires that a copy of this resolution be transmitted to the MTC in conjunction with the filing of the application.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the

APPLICANT is authorized to execute and file an application for funding for the PROJECT for REGIONAL DISCRETIONARY FUNDING under MAP-21 or continued funding.

BE IT FURTHER RESOLVED that APPLICANT will provide any required matching funds.

BE IT FURTHER RESOLVED that APPLICANT understands that the REGIONAL DISCRETIONARY FUNDING for the project is fixed at the MTC approved programmed amount, and that any cost increases must be funded by the APPLICANT from other funds, and that APPLICANT does not expect any cost increases to be funded with additional REGIONAL DISCRETIONARY FUNDING.

BE IT FURTHER RESOLVED that APPLICANT understands the funding deadlines associated with these funds and will comply with the provisions and requirements of the Regional Project Funding Delivery Policy (MTC Resolution No. 3606, revised) and APPLICANT has, and will retain the expertise, knowledge and resources necessary to deliver federally-funded transportation and transit projects, and has assigned, and will maintain a single point of contact for all FHWA- and CTC-funded transportation projects to coordinate within the agency and with the respective Congestion Management Agency (CMA), MTC, Caltrans, FHWA, and CTC on all communications, inquires or issues that may arise during the federal programming and delivery process for all FHWA- and CTC-funded transportation and transit projects implemented by APPLICANT.

BE IT FURTHER RESOLVED that PROJECT will be implemented as described in the complete application and in this resolution, subject to environmental clearance, and, if approved, for the amount approved by MTC and programmed in the federal TIP.

BE IT FURTHER RESOLVED that APPLICANT has reviewed the PROJECT and has adequate staffing resources to deliver and complete the PROJECT within the schedule submitted with the project application.

BE IT FURTHER RESOLVED that PROJECT will comply with the requirements as set forth in MTC programming guidelines and project selection procedures for the PROGRAM.

BE IT FURTHER RESOLVED that, in the case of a transit project, APPLICANT agrees to comply with the requirements of MTC's Transit Coordination Implementation Plan as set forth in MTC Resolution No. 3866, revised.

BE IT FURTHER RESOLVED that, in the case of a highway project, APPLICANT agrees to comply with the requirements of MTC's Traffic Operations System (TOS) Policy as set forth in MTC Resolution No. 4104.

BE IT FURTHER RESOLVED that, in the case of an RTIP project, PROJECT is included in a local congestion management plan, or is consistent with the capital improvement program adopted pursuant to MTC's funding agreement with the countywide transportation agency.

BE IT FURTHER RESOLVED that APPLICANT is an eligible sponsor of REGIONAL DISCRETIONARY FUNDING funded projects.

BE IT FURTHER RESOLVED that APPLICANT is authorized to submit an application for REGIONAL DISCRETIONARY FUNDING for the PROJECT.

BE IT FURTHER RESOLVED that there is no legal impediment to APPLICANT making applications for the funds.

BE IT FURTHER RESOLVED that there is no pending or threatened litigation that might in any way adversely affect the proposed PROJECT, or the ability of APPLICANT to deliver such PROJECT.

BE IT FURTHER RESOLVED that APPLICANT, the City of Berkeley, authorizes its City Manager, or designee to execute and file an application with MTC for REGIONAL DISCRETIONARY FUNDING for the PROJECT as referenced in this resolution.

BE IT FURTHER RESOLVED that a copy of this resolution will be transmitted to the MTC in conjunction with the filing of the application.

BE IT FURTHER RESOLVED that the MTC is requested to support the application for the PROJECT described in the resolution, and if approved, to include the PROJECT in MTC's federal TIP upon submittal by the project sponsor for TIP programming.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley adopts a Resolution authorizing the City Manager or Designee to file an application for \$950,000 funding assigned to the Metropolitan Transportation Commission and committing any necessary matching funds and stating assurance to complete the project known as the goBerkeley Residential Shared Parking Pilot. A record signature copy of said agreement and any amendments to be on file in the Office of the City Clerk.

The foregoing Resolution was adopted by the Berkeley City Council on February 23, 2016 by the following vote:

Ayes: Anderson, Arreguin, Capitelli, Droste, Maio, Moore, Wengraf, Worthington and Bates.

Noes: None.

Absent: None.

  
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Tom Bates, Mayor

Attest:   
\_\_\_\_\_  
Mark Numainville, City Clerk



## I. Project Description

**Project Title:** goBerkeley Residential Shared Parking Pilot

**Name of Applicant:** City of Berkeley

**Project Manager:** Danette Perry  
Parking Services Manager  
Public Works Department, Transportation Division  
City of Berkeley  
1947 Center Street, 3<sup>rd</sup> Floor  
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### Project Purpose and Need

Building on its success, the City of Berkeley seeks to test the principles of goBerkeley to unlock the largest untapped parking asset—residential on-street parking spaces. This pilot seeks to activate these spaces as a shared resource in a way that improves parking for residents, employees and visitors, while reducing vehicle miles traveled (VMT) and greenhouse gas (GHG) emissions.

The goBerkeley program is a successful demand responsive parking and transportation demand management system. It applies to approximately 2,500 pay parking spaces in the City of Berkeley, but the City has close to 20,000 on-street parking spaces in total. The majority of these parking spaces are in residential areas and are either unregulated or part of the Residential Preferential Parking (RPP) permit system. In RPP areas, residents who meet residency and vehicle registration requirements are charged an annual fee and issued a permit within a specified zone (e.g., Zone A) that allows them to park on-street without time limits. Vehicles that do not carry a permit are allowed to park for up to 2 hours, Monday through Friday or Saturday, within specified hours (some start as early as 8:00 AM and end as late as 7:00 PM). At all other times, such as Sundays, evenings, and holidays, non-permitted vehicles are allowed to park in RPP areas with no time limits. The RPP system is administered by the City of Berkeley's Finance and Transportation Divisions and is enforced by the Police Department.

During goBerkeley community outreach, frustrations with the existing RPP system were voiced frequently to City staff. Concerns expressed depended on the perspective of each community member. These concerns are summarized below:

- Residents are frustrated with the lack of parking and increased congestion due to the perceived presence of non-resident parkers who do the “2-hour shuffle”<sup>1</sup>;
- Employees are frustrated that parking is perceived to be available in the residential areas but only available to them if they can move their cars every 2 hours;
- Merchants are concerned about distracted employees and lost productivity by those who leave work every two hours to move their cars; and
- City staff are concerned about excessive congestion; due to cars circling neighborhoods every two hours in search of parking, and unwanted emissions, due to vehicle cold starts and increased vehicle miles traveled.

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<sup>1</sup> See the “Anticipated Results” section for an explanation of the “2-hour shuffle.”

While outside of the scope of the previous goBerkeley pilot, staff understood the concerns to be significant and conveyed them to the Berkeley Transportation Commission, City management, and City Council.

To remedy this situation, the City of Berkeley proposes to use demand-responsive pricing strategies in the RPP areas. The City of Berkeley is prepared to launch a pilot program that extends the boundaries and scope of the goBerkeley program with the goal of maintaining 15-35% parking availability in selected RPP zones. Program development will be guided by the City's understanding of how to successfully implement an innovative parking demand management program. This pilot will also leverage Berkeley's recent investment in license plate recognition (LPR) technology for parking enforcement, adoption of an online and mobile payment system for parking, and launch of a state-of-the-art data integration program that pulls multiple parking data streams together to advance data analysis and reporting.

RPP systems are in effect in many communities around the Bay Area, including Oakland and San Francisco. If successful, the goBerkeley Residential Shared Parking Pilot (RSPP) could serve as a precedent for implementing these strategies in other cities around the region to provide a "win-win-win" parking situation for visitors, residents and the City.

### **Program Goals and Objectives**

The City of Berkeley seeks to implement a pilot of shared residential on-street parking in RPP zones where residents and businesses have previously requested reforms. Proposed project areas are adjacent to the three existing goBerkeley areas, including Telegraph/Southside (adjacent to the University of California, Berkeley campus), the Elmwood district, and Downtown Berkeley (see Attachment A for a map of potential pilot areas). The goals of the goBerkeley RSPP would be to:

1. Improve parking availability in the pilot areas;
2. Improve customer service and technology related to the City's parking program;
3. Reduce unnecessary driving required when looking for available parking;
4. Reduce vehicle cold starts from frequent shifting of vehicles to new parking spaces; and
5. Increase availability of information about alternatives to driving and parking in pilot areas.

To accomplish this, the goBerkeley RSPP would:

- Extend RPP enforcement hours into evenings and weekends, times which usually experience the highest parking demand;
- Require non-permit holders to pay an hourly rate, established based on target parking occupancies, via a pay-by-mobile parking system;
- Monitor parking occupancy and adjust non-permit hourly rates to achieve the desired 65-85% target occupancy range, using goBerkeley's automated LPR data collection system;
- Use occupancy parking data to determine whether to eliminate or increase the parking time limits for non-permit holders; and
- Facilitate increased information sharing about transportation alternatives and implement targeted TDM strategies in pilot areas.

### **Anticipated Results**

The City of Berkeley has long offered free but time-limited parking in much of the city; however, many people evade the law by simply moving their car but parking on the same street or within the same RPP zone every two hours. This maneuver—termed the "2 hour shuffle"—leads to a high number of vehicle cold starts, parking search vehicle miles traveled, low productivity for employees/students, as well as

numerous local tensions. In aggregate, this activity leads to added congestion in residential and commercial areas, increased vehicle emissions from vehicle cold starts and from drivers circling for parking. If successful, these pilot solutions could be rolled out across the City and region to drastically reduce VMT and GHG from unnecessary driving. In addition, the pilot could provide a “win-win-win” for residents, businesses and the City by:

- Maintaining parking availability on residential streets through active demand management;
- Creating an innovative system that allows non-permitted drivers to pay for parking in residential areas by mobile device, phone or web;
- Addressing residents’ concerns of rising permit fees by potentially reducing costs through subsidizing RPP annual permits with non-permit parking hourly parking fees;
- Replacing 2-hour time limit for non-permitted vehicles with hourly paid parking to provide flexibility and reduce violations and fines;
- Addressing “loss of productivity” identified by businesses whose employees take breaks every 2 hours to re-park their vehicles;
- Activating all of the City’s available parking supply as an alternative to building new parking; and
- Maintaining community support and engagement per successful goBerkeley program standards.

## **A. Scope of Work**

### **Task 1: Project Initiation and Management**

The City of Berkeley will provide overall project management, including:

- Contract procurement and management;
- Vendor contracts and coordination;
- Compliance with Grant conditions;
- Monitor parking conditions and recommend rate and time limit adjustments;
- Spearhead community engagement and outreach;
- Management of project budget and schedule; and
- Submission of project deliverables.

### **Task 2: Program Development**

#### **Task 2.1 Stakeholder Engagement, Public Outreach, and City Meetings**

Effective stakeholder engagement and public outreach are critical to the development and ongoing success of the pilot project. The tasks below delineate how the City of Berkeley will perform outreach throughout the course of the project, i.e., extending beyond the project launch.

##### **Task 2.1.1: Engagement with Internal Stakeholders**

The City of Berkeley currently has a Parking Work Group that consists of representatives from the Finance Department, Customer Service, the Department of Public Works, and the Police Department. This group meets monthly to discuss parking related issues and programs. Upon pilot initiation, the Parking Work Group will establish a standing agenda item to discuss and manage shared internal responsibilities related to the RSPP, helping to ensure a collaborative, internally consistent, and successful program.

Deliverables:

- Abridged minutes from monthly Parking Work Group Meetings pertaining to the implementation and operation of the goBerkeley RSPP.

### Task 2.1.2: Engagement with External Stakeholders

The success of the initial goBerkeley program has been due in large part to its extensive public outreach efforts and the invaluable input provided by external stakeholders. As the goBerkeley Residential Shared Parking Pilot advances, the City of Berkeley will engage those who know the pilot areas the most, including residents, business owners, employees, and customers, as well as local neighborhood associations, business improvement districts, and other community groups. The City of Berkeley recognizes that different interest groups have unique perspectives and is committed to working with all stakeholders to incorporate feedback and make the pilot a success. Leveraging the goodwill engendered through prior goBerkeley outreach efforts, the City will pursue the following plan for working with external stakeholders. These activities will be continued through the operational phase (listed as Task 3.2 for schedule/budgeting purposes).

Stakeholder	Goal	What Pilot Offers	Proposed City of Berkeley Engagement Methods		
			Print	Online	In-Person
Residents	Less on-street Congestion & noise	Reduces circling for parking	Mailings, flyers, surveys	goBerkeley project website*, emails to permit holders, online survey; and other online resources (e.g., nextdoor.com)	Intercept surveys, neighborhood association meetings, scheduled opportunities for Q&A with staff at cafés, local library branches, other facilities TBD
	Less noise	Fewer vehicle cold starts; less congestion			
	Easier to find parking	Parking management to achieve occupancy targets			
	Reduced permit costs	Potential permit fee subsidy			
Business Owners	Ensuring employees can get to work	TDM Coordinator (see Task 2.5.2)	Flyers, posters, surveys	Outreach through business association email lists; online survey	Door to door, in-person outreach; intercept surveys
	Maximize employee productivity	Reduce need for employees to take breaks to move car by providing long-term paid parking in RPP areas			
	Maintain parking options for customers	Option for paid hourly parking in RPP areas			
	Ensure pleasant experience for customers	Improved signage, payment options, and customer service			
Employees	Ability to get to work safely and conveniently	TDM Coordinator (see Task 2.5.2)	Windshield flyers, mail-in surveys, signage, flyers/cards	Online survey	TDM coordinator outreach, including a transportation fair, in-person support (ambassadors) for launch & adjustments
	Reduce frustration of 2-hour shuffle, and avoid time limit violations	Hourly parking with longer time limits (exact limit TBD) in RPP area(s)			
	Find affordable options for getting to work	TDM Coordinator (transportation fair)			

<b>Customers and Non-permit Holders</b>	Find available parking near destination	Parking in pilot areas actively managed to achieve availability targets	Windshield/ mail-in surveys, signage, flyers/cards	goBerkeley project website; online survey	In-person support (ambassadors) for launch/ adjustments
	Have a pleasant parking experience	Improved signage, payment options, and customer service			
	Ability to park for longer than current time limits	Hourly parking with longer time limits (exact limit TBD) in RPP area(s)			

\* Available at [www.goberkeley.info](http://www.goberkeley.info).

**Deliverables:**

- Print media distributed to stakeholders;
- Online media available to stakeholders; and
- A log of in-person meetings with date, time, attendees and topics discussed.

**Task 2.1.3: Public Outreach**

In addition to working with stakeholders, this pilot has the potential to affect anyone who visits the city of Berkeley. To better inform the public of the program’s details and the pilot’s metrics, information pertaining to the goBerkeley RSPP will be added to the goBerkeley website ([www.goberkeley.info](http://www.goberkeley.info)). The goBerkeley website has an attractive, streamlined web interface with simple functionality. A new “index tab” will be added to the home page for easy navigation. New pages will be developed outlining RSPP details, such as pilot boundaries, pricing structures, and effective dates/times and linked to the main page. Information will be displayed prominently whether the user is on a computer or a mobile device. Program details will be presented on a FAQs (Frequently Asked Questions) page, for those who prefer information in a question and answer format. City staff will also prepare outreach materials for the press and the general public off-line, such as brochures and press releases, and will also conduct interviews and presentations to increase the visibility of the project to a wider audience.

**Deliverables:**

- Press materials, including press releases and brochures, and conducting interviews and presentations;
- Deployment of pilot material on goBerkeley website prior to implementation; and
- A dedicated page on the City of Berkeley website that links to the goBerkeley website and also provides key facts and features about the pilot.

**Task 2.1.4: Present at City Meetings**

Information and opportunities for public feedback will also be provided through presentations to the City of Berkeley’s Transportation Commission and the City Council. The City Manager and City Council may direct City staff to pursue additional venues for public input, which would be incorporated into activities performed under Tasks 2.1.1 and 2.1.2.

**Deliverables:**

- Minutes from at least two Transportation Commission meetings.
- Copies of reports to the Berkeley City Council.
- Web, mass media materials, and minutes from any other publicly-noticed meetings.

**Task 2.2: Pilot Area Refinement**

The City of Berkeley has identified RPP zones that may be appropriate for this pilot study (see Attachment A). The City of Berkeley plans to use LPR equipment to conduct parking surveys of these areas, which will help refine the exact pilot boundaries. Once the pilot areas are confirmed, the City will conduct thorough site visits to record parking inventory (necessary for occupancy calculations), location and content of existing signage, and other observations.

Deliverables:

- Results of parking surveys;
- Presentation of pilot boundaries on website; and
- Parking inventory within the pilot area.

### **Task 2.3: Existing Conditions Assessment**

Measuring parking occupancy, vehicle movement, and parking duration before pilot implementation provides the information necessary to evaluate the effectiveness of the program in reducing GHG emissions, providing successful customer-focused parking services, and ensuring the program complements the existing goBerkeley program.

#### **Task 2.3.1: Baseline Parking Surveys**

The City of Berkeley will use LPR technology to collect RPP area parking occupancy and length of stay, and vehicle movement data. LPR will also be used to measure these metrics in adjacent metered goBerkeley areas. The City will compare these two datasets to better understand the parking behavior between metered parking and parking in RPP zones. This initial set of data will provide a baseline for measuring changes in parking utilization resulting from program implementation and any subsequent rate/time/boundary changes introduced during the pilot period.

Deliverables:

- Pre-project parking survey data for pilot RPP zones and adjacent goBerkeley areas (i.e., Downtown Berkeley, Southside/Telegraph, and the Elmwood district).

#### **Task 2.3.2: Baseline Congestion, Cold Starts, and GHG Analysis**

As noted above, the “2-hour shuffle” generates unnecessary GHG emissions, particularly methane (CH<sub>4</sub>) and nitrous oxide (N<sub>2</sub>O) which are produced at high levels when a car is first started. After starting up, drivers searching for another parking space increase vehicle miles traveled, consuming unnecessary fossil fuels and adding to existing congestion around commercial areas. Until now, the City has been limited in its ability to track this phenomenon; however, the October 2015 implementation of LPR for parking enforcement will allow the City to collect data on parking behavior (analyzed using unique vehicle locations) both before and during the RSPP.

The City intends to use LPR data to compute the minimum number of cold starts in an area and VMT of vehicles engaged in the “2-hour shuffle” using unique vehicle location data, timestamps, and GIS analysis. In particular, the LPR system and GIS network analysis tools will allow City staff to estimate driving distances for vehicles that do the “2-hour shuffle”—an innovative way to use LPR capabilities to measure subtle but complex driving behavior. Additionally, minimum GHG/emissions data will also be generated using verified assumptions for average emissions produced per cold start and/or vehicle mile traveled. The City also intends to measure congestion in and/or around pilot areas using AADT and/or turning count data collected by other City departments.

Deliverables:

- Existing Conditions parking behavior report for pilot RPP zones and adjacent RPP areas quantifying cold starts, VMT, and GHG emissions.
- White paper on the use of LPR data for congestion, VMT, and GHG analysis.

### **Task 2.4 Develop Initial Program Conditions**

Once the Existing Conditions Assessment is complete, the City of Berkeley will propose initial conditions of the pilot study. As with the original goBerkeley program, the goBerkeley Residential Shared Parking Pilot will periodically modify program parameters in order to achieve 65-85% occupancy in the RPP zones and adjacent metered parking areas (see Task 3.1.3).

#### **Task 2.4.1 Time Limit/Pricing Structure**

Stakeholder engagement, pilot area identification and baseline study will provide information necessary to propose an effective time limit and pricing structure for the goBerkeley Residential Shared Parking Pilot. Options that will be explored include extending RPP parking restrictions past 5pm (in applicable areas) and on the weekends—the times when demand for parking is at its highest—and charging non-permit holders to pay for RPP parking by the hour. The exact structure of time limits and pricing will be determined after baseline studies are complete and analyzed. Benefits of adopting a time/price structure in the RPP zones will be three-fold: ability to achieve 65-85% occupancy on all blockfaces through innovative pricing strategies, ability to provide additional parking facilities to match demand, and ability to activate unused and unmanaged parking resources.

Deliverables:

- Outreach materials clearly delineating the initial time limit/pricing structure of pilot.

#### **Task 2.4.2 Payment Technology**

The City is currently in the process of securing a system of mobile parking payment at meters. Once established, this pilot can leverage that technology, extending the program to provide payment by mobile device in the pilot RPP zones. Mobile payment allows users to pay for hourly parking with an application on their smart phones, or by calling a toll-free number and/or by logging onto a web site. The data from the mobile payment system will integrate seamlessly into the City's LPR technology to aide with efficiency in enforcement and data collection.

Deliverables:

- An RFP for a payment technology company to provide pay by mobile services.
- Pay by mobile contract modification in order to extend technology into RPP zones.

#### **Task 2.4.3 Enforcement/LPR Data Collection**

As noted above, the “2-hour shuffle” has been well-documented, but has been difficult to prove with current parking enforcement practices. The 2007 MTC Parking Policies to Support Smart Growth report recommended that the City consider vehicles equipped with GPS-enabled cameras to scan license plates for improvement enforcement. The City of Berkeley is excited to report that it has purchased and will install five license plate recognition (LPR) units on enforcement vehicles in October 2015, which the Berkeley Police Department parking enforcement staff will begin using shortly thereafter. Enhanced enforcement is critical to the success of the program because it will improve the City's ability to efficiently and effectively control the large supply of free parking immediately adjacent to metered parking areas. Implementation of LPR will also provide a continuous stream of parking data, which City staff will analyze to understand parking behavior, calculate occupancy, and conduct additional analyses summarized in Task 2.3.2. These metrics will be tracked in both the RPP pilot areas and adjacent areas in order to characterize the interplay between RPP pilot areas and surrounding streets.

Deliverables:

- LPR data from pre-pilot surveys stored in a relational database, accessible for analysis of pre-pilot conditions and comparison with pilot and post-pilot conditions.

#### **Task 2.4.4: TDM Strategies**

Building on the results of the initial goBerkeley pilot's TDM component, this pilot program intends to invest in an efficient and targeted TDM strategy to increase the visibility and viability of transportation options for those living and working in the pilot areas. In this task, the City will review the results of baseline employee surveys to confirm which TDM strategies would be the most effective to implement in each pilot area—and crucially, ensuring that transportation benefits are matched to employees based on stated preference or interest. Potential strategies may include subsidized AC Transit EasyPasses, bicycle and/or East Bay Bike Share vouchers, or coordinating the installation of secure bike parking and visitor bike parking in pilot areas.

The grant will support the establishment of selected strategies, which will form the goBerkeley Employee Transportation Benefits Program. To the extent possible, City staff will work with agencies and organizations such as AC Transit and TransForm as well as local businesses and employers to craft the program. The project TDM Coordinator (see Task 2.5.2 below) will manage this program over the course of the RSPP.

Deliverables:

- Summary of recommended goBerkeley Employee Transportation Benefits Program.

#### **Task 2.5: Program Launch**

Program launch will entail updated signage, notification and increased outreach, and implementation of project TDM Coordination. Notification and outreach are detailed in Task 2.1.

##### **Task 2.5.1: Signage**

A notable success in the launch of the initial goBerkeley pilot was the simplification and standardization of parking signage. Prior to program launch, the public complained that parking signs were hard to understand, provided contradicting information, and obscured rates and hours. Since goBerkeley's inception, the public has consistently reported that one of that program's major successes was the great improvement in signage. As expected, clean signage expedites the search for parking, shortens driving time, delivers people to destinations quicker, and provides an all-around more pleasant Berkeley experience.

Both the community and the City Council have requested clarity improvements to RPP area signage. As part of the RSPP, the City of Berkeley intends to update signage in the RPP pilot areas to ensure that program hours, rates and boundaries are presented clearly and attractively. A uniform design, consistent with the existing goBerkeley signage style, will be rolled out in order to ensure that the success seen in the metered goBerkeley areas will be achieved in the RPP zones as well. Signage will be key to informing non-permit drivers whether they can park, whether they have to pay, how to pay, and how much to pay. The signage equipment used will need to be easy to move from block to block as the pilot progresses and the City adjusts parking regulations and rates to respond to observed conditions.

Deliverables:

- Installation of new, easy to understand, easy to read signage in RPP zones explaining the program and consistent with existing goBerkeley branding.



### **Task 2.5.2: TDM Coordination**

As part of the RSPP, the City will assign a TDM Coordinator to provide information about transportation options available to residents in the pilot areas and the businesses in the adjacent commercial district(s). This person will be the “point person” for education and outreach about transportation resources, host an annual “transportation fair” to educate those who live and work in the vicinity of the RPP zones about options available to them, and work with employers and businesses to coordinate employee transportation benefits. Over the course of the RSPP, the TDM Coordinator will also be responsible for managing the goBerkeley Employee Transportation Benefits Program.

During the project launch, the TDM Coordinator will oversee the deployment of “Ambassadors” who will provide in-person support to help parking system users understand the new regulations and gather feedback for ongoing project evaluation.

Deliverables:

- Establish a TDM Coordinator position and identify staff/consultant to fill this role.
- Implement annual “transportation fairs” for project area employees and residents.
- Manage the Employee Transportation Benefits Program, including implementing TDM strategies confirmed in Task 2.4.4.
- Oversee “Ambassadors” to provide on-site customer support during launch.

### **Task 3: Program Operations**

Task 3 covers the ongoing oversight and active management of the RSPP in pilot areas, including continual data collection and analysis to ensure parking pricing, time limits, and geographic program limits are conducive to achieving goBerkeley’s 65-85% parking occupancy targets and conducting robust stakeholder outreach in advance of program adjustments. The City intends to make up to three adjustments over the course of the RSPP.

#### **Task 3.1: Program Assessment**

##### **Task 3.1.1: Data Collection**

Data collection will continue during the pilot with routine enforcement by PEOs. City staff will monitor data regularly to identify geographic or temporal gaps, and will perform targeted data collection twice yearly to augment the efforts of the PEOs.

Deliverables:

- Documentation of the dates/locations of targeted data collection by City staff.

##### **Task 3.1.2: Analysis**

City staff will analyze parking data routinely. A series of standard reports (e.g., blockface occupancy per day/hour, parking duration per day/hour, number of location changes per vehicle per day by area) will be automatically generated on a quarterly basis, and will form the basis on which more complex analyses are performed once trends and outliers are identified.

Deliverables:

- A set of standardized reports generated on a quarterly basis.

##### **Task 3.1.3: Adjustments**

After the initial pilot launch, City staff will implement up to three program adjustments to achieve parking availability targets on all blocks in the RPP pilot and goBerkeley metered areas. For each

adjustment, staff will solicit input from internal and external stakeholders and conduct public outreach, notification, and changes in signage in the RPP areas (as applicable).

Deliverables:

- Up to three program adjustments.
- New signage, if necessary.

### **Task 3.2: Stakeholder Engagement, Public Outreach and City Meetings**

Throughout the pilot, the goBerkeley team will continue an open dialogue with stakeholders and the public following the strategies outlined in Task 2.1.

### **Task 3.3: Implementation**

Implementation during operations includes installing appropriate signage and staffing the area with customer service “ambassadors” during adjustments. Ongoing TDM coordination efforts are summarized in Task 2.5.2.

## **Task 4: Program Evaluation & Recommendation**

### **Task 4.1 Draft Final Report**

At the end of the pilot, the goBerkeley team will produce a comprehensive report that outlines the history of the RSPP, its accomplishments and challenges, and lessons learned. The report will provide recommendations on how to effectively manage and activate shared residential permit parking through policy and pricing. Specifically, City staff will evaluate the parking pricing program with the following information:

- Baseline turnover and occupancy surveys
- Follow-up LPR occupancy and turnover surveys
- Parking revenue
- Parking enforcement costs
- Parking citations
- Feedback from enforcement staff
- Feedback from residents/permit holders in RPP zone (on parking availability)
- Feedback from parkers/non-permit holders) in RPP zones (parking availability and mobile payment)
- Spillover effects from goBerkeley meters and non-RPP pilot areas
- Feedback from merchants, employees, customers, residents, and other stakeholders
- Effects on vehicle trips and travel behavior, including effects on residential street life and residential parking experience (survey adjacent commercial strips and residential areas)
- Identify and evaluate future opportunities for additional innovative parking management.

Deliverable:

- A draft final report with an analysis and evaluation of data collected before, during and after the pilot, as well as preliminary parking policy, price and management recommendations.

### **Task 4.2 City Meetings and Final Report**

City staff will present findings to the City of Berkeley Transportation Commission and City Council as applicable, and will use feedback from these groups to prepare the final report.

Deliverable:

- A final report evaluating the success of the RPP pilot and making recommendations that apply to the pilot area, expansion within the City of Berkeley and as well as recommendations for more widespread implementation that could be utilized by other municipalities and/or regions.

## B. Schedule

The core project is expected to cover a three-year period from approximately February 2016 to February 2019, with full completion expected in May 2019. The table below provides a high-level overview of the project schedule. Please note that the schedule assumes obligation of funds by February 2016. If selected, the City will revise the schedule as required. Please see Attachment B for a more detailed project schedule including expected dates for significant work products (i.e., “deliverables”).

Task	Estimated Schedule	Notes
Task 1: Project Management	Mar 2016-May 2019	Funding assumed to begin Feb 2016.
Task 2: Program Development	Mar 2016-Apr 2017	Ramp-up expected to take one year, with program launch (i.e., first time limit/pricing adjustments in March 2017).
Task 3: Program Operations	Feb 2017-Jan 2019	Up to 3 adjustments on regular basis.
Task 4: Program Evaluation and Recommendations	Apr 2017-May 2019	Staff will begin internal reporting/analysis after 1 <sup>st</sup> adjustment. Final report expected May 2019.

## II. Response to Questions from the Evaluation Committee

**Q1:** Could the project be scaled (i.e. modifications to scope of work, reduced project area, alternative technology, etc.)? If so, please describe how the project could be modified and indicated the revised budget.

**A1.** This project may be scaled by reducing the project area.<sup>2</sup> Generally, this project includes two main types of costs: fixed and variable. Fixed costs include those investments needed to implement the core project elements across an entire pilot area, such as system design and staffing, a data collection system, and a public information campaign (i.e., websites, brochure/flyer design, etc.). Variable costs include elements that may be scaled, such as the extent of data collection and signage, as well as public outreach, including the number of public meetings that will be conducted and the number of brochures printed, etc. During the goBerkeley program, the neighborhoods surrounding the Elmwood and Southside/Telegraph pilot areas expressed the strongest interest in an improved RPP program. By contrast, while the Downtown Berkeley area is the largest metered area, it also has the smallest supply of RPP-managed parking spaces in the goBerkeley pilot program. If necessary, the proposed project could exclude the Downtown Berkeley area.

The revised budget excluding the Downtown Berkeley area would be \$1,421,693 in total, with the City requesting \$952,535 from the MTC. (The City would provide a 33% local match of \$469,159 under this scenario.) This constitutes a roughly 15% reduction in the budget, largely reflecting lower variable costs. See Attachment C for a comparison of full and scaled project costs and funding sources.

<sup>2</sup> Note: Because LPR technology will be used to facilitate the enforcement of paid parking without physical parking meters in RPP areas, the use of LPR for data collection does not add an incremental cost to the program. In fact, it allows for robust occupancy and length of stay data at a lower incremental cost than manual data collection. Consequently, we would not recommend scaling the proposal using alternate technologies.

### III. Approach to Project Evaluation

Based on the goals and objectives of this pilot, we propose the following metrics for evaluating success of the pilot:

Goal	Objective	Measure Conditions	
		Before	After
1	Maintain 65-85% occupancy on metered and residential streets	Collect parking occupancy using LPR for both before and after conditions. Comparisons must be made across similar time frames and days of week.	
2	Improve the RPP customer service for permit holders	Work with Finance Department to develop/distribute a questionnaire to RPP permit holders about current program likes/dislikes. Solicit volunteers for a focus group.	Work with Finance Department to develop/distribute a questionnaire to RPP permit holders about updated program likes/dislikes. Conduct follow-up with focus group.
3/4	Reduce unnecessary driving, cold starts, and emissions caused by 2-hour shuffle	Track vehicle movement behavior (e.g. same spot, within block, within zone and minimum distance traveled) using LPR for both before and after conditions. Analyze using GIS and average emissions per vehicle data to compare before/after emissions from vehicles engaged in "2-hour shuffle." Comparisons must be made across similar time frames and days of the week.	
1/2	Address business and employee concerns regarding loss of productivity and tickets/violations	Meet with businesses 1-on-1 to administer/distribute existing conditions surveys. Solicit volunteers for focus group. Analyze pre-pilot citation frequency.	Meet with businesses 1-on-1 to administer/distribute post-implementation conditions surveys. Conduct follow-up with focus group. Analyze post-implementation citation frequency.
2	Maintain high level of visitor/customer satisfaction	Collect user impressions via intercept surveys and mail-in surveys before and after implementation in order to rate customer satisfaction with RPP parking program.	
5	Facilitate increased information about transportation alternatives and implement targeted TDM strategies	Compare results of surveys of pilot area employees to track any changes in mode split as a result of targeted TDM strategies. Evaluate before/after surveys of residents and employees to gauge extent of awareness of transportation alternatives in the area.	

### IV. Project Cost and Funding

The table below provides an overview of the proposed full, non-scaled project budget by task. Estimated funding sources, including MTC grant needs and City of Berkeley match funds (Fund 835, Off-Street Parking Fund, and Fund 840, Parking Meter Fund) are clearly delineated as well. See Attachment C for a more detailed project budget.

Task/Title	Funding Source	Estimated Costs	Funding %
Task 1: Project Initiation and Management	-	\$145,674	-
Task 2: Program Development	-	\$730,673	-
Task 3: Program Operations	-	\$736,150	-
Task 4: Program Evaluation and Recommendations	-	\$55,339	-
<b>Total Budget</b>		<b>\$1,667,836</b>	<b>-</b>
Projected Funding Sources	MTC Grant	\$1,117,450	67%
	City of Berkeley Match (Funds 835, 840)	\$550,386	33%

**From:** David Salk dsalk@clipon.com  
**Subject:** goBerkeley SmartSpace Community Meeting – Elmwood  
**Date:** November 16, 2021 at 8:34 PM  
**To:** Hansen, Gordon ghansen@cityofberkeley.info  
**Cc:** AAlvarado@nelsonnygaard.com, Droste, Lori ldroste@cityofberkeley.info, Panzer, Eric erpanzer@cityofberkeley.info, manager@cityofberkeley.info, Doris Nassiry cypanjun@hotmail.com, claudia hunka yourbasicbird@gmail.com, bwilles@lmi.net, Ron Kelly ronkelly@ronkelly.com, David Salk dsalk@clipon.com

---



Dear Gordon;

Thank you for hosting the meeting.

I'm a neighbor (Prince Street - 33 years), merchant (Focal Point Opticians — 45 years) and I also am the President of the Elmwood Theater Foundation.

I have many disagreements with the specifics of the proposal, but more importantly, I'm troubled by this process.

In the past, when the Elmwood has had issues, the neighborhood groups and the merchants met to identify and discuss an issue(s), and then we held community meetings where everyone attended and THEN put forward a proposal to address the problem. As a former President of the Elmwood Merchants (over 10 years), and merchant liaison to the neighborhood groups, I speak from experience of having worked on a variety of issues that concerned neighbors and merchants alike. We know how to do this better than the City does. The process takes time, yes, but it is inclusive and usually we get to a consensus.

The approach being taken here, of writing a grant and then coming to the community with a proposal that clearly has many problems and points of contention is not one that I can support - and it speaks to a flawed "process". This is "***a grant in search of an issue***",

The issues have NOT been clearly identified to the satisfaction of the community, and without a doubt, this proposal as it stands

doesn't address the needs of small business and our customers and employees....it's not even clear that there are many current neighbor complaints, other than Alta Bates parking and the 2 hour Elmwood employee shuffle, which could be easily solved by providing more permits for employees to park. All of us are for protecting the environment, but frankly, I'm much more concerned with the parking lot at Claremont and Ashby than the greenhouse gasses from people who work in the neighborhood.

I'm happy to discuss this with you further, but honestly, I think before ANYTHING is proposed, the community should have an opportunity to meet and thoroughly discuss what problems NEED to be addressed, and then come to the City with some ideas that we all agree on, and THEN make the needed changes, based on consensus in the community. This should be communicated to the funders in order to get their support for a different approach.

I hope the City of Berkeley will firmly tap the brake pedal on this proposal, until there can much more input from the business community and the residents. It is clear from tonight's meeting that there is NOT consensus fo the proposal and I believe it is in large part because of a flawed process.

Kind Regards

David Salk  
Focal Point Opticians/Elmwood Theater Foundation  
2638 Ashby Avenue  
Berkeley, CA 94705

[cooloptics@gmail.com](mailto:cooloptics@gmail.com)

**Richardson, April**

---

**From:** Fern Burch <y\_fna@sbcglobal.net>  
**Sent:** Thursday, December 2, 2021 8:15 PM  
**To:** All Council  
**Subject:** Increasing Number of Parking Meters in Elmwood

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I was upset to hear about your plans to increase the number of parking meters in Elmwood. As you make it more difficult to visit or shop there, I will move the activities I have been accustomed to doing in the area to another retail district.

Fern Burch

**Bunting, Sarah K.**

---

**From:** Elana Auerbach <elanaarobyn@gmail.com>  
**Sent:** Monday, December 20, 2021 2:37 PM  
**To:** Kesarwani, Rashi; Harrison, Kate; Arreguin, Jesse L.; All Council; Manager, C  
**Cc:** Warhuus, Lisa  
**Subject:** Fwd: Shelter from the coming storm

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Begin forwarded message:

**From:** Elana Auerbach <elanaarobyn@gmail.com>  
**Date:** December 20, 2021 at 12:37:07 PM PST  
**To:** lwarhuus@cityofberkeley.info  
**Subject:** Shelter from the coming storm

Greetings,

Does the city have a plan for another emergency shelter since the shelter at old City Hall is full?

There is a big storm that supposed to start tomorrow. Is there a plan to provide temporary shelter for those living on the street?

Thank you for letting me know so I can help spread the good word... Assuming there is one :-)

With warmth,  
Elana



**Bunting, Sarah K.**

---

**From:** Cheryl Davila <cheryldavilafmrd2councilmember@gmail.com>  
**Sent:** Wednesday, December 29, 2021 7:09 PM  
**Subject:** URGENT Warming Centers & Inclement Weather Shelters are NEEDED, IMMEDIATELY!

cheryldavilafmrd2councilmember@gmail.com appears similar to someone who previously sent you email, but may not be that person. [Learn why this could be a risk](#)

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dee:

Hope your holiday is filled with happiness, joy, love and peace throughout the season and new year.

I realize you're probably on break and it's after hours but....this can't wait.

What is the City doing for warming up our unhoused and other communities throughout the city that need warmth? Have you opened inclement weather shelters? San Pablo Park? The senior centers? Churches? This emergency needs to be addressed, IMMEDIATELY with COVID protocols, of course. Several people have died recently on COB streets, RIP RI Power. It's FREEZING, quite chilly with drizzling outside, currently 42°. What are you doing to prevent more fatalities? OPEN up warming centers and inclement weather shelters, PLEASE! With extended hours, PLEASE.

Please let me know, asap. Thank you.

Stay healthy, be safe. Happy New Year!

Peace & Blessings,

Cheryl

**Cheryl Davila**  
Former Councilmember

City of Berkeley

**Founder**

Climate Emergency Mobilization Task Force

[CEMTF.org](http://CEMTF.org)

**Benado, Tony**

---

**From:** Terry Mandel <terrymandel@gmail.com>  
**Sent:** Thursday, December 9, 2021 1:41 PM  
**To:** BMASP  
**Cc:** All Council  
**Subject:** Ferry service from Berkeley waterfront

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I've been a homeowner in and resident of Berkeley since 1997 and strongly support ferry service, with a few provisos.

One, it should reflect our commitment to net zero climate impact, which means uses no petrochemicals to run. Electric from clean power, maybe solar at the terminal/boat shed.

Two, we need better public transit options to and from. I live in the hills, and with AC Transit increasingly limited and N Berkeley BART parking likely to be significantly cut, how are we expected to go anywhere without our cars? Or penalized by exorbitant rates if we park! Just because we live in the hills doesn't mean we're rich!

There is insufficient infrastructure for public transit and many incorrect assumptions about the demographics of hill dwellers. Please address these in your considerations.

Thank you,

Terry Mandel  
500 Boynton Ave  
Berkeley CA 94707

Our real security is to be here  
for what's happening now.  
~ Jack Kornfield

v [+1.510.528.9970](tel:+15105289970)  
c [+1.510.910.0086](tel:+15109100086)

**Benado, Tony**

---

**From:** Sophie Myers <itsherbiz@gmail.com>  
**Sent:** Thursday, December 9, 2021 9:11 PM  
**To:** All Council  
**Subject:** YES YES YES for Ferry service in Berkeley!!!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I'm a 40 year Berkeley resident - I was living here when the bay Bridge fell & we had ferry service! It was wonderful.

Our air pollution is getting worse & worse, as it traffic & stress. The ferry is the most wonderful way to travel & gives everyone - especially our youth - something lovely to do.

Mz Suzanne Joi

**Bunting, Sarah K.**

---

**From:** Gerstein, Beth  
**Sent:** Thursday, December 16, 2021 12:08 PM  
**To:** Mary C Dorst; All Council  
**Subject:** RE: Please approve homes at Golden Bear-Project Homekey

Hi Mary,

Thanks so much for your support email for the Golden Bear conversion to permanent supportive housing. Councilmember Kesarwani is a strong supporter of this project, as you may already know.

This item passed unanimously on consent at the Tuesday afternoon meeting; you can read about it [HERE](#) in Berkeleyside.

Now that it has been approved, the developer for this project, Memar Properties, Inc. can apply for the state Homekey funds. We should hear back by early spring whether or not the application has been approved. We really think this can be an asset in west Berkeley and really appreciate hearing neighbors' support for this type of housing.

Thanks again for your email to council. Have a lovely holiday season!

Best,  
Beth

*Beth Gerstein*

[bgerstein@cityofberkeley.info](mailto:bgerstein@cityofberkeley.info)

Legislative Aide

Office of Council Member Rashi Kesarwani

District 1, City of Berkeley

2180 Milvia St., Berkeley, CA 94704

Office: (510) 981-7110

Cell: (510) 225-5622

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---

**From:** Mary C Dorst <mclorst@gmail.com>  
**Sent:** Tuesday, December 14, 2021 11:19 AM  
**To:** All Council <council@cityofberkeley.info>  
**Subject:** Please approve homes at Golden Bear-Project Homekey

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Councilmembers,

I live 6 blocks away, and am delighted to strongly support this Item #3 on the Consent Calendar for December 14<sup>th</sup>. We have an opportunity to house our unhoused community members, providing safe, affordable, well managed permanent

supportive housing at this location. The new apartments at 335 sft will be larger than some efficiency or studios, provide private bathrooms and kitchenettes for the residents, and will make a dent in our street level homelessness crisis.

It is good that Berkeley, Albany and Emeryville applicants will have priority over others at this site. BACS is a very reputable and responsible organization, with decades of experience supporting this kind of work. Please vote to give the funds needed to this project. As a homeowner who annually benefits from deductions on mortgage interest and property tax deductions, this is the least I can do to support those born into less fortunate circumstances than myself. Thank you.—Mary Dorst

## Bunting, Sarah K.

---

**From:** Gerstein, Beth  
**Sent:** Thursday, December 16, 2021 12:15 PM  
**To:** Ryan F; All Council  
**Subject:** RE: support for Homekey site at 1620 San Pablo Ave

Hi Ryan,

I'm responding on behalf of Councilmember Kesarwani. Thanks so much for your support email for the Golden Bear Motel conversion to permanent supportive housing. No doubt you already know that the Councilmember, too, is a strong supporter for this type of housing and this project being located within our district. We would love to see more of this housing throughout the city.

No doubt you also already know that the item passed unanimously on consent during the Tuesday meeting. You can read about it in [THIS](#) Berkeleyside article.

Thanks for taking the time to reach out to the entire council about this, and for including all of the links. I look forward to going through them over the next several weeks.

Have a nice holiday season!

Best,  
Beth

*Beth Gerstein*  
[bgerstein@cityofberkeley.info](mailto:bgerstein@cityofberkeley.info)  
Legislative Aide  
Office of Council Member Rashi Kesarwani  
District 1, City of Berkeley  
2180 Milvia St., Berkeley, CA 94704  
Office: (510) 981-7110  
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---

**From:** Ryan F <[ryanmfinnigan@gmail.com](mailto:ryanmfinnigan@gmail.com)>  
**Sent:** Tuesday, December 14, 2021 11:23 AM  
**To:** All Council <[council@cityofberkeley.info](mailto:council@cityofberkeley.info)>  
**Subject:** support for Homekey site at 1620 San Pablo Ave

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hello,

I'm writing to support the city's effort to convert the Golden Bear Inn at 1620 San Pablo into permanent supportive housing.

As you know, homelessness rates in the Bay Area are among the highest in the nation and have increased over time. I recently conducted studies in nearby Sacramento showing that hardships among people experiencing homelessness have increased during the pandemic (one from October 2020, one from October 2021). Our state desperately needs more housing of many kinds to address its homelessness crisis (Feb 2021 LAO analysis).

Permanent supportive housing is especially crucial for helping people stay housed when also dealing with physical or mental health challenges, disabilities, or struggles with substance abuse. Permanent supportive housing is especially effective when following a Housing First approach, as Homekey does (Urban Institute analyses a & b, Consensus Report by the National Academies of Sciences).

Motel acquisition and conversion projects have been one particularly quick way to expand permanent supportive housing, both in California and other parts of the country (Alameda County Project Roomkey evaluation, case studies by the National Alliance to End Homelessness, National Housing Conference webinar).

I hope the city council will support this important project. I'm eager to voice my support. People who would benefit from this project and others like it may not have the resources to voice their support too, which I hope the council considers in its deliberations.

Thank you,  
Ryan Finnigan



## Bunting, Sarah K.

---

**From:** Gerstein, Beth  
**Sent:** Thursday, December 16, 2021 1:41 PM  
**To:** Eric Johnson; All Council  
**Subject:** RE: Item #3 - Support Golden Bear conversion

Hi Eric,

I'm responding on behalf of Councilmember Kesarwani and I apologize for the delay in getting back to you.

I just wanted to send a quick note of thanks for your support email for the Golden Bear Inn conversion to permanent supportive housing. As you likely now know, the councilmember is a strong supporter of this project as well. I'm sure you've also heard by now that this item passed unanimously on consent on Tuesday. We are so pleased by that. Now the developer, Memar Properties, Inc. will be able to send in an application for state Homekey funds. We should find out by early spring whether or not this project will go through.

Let us know if our office can be of assistance in any way.

Have a good holiday season!

Best,  
Beth

*Beth Gerstein*

[bgerstein@cityofberkeley.info](mailto:bgerstein@cityofberkeley.info)

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---

**From:** Eric Johnson <johnsoew@gmail.com>  
**Sent:** Monday, December 13, 2021 10:48 AM  
**To:** All Council <council@cityofberkeley.info>  
**Subject:** Item #3 - Support Golden Bear conversion

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi, I am a North Berkeley resident. I urge you to support the proposed allocation of funds to convert the Golden Bear motel into supportive housing for formerly homeless individuals. This is exactly the kind of project Berkeley needs to help address our pervasive homelessness and support our most vulnerable neighbors.

Thank you,

Eric Johnson

## Bunting, Sarah K.

---

**From:** Gerstein, Beth  
**Sent:** Thursday, December 16, 2021 1:46 PM  
**To:** Lee Bishop; All Council  
**Subject:** RE: Please approve homes at Golden Bear

Hi Lee,

I'm responding on behalf of Rashi. I apologize for the delay in getting back to you.

Thanks so much for your support email for the Golden Bear conversion to permanent supportive housing. As you likely know, Rashi, too, is a strong supporter and we were so please when this item passed unanimously on consent this past Tuesday. I believe we should hear by early spring whether or not this project will get state funds.

What a nice teachable moment and great modeling for your kids...to witness encampments and then supportive housing.

Have a nice holiday season!

Best,  
Beth

*Beth Gerstein*

[bgerstein@cityofberkeley.info](mailto:bgerstein@cityofberkeley.info)

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---

**From:** Lee Bishop <bishoplm@gmail.com>  
**Sent:** Monday, December 13, 2021 10:52 AM  
**To:** All Council <council@cityofberkeley.info>  
**Subject:** Please approve homes at Golden Bear

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear council,

I love the idea of transforming the Golden Bear Motel into permanent housing for our unhoused population. I live at Northside Ave and Hopkins, and often visit the shops at San Pablo and Cedar with my family. When the tent camps were up at the University Ave onramp I would explain to my children that there weren't enough homes for these people

to live, so they had to camp. I would love to show my children now that this hotel was turned into homes for people to live in.

I often hear people at community meetings arguing for 100% affordable housing (at N Berkeley Bart in particular) without any acknowledgement that the money to do that has to come from somewhere. Well now we have it! From the state no less. I think given everything I have heard from speaking to neighbors that we should swiftly approve this plan and do everything we can to expedite it.

Thank you,  
Lee Bishop  
District 1

**Bunting, Sarah K.**

---

**From:** Lee Bishop <bishoplm@gmail.com>  
**Sent:** Thursday, December 16, 2021 2:11 PM  
**To:** Gerstein, Beth  
**Cc:** All Council  
**Subject:** Re: Please approve homes at Golden Bear

Thank you for your response Beth. I'm very glad to hear it passed! Fingers crossed for new neighbors soon.

On Thu, Dec 16, 2021 at 1:45 PM Gerstein, Beth <[BGerstein@cityofberkeley.info](mailto:BGerstein@cityofberkeley.info)> wrote:

Hi Lee,

I'm responding on behalf of Rashi. I apologize for the delay in getting back to you.

Thanks so much for your support email for the Golden Bear conversion to permanent supportive housing. As you likely know, Rashi, too, is a strong supporter and we were so please when this item passed unanimously on consent this past Tuesday. I believe we should hear by early spring whether or not this project will get state funds.

What a nice teachable moment and great modeling for your kids...to witness encampments and then supportive housing.

Have a nice holiday season!

Best,

Beth

*Beth Gerstein*

[bgerstein@cityofberkeley.info](mailto:bgerstein@cityofberkeley.info)

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---

**From:** Lee Bishop <[bishoplm@gmail.com](mailto:bishoplm@gmail.com)>

**Sent:** Monday, December 13, 2021 10:52 AM

**To:** All Council <[council@cityofberkeley.info](mailto:council@cityofberkeley.info)>

**Subject:** Please approve homes at Golden Bear

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear council,

I love the idea of transforming the Golden Bear Motel into permanent housing for our unhoused population. I live at Northside Ave and Hopkins, and often visit the shops at San Pablo and Cedar with my family. When the tent camps were up at the University Ave onramp I would explain to my children that there weren't enough homes for these people to live, so they had to camp. I would love to show my children now that this hotel was turned into homes for people to live in.

I often hear people at community meetings arguing for 100% affordable housing (at N Berkeley Bart in particular) without any acknowledgement that the money to do that has to come from somewhere. Well now we have it! From the state no less. I think given everything I have heard from speaking to neighbors that we should swiftly approve this plan and do everything we can to expedite it.

www.maryland.gov

Thank you,  
Lee Bishop  
District 1

**Bunting, Sarah K.**

---

**From:** Moni Law <monilaw7@gmail.com>  
**Sent:** Wednesday, December 15, 2021 11:10 AM  
**To:** All Council; Ayanna Davis  
**Cc:** City Clerk; Berkeley Mayor's Office; Buddenhagen, Paul  
**Subject:** Re: Gun Violence 'A Public Health Crisis,' American Medical Association Says : The Two-Way : NPR

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

*Apologies for two corrections to sponsoring organizations titles in the last paragraph. Please replace the letter below as my letter, and delete the initial letter sent at 9:06 a.m. Thank you!*

*The changes are important to these organizations and their important work, and my apologies to any errors made.*

*As we say, charge it to my head and not to my heart.*

Happy Holidays,

Moni T. Law, J.D.  
 Chair, Berkeley Community Safety Coalition

On Wed, Dec 15, 2021 at 9:06 AM Moni Law <[monilaw7@gmail.com](mailto:monilaw7@gmail.com)> wrote:  
 Gun Violence 'A Public Health Crisis,' American Medical Association Says : The Two-Way : NPR

<https://www.npr.org/sections/thetwo-way/2016/06/14/482041613/gun-violence-a-public-health-crisis-says-ama>

Dear Council: (FINAL CORRECTED LETTER BELOW, discovered a couple of errors- Please delete earlier copy)

Thank you for your discussion and listening (in part) to the pleas for urgent action now to resolve the crisis of gun violence. Our very own Public Health director Dr. Lisa Hernandez summed it up earlier this year: 'A safe community is a healthy community.' True public safety is obtained when we have safe and affordable homes, safe schools and safe streets. A paradigm shift is required in our thinking - and experts have confirmed what the BCSC, LiveFree, the AMA and others argue: If we want to stop the gun shots and street violence in West Berkeley or any other place in America- invest in prevention, healing, families, jobs, therapy, conflict resolution, restorative justice, etc.

We claim to seek policies and programs supported by data and studies. Yet, Pastor Michael McBride and others presented data supported strategies to reduce violence and guns for almost ten years in Berkeley. He worked with other cities and on President Obama's task force to develop effective gun violence reduction around the country.

I joined in the call for CeaseFire programs in many emails and conversations with two former police chiefs. BPD was resistant- and here we are years later, finally receiving an item from Councilmembers Taplin and Bartlett to fund a Ceasefire program - for \$200,000 (how much toward direct services versus consultants being paid?). Will the consultants be all white? (See recent study) I'm thankful that Former Councilmember Cheryl Davila sponsored legislation to secure \$50,000 for 'Voices Against Violence' that Mayor Arreguin supported in his budget the last round. She also attempted to secure a grant for a 'Buy Back Guns' program (San Francisco just removed over 300 guns including assault rifles last weekend with such a program).

In the same stroke of the legislative pen to support CeaseFire strategies - council voted last night to invest \$1.3 million on cameras in 3 highly impacted areas of the city. Cameras may help to catch some shooters after the fact (although



data, evidence and studies are lacking to prove their efficacy in reducing gun violence)- what are the causes of this public health crisis? Gun violence is the number one cause of death for young people in America. Guns used in street violence, mass school shootings, domestic violence and suicide kill Americans every day. More love and care is needed to keep us safe, and less violence and guns.

If we are going to treat the problem effectively, what diagnosis have we performed? My youngest sister is a pediatrician. Before she treats her patients, she has to diagnose the source of their problems. What are the causes of the violence in Berkeley? Who is shooting up our neighborhoods and why? What are we doing to address the violent fights erupting regularly at Berkeley High - including threats of using guns? Middle school to high school students to UC Berkeley students are experiencing unprecedented levels of anxiety, depression, anger, hunger exacerbated by Covid related losses (people dying, sick or lost jobs).

How much are we investing in reaching the small number of people who are proven to be the source of most of the gun violence? What intervention tools are we deploying to reduce the presence of meth and fentanyl on Berkeley streets - to interrupt the drug dealers supply chain by drug treatment programs? What funds have we invested in grief therapy to help mothers like Kameka Goodwin and others whose children were killed by drive by shooters in Berkeley? 'None' you say five years later? How many anger management, conflict resolution, domestic violence advocates, youth mentoring, trained in street violence interrupters are we funding in Berkeley?

A million dollars could do a lot of good in making our Berkeley streets, schools and homes safer. Multiple studies confirm that a public health model is more effective in reducing gun violence than increased policing. Police can use their tools and detective skills to arrest shooters and make them accountable for harming and killing our children. An expensive surveillance tool was approved with at least an amendment to create a use policy prior to their installation. But again I ask: Will the police using the \$1.3 million cameras prevent a mom from crying every night when her child is killed, or resolve trauma and anger in surviving siblings? Will the cameras deter the rise in regional violence? Will cameras and police prevent and reduce the violence, or primarily pick up the bullets and the bodies after the fact?

Councilmember Taplin made a good point that multiple approaches must be used to stop the daily fear that he, his elderly mother, and his West Berkeley neighbors experience from guns. We do not claim to be experts, and negative references to dedicated citizens of Berkeley are not constructive. Public comment was shared by retirees, veterans, parents, teachers, pastors and others urging adequate violence prevention funding- and they were not remarks of wild eyed radicals or 'Utopian idealists,' but realists rooted in experience, observation and studies.

These programs have immediate results and should not be seen as 'long term' versus expensive cameras as short term. As the hour long conversation last night trying to find \$200,000 for Councilmember Harrison's item for climate protection and equity revealed: what we spend in a million dollar cameras - leaves less for community investment for urgently needed healing and violence prevention.

I also urge you to watch the 'Call to Peace: Community Summit to End Gun Violence in Berkeley' held last Saturday on Zoom. You were all invited, but if you did not make it, the recording and articles and resources attached for attendees will be sent to you.

It was sponsored by Berkeley NAACP, Berkeley Community Safety Coalition, Healthy Black Families, 1000 Mothers to Prevent Violence, African American/Black Professionals and Community Network, Black Repertory Group, and Latinos Unidos de Berkeley.

Sincerely,

Moni T. Law, J.D.  
Chair, Berkeley Community Safety Coalition

**Bunting, Sarah K.**

---

**From:** Marjorie Tichenor <marjorie.tichenor@gmail.com>  
**Sent:** Tuesday, December 14, 2021 4:35 PM  
**To:** All Council  
**Subject:** In Support of Habitot Children's Museum

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Please note: Habitot Children's Museum needs support. I support Habitot!

Thanks!  
Marjorie Tichenor

**Benado, Tony**

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**From:** Omowale Fowles <cac4gente@yahoo.com>  
**Sent:** Monday, December 13, 2021 9:51 AM  
**To:** Berkeley Mayor's Office; Arreguin, Jesse L.  
**Cc:** Carson Keith Supv BOS Dist 5; Ishii Emma BOS Dist5; Joycelyn Golden; Williams-Ridley, Dee; All Council; Hernandez, Lisa  
**Subject:** Re: Who in Berkeley Determines ... HMIS Case Manager Assignments for Housing

13 December 2021

Good Day, Mayor Arreguin,

My original question from 24th November 2021, Mr. Mayor, remains yet unanswered: Who in Berkeley Determines ... HMIS Case Manager Assignments for Alameda County AND Berkeley Housing for the Homeless?

No one from **Director Lisa Warhuus' HHCS office** has responded to that e-mail, nor to my multiple phone calls and messages (from 2nd December 2021 forward, et.al.) to HHCS at the number listed on the Berkeley website: **510.981.5400**.

My client's health and well-being have deteriorated significantly in that two- to three-week period such that he has lost a good deal of his ambulatory capabilities, a situation that has been exacerbated and made even more egregious by the fact that someone stole his wheelchair.

Would you please engage someone to be his Case Manager so that he can be housed and continue to live a dignified, safe, and reasonably healthy life?

Please contact me directly via this email and/or by phone: 510.725.9749.

Thank you very much.

Peace and Health,

Ms. S. Omowale Fowles, Director of Housing & Advocacy  
 "A Roof Over Their Heads" Emergency-to-Permanent Housing  
 with Manna From Heaven Breakfast Programs  
 BERKELEY-OAKLAND-EMERYVILLE, ALAMEDA COUNTY

On Thursday, November 25, 2021, 06:54:17 PM PST, Omowale Fowles <cac4gente@yahoo.com> wrote:

Thank you for your help.

In Prayer and Compassion,  
 Ms. Fowles

On Wednesday, November 24, 2021, 10:54:17 AM PST, Berkeley Mayor's Office <mayor@cityofberkeley.info> wrote:

Hi, I will refer to our HHCS staff to connect with you about this.

**From:** Omowale Fowles <cac4gente@yahoo.com>

**Sent:** Wednesday, November 24, 2021 10:47 AM

**To:** Carson Keith Supv BOS Dist 5 <kcarson@acgov.org>

**Cc:** Ishii Emma BOS Dist5 <emma.ishii@acgov.org>; Berkeley Mayor's Office <mayor@cityofberkeley.info>; Williams-Ridley, Dee <DWilliams-Ridley@cityofberkeley.info>; Berkeley Community Safety Coalition <berkeley-community-safety-coalition@googlegroups.com>; Benjamin Blake <bblake@bayareacs.org>; Droste, Lori <ldroste@cityofberkeley.info>; Hahn, Sophie <SHahn@cityofberkeley.info>; Harrison, Kate <KHarrison@cityofberkeley.info>; Robinson, Rigel <RRobinson@cityofberkeley.info>; Kesarwani, Rashi <RKesarwani@cityofberkeley.info>; Wengraf, Susan <SWengraf@cityofberkeley.info>; Moni Law <monilaw7@gmail.com>; Hernandez, Lisa <LiHernandez@cityofberkeley.info>

**Subject:** Who in Berkeley Determines ... HMIS Case Manager Assignments for Housing

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Please, may I have the name, telephone number and e-mail of the person/persons

responsible for making these decisions?

Two of my Berkeley clients have been pushed out of the Coordinated Entry System for housing, both of whom were asthmatics with medical verifications, and my third Berkeley client has been ignored, by-passed for housing even though he, too, has been/was and still is, eligible for some kind of City/County subsidized housing, and he has not ever, in the past two years, been called nor contacted by a CASE MANAGER through the BACS system in that time. He remains absolutely and abjectly Homeless and Helpless in the hands

of this system and its internal rigidities and constraints on clients who need to be contacted either in person, on-site or else on the street.

These inhumane travesties of bureaucratic dysfunction and misplaced spending priorities have worsened an already out-of-control pandemic of infectious disease and mental health crises.

Please, it cannot possibly be that difficult to find ONE case manager in Berkeley who can work with my client, Mr. Michael White, to find him the appropriate, single-occupant residence and support services for his specific and unique needs! He had already been placed on the Permanent Housing List as a candidate for Alameda County Housing programs, funding for which the City of Berkeley had long ago applied, had been granted and posted to its general fund account. Yet, as of yesterday, 23rd November 2021, he is still living and moving, barely, from bus bench to bus bench, mask on, throughout the City of Berkeley and surrounding county areas.

This is institutional torture at its most brutal level. Please, help us fix this immediately. Together, we can make it work.

Thank you.

Ms. S. Omowale Fowles, Director of Housing & Advocacy

"A Roof Over Their Heads" Emergency-

to-Permanent Housing with Manna From Heaven Breakfast Programs

BERKELEY, OAKLAND, EMERYVILLE,

ALAMEDA COUNTY

## Benado, Tony

---

**From:** Omowale Fowles <cac4gente@yahoo.com>  
**Sent:** Monday, December 13, 2021 6:13 PM  
**To:** Ishii, Emma, BOS Dist5  
**Cc:** Joycelyn Golden; Williams-Ridley, Dee; All Council; Hernandez, Lisa; Berkeley Mayor's Office; Arreguin, Jesse L.  
**Subject:** Re: Who in Berkeley Determines ... HMIS Case Manager Assignments for Housing

13 December 2021

Ms. Emma Ishii,  
Wonderful. Thank you so much for your help!

P.S. Please note correction on DOB, in ~~green~~ below. Thanks!

Peace and Health,  
Ms. Omowale Fowles

On Monday, December 13, 2021, 04:15:24 PM PST, Ishii, Emma, BOS Dist5 <emma.ishii@acgov.org> wrote:

Hi Omowale,

Glad we could connect today. I am forwarding to our partners as an FYI so they know I have addressed your questions:

Correction: 04/25/1962

As we discussed on the phone, our Berkeley constituent **Michael Antonio White (DOB 04/25/1964)** heard from a worker at Berkeley Mental Health that he is eligible for a housing voucher through HACA Housing Authority of Alameda County and is interested in PSH housing supports.

I will be following up with you separately to connect you to HACA and will make sure to include our partners at BMH since they have been previously working with you and Michael.

Thank you,

Emma

**From:** Omowale Fowles <cac4gente@yahoo.com>  
**Sent:** Monday, December 13, 2021 9:51 AM  
**To:** Berkeley Mayor's Office <mayor@cityofberkeley.info>; jarreguin@cityofberkeley.info

**Cc:** Carson, Keith, Supv BOS Dist 5 <kcarson@acgov.org>; Ishii, Emma, BOS Dist5 <Emma.Ishii@acgov.org>; Joycelyn Golden <goldenjoycelyn@gmail.com>; Dee Williams-Ridley <dwilliams-ridley@cityofberkeley.info>; Berkeley City Council <council@cityofberkeley.info>; Lisa Hernandez <lihernandez@cityofberkeley.info>

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Thank you very much.

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Ms. Fowles

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**Sent:** Wednesday, November 24, 2021 10:47 AM

**To:** Carson Keith Supv BOS Dist 5 <[kcarson@acgov.org](mailto:kcarson@acgov.org)>

**Cc:** Ishii Emma BOS Dist5 <[emma.ishii@acgov.org](mailto:emma.ishii@acgov.org)>; Berkeley Mayor's Office <[mayor@cityofberkeley.info](mailto:mayor@cityofberkeley.info)>; Williams-Ridley, Dee <[DWilliams-Ridley@cityofberkeley.info](mailto:DWilliams-Ridley@cityofberkeley.info)>; Berkeley Community Safety Coalition <[berkeley-community-safety-coalition@googlegroups.com](mailto:berkeley-community-safety-coalition@googlegroups.com)>; Benjamin Blake <[bblake@bayareacs.org](mailto:bblake@bayareacs.org)>; Droste, Lori <[ldroste@cityofberkeley.info](mailto:ldroste@cityofberkeley.info)>; Hahn, Sophie <[SHahn@cityofberkeley.info](mailto:SHahn@cityofberkeley.info)>; Harrison, Kate <[KHarrison@cityofberkeley.info](mailto:KHarrison@cityofberkeley.info)>; Robinson, Rigel <[RRobinson@cityofberkeley.info](mailto:RRobinson@cityofberkeley.info)>; Kesarwani, Rashi <[RKesarwani@cityofberkeley.info](mailto:RKesarwani@cityofberkeley.info)>; Wengraf, Susan <[SWengraf@cityofberkeley.info](mailto:SWengraf@cityofberkeley.info)>; Moni Law <[monilaw7@gmail.com](mailto:monilaw7@gmail.com)>; Hernandez, Lisa <[LiHernandez@cityofberkeley.info](mailto:LiHernandez@cityofberkeley.info)>

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Thank you.

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"A Roof Over Their Heads" Emergency-

to-Permanent Housing with Manna From Heaven Breakfast Programs

BERKELEY, OAKLAND, EMERYVILLE,

ALAMEDA COUNTY

**Richardson, April**

---

**From:** quBit.ch <quBit.ch@protonmail.com>  
**Sent:** Friday, December 3, 2021 2:34 PM  
**To:** Berkeley Mayor's Office  
**Cc:** All Council  
**Subject:** A homeless resident is reporting reproductive discrimination toward single homeless women in Berkeley

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

To the Mayor of Berkeley:

We have concerns over rape taking place at the homeless shelters here in Berkeley, with the veterans, soldiers, and male indigents using advanced wireless technologies, thought to be distributed and installed by the government but unconfirmed as such, to cause women an accelerated, nonconsensual labor that is invisible except to the woman feeling the activity in her reproductive organs (womb). Today, 12/3/21, there was a white male who frequents the homeless shelter at 1931 Center Street, who was wearing a salmon colored headdress and who followed me into the library on Kitteridge after commencing what looked like an ejaculatory motion while lying on the library's front steps, while I, a white homeless female and former resident of 7 years of a rent-controlled master apartment on Arch Street, was feeling contact with my womb area, as though I was going through an accelerated pregnancy before it felt like my womb-contents were transferred out to lamnotsurewhere. In the afternoon after lunch at the homeless center, I returned to the library and sat on the second floor with a laptop. The voice of the man who had been observed in ejaculatory motions around 9:30 am said my name and then said I would have to give up my child. (I have a beta two-way radio transmitter I was tagged with during my relationship with an Emeryville gamer who was a professional beta-tester of console games for the government. It was he who had purchased me my first game console, a PlayStation4. My stalker somehow was using this two-way radio to communicate, having accessed its private area network through optical sensor technology and traditional RFID.) I don't have any children as of 2021, despite having been proposed to a few times by gentlemen of significant worth. I had a protective order against another gamer issued in 2019 because of threats of, among other things, forced labor and estate fraud targeting intellectual property rights and real property (land) rights, both here in the United States and abroad. I think I speak for all women when I say that we don't want to be subjected to outdated sexist and discriminatory behaviors by the military servicemen or forced to produce issue for the military, whether or not it is in possible furtherance of estate fraud and an abrogation of inheritance rights. I and the women of Berkeley expect to safely benefit from the notforprofit services offered by the city. Having attempted to use the police on various occasions for wireless contacts of an unwelcome nature perpetrated since 2018, I haven't yet lost faith in their interest or ability to protect the homeless, indigent, and vulnerable within our city.

I would be grateful for your pursuit of this matter at the highest levels of your office, including with the head of the Veterans services provided within the limits of our city.

A concerned resident of Berkeley

Sent with [ProtonMail](#) Secure Email.

## Richardson, April

---

**From:** quBit.ch <quBit.ch@protonmail.com>  
**Sent:** Saturday, December 4, 2021 11:24 AM  
**To:** Berkeley Mayor's Office  
**Subject:** Fw: A homeless resident is reporting reproductive discrimination toward single homeless women in Berkeley

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

To the Mayor of Berkeley:

An update to the events of yesterday. Today, Saturday 12/4/2021, while outside the library 30 minutes and just prior to its 10 am open, the gentleman with the salmon headdress from yesterday returned to the library, this time wearing a red scarf draped around his head, as though to continue what he began yesterday. Just before he arrived, I was feeling what felt like a tapping of my neck on the lefthandside, as though blood was being drawn. I had previously received an official letter from Pfizer, my former employer, that I could never donate blood in the United States of America because of where I had lived in Kent while I was working for them back in the late 90s. There had been global reports of an outbreak there.

The now-red-scarved gentleman's facial structure has slightly changed since yesterday, but he still looks like himself. He was wearing the same clothes (hippy, layered, long, flowing, grayish) on his tall frame except for the color of the head covering, as though to suggest he had a different mission today. He showed up 30 minutes before opening, and I asked him not to be around me in a tone professional and calm. He began cursing at me, saying extreme things, calling me a prostitute and then a cunt. A tall Indian gentleman in his 30s, who said his first name was E (like the letter) and his last name was B, was a witness of the other man's defamatory language. The man bothering me went away and then returned just prior to library opening and again used extreme language hateful toward women (cunt) that suggested he thought I was a prostitute. (I am just the opposite of a prostitute, with a favoring of long-term relationships and with a family history of conservative Church-affiliated Italians, but I may be streaming virtual data that inaccurately suggests I am a gamer and I had previously gotten involved with a libertine military man from Emeryville who may have been trying to expose me to activities requiring a certain level of training that, to be truthful, I don't yet have.) The gentleman from yesterday with the now-red headdress followed me to the second floor, and stationed himself at a library computer monitor placing an exposed blue plastic BIC razor on the table accessible to his left hand. I politely asked him for his name. He stayed silent. He was wearing a black and white checked mask, as though to evoke a chessboard play. His red headdress was still on as he continued to stare at the computer monitor without reply. I thought to myself briefly that his costume might have been intended to refer to the acoustic version of the Grace Slick song "White Rabbit," which I had recently viewed on YouTube. I went to a different room to work, which is from where I am writing you now.

Anonymously, a homeless resident of Berkeley.

Sent with [ProtonMail](#) Secure Email.

----- Original Message -----

On Friday, December 3rd, 2021 at 2:34 PM, quBit.ch <quBit.ch@protonmail.com> wrote:

To the Mayor of Berkeley:

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I would be grateful for your pursuit of this matter at the highest levels of your office, including with the head of the Veterans services provided within the limits of our city.

A concerned resident of Berkeley

Sent with [ProtonMail](#) Secure Email.

## **Bunting, Sarah K.**

---

**From:** quBit.ch <quBit.ch@protonmail.com>  
**Sent:** Tuesday, December 28, 2021 4:57 PM  
**To:** Berkeley Mayor's Office; All Council  
**Subject:** An indigent female Berkeley resident is being denied use of the laundry and shower services at 1931 Center Street

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

To the Mayor of Berkeley and the gentlefolk of the Council:

I am a single female Berkeley resident who is indigent and homeless, whose recent economic circumstances are attributable to extended harassment due to a socially engineered role playing game commenced around 2016 - 2017, around the time I was dating a government man who was beta testing video games and who purchased me my very own PlayStation gaming console and the game Watch Dogs 2, a computer hackers' game set in the San Francisco Bay Area. This harassment has extended to my experience at the homeless center at 1931 Center Street, where I use laundry and shower services. I have been continuously requesting use of these services at the 1931 Center Street location since Christmas Eve, and they have been denied to me because of some fabricated and baseless accusations by a worker there, whose name is Leonard. As a consequence, I have had to suffer the indignity of going through the holiday smelling unwashed, exposing me to ridicule and shame in a community where I have had the privilege of living in a rent-controlled apartment from 2012 - 2018. The inclement weather and concerns over sanitary conditions made my requests commensurate with the federal level Public Health Emergency that was renewed in October. Leonard, the person who has been holding himself out as the homeless center's manager during the holiday, has been the cause of my situation. Leonard ignored my sign up (a verbal request made to him the day before) and forced me to exit the shelter after I had already been checked in with my temperature taken and let in to use the laundry. It was then communicated that I had been banned from using the facilities for two weeks. I am a former lawyer with international experience (although not a litigator and not practicing since 2009) and a professionally trained chef (graduate of The French Culinary Institute in New York City, a 9 month curriculum purchased directly from the French government, founded by Dorothy Hamilton in 1984, attended by Bobby Flay, David Chang, and Daniel Barber) who had previously volunteered my services to this homeless center. The homeless center wasn't interested in my involvement with their kitchen, without explanation, which is completely fine. I was a private chef for a mansion in Silicon Valley, where I had occasion to cook for restauranteurs, CEOs, VCs, and sports professionals, and I had an online blog before it disappeared from my view in 2018, Arch Street Kitchen. I believe the treatment may have something to do with my previous professional experience, and an socially engineered discrimination by some former friends who have revealed themselves to be gamers playing a long game for things like wine futures, IP royalties, and the like. I would like to see them stopped, investigated, and prosecuted, and I would like to see the homeless center free of interference by these people, who live elsewhere in the Bay Area, but not in Berkeley. In the meantime, please send someone to the homeless center across from your offices to ask if they would please allow my use of their laundry and showers so I may welcome the new year without offense to the sensibilities of the town.

Cheers (here's hoping),  
Stephanie

Sent with [ProtonMail](#) Secure Email.

**Richardson, April**

---

**From:** DONNA DEDIEMAR <dediemar@sbcglobal.net>  
**Sent:** Tuesday, November 30, 2021 5:03 PM  
**To:** All Council  
**Cc:** Murray, Ryan P; Thomas, Beth A.  
**Subject:** Hopkins Corridor Project

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Council Members and Staff,

I am not a fan of the process the city is using to try to sell its vision of the Hopkins Corridor. The Complete Streets bike plan is an aspirational goal rooted in the concept of making the city safely walkable, bikeable, and emissions free. It is a laudable endeavor that is totally lacking in the specifics of how to make it actually work for all its residents, not just those who walk and bike.

Option 1 presented for the Hopkins Corridor contains absolutely nothing to help the locals cope with the massive change that will befall them. It removes parking from people who have no other place to park; it removes it from the area fronting the commercial district; it removes it from the north side of the street across from the recreational area. It relies upon a few added parking spaces near the commercial district to partially make up for the more numerous lost ones, but provides nothing for residents in the many apartment buildings that do not provide adequate parking for tenants, or the out-of-area visitors who come to enjoy the tennis courts, the soccer fields, the pool, or the track – amenities that do not exist in their neighborhoods.

This is hardly what could be called a comprehensive process. It never even acknowledges the difficulties it will be imposing. It approaches Complete Streets in a piecemeal fashion, as if the problems facing residents in one area of the city are wholly different from those that will be faced by residents of other areas. As such, it does not consider any possible mitigation measures that could ease the way to the commendable goal of less congested, safer streets.

It does nothing to address the root of the problem, which is too much traffic. There is no suggestion for how to get people out of their cars; there's just the likelihood that chaos will ensue once a plan is put in place, and the vague hope that that chaos itself will be the ultimate factor that will reduce the traffic. It is foolhardy and malicious, pitting resident against resident and creating the sense that you'll either be a winner or a loser, but nothing in between. It offers no sense of possible compromise, no reason to feel that if we all fight for a just outcome, we will be able to achieve a better Berkeley.

Who are these planners, and how is it that they are so lacking in vision? How is it that we have placed so much trust in the people who brought us the disastrous intersection at The

Alameda and Hopkins, or at the ill-conceived reworking of the bike lanes on Monterey? Do they think we are so lame that we can't understand that asking us to decide upon the color of new pavement or the design of new benches is simply a diversion from considering the substantive change that they are proposing? It's as if they are asking us to decide on what color flowers to plant in front of our new house, without giving us time to consider the design of the house first. It's absurd and insulting.

I have spent a lot of time in the last month listening to the thoughts of friends, neighbors, and total strangers concerning the plans for the Hopkins Corridor. I have noted only two things that everyone agrees upon: there are simply too many cars in the area and, as a result, the area feels unsafe for everyone. There is no agreement, however, on what to do about it. The city apparently thinks it is providing guidance through the plans drawn up by its consultants, but it is doing no such thing. Rather, it is pitting old against young, car-centric people against recreational bikers, shoppers against through-bikers, and proposing winner-take-all solutions. The only way a plan will ever achieve a significant amount of community buy-in is through trade-offs of equal value. Give up your parking and we'll give you a piece of community art will not do it. But here are some ideas that the city might consider:

1. The question of why the full length of Hopkins was chosen as a major bike thoroughfare has never been adequately addressed. While the top of Hopkins above The Alameda is wider and generally fit for bicycles, with or without dedicated bike lanes, the bottom is another story. By the time it reaches the commercial section at McGee, it is narrow, crowded, busy, and wholly unsuited to any kind of bike lanes. Discussions with representatives of the Walk Bike Berkeley Coalition revealed that Hopkins is their preference because it is not as steep as other less trafficked nearby alternatives. It is also the most direct route to the Ohlone Greenway.

Mitigation – Establish a fund to provide low or no cost loans to bikers to upgrade to electric bikes. They could pedal as usual in less challenging conditions, then switch to electric assistance if needed for steeper climbs. The city could establish a buying club or negotiate with a local company for a price discount for residents on bike purchases.

This would remove the barrier to finding an alternative to Hopkins as a main bicycle thoroughfare. Electric mode would resolve the steepness issue as well as provide a bit more speed if the alternate route would take longer to traverse. It also resolves the issue of needing to remove parking on Hopkins to accommodate bike lanes.

2. It is possible that Hopkins would be safer in general if it weren't as crowded with parked cars. Visibility would be better, and those bikers for whom the commercial district is the destination still need a level of protection. Currently there are apartment buildings in and around the commercial district which have available parking but charge tenants extra for it. As a result, many tenants park on the street instead.

Mitigation – The city should require that all apartment buildings with parking spaces provide them free of charge to the tenants. None should be allowed to be converted to storage. Tenants with parking spots should be required to use them; if they don't, their spots should be ceded to other tenants. In addition, the city should discontinue allowing garage conversions in single family homes in the area unless the homeowner can show that there is already sufficient off-street parking for the home. ADUs should also require the

provision of off-street parking. It is ridiculous to think that not providing off-street parking will cause people to give up their cars.

3. The traffic on Hopkins is too heavy. There has been a proliferation of delivery vehicles in the area as people turn more and more to ordering goods online, often times with the same companies delivering on the same street three and four times/day. This obviously adds to the traffic load in the area.

Mitigation – the city should begin a campaign of awareness to try to retrain people to consider that when they can't buy locally, they should at least make their online purchases (particularly those from Amazon) all at one time so that deliveries can be consolidated. Similarly, the awareness campaign should extol the virtue of consolidating shopping trips that require using a car. If area residents were reminded that they are actually contributing to the traffic problem by making multiple purchases to be delivered at different times or making multiple trips during the week to do outside shopping, it would be possible to make inroads on changing these habits.

Mitigation - Adequate public transportation is another solution to getting cars off our local roads. Berkeley simply doesn't have it, and it is problematic all over the city. Providing a shuttle service that continually loops from the top of Hopkins down through the commercial corridors of lower Hopkins and Gilman, perhaps even to Fourth St., would make it possible for people to shop locally without having to own or use a car.

These are a few simple ideas that could be tried. If they seem to be pie-in-the-sky, you now know what many Hopkins Corridor residents think about the city's contention that if traffic/parking on Hopkins is made untenable, people will give up their cars, but will still be happy to come shop in our commercial district and to come enjoy the benefits of the proposed place-making.

I have no doubt that the proposed dedicated bike lanes would, at a minimum, encourage more people to try using the Hopkins Corridor for their through-biking. I do, however, have doubt that, without a concerted effort to actually get cars off the road, they would be completely happy with the results. The plan that many feel the city has already decided to back (option 1) spends a lot of money to provide a better biking experience for an unknown number of people at a terrible quality of life expense to the neighborhood and potential loss of business to the commercial district. And the city is offering nothing in the way of mitigation to assuage anyone's concerns. It's time to dump this process and get back to the drawing board in order to provide a thorough plan with mitigations that we can all get behind.

Sincerely,  
Donna DeDiemar  
1316 Albina Ave.



Date: November 29, 2021

To: City of Berkeley Public Works – Transportation Division, c/o Beth Thomas

From: Garry Parrish

Subject: Hopkins St. Placemaking Project

cc: City Council

number of pages: 2

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Overall, the City of Berkeley's Hopkins Street project is harmful. The proposals pushed by the consultants & staff will do the opposite of the project's goals. The proposals will increase fossil fuel consumption and decrease public safety.

This project is draining money that could be spent more wisely. It needs to be simplified. Any further work on "placemaking element development" and a "long-term option" should be dropped from the consultants' contract. Any "near-term corridor design" should use Alex Jermyn's "Option 3" as a starting point.

I am submitting the comments below via hard copy and not using "Social Pinpoint" because I want to make sure my comments don't disappear into cyberspace.

Sutter St. to The Alameda: I support the redesign developed by Alex Jermyn: "Buffered bike lanes" in this neighborhood where both young children and the elderly may be getting into and out of cars. The consultant/staff proposal for "parking protected bike lanes" is a bad idea here.

Remove the Sutter St. park design concepts from the project, because changes to this park should be considered under the City's park system planning

Remove the concrete islands installed recently at Hopkins and The Alameda.

The Alameda to McGee St.: Buffered bike lanes east of The Alameda should flow smoothly into conventional bike lanes (with parking along the curb) west of The Alameda.

All along Hopkins Street, every intersection should have marked crosswalks extending from each corner (three crosswalks at a "T" intersection, four crosswalks at intersections with four corners). Raised crosswalks, stop signs, and law enforcement could help slow traffic. Consider a speed limit of 20 MPH. There should not be bulb-outs.

The consultant/staff long-term proposal for a combined bike/pedestrian path (like "Ohlone Greenway") is a really bad idea. There are many very young children on the sidewalk in this stretch of Hopkins St. On the Ohlone Greenway, pedestrians have to constantly watch out for fast-moving bicyclists.

McGee St. to Sacramento St.: Businesses here already lack adequate parking. Customers often park on McGee or east of McGee or west of Sacramento St. and then walk back to California/Monterey. The City's approach is endangering high quality food stores on Hopkins Street and will endanger Berkeley Natural Grocery on Gilman Street when the City tries to implement the bike plan there. The consultants/city proposed wiping out, in the near-term, the Hopkins Street parking needed by grocery stores, then the consultants/city proposed putting back, in the long-term, a token number of parking spaces as a political gesture. Businesses survive based on customers, not political gestures. I am sure that the businesses will try to adapt. They will lose customers who will drive to more distant stores with parking lots.

The consultants/city proposed a redesign of the Monterey/California/Hopkins intersection that will increase hazards for all users. Drivers would be backing out of diagonal parking spaces into narrow traffic lanes.

Cafe Roma has plenty of seating. Do not create a City-maintained "gathering place" at California St. It would create more distractions for drivers and also disrupt the quieter businesses on California.

The consultants/staff proposal lists a "speed table" across Monterey. Is that mislabeled? Did the consultants/staff intend to say "raised crosswalk?" The vehicles at a stop sign are stopped; they are not speeding.

Sacramento St. to Gilman St: Re-pave this area without cycle tracks and without pedestrian/transit bulb-outs. Rather than installing cycle tracks on Gilman & Hopkins, the City should have signage directing bicyclists from the Ohlone Greenway to the Rose Street bicycle boulevard. Improvements are needed at both Sacramento/Ada and Sacramento/Rose to protect bicyclists crossing at these intersections. With these improvements and with Rose Street repaving, bicyclists should be encouraged to follow the Ohlone Greenway to Rose St. The Hopkins Street commercial district is easily accessible by bicycle from Rose & California.

Paint three crosswalks at the Hopkins/Gilman intersection and three crosswalks at the Hopkins/Albina intersection.

The best crosswalk paint scheme is like a ladder: with two long white bands on the sides and wide white "cross-bars." That type of crosswalk clearly defines the pedestrian zone and is more visible than the two lines of widely spaced "floating rectangles" that the City is now using. Is the City trying to save money by using less paint?

Delivered to:

Public Works – Transportation Division, 1947 Center St, Berkeley, CA, 94704  
City Clerk, 2180 Milvia St., Berkeley, CA 94704

**Richardson, April**

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**From:** Jeffrey Kaplan <jeffkaplan@att.net>  
**Sent:** Wednesday, December 1, 2021 2:15 PM  
**To:** Thomas, Beth A.; Murray, Ryan P; All Council; Hahn, Sophie; Berkeley Mayor's Office; Arreguin, Jesse L.; Javandel, Farid; Williams-Ridley, Dee  
**Subject:** Hopkins Corridor Project Comments

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## Comments Regarding the Hopkins Corridor Project

Jeffrey Kaplan

As someone who lives just a few doors away from Hopkins Street, I have become increasingly alarmed by the plans presented for the Hopkins Corridor Project that would eliminate most of the parking along Hopkins Street to make way for dedicated bicycle lanes. Eliminating parking would result in increased emission of greenhouse gases as cars circle the neighborhood looking for places to park. It would also limit access to the businesses along the street, the churches, the preschools and the city's own facilities: the library, the children's playground, the pool, and the playing field which is used for soccer and other organized sports.

The lack of parking would also threaten the continued existence of most of the businesses along Hopkins Street. These businesses are primarily food businesses. Most people who shop for food, especially working parents, buy food sufficient for several days at a time. For most of them, transporting the food purchases on a bicycle is simply not practical.

This point about food purchases is supported by the very same research paper the Hopkins Corridor project members cited in the presentation for Session #3 when they claimed that "Customers who arrive by bike spend the same amount as drivers: they make smaller purchases but return more often (Clifton n et al, Portland State University, 2012)" (The study can be found here <https://nitc.trec.pdx.edu/research/project/411>)

However, that study makes precisely the opposite point regarding grocery shoppers; "Patrons are largely arriving by private vehicle to most of the destinations in this study, particularly to grocery stores where larger quantities of goods tend to be purchased." The research paper also notes that the kinds of businesses that are not adversely affected by policies that emphasize bicycle transportation over cars tend to be "convenience stores, drinking establishments and restaurants."

The consultants in charge of the public meetings concerning the Hopkins Corridor Project appeared to ignore these concerns. Instead they cited their survey showing that 90% of the people in Berkeley who do not ride bikes would do so if bicycle riding was safer. What they did not address is how many of those people would ride a bicycle to transport their groceries. Moreover, the consultants gave no indication that they had done a study of the bicycle traffic along Hopkins Street. So some of us who live in the neighborhood did one. What we found undermines claims that eliminating parking along Hopkins would benefit rather than harm the businesses there.

We observed the bicycle traffic at the intersection of Monterey and Hopkins streets during three one hour time periods: on Tuesday, November 16 from 11:40 AM to 12:40 PM; on Thursday November, 16 from to 5 PM - 6 PM; and on Saturday November 20, from 2:40 PM to 3:40 PM. Here are our findings:

A total of 111 bicyclists arrived at or near the intersection. Of those bicyclists:

- 24 crossed the intersection along the north/south axis via Monterey and California streets without stopping.
- 70 bicyclists traveled on Hopkins Street without stopping
- A total of 17 bicyclists stopped and got off their bicycles. Of those bicyclists
  - 9 Arrived via Monterey or California arrived and departed via those same streets without ever traveling on Hopkins Street.
  - 8 Arrived and/or departed via Hopkins Street.

We also observed that all of the bicyclists who shopped at the stores left with just one or two small bags of goods. This indicates that none of them were using a bicycle as a means of transporting several days worth of groceries.

It is also important to note that almost 70% of the bicyclists who traveled on Hopkins Street did not stop at all. This is consistent with the study the consultants incorrectly cited as supporting their claim that restricting car access to Hopkins Street in favor of bicycles would not harm the businesses there.

Farid Javandel, Berkeley's Transportation Division manager, stated in a BerkeleySide article that a compromise would be difficult to achieve. But our bicycle traffic study suggests that a compromise is feasible. There already is a bicycle boulevard a few blocks over on Virginia Street. The traffic signal at Virginia and Sacramento is now in operation. Given that almost 90 percent of the bicycle traffic on Hopkins is simply using it as an east-west corridor, the Virginia Street route is a viable alternative for most of those riders. And a much safer one regardless of any changes that may be made on Hopkins Street. In addition, the few bicyclists who stop at the narrowest part of Hopkins where the stores are could use the California bicycle boulevard, as over half of them already do.

This is not simply an argument being made by irrational people who are addicted to driving despite a healthy, and more climate friendly alternative. While it is true that some older people can ride bikes, many people, regardless of age, have physical infirmities that render them unable to do so. There is a disturbing whiff of ageist and anti-disability animus in the arguments being raised against those who want to preserve automotive access to the Hopkins Street area.

But the focus on bicycles at all costs also harms the interests of parents with children, especially parents who work for a living. Not only will eliminating parking make it difficult for them to shop for groceries, it will also undermine the preschools on Hopkins Street. Parents dropping their children off before going to work will have to circle around the neighborhood for an unpredictable amount of time looking for a place to park and then walk or carry their children to the preschool. And then repeat the process after work.

To insist that bicycles must replace cars in a city such as Berkeley ignores the literal facts on the ground. For the past hundred years Berkeley's zoning laws have been designed to separate commercial areas from residential ones. Berkeley is not Amsterdam or New York where residential buildings sit over or adjacent to businesses. Nor does Berkeley have a dense transportation network like those cities do. I am not defending gasoline driven

cars. We will need to replace the gas-guzzling behemoths we have now with smaller, electric vehicles built for urban use like those that are already beginning to appear on our streets. Doing so will make our streets much safer for bicyclists and car drivers alike.

Eliminating most of the parking on Hopkins Street will very likely destroy one of the few walkable neighborhoods in Berkeley. Therefore I urge you to adopt Option 2 and simply place sharrows on the street.

As a concomitant to that choice I also urge you to suggest bicyclists use the Virginia Street and California bicycle routes. Of course some bicyclists will still prefer to use Hopkins Street. But they must share the responsibility for their own actions, just as drivers must. In that regard I also want to point out that during our bicycle survey we observed a number of bicyclists riding at night without lights. Perhaps Berkeley could make an effort to enforce the law in that regard.

The City of Berkeley also needs to accept more responsibility when it comes to supporting its existing bicycle infrastructure. I have had several conversations with people who bicycle in Berkeley and have been following online discussions that address bicycling in Berkeley. Many bicyclists find the pavement on Berkeley's bicycle boulevards is in such a bad state of repair that they are unwilling to ride on them. California Street was often mentioned in that regard. Perhaps the city's first order of business regarding bicycle safety is to ensure that the bicycle boulevards are properly maintained.

## Richardson, April

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**From:** Jeffrey Kaplan <jeffkaplan@att.net>  
**Sent:** Wednesday, December 1, 2021 2:20 PM  
**To:** Thomas, Beth A.; Murray, Ryan P; All Council; Hahn, Sophie; Berkeley Mayor's Office; Arreguin, Jesse L.; Javandel, Farid; Williams-Ridley, Dee  
**Subject:** Hopkins Corridor Project

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Re; Hopkins Corridor Project

I was unpleasantly surprised to learn that the notices regarding the Hopkins Corridor Project were sent only to people living within 300 feet of Hopkins Street. Limiting the number of recipients left hundreds of people unaware that the city is planning changes that may affect their ability to park in front of their own houses and who may see the stores they rely upon on Hopkins Street go out of business. I understand that there will be another public Zoom session in the spring. It is incumbent upon the city to notify as many people as possible who may be affected by changes that may affect their quality of life.

Jeffrey Kaplan

**Bunting, Sarah K.**

---

**From:** bob flasher <rangerdude333@hotmail.com>  
**Sent:** Tuesday, December 28, 2021 11:21 AM  
**To:** All Council; Arreguin, Jesse L.  
**Subject:** Infrastructure survey

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City council,

The infrastructure survey doesn't capture my issues. We obviously need a lot of work on streets, housing, etc. But floating yet another bond to pay for it will price most people out of Berkeley. No point in building affordable housing if it comes with even more annual charges.

Have we considered making finding available by eliminating things that duplicate what the county would otherwise be providing less expensively? I'm thinking of the Animal Shelter and Public Health. We are one of only a few cities that feel like we should provide these services. Why?

The City of Albany utilizes the Alameda County library system. Why can't we do the same? At some point we will need to cut expenses that duplicate services we could otherwise get for less expense from the county. A deal could be worked out for the county to take on our librarians

If BBB passes next year, it may supply a lot of the funding we will otherwise be paying for directly. So will the bill that has already passed. It is pre-emptive to vote on another bond before we find out what is coming from the federal government.

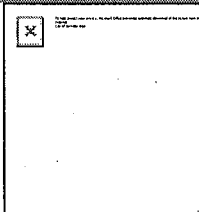
*Bob Flasher*

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**From:** City of Berkeley <news@news.cityofberkeley.info>  
**Sent:** Sunday, December 26, 2021 9:01 AM  
**To:** rangerdude333@hotmail.com <rangerdude333@hotmail.com>  
**Subject:** Compost, dispose of trees to keep them off streets, sidewalks

**December 26, 2021**

[View this message as a webpage](#)



SERVICES. RESOURCES. COMMUNITY.

# News from the City of Berkeley

## **Compost, dispose of trees to keep them off streets, sidewalks**

*Drop off compostable trees at the Transfer Station for free in January*

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When you're ready to dispose of your holiday tree, you can cut it up and place it in your bin for curbside pickup or drop it off whole at the City's Transfer Station.

Whichever method you choose, remember to remove all lights, decorations, tinsel, plastic bags, and plastic tree stands first.

Help keep Berkeley clean by keeping discarded trees off our streets and sidewalks.

### **Prep your tree for curbside collection**

For curbside collection, cut your tree up, so it fits into your green compost cart with the lid closed.

Whole trees can damage the City's collection trucks and will not be picked up if left on the curb. Cut them up to fit into your green plant debris bin with the lid closed.

Flocked or "snow-covered" trees are not compostable. If you have a flocked tree, cut it up and treat it as you would a plastic tree: place it in your gray refuse cart.

If you don't have tools to cut your tree, try free tool rental:

#### **Berkeley Tool Lending Library**

1901 Russell Street (at MLK)

Open Monday - Saturday

10:00 am - 6:00 pm

Only Berkeley residents or property owners over age 18 may borrow tools.

### **Drop off whole trees at the Transfer Station**

You may also drop off whole trees, with lights and decorations removed, at the City Transfer Station:

#### **City's Transfer Station**

1201 2nd Street (off Gilman)

Open Monday - Saturday

8:00 am - 4:30 pm

Closed on New Year's Day

\$29 fee for dropping off flocked or plastic trees

The Transfer Station will take compostable trees for free through the end of January.

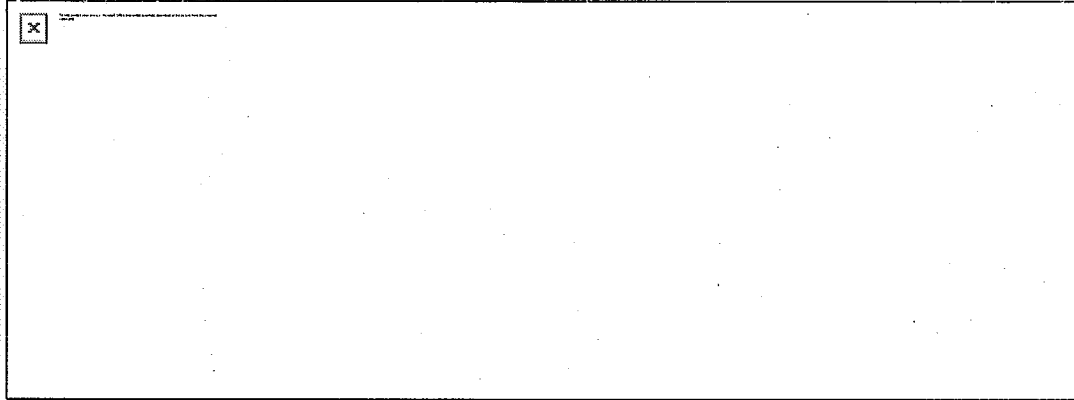
Help keep our streets and sidewalks clean by properly using your refuse and compost carts.



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## **Weigh in on improving City streets, buildings and infrastructure**



Fill out our survey to help guide how we prioritize and fund improvements to the City's streets, sidewalks, rec centers and other infrastructure needs.

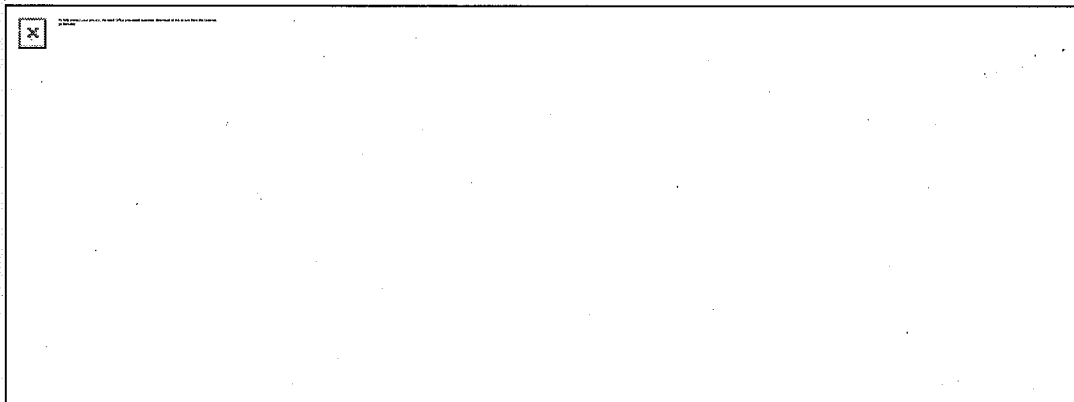
Even though we've paved new roads, renovated many community buildings and revamped a number of parks, much more needs to be done to address the \$1 billion needed of infrastructure repair throughout the City.

Let us know what repairs are your priority. Give input on what you think of funding infrastructure needs through a ballot measure. Share ideas on what equity in infrastructure means.

**Survey Link:** [Vision 2050 Survey](#)  
Survey closes Wednesday, January 12

**[Read more at the cityofberkeley.info.](#)**

## **Give input on two proposed pilot programs for parking**



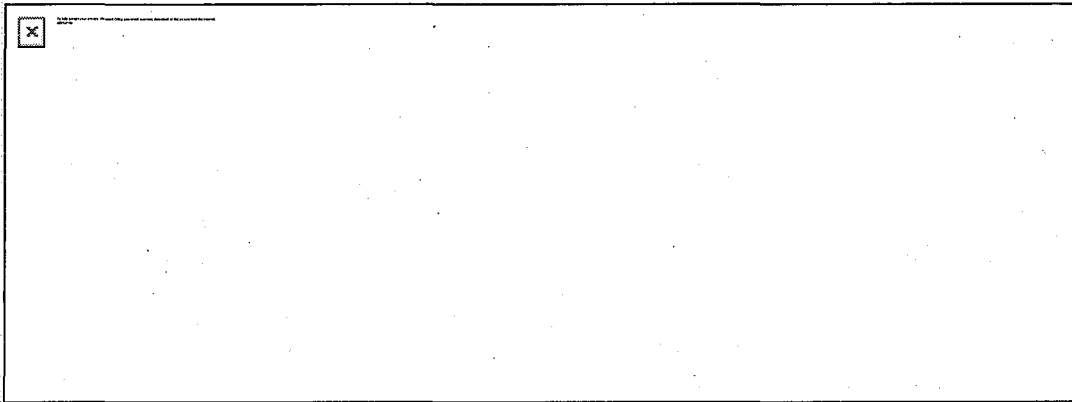
On the southside of campus and in the Elmwood District, many of those without \$66 annual residential permits shuffle and circle their cars every two hours hoping to avoid tickets. The process adds pollution, traffic congestion, and wasted time.

It's unclear what would make it easier for people to use nearby options of BART, AC Transit, car share, bike share -- or a combination of those.

Join the conversation by [taking our survey by Jan. 14.](#)

[Read more at the cityofberkeley.info.](#)

## **Take survey to improve accessibility in Berkeley**



Complete our brief online survey to recommend how to make it easier for people with disabilities to use city facilities, sidewalks, programs, activities, and website.

Give feedback if you have a disability, are a caregiver, or even if you don't currently have a disability.

Your feedback will help guide our citywide plan to prioritize the accessibility of pedestrian safety, reduce liability, and provide information for our city improvements.

[Read more at the cityofberkeley.info.](#)

## **More news from the City of Berkeley**

- [Bay Area Health Officers Urge Boosters, a protection against growing threat of Omicron, December 17, 2021](#)
- [Use online portal to submit public records requests, December 6, 2021](#)
- [City offers free subscription to two popular mental health apps, myStrength and Headspace, November 17, 2021](#)
- [COVID-19 vaccine for ages 5 to 11: use your provider, other public sites to find appointments, November 4, 2021](#)

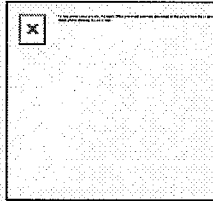
## **We're hiring! Featured jobs:**

- [Assistant Fire Chief](#), closes January 4
- [Employee Relations Manager](#), closes December 27
- [Firefighter Paramedic](#), closes December 31
- [Firefighter Paramedic Lateral \(Experienced\)](#), closes December 31
- [Librarian I](#), closes January 10

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This email was sent to [rangerdude333@hotmail.com](mailto:rangerdude333@hotmail.com) using GovDelivery Communications Cloud on behalf of: City of Berkeley · 2180 Milvia Street · Berkeley, CA 94704 · 510-981-2489



**Bunting, Sarah K.**

---

**From:** Rebecca Smith <rebeccasmith@KQED.org>  
**Sent:** Monday, December 20, 2021 10:52 AM  
**To:** Berkeley Mayor's Office; All Council  
**Subject:** Interview Request

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi,

I'm a reporter for KQED, and I'm covering the robberies in Berkeley, including the one at the Cal Student Store. I was wondering if the Mayor or someone from the City Council is available to talk on the phone this afternoon about these crimes and the safety plan that was just approved?

Thank you!

Rebecca Smith

KQED Newscast Reporter

**Benado, Tony**

---

**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Monday, December 13, 2021 7:30 AM  
**To:** Office of the Director of Police Accountability; FCPC (Fair Campaign Practices Commission); BPD Webmail; BPD Webmail; All Council; Manager, C; OES; City Attorney's Office; Berkeley Fire Department; HR; Parks, Recreation and Waterfront; PWWorks; transportation; Amaro, Barbara; Naso, Christopher; Chin, Khin; May, Keith; Kesarwani, Rashi; Robinson, Rigel; Droste, Lori; Bartlett, Ben; Harrison, Kate; D2.Berkly; Hahn, Sophie; Wengraf, Susan; Lewis, Josh; Health, Housing & Community Services; Rent Stabilization Board; Health, Housing & Community Services; c.mgr.Berkly A. Wicker; b.p.d. E Spiller.; Reece, David K.; McPartland, David; Brannigan, David; Trachtenberg, Tano; transportation; Planning Dept. Mailbox; Lee, Katherine; c. clerk.Berkly.Mark. L. Numanville.; Taplin, Terry; Benado, Tony; Martinez, Maritza; Panzer, Eric; Hartley, Brian; Schikore, George; Arreguin, Jesse L.; City Clerk; FPD chief. Kim Peterson; c.clerk.frmnt. Susan Gauthier; d2.Frmnt. Rick Jones; d1.Frmnt. Teresa Keng.; d3.Frmnt. Jenny Kassar; Mayor Lily Mei.; IT.Frmnt; d6.Frmnt. Teresa Cox; C. Manager. Fremont.; AG; Human Services.Frmnt; FPD Non-emergency; c.clerk. Frmnt.; Hsg. G.Jara; Frmnt.DoT.; Planning.Frmnt; d4. Frmnt. Yang Shao; d5. Frmnt. Raj Salwan; Hans Larsen; Eric.Hu@fremont.gov; Hsg.Margeret Juta.Frmnt; Fremont Islander; Human Services. Laurie Flores; Hsg. J.Harrett.Frmnt.; a.Fremont Islander Motel; Hsg.Lindsay Mendez.Frmnt.; Wendy Suhr; Phillip White; Maryellen Carroll; yoshimi.saito@sfgov.org; Dana Reed; OES.sj.Dir. Ray Riordan; Craig Dziedzic; tristan.levardo@sfgov.org; CADRE; mrobbins@smcgov.org; c Anthony Pérez; michael.cochrane@sfgov.org; Ethan (ECD); SF Card. Brian; Mary Landers; rlucia@acgov.org; twright@acgov.org; Janell Myhre; SF Card. Heather; mcast@so.cccounty.us; Lloyd Shand; amy.ramirez@sfgov.org; anne.kronenberg@sfgov.org; christopher.godley@sonoma-county.org; Phillis Onstad; Gary Malais; rick.cheney@sfgov.org; Raemona.Williams@sfgov.org; Joseph DeVries; kjones3@oaklandca.gov; Mayor.Oakland. Libby Schaaf; AASEG; Oakland A's..Dave Kavel.; D2.staff.oak Miya Saika Chen; OES.Oak. Olga Crowe.; OPD. B.Cook; d6.oak. Loren Taylor; d7.oak. Treva Reid; d5.oak. Noel Gallo; d1.oak. Dan Kalb.; district2@oaklandca.gov; d4.oak. Sheng Thao; d3.oak. Carol Fife; d.oak. Rebecca Kaplan; staff.d2. Tiffany Kang.; staff.d1. oak; staff.d2.Oak.; OES Oak. J Feil/Bauasi; aud/vid. Michael Munson; DoT. Oakland. Ryan Russo; City Clerk-Oak.; C.Auditor.Oak.; Housing. Oakland.; City Administration; Equity.oak. Darlene Flynn.; Police Review Commission-Oak.; aide d2; brian.hofer@gmail.com; Elliot Jones; christopher.miley@acgov.org; chuck.denton@acgov.org; mina.sanchez@acgov.org; shaggert@acgov.org; clrk. Cheryl Perkins CAO.; clrk. Anika Campbell Belton.; staff.; staff; staff.; staff; staff; staff; staff; staff; staff; staff; c.staff. d4.ai.co.; c.staff. d3.ai.co. Cinthya Munoz Ramos; D3.Supv.AI.Co. Richard Valle.; D2.Supv.AI.Co; D4 Supv. AI.Co. Nate Miley.; D5.Supv. AI.Co.Supv. David.Haubert; c. AI.Co. Administrator; c.AI.Co.Sheriff; c. AI.Co. District Attorney; c. AI.Co. Public Affairs.; D1.Supv.AI.Co. Keith Carson; MsAMJones@gmail.com; D1 AI.Co.; MSnelson@fremont.gov; The Daily Californian; Clerk of the Board  
**Subject:** Blair Beekman. Monday, December 13, 2021.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear community,

I am writing, a few letters this week, that can be, uncomfortable subject matter. Thank you, for your patience.

It is sad, when people hurt & bully, honest attempts.

sincerely,  
blair beekman

**Benado, Tony**

---

**From:** John Damonte <jackdamonte@sbcglobal.net>  
**Sent:** Monday, December 6, 2021 7:55 PM  
**To:** All Council  
**Subject:** Spruce and Marin

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

I cannot understand how something so dangerous to the public and particularly the children that go to Cragmont School goes un repaired. I am talking about the intersection of Marin (east side) and Spruce street. That particular crosswalk is where the young children cross to reach and leave Cragmont school. It is also at at the stopping point of the steep part of Marin coming downhill. There is a huge swale ( I was told by a city worker that it wasn't a pothole, but neglected to give me the description I should use) or some such rough dip. It is right in front of the crosswalk. I was told after a couple of years of no response that it would be fixed. It is such that a car wants to pitch into the crosswalk. We approach it with a large amount of caution but not everyone is local (two people were killed the other year when their brakes failed and there was no life saving stone pillar across the intersection to save them as it did the lady who destroyed it in a brake failure car accident. The lady was injured but survived unlike the couple who had to hit another car and then a tree. The city could care.....

Diana Damonte

**Benado, Tony**

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**From:** Gina Rieger <ginarie@gmail.com>  
**Sent:** Sunday, December 12, 2021 1:39 PM  
**To:** All Council  
**Cc:** Louis, Jennifer A.; Manager, C  
**Subject:** We've reached a crisis

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear CouncilMembers,

The number of traffic accidents and fatalities in Berkeley has reached an unconscionable level. Are you paying attention? We are tired of hearing there's no money for enforcement. Read the comments in the article cited, below. They are from seriously upset Berkeley residents.

I witness hundreds of motor vehicle code violations each week beginning with vehicles violating the 25 mph speed limit on my street, failing to stop at the pedestrian crossing 20 yds from my garage, rolling through the 4-way stop 80 yds from my house. That's how the day begins. It just keeps piling up. I contacted the city regarding getting some traffic calming measures on my street in July 2018. A traffic engineer, Jesse Peoples, finally contacted me in February 2020 to tell me what I needed to do (collect neighbor signatures...) just as Covid emerged. It wasn't the time to start going door to door. Needless to say I've heard nothing since. Traffic calming on my street is not one individual's responsibility.

We are a small city with big problems and there must be something that can be done to assure that there is traffic enforcement in Berkeley. The "joke" is Vision Zero means zero enforcement. Getting cars off the roads and everyone on a bike or bus isn't going to happen in my lifetime. Hill dwellers, people with 2 kids or 2 jobs, older residents aren't going to bike to get groceries, go to the dentist. Get real. We are never going to be Amsterdam. Furthermore, as a bike rider, I am now fearful to ride my bike in Berkeley. I feel more unsafe than I did 5 years ago.

What we are is a city that kills by vehicle. There is no incentive for people to change their driving habits w/o consequences. If you haven't injured a person yet, and you never get a citation, it's all systems go to drive as one pleases.

How about getting our city administrators to apply for traffic safety money from our surplus-ridden state, or the feds, or a non-profit safety foundation (to create a specially trained moving-traffic enforcement section of the police dept that doesn't need SWAT training or equipment —use your creativity)?

How about establishing a traffic court in Berkeley with expedited hearings for contested violations?

Most of the traffic violators are otherwise decent citizens who nonetheless speed, roll through stop signs, block signaled intersections. They aren't carrying weapons or contraband. They are waiting fruitlessly to be caught and admonished to be better citizens and go to traffic school. Getting stopped, cited and paying a large fine can change behavior.

Sincerely,

Gina Rieger  
 1343 La Loma Speedway

From Berkeleyside:

Separate car crashes on Marin Avenue send cyclist, pedestrian to hospital



<https://www.berkeleyside.org/2021/12/10/cyclist-pedestrian-collisions-berkeley-hills-marin-avenue#comment-5642242431>

**Bunting, Sarah K.**

---

**From:** Janet Byron <janetlesliebyron@gmail.com>  
**Sent:** Monday, December 20, 2021 10:43 PM  
**To:** transportation; All Council; Javandel, Farid  
**Cc:** Petra BG; Colleen Neff; Alina Constantinescu; Chris Cullander; Jennifer Pellman; Francesca Verdier; John Ford; Tamara Gurin; kathy moreno; Bob Gomez; Lisu Thachet; karen ebadi; Jane Johnston  
**Subject:** Path Wanderers advocate for pedestrian safety

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December 20, 2021

Dear Berkeley City Council:

The Berkeley Path Wanderers have worked for over 23 years to make our city a beautiful and safe place to walk. As longtime advocates for walking the paths and streets of our city, we are increasingly concerned about pedestrian safety, especially for our city's older residents.

We are particularly alarmed by the recent incidents on Marin Avenue. On December 1, a pedestrian in a crosswalk was hit by a car at the intersection of Marin and Euclid, sending the 75-year-old woman to the ICU. Then, on December 10, one of BPWA's founders, Jacque Ensign, was seriously injured while in a crosswalk on Marin at Shattuck; she is currently hospitalized with many broken bones. An 83-year-old bicyclist was also struck in the Marin Circle the day before Jacque was injured. And earlier this year, two people died as their car crashed while heading down Marin Avenue, due to brake failure.

We strongly advocate for the City of Berkeley to immediately address the many dangers on Marin Avenue. Excess speed of downhill traffic, crosswalk intersections without stop signs, some 4-way stops and some with only one or two stop signs make this street confusing for pedestrians (and cars, too, we'd imagine). Lots of car traffic during pickup and drop off times at the Cragmont School, school kids walking across the street, and cars parked on the narrow street all add to the difficulty for pedestrians.

While we are not traffic engineers (well, one of us actually is), we know the stakes are high and Marin Avenue needs to be better. The idea of making Marin Avenue one way uphill or shutting it to through traffic may be worth studying; however, we believe immediate consideration should be given to measures such as speed bumps (like those on Milvia between Hearst and Cedar), flashing lights triggered by push buttons at all intersections (like those at Shattuck and Virginia), 4-way stop signs at all intersections, a 15 MPH speed limit, no parking above Marin Circle, and increased traffic enforcement.

We respectfully request an onsite meeting with Farid Javander, Traffic Division Manager with the City of Berkeley. Please contact us if you are interested in discussing anything further.

Sincerely,

Board members of Berkeley Path Wanderers Association

Janet Byron, Incoming President  
 Alina Constantinescu, Outgoing President  
 Colleen Neff, Past President  
 Petra Biddle-Gottesman

Chris Cullander  
Karen Ebadi  
Gary Forbes  
John Ford  
Bob Gomez  
Tamara Gurin  
Kathy Moreno  
Jennifer Pellman  
Lisu Thatchet  
Francesca Verdier

--

Janet Byron  
510-495-4999

Check out my book [Berkeley Walks](#), co-authored with Bob Johnson!

**Bunting, Sarah K.**

---

**From:** Javandel, Farid  
**Sent:** Tuesday, December 21, 2021 7:53 AM  
**To:** Janet Byron; transportation; All Council; Garland, Liam; Buddenhagen, Paul; Bellow, LaTanya; Roman, Abraham; Tate, Jen; Mostowfi, Hamid  
**Cc:** Petra BG; Colleen Neff; Alina Constantinescu; Chris Cullander; Jennifer Pellman; Francesca Verdier; John Ford; Tamara Gurin; kathy moreno; Bob Gomez; Lisu Thachet; karen ebadi; Jane Johnston  
**Subject:** Re: Path Wanderers advocate for pedestrian safety

Dear Janet,

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Best Regards,  
 Farid

Farid Javandel, PE, TE  
 Deputy Director of Public Works  
 City of Berkeley, Public Works, Transportation  
 1947 Center Street, 4th Floor, Berkeley, CA 94704; 510-981-7061 (PH), 510-981-7060 (FX)  
*Safety | Equity | Mobility | Sustainability*

---

**From:** Janet Byron <janetlesliebyron@gmail.com>  
**Sent:** Monday, December 20, 2021 10:42 PM  
**To:** transportation <transportation@ci.berkeley.ca.us>; All Council <council@cityofberkeley.info>; Javandel, Farid <FJavandel@cityofberkeley.info>  
**Cc:** Petra BG <petrarosebg@gmail.com>; Colleen Neff <colleenkayeneff@gmail.com>; Alina Constantinescu <alina77419@gmail.com>; Chris Cullander <cullanderc@gmail.com>; Jennifer Pellman <jennifer.pellman@gmail.com>; Francesca Verdier <Francesca.verdier@gmail.com>; John Ford <johnford19@gmail.com>; Tamara Gurin

<t\_gurin@yahoo.com>; kathy moreno <kathymoreno@icloud.com>; Bob Gomez <zorro@sbcglobal.net>; Lisu Thachet <lisuinsf@yahoo.com>; karen ebadi <k\_ebadi@sbcglobal.net>; Jane Johnston <janeyjohnston123@gmail.com>

**Subject:** Path Wanderers advocate for pedestrian safety

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December 20, 2021

Dear Berkeley City Council:

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While we are not traffic engineers (well, one of us actually is), we know the stakes are high and Marin Avenue needs to be better. The idea of making Marin Avenue one way uphill or shutting it to through traffic may be worth studying; however, we believe immediate consideration should be given to measures such as speed bumps (like those on Milvia between Hearst and Cedar), flashing lights triggered by push buttons at all intersections (like those at Shattuck and Virginia), 4-way stop signs at all intersections, a 15 MPH speed limit, no parking above Marin Circle, and increased traffic enforcement.

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Gary Forbes

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Kathy Moreno

Jennifer Pellman

Lisu Thatchet

Francesca Verdier

--

Janet Byron

510-495-4999

Check out my book [Berkeley Walks](#), co-authored with Bob Johnson!

**Bunting, Sarah K.**

---

**From:** Janet Byron <janetlesliebyron@gmail.com>  
**Sent:** Tuesday, December 21, 2021 8:37 AM  
**To:** Javandel, Farid  
**Cc:** Alina Constantinescu; All Council; Bellow, LaTanya; Bob Gomez; Buddenhagen, Paul; Chris Cullander; Colleen Neff; Francesca Verdier; Garland, Liam; Jane Johnston; Jennifer Pellman; John Ford; Lisu Thachet; Mostowfi, Hamid; Petra BG; Roman, Abraham; Tamara Gurin; Tate, Jen; karen ebadi; kathy moreno; transportation  
**Subject:** Re: Path Wanderers advocate for pedestrian safety

Thank you so much for your quick response, Farid! We look forward to sharing our (mostly) nonprofessional, pedestrian-oriented perspectives with you.

It was in fact Bob Gomez, former civil engineer for CalTrans, who suggested that we request a meeting with you.

Bob, can you tell us some times that work for you next week between December 29 and 31?

If any other board members would like to attend the meeting with Farid at Marin Ave., please raise your hand to me offline. Then we'll take everyone else off this email to plan next steps with Farid.

Sincerely,  
Janet Byron

On Tue, Dec 21, 2021 at 7:53 AM Javandel, Farid <[FJavandel@cityofberkeley.info](mailto:FJavandel@cityofberkeley.info)> wrote:

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Deputy Director of Public Works  
City of Berkeley, Public Works, Transportation  
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**Cc:** Petra BG <petrarosebg@gmail.com>; Colleen Neff <colleenkayeneff@gmail.com>; Alina Constantinescu <alina77419@gmail.com>; Chris Cullander <cullanderc@gmail.com>; Jennifer Pellman <jennifer.pellman@gmail.com>; Francesca Verdier <Francesca.verdier@gmail.com>; John Ford <johnford19@gmail.com>; Tamara Gurin <t\_gurin@yahoo.com>; kathy moreno <kathymoreno@icloud.com>; Bob Gomez <zorro@sbcglobal.net>; Lisu Thachet <lisuinsf@yahoo.com>; karen ebadi <k\_ebadi@sbcglobal.net>; Jane Johnston <janeyjohnston123@gmail.com>  
**Subject:** Path Wanderers advocate for pedestrian safety

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Lisu Thatchet  
Francesca Verdier

--

Janet Byron  
510-495-4999

Check out my book [Berkeley Walks](#), co-authored with Bob Johnson!

--

Sent from Gmail Mobile



## Bunting, Sarah K.

---

**From:** Janet Byron <janetlesliebyron@gmail.com>  
**Sent:** Wednesday, December 29, 2021 9:49 PM  
**To:** Bellow, LaTanya  
**Cc:** Alina Constantinescu; All Council; Bob Gomez; Buddenhagen, Paul; Chris Cullander; Colleen Neff; Francesca Verdier; Garland, Liam; Jane Johnston; Javandel, Farid; Jennifer Pellman; John Ford; Lisu Thachet; Mostowfi, Hamid; Petra BG; Roman, Abraham; Tamara Gurin; Tate, Jen; Williams-Ridley, Dee; karen ebadi; kathy moreno; transportation  
**Subject:** Re: Path Wanderers advocate for pedestrian safety- Notes from 12/29 meeting

Thank you LaTanya! We very much appreciated the opportunity to meet with you, Farid, and Councilmembers Hahn and Weingraf.

This document captures my understanding of all that we discussed this morning.

We Path Wanderers look forward to continued partnership with the council and city staff to make all of Berkeley safer for pedestrians.

Sincerely,  
Janet Byron

On Wed, Dec 29, 2021 at 1:42 PM Bellow, LaTanya <[LBellow@cityofberkeley.info](mailto:LBellow@cityofberkeley.info)> wrote:

Janet, Bob, Councilmember Wengraf and Councilmember Hahn,

Thank you so much for the meeting today. It was very helpful. Please find attached a few notes from our meeting today as Janet was hoping we captured some of the discussion of which I did. Farid and I look forward to continuing to work with Councilmember Wengraf, Councilmember Hahn and Berkeley Path Wanderers on pedestrian safety.

Happy New Year!

LaTanya Bellow

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**From:** Javandel, Farid  
**Sent:** Tuesday, December 21, 2021 7:53 AM  
**To:** Janet Byron <[janetlesliebyron@gmail.com](mailto:janetlesliebyron@gmail.com)>; transportation <[transportation@ci.berkeley.ca.us](mailto:transportation@ci.berkeley.ca.us)>; All Council <[council@cityofberkeley.info](mailto:council@cityofberkeley.info)>; Garland, Liam <[LGarland@cityofberkeley.info](mailto:LGarland@cityofberkeley.info)>; Buddenhagen, Paul <[PBuddenhagen@cityofberkeley.info](mailto:PBuddenhagen@cityofberkeley.info)>; Bellow, LaTanya <[LBellow@cityofberkeley.info](mailto:LBellow@cityofberkeley.info)>; Roman, Abraham <[ARoman@cityofberkeley.info](mailto:ARoman@cityofberkeley.info)>; Tate, Jen <[JTate@cityofberkeley.info](mailto:JTate@cityofberkeley.info)>; Mostowfi, Hamid <[HMostowfi@cityofberkeley.info](mailto:HMostowfi@cityofberkeley.info)>  
**Cc:** Petra BG <[petrarosebg@gmail.com](mailto:petrarosebg@gmail.com)>; Colleen Neff <[colleenkayeneff@gmail.com](mailto:colleenkayeneff@gmail.com)>; Alina Constantinescu <[alina77419@gmail.com](mailto:alina77419@gmail.com)>; Chris Cullander <[cullanderc@gmail.com](mailto:cullanderc@gmail.com)>; Jennifer Pellman <[jennifer.pellman@gmail.com](mailto:jennifer.pellman@gmail.com)>; Francesca Verdier <[Francesca.verdier@gmail.com](mailto:Francesca.verdier@gmail.com)>; John Ford <[johnford19@gmail.com](mailto:johnford19@gmail.com)>; Tamara Gurin

<t\_gurin@yahoo.com>; kathy moreno <kathymoreno@icloud.com>; Bob Gomez <zorro@sbcglobal.net>; Lisu Thachet <lisuinsf@yahoo.com>; karen ebadi <k\_ebadi@sbcglobal.net>; Jane Johnston <janeyjohnston123@gmail.com>

**Subject:** Re: Path Wanderers advocate for pedestrian safety

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**From:** Janet Byron <janetlesliebyron@gmail.com>

**Sent:** Monday, December 20, 2021 10:42 PM

**To:** transportation <transportation@ci.berkeley.ca.us>; All Council <council@cityofberkeley.info>; Javandel, Farid <FJavandel@cityofberkeley.info>

**Cc:** Petra BG <petrarosebg@gmail.com>; Colleen Neff <colleenkayeneff@gmail.com>; Alina Constantinescu <alina77419@gmail.com>; Chris Cullander <cullanderc@gmail.com>; Jennifer Pellman <jennifer.pellman@gmail.com>; Francesca Verdier <Francesca.verdier@gmail.com>; John Ford <johnford19@gmail.com>; Tamara Gurin <t\_gurin@yahoo.com>; kathy moreno <kathymoreno@icloud.com>; Bob Gomez <zorro@sbcglobal.net>; Lisu Thachet <lisuinsf@yahoo.com>; karen ebadi <k\_ebadi@sbcglobal.net>; Jane Johnston <janeyjohnston123@gmail.com>

**Subject:** Path Wanderers advocate for pedestrian safety

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

December 20, 2021

Dear Berkeley City Council:

The Berkeley Path Wanderers have worked for over 23 years to make our city a beautiful and safe place to walk. As longtime advocates for walking the paths and streets of our city, we are increasingly concerned about pedestrian safety, especially for our city's older residents.

We are particularly alarmed by the recent incidents on Marin Avenue. On December 1, a pedestrian in a crosswalk was hit by a car at the intersection of Marin and Euclid, sending the 75-year-old woman to the ICU. Then, on December 10, one of BPWA's founders, Jacque Ensign, was seriously injured while in a crosswalk on Marin at Shattuck; she is currently hospitalized with many broken bones. An 83-year-old bicyclist was also struck in the Marin Circle the day before Jacque was injured. And earlier this year, two people died as their car crashed while heading down Marin Avenue, due to brake failure.

We strongly advocate for the City of Berkeley to immediately address the many dangers on Marin Avenue. Excess speed of downhill traffic, crosswalk intersections without stop signs, some 4-way stops and some with only one or two stop signs make this street confusing for pedestrians (and cars, too, we'd imagine). Lots of car traffic during pickup and drop off times at the Cragmont School, school kids walking across the street, and cars parked on the narrow street all add to the difficulty for pedestrians.

While we are not traffic engineers (well, one of us actually is), we know the stakes are high and Marin Avenue needs to be better. The idea of making Marin Avenue one way uphill or shutting it to through traffic may be worth studying; however, we believe immediate consideration should be given to measures such as speed bumps (like those on Milvia between Hearst and Cedar), flashing lights triggered by push buttons at all intersections (like those at Shattuck and Virginia), 4-way stop signs at all intersections, a 15 MPH speed limit, no parking above Marin Circle, and increased traffic enforcement.

We respectfully request an onsite meeting with Farid Javander, Traffic Division Manager with the City of Berkeley. Please contact us if you are interested in discussing anything further.

Sincerely,

Board members of Berkeley Path Wanderers Association

Janet Byron, Incoming President  
Alina Constantinescu, Outgoing President  
Colleen Neff, Past President  
Petra Biddle-Gottesman  
Chris Cullander  
Karen Ebadi  
Gary Forbes  
John Ford  
Bob Gomez  
Tamara Gurin  
Kathy Moreno  
Jennifer Pellman  
Lisu Thatchet  
Francesca Verdier

--

Janet Byron

510-495-4999

Check out my book [Berkeley Walks](#), co-authored with Bob Johnson!

--

Sent from Gmail Mobile

**Bunting, Sarah K.**

---

**From:** Susan Shimm <susanshimm@gmail.com>  
**Sent:** Sunday, December 19, 2021 6:39 PM  
**To:** All Council  
**Subject:** Marin Ave.

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Way too many speeders and accidents! Please make one way only, going up ... thank you!

**Bunting, Sarah K.**

---

**From:** L.j.Cranmer, <ellejai@sonic.net>  
**Sent:** Sunday, December 19, 2021 7:42 PM  
**To:** transportation; Kesarwani, Rashi; All Council; Manager, C  
**Subject:** Make city streets safer for pedestrians

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Kind People,

We all want safety as we walk, bicycle, and drive through the ever more congested streets of Berkeley. In a perfect world everyone would follow traffic rules and laws but clearly there are some people who openly scoff at them. Creeping toward a pedestrian as they walk across the street, (even with the sanction of walk light) with a 2 ton truck or a lightweight Prius is aggressive, dangerous, and unlawful, yet many, many drivers do this routinely. This is just one kind of traffic violation that threatens us all. As recent incidences show, Marin Avenue and Circle are downright treacherous. One mitigation that would be helpful is for a designated motorcycle traffic Officer to spend random occasions issuing tickets for infractions. Perhaps if drivers felt they stood a chance of a citation their driving behavior would improve.

Thank you,  
LJ Cranmer

**Bunting, Sarah K.**

---

**From:** Bellow, LaTanya  
**Sent:** Wednesday, December 29, 2021 1:43 PM  
**To:** Javandel, Farid; Janet Byron; transportation; All Council; Garland, Liam; Buddenhagen, Paul; Roman, Abraham; Tate, Jen; Mostowfi, Hamid; Williams-Ridley, Dee  
**Cc:** Petra BG; Colleen Neff; Alina Constantinescu; Chris Cullander; Jennifer Pellman; Francesca Verdier; John Ford; Tamara Gurin; kathy moreno; Bob Gomez; Lisu Thachet; karen ebadi; Jane Johnston  
**Subject:** RE: Path Wanderers advocate for pedestrian safety- Notes from 12/29 meeting  
**Attachments:** Berkeley Path Wanders. Council. Staff Mtg 12.29 docx.pdf

Janet, Bob, Councilmember Wengraf and Councilmember Hahn,

Thank you so much for the meeting today. It was very helpful. Please find attached a few notes from our meeting today as Janet was hoping we captured some of the discussion of which I did. Farid and I look forward to continuing to work with Councilmember Wengraf, Councilmember Hahn and Berkeley Path Wanders on pedestrian safety.

Happy New Year!  
 LaTanya Bellow

---

**From:** Javandel, Farid  
**Sent:** Tuesday, December 21, 2021 7:53 AM  
**To:** Janet Byron <janetlesliebyron@gmail.com>; transportation <transportation@ci.berkeley.ca.us>; All Council <council@cityofberkeley.info>; Garland, Liam <LGarland@cityofberkeley.info>; Buddenhagen, Paul <PBuddenhagen@cityofberkeley.info>; Bellow, LaTanya <LBellow@cityofberkeley.info>; Roman, Abraham <ARoman@cityofberkeley.info>; Tate, Jen <JTate@cityofberkeley.info>; Mostowfi, Hamid <HMostowfi@cityofberkeley.info>  
**Cc:** Petra BG <petrarosebg@gmail.com>; Colleen Neff <colleenkayeneff@gmail.com>; Alina Constantinescu <alina77419@gmail.com>; Chris Cullander <cullanderc@gmail.com>; Jennifer Pellman <jennifer.pellman@gmail.com>; Francesca Verdier <Francesca.verdier@gmail.com>; John Ford <johnford19@gmail.com>; Tamara Gurin <t\_gurin@yahoo.com>; kathy moreno <kathymoreno@icloud.com>; Bob Gomez <zorro@sbcglobal.net>; Lisu Thachet <lisuinsf@yahoo.com>; karen ebadi <k\_ebadi@sbcglobal.net>; Jane Johnston <janeyjohnston123@gmail.com>  
**Subject:** Re: Path Wanderers advocate for pedestrian safety

Dear Janet,

Thank you for the offer to meet onsite on Marin Avenue. I am available this week after 3pm Wednesday or any time Thursday. I also have a lot of availability next week. Daytime hours probably offer better ability to observe conditions. Please let me know what days/times might work for you. I look forward to discussing ideas on how to overcome the various challenges associated with improving traffic safety on Marin Avenue.

I've copied a couple of my colleagues from the Fire and Police Departments since Marin Avenue is of interest to them both based on traffic safety concerns and the role that it plays as the only continuous east-west street in the hill fire hazard area designated as part of the emergency access and evacuation network (see figure 9 of the General plan Transportation Element [here](#)).

I hope that your member who is a Traffic Engineer can participate in the meeting. Initially, I thought you might be referring to Bob Gomez, who I have know since he was with Caltrans, working on bridge projects if my

memory serves me, but he was licensed as a Civil Engineer, not a Traffic Engineering. I respect his professional knowledge, but would welcome more, as well as the personal experiences and observations of everyone who has lived or worked on/near Marin Avenue and recognizes that this road which was originally contemplated to become a funicular tramway serving a proposed state capitol building at the top of the hills has presented unique challenges that have evolved over time. This is a complex problem, so the more experience and expertise that can be brought to bear, the better we can address the challenges.

Best Regards,

Farid

Farid Javandel, PE, TE

Deputy Director of Public Works

City of Berkeley, Public Works, Transportation

1947 Center Street, 4th Floor, Berkeley, CA 94704; 510-981-7061 (PH), 510-981-7060 (FX)

*Safety | Equity | Mobility | Sustainability*

---

**From:** Janet Byron <[janetiesliebyron@gmail.com](mailto:janetiesliebyron@gmail.com)>

**Sent:** Monday, December 20, 2021 10:42 PM

**To:** transportation <[transportation@ci.berkeley.ca.us](mailto:transportation@ci.berkeley.ca.us)>; All Council <[council@cityofberkeley.info](mailto:council@cityofberkeley.info)>; Javandel, Farid <[FJavandel@cityofberkeley.info](mailto:FJavandel@cityofberkeley.info)>

**Cc:** Petra BG <[petrarosebg@gmail.com](mailto:petrarosebg@gmail.com)>; Colleen Neff <[colleenkayeneff@gmail.com](mailto:colleenkayeneff@gmail.com)>; Alina Constantinescu <[alina77419@gmail.com](mailto:alina77419@gmail.com)>; Chris Cullander <[cullanderc@gmail.com](mailto:cullanderc@gmail.com)>; Jennifer Pellman <[jennifer.pellman@gmail.com](mailto:jennifer.pellman@gmail.com)>; Francesca Verdier <[Francesca.verdier@gmail.com](mailto:Francesca.verdier@gmail.com)>; John Ford <[johnford19@gmail.com](mailto:johnford19@gmail.com)>; Tamara Gurin <[t\\_gurin@yahoo.com](mailto:t_gurin@yahoo.com)>; kathy moreno <[kathymoreno@icloud.com](mailto:kathymoreno@icloud.com)>; Bob Gomez <[zorro@sbcglobal.net](mailto:zorro@sbcglobal.net)>; Lisu Thachet <[lisuinsf@yahoo.com](mailto:lisuinsf@yahoo.com)>; karen ebadi <[k\\_ebadi@sbcglobal.net](mailto:k_ebadi@sbcglobal.net)>; Jane Johnston <[janeyjohnston123@gmail.com](mailto:janeyjohnston123@gmail.com)>

**Subject:** Path Wanderers advocate for pedestrian safety

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December 20, 2021

Dear Berkeley City Council:

The Berkeley Path Wanderers have worked for over 23 years to make our city a beautiful and safe place to walk. As longtime advocates for walking the paths and streets of our city, we are increasingly concerned about pedestrian safety, especially for our city's older residents.

We are particularly alarmed by the recent incidents on Marin Avenue. On December 1, a pedestrian in a crosswalk was hit by a car at the intersection of Marin and Euclid, sending the 75-year-old woman to the ICU. Then, on December 10, one of BPWA's founders, Jacque Ensign, was seriously injured while in a crosswalk on Marin at Shattuck; she is currently hospitalized with many broken bones. An 83-year-old bicyclist was also struck in the Marin Circle the day before Jacque was injured. And earlier this year, two people died as their car crashed while heading down Marin Avenue, due to brake failure.



We strongly advocate for the City of Berkeley to immediately address the many dangers on Marin Avenue. Excess speed of downhill traffic, crosswalk intersections without stop signs, some 4-way stops and some with only one or two stop signs make this street confusing for pedestrians (and cars, too, we'd imagine). Lots of car traffic during pickup and drop off times at the Cragmont School, school kids walking across the street, and cars parked on the narrow street all add to the difficulty for pedestrians.

While we are not traffic engineers (well, one of us actually is), we know the stakes are high and Marin Avenue needs to be better. The idea of making Marin Avenue one way uphill or shutting it to through traffic may be worth studying; however, we believe immediate consideration should be given to measures such as speed bumps (like those on Milvia between Hearst and Cedar), flashing lights triggered by push buttons at all intersections (like those at Shattuck and Virginia), 4-way stop signs at all intersections, a 15 MPH speed limit, no parking above Marin Circle, and increased traffic enforcement.

We respectfully request an onsite meeting with Farid Javander, Traffic Division Manager with the City of Berkeley. Please contact us if you are interested in discussing anything further.

Sincerely,

Board members of Berkeley Path Wanderers Association

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Jennifer Pellman  
Lisu Thatchet  
Francesca Verdier

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Janet Byron  
510-495-4999

Check out my book [Berkeley Walks](#), co-authored with Bob Johnson!

## Berkeley Path Wanders- Meeting with Council & City Staff

December 29, 2021

11:00a.m.-12:10p.m.

Location: Corner of Marin and Shattuck

Attendees: Janet Byron (Incoming President) Bob Gómez (Board Member), Councilmember Wengraf, Councilmember Hahn, Interim Deputy City Manager LaTanya Bellow, Deputy Director of Public Works, Farid Javandel.

**Goal: Pedestrian Safety.** As noted in the December 20<sup>th</sup> communication to Berkeley City Council. Berkeley Path Wanders are particularly alarmed by the recent incidents on Marin Avenue. On December 1, a pedestrian in a crosswalk was hit by a car at the intersection of Marin and Euclid, sending the 75-year-old woman to the ICU. Then, on December 10, one of BPWA's founders, Jacque Ensign, was seriously injured while in a crosswalk on Marin at Shattuck; she is currently hospitalized with many broken bones. An 83-year-old bicyclist was also struck in the Marin Circle the day before Jacque was injured.

### Suggestions From Council and Path Wanders to City Staff:

- Police Enforcement
- Re-paint the cross walks and the Stop sign in the street
- Speed Bumps
- Signs that establish the new weight restrictions
- Signs that inform cars no passing
- Speed feedback signs
- Reduce and post speed limit to 15 mile
- Crossing Lights that are pedestrian activated for crossing the streets(Similar to what is on Spruce)
- Double yellow line on Marin to clearly direct traffic up and down and prevent passing
- Slow down the algorithms and continue to work with the Apps that are directing traffic to Marin
- Vegetation Management. Maybe pass a policy decision that requires bushes be cut down to 2ft if they are at least one car length near the stop sign
- Announcement on the Berkeley PD Nixel account that there will be enforcement and greater patrol around Marin
- Markings by concrete stumps or something on corners where pedestrians should not cross
- White Line to narrow the street on Marin
- Add to our existing contract to have an engineer complete an assessment of the entire area on Marin, Spruce, Shattuck and near the school and provide a comprehensive plan of what can be done to increase pedestrians safety and alert drivers.
- Education to pedestrians and drivers in the area about limited visibility due to sun

**City Staff** committed to the re-painting and black/yellow signs (slow down, pedestrian crossing, ) black/white signs(no passing) to be provided by March 2022 or late spring. Staff will look at the work demands and priorities to include this work into the plan. The reducing of the speed limit which is already at 20 will be reviewed in 2023 when the new law becomes effective. Staff will also work with its outside consultants and contractors to get the assessment of the area completed so that Speed Feedback equipment and flashing pedestrian crossing lights can be added. The Police Department has also committed to bringing this area to the attention of the officers so it can be patrolled from time to time for enforcement

**Council Request:** Timeline for the re-painting and signs to be done and the speed feedback equipment. A comprehensive plan for the area. Schedule of when BPD might patrol the area for enforcement.

**Bunting, Sarah K.**

---

**From:** joshtude@everyactioncustom.com on behalf of Josh Beth  
<joshtude@everyactioncustom.com>  
**Sent:** Thursday, December 23, 2021 12:29 AM  
**To:** All Council  
**Subject:** Take a Stand Against the Release of GE Mosquitoes in Alameda County!

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear The Berkeley City Council,

I urge the Berkeley City Council to take a stand against Oxitec's application for the release of genetically engineered mosquitoes in Alameda County. The mayor and members of the Berkeley City Council should ask US EPA and CA elected officials to deny the experimental use permit application to release GE mosquitoes.

Oxitec has not released any data from the ongoing field trial in Florida, giving the public nothing to assess. Without data from Oxitec's GE *Aedes aegypti* mosquito trial, the public is not able to understand the impacts of this release.

Limiting mosquito populations and the spread of mosquito borne disease is important, but this is not a factor in Alameda County, where there are no cases of zika or dengue.

This experiment puts our environment and our health at risk for no need. Given the overwhelming public opposition to the genetically engineered mosquito, this may also impact California's economy, which depends on tourism. People may not want to visit counties where billions of mosquitoes are being released.

This experiment has still not undergone any transparent independent scientific review, which should be a requirement. The data Oxitec has shared remains fraught with many unanswered and critical questions. There is no current data presented in this proposal on which the public should be able to offer an assessment and useful comments.

Sound science cannot be based on corporate confidential business protections. It must be reviewed by independent scientists and made available to the public ahead of any release/s into the environment. This is basic to the scientific method and common sense and necessary to ensure the health of the public and the environment are protected. Please make a statement opposing Oxitec releasing GE mosquitoes throughout Alameda County.

Sincerely,  
Josh Beth  
1484 76th Ave Oakland, CA 94621-2709

**Benado, Tony**

**From:** Eden I&R <edenir+edenir.org@ccsend.com>  
**Sent:** Thursday, December 9, 2021 3:05 PM  
**To:** All Council  
**Subject:** Give Hope this Holiday Season

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# Eden I&R

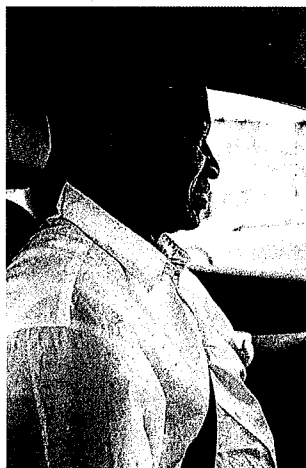
Donate Now

Dear Berkeley Group Mail,

**This year thousands of Alameda County residents have called 211 after falling behind on their rent due to the Covid-19 pandemic. In 2021 alone we have answered more than 27,000 calls from those struggling with homelessness and housing needs such as eviction prevention.**

A few months ago one of these calls came from an Oakland man who was sleeping in his car after losing his job. He shared he had never asked for help before, but he was willing to do whatever it took to get back on his feet. 211 team member, Elsa Gonzalez, explained how he could find a shelter bed for the night, and told him how to get on the county's housing waitlist.

***"This is a big step for me," he said. "I really appreciate this."***



Our 211 staff do everything in their power to make sure calls for help like this one are answered. This year in particular that meant learning about new Emergency Rental Assistance Programs and other resources needed as a result of the pandemic, so they could provide the best possible referrals.

As the economic impact of the pandemic continues to affect more and more members of our community, [your donation](#) helps ensure that calls for help don't go unanswered this holiday season. Please consider making a generous donation today.

- **\$50** allows us to schedule five Covid-19 testing appointments for non-English speakers
- **\$100** assists four callers with their initial application for Emergency Rental Assistance
- **\$300** provides 15 free Lyft rides for callers needing transportation to medical appointments
- **\$1,000** ensures emergency food programs are updated in our database each quarter

On behalf of Eden I&R's board, staff, and callers, I thank you for making a difference.

With Gratitude,



[Donate Now](#)

Alison DeJung  
Executive Director

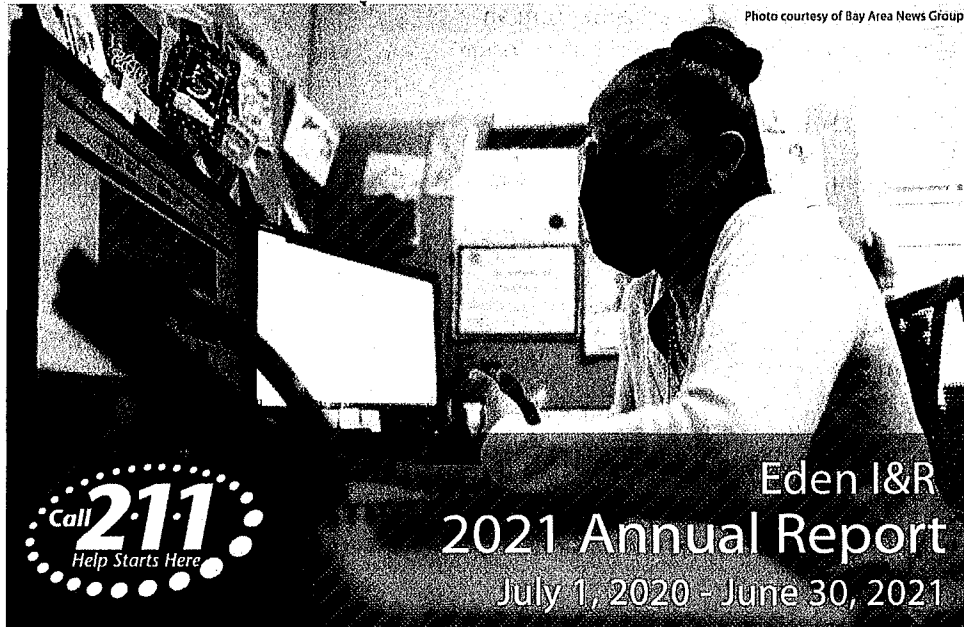
---

### Ways to give.

- [Click here](#) to donate through our website
- [Click here](#) to donate via Facebook (no credit card processing fees)
- **Mail a check** made out to Eden I&R to: Eden I&R, Inc., 570 B Street, Hayward, CA 94541

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[Click here](#) to read our 2021 Annual Report!



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**We connect people with hope, 24/7.**  
**Our dedicated staff provide Alameda County residents with information, support, and the chance for a better tomorrow.**

---

[www.edenir.org](http://www.edenir.org) | 510-537-2710



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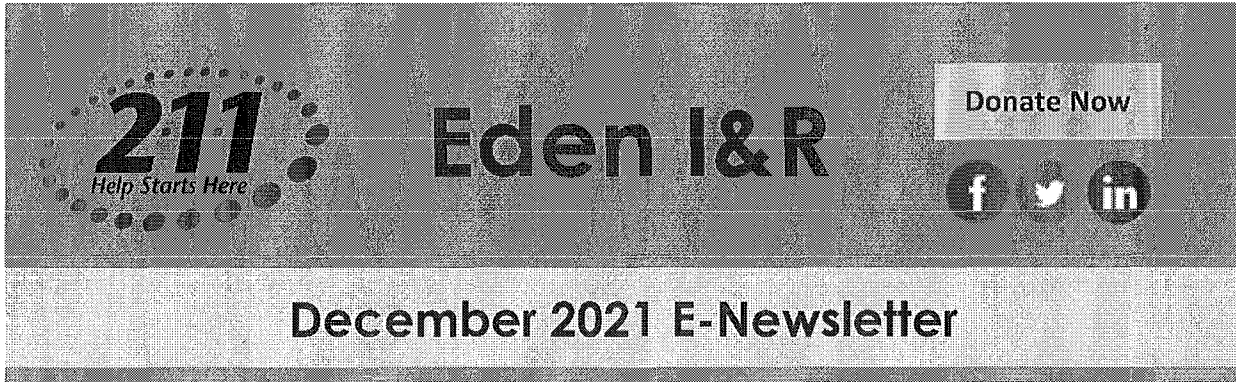


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**Bunting, Sarah K.**

**From:** Eden I&R <edenir+edenir.org@ccsend.com>  
**Sent:** Friday, December 17, 2021 9:29 AM  
**To:** All Council  
**Subject:** New COVID-19 Updates, Share the Spirit winners and more from 211 Alameda County

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.



### **Making Holidays Happy for Children**

Are you or someone you know in need of assistance getting children's toys and gifts for Christmas? The best place to start is local churches and neighborhood community organizations, as they're often the registration point for larger organizations to distribute holiday gifts.

Here are a few partners that may be able to help:

[Toys for Tots](#)



[League of Volunteers](#)

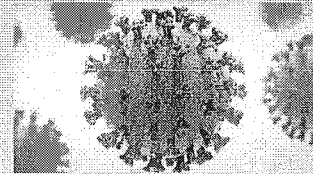


[Salvation Army](#)



### **Indoor Masking Returns, Expanded Vaccine Eligibility**

The daily COVID-19 case rates have increased 47% across the state since Thanksgiving, and masking is again required for all public indoor settings in California, regardless of vaccination status.



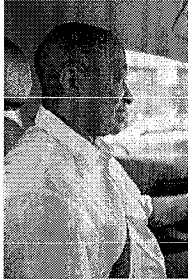
The California Department of Public Health also recommends that all travelers arriving in California test for COVID-19 within three to five days after arrival, regardless of their vaccination status.

See details in English and Spanish [here](#).

The U.S. Centers for Disease Control (CDC) said vaccines remain the best public health measure to protect people from COVID-19, slow transmission, and reduce the likelihood of new variants emerging. Vaccines are available and recommended by the CDC for everyone over age 5.

And in addition to adults, the COVID-19 vaccine booster shot is now recommended for everyone over 16 years old, according to the CDC.

To find free vaccines near you, visit [MyTurn.ca.gov](https://MyTurn.ca.gov) or contact your health care provider or local chain pharmacy.



## Give Hope this Holiday Season

This year, thousands of Alameda County residents have called 211 after falling behind on their rent due to the COVID-19 pandemic. In 2021 alone, we have answered more than 27,000 calls from those struggling with homelessness and housing needs such as eviction prevention.

Read the story about one caller [here](#).

As the economic impact of the pandemic continues to affect more and more members of our community, your donation helps ensure that calls for help don't go unanswered this holiday season.

Please consider making a generous donation today.



## Eden I&R 2021 Annual Report

We're proud to share our annual report, which highlights the myriad ways in which Eden I&R served the community over the last year.

One of the highlights was launching a new Transportation Department, coordinating with more partners to help people get where they need to be.

[Click here](#) to read and download the 2021 Annual Report.

## Join Our Team!

**Associate Director, 211 Contact Center:** Manage our largest program while creating a culture of excellence. [Click here](#) for details.

**Community Resource Specialist:** Be the person on the phone when someone calls 211. [Click here](#) for details or [here](#) if you're bilingual in Spanish and English.

**Accounting Manager:** Manage the monthly accounting cycle and day-to-day accounting operations. [Click here](#) for details.

**Development & Outreach Associate:** Raise awareness of our programs in the community and among donors, and manage the development database. [Click here](#) for details.



## Caller Stories



An Emeryville veteran called wanting help finding housing instead of couch surfing. 211 staff referred him to Alpha Omega Foundation, Change to Come, and Roads Home Veteran Services through the Berkeley Food & Housing Project. Staff also informed the caller about Eden I&R's Housing Database that contains affordable housing listings in Alameda County.



[Click here](#) to read more 211 call examples from November.

## 211 By the Numbers - November 2021

### 211 Alameda County

**6,416\*** conversations handled

**7,534** referrals provided

[Additional November & Year-To-Date 211 stats](#)

\*Includes 18 calls for Covid-19 testing and vaccine appointment scheduling.

### Demographics

**72%** female

**26%** single mothers with minor children

**51%** living with disabilities

*Conversations handled reflects both calls and two-way texts to 211.*



### Average Call Length

**6:02** minutes

### Average Wait Time

**7:22** minutes

### Services Database

**135** agency record updates

**330** program record updates

### Housing Database

**352** units added

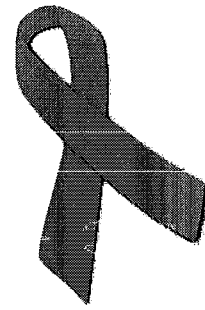
**1,808** records updated

## Caller Testimonial

*"211 staff was very helpful, polite, and really went out of her way to make sure I got everything I needed and more. Thank you very much."*

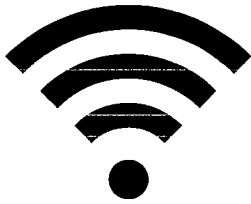
**AHIP (AIDS Housing Information Project)**

AHIP (AIDS Housing Information Project) offers housing and human services resource referrals to People Living with HIV/AIDS via a designated phone line and through one-on-one, in-person assistance at clinics and AIDS Service Organizations.



Last month, AHIP completed **182** calls and **6** face-to-face meetings with clients, provided **704** housing referrals and **164** referrals to services. AHIP completed **1** permanent housing placement, **2** site visits and assisted **3** clients with Coordinated Entry System navigation and document readiness. Year to date, AHIP has provided assistance to **231** unduplicated clients.

## November Outreach



**29** community web-based meetings & calls attended

**36,491** website page views

**10,434** website sessions/visitors

## Thank You to Our Partners



### Partner Spotlight - Berkeley Food & Housing Project

This provider of homeless services since 1970 was one of many organizations profiled as part of the Share the Spirit series in the East Bay Times.

[Read the story](#) about a traumatized veteran the organization helped get back on his feet.

Visit BFHP's [website here](#) to support them.

### Donor Spotlight - Share the Spirit

**sharethespirit2021**

Since 1983, the East Bay Times has been publishing stories about the hopes and desires of some of the least fortunate among us. As part of the Bay Area News Group, the East Bay Times Share the Spirit program — a 501(c)3 nonprofit — offers grants to organizations doing great work in the community.

Eden I&R is a proud recipient of a grant in 2021, the fourth consecutive year we have been fortunate to receive Share the Spirit funding.

So far this year, the fund has raised more than \$118,000. You can learn more and donate at [Share the Spirit](#).



[www.edenir.org](http://www.edenir.org)

Donate Now

Eden I&R | 570 B Street, Hayward, CA 94541

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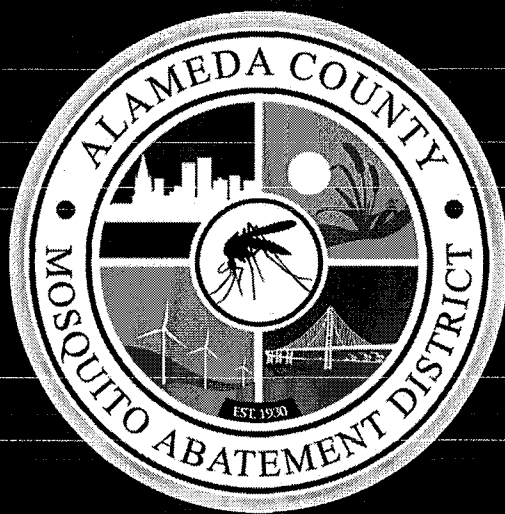
Sent by edenir@edenir.org powered by



**Bunting, Sarah K.**

**From:** Alameda County Mosquito Abatement District <judith+mosquitoes.org@ccsend.com>  
**Sent:** Monday, December 20, 2021 2:45 PM  
**To:** City Clerk  
**Subject:** ACMAD Receives award for Excellence in Financial Reporting Award from Government Finance Officers Association

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.



**Certificate of Achievement for Excellence in Financial Reporting awarded to Alameda County Mosquito Abatement District**

**Hayward, CA** - The Government Finance Officers Association of the United States and Canada (GFOA) has awarded the Certificate of Achievement for Excellence in Financial Reporting to Alameda County Mosquito Abatement District for its annual comprehensive financial report for the fiscal year ended June 30, 2020. The report has been judged by an impartial panel to meet the high standards of the program, which includes demonstrating a constructive "spirit of full disclosure" to clearly communicate its financial story and motivate potential users and user groups to read the report. The Certificate of Achievement is the highest form of recognition in the area of governmental accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.

The leadership of Alameda County Mosquito Abatement District is proud of the award, only a handful of other mosquito districts in the nation have received the certificate. General Manager Ryan Clausnitzer says "This award demonstrates more than balanced books. The award highlights our growing reputation for transparency and

responsiveness to the needs of our residents.” Clausnitzer highlighted the years long process of modernizing financial reporting which complements the districts commitment to transparency. He credits the work of staff and the ACMAD Board of Trustees for developing new systems and policies, which made the district eligible for the award. The award requires a large audit of the district’s finances and work for past years, not just 2020 and 2021. Accounting Associate Michelle Robles, who spearheaded the award submission related “We are very proud of the work that we have accomplished over the past few years to win the GFOA award. This award reflects our financial accountability and commitment to serving the residents of Alameda County.” To learn more about the award, see [Certificate of Excellence in Financial Reporting](#)

*Government Finance Officers Association (GFOA) advances excellence in government finance by providing best practices, professional development, resources, and practical research for more than 21,000 members and the communities they serve.*

**Contact:**

Judith Pierce Davison  
Public Outreach Coordinator  
Alameda County Mosquito Abatement District  
510-783-7744

Alameda County Mosquito Abatement District  
[mosquitoes.org](http://mosquitoes.org)



Alameda County Mosquito Abatement District | 23187 Connecticut St., Hayward, CA 94545

[Unsubscribe clerk@cityofberkeley.info](mailto:clerk@cityofberkeley.info)

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Sent by [judith@mosquitoes.org](mailto:judith@mosquitoes.org) in collaboration with



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**Bunting, Sarah K.**

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**From:** Downtown Berkeley Association <info@downtownberkeley.com>  
**Sent:** Monday, January 3, 2022 3:29 PM  
**To:** City Clerk  
**Subject:** HAPPY NEW YEAR! | Live Music and On Stage | BEST SANDWICHES in Downtown | On Display at BAMPFA and more...

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.



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**It Starts Here!**  
**Happy New Year!**  
*January 1, 2022*

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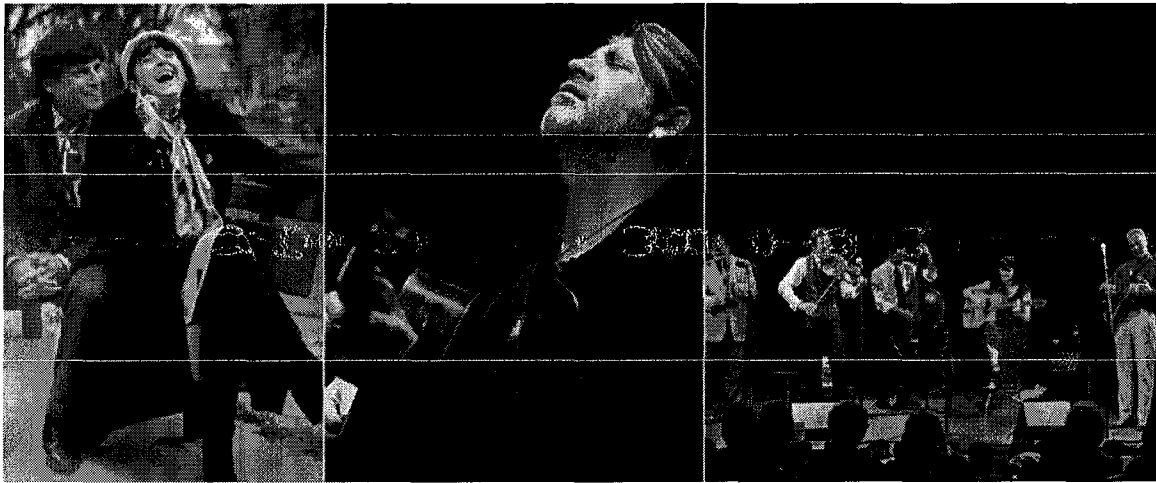
**ARTS *and* ENTERTAINMENT**

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**Live Music**

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**LIVE at The Freight!**



FRIDAY, JANUARY 21, 2022 7:00PM

## **Django Reinhardt Birthday Celebration**

*Stephane Wrembel is one of the most highly regarded guitarists in the world specializing in the style of legendary composer/guitarist Django Reinhardt; he learned his craft among the Gypsies at campsites in the French countryside.*

*"The mind-bendingly rapid melodies Stephane provided to the set's final song were an exclamation point for an audience that was enthralled for 60 minutes of unforgettable music."—Parklife DC*

### **Tickets & More Info**

**Check venue website for full calendar listings and COVID requirements**

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# **LIVE At The UC Theatre**



FRIDAY, JANUARY 21, 2022 Doors: 9:00pm • Show: 9:30pm  
**Electric Feels: Indie Rock + Indie Dance Party**

Electric Feels is an experiential dance party that features all your favorite Indie Rock + Indie Dance songs all night with amazing DJs, stage production and more! We're excited to bring this to Berkeley at The UC Theatre on Friday, January 21. We will be transforming the venue into our own world. Bring a friend or make one there and let loose. We're excited to join you.

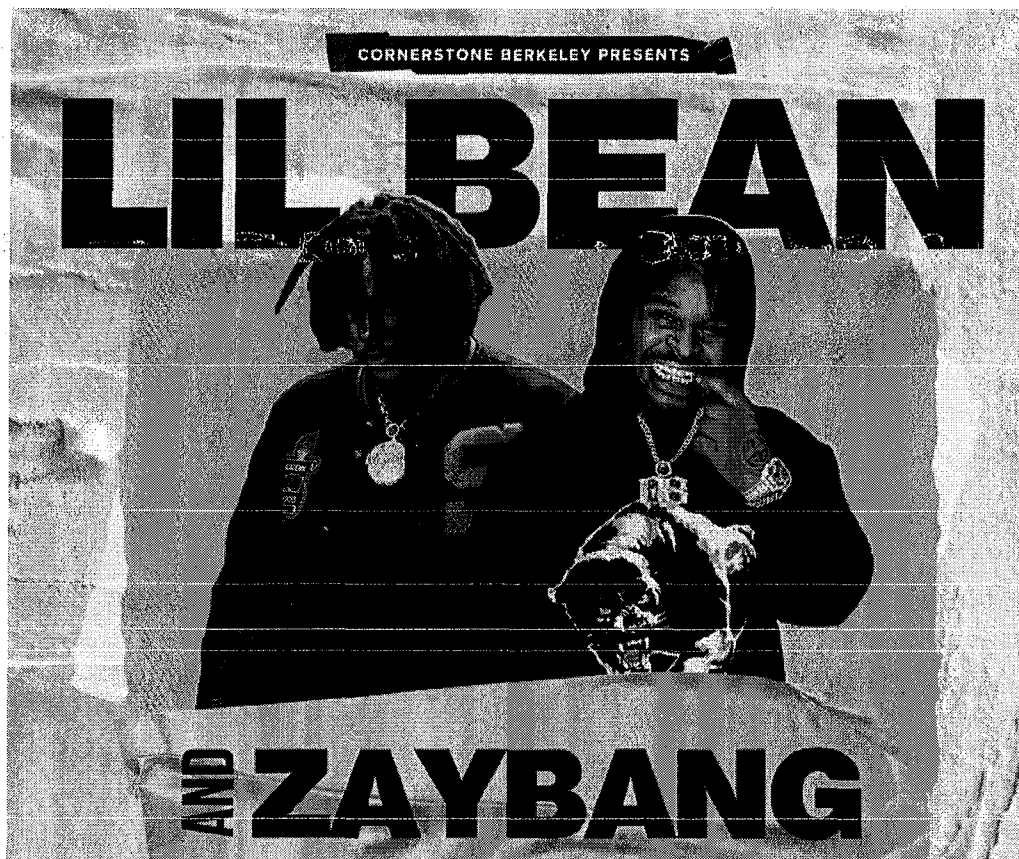
**Ticket & More Info**

**Check venue website for full calendar listings and COVID requirements**

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**LIVE at Cornerstone**





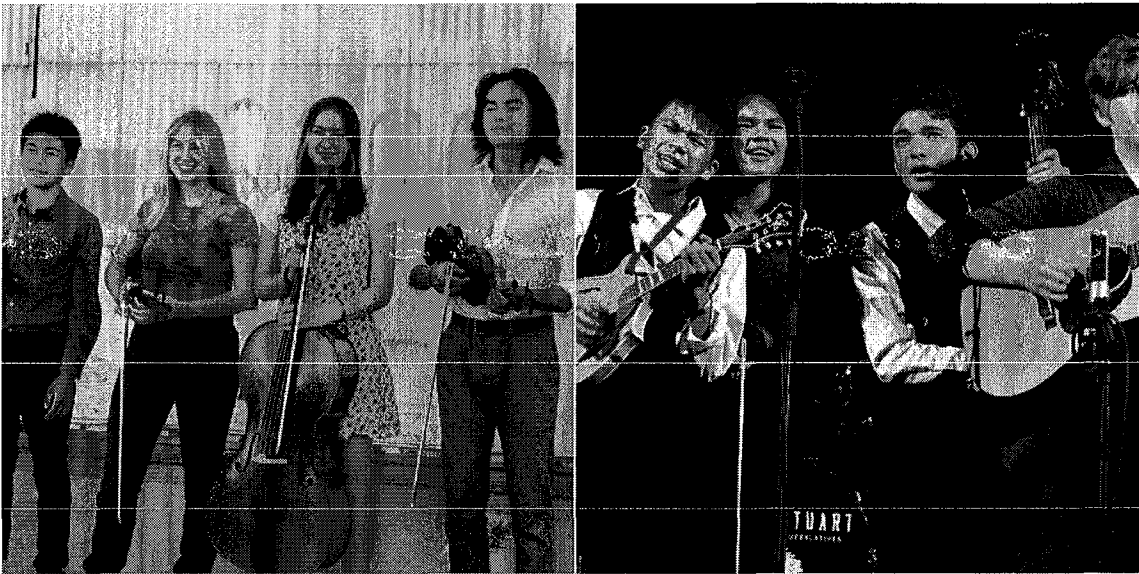
SATURDAY, JANUARY 08, 2022 8:30PM  
LIL BEAN & ZAYBANG

**Tickets & More Info**

Check venue website for full calendar listings and COVID requirements

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**LIVE at The Back Room**



SATURDAY, JANUARY 22, 2022 7:00 PM

## **Jubilee and Crying Uncle Bluegrass Band**

**Jubilee** consists of some of the top young award-winning musicians on the acoustic scene today. Known for their relentless groove and breathtaking improvisation, they bring a fresh approach to traditional bluegrass, old-time, and even work their genre-bending magic on a little jazz and funk.

**Crying Uncle Bluegrass Band** is widely recognized as one of the most exciting young bands in acoustic music, plays a unique mix of Bluegrass, Dawg, Jazz and original modern acoustic music.

### **Tickets & More Info**

**Check venue website for full calendar listings and COVID requirements**

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# **On Stage**

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## **At The Marsh Berkeley**

Tell It On Tuesday celebrates the expression of individual voices by promoting the art of storytelling and solo performance, coming together as a community to share works crafted by theater artists and storytellers.



Last Tuesday every month:  
January 31, February 22, March 29, April 26, May 31

**Tell It On Tuesday**

Hosted by Rebecca Fisher and Bridget Frederick

Tell It on Tuesday celebrates the expression of individual voices by promoting the art of storytelling and solo performance, coming together as a community to share works crafted by theater artists and storytellers.

**Ticket & More Info**

**Check venue website for full calendar listings and COVID requirements**

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## At The Rep



JANUARY 4–23, 2022

**MIKE BIRBIGLIA: THE OLD MAN AND THE POOL**

WRITTEN AND PERFORMED BY MIKE BIRBIGLIA

DIRECTED BY SETH BARRISH

RODA THEATRE

"We want you to laugh. We want you to feel." – Mike Birbiglia on *The Old Man and the Pool*. On the heels of his award-winning Broadway show *The New One*, comedian and storyteller Mike Birbiglia returns to Berkeley Rep with a tale of life, death, and his visits to a highly chlorinated YMCA pool.

**BUY TICKETS / SEE CALENDAR**

**Check venue website for full calendar listings and COVID requirements**

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**At The Aurora**



Starts NOVEMBER 12, 2021

**FATHER/DAUGHTER**

By Kait Kerrigan

Directed by M. Graham Smith

In its world premiere, *Father/Daughter*, by playwright Kait Kerrigan, is a beautifully written contemporary romance. Two actors play both pairs of lovers in this structurally inventive play that asks how our relationships with our parents and children impact our romantic lives. In parallel stories told 23 years apart, Baldwin is Miranda's 30-year-old divorced father who is trying to forge a new relationship with a beguiling woman, and Miranda is Baldwin's 30-year-old daughter, who has found herself in her first serious relationship.

**BUY TICKETS / SEE CALENDAR**

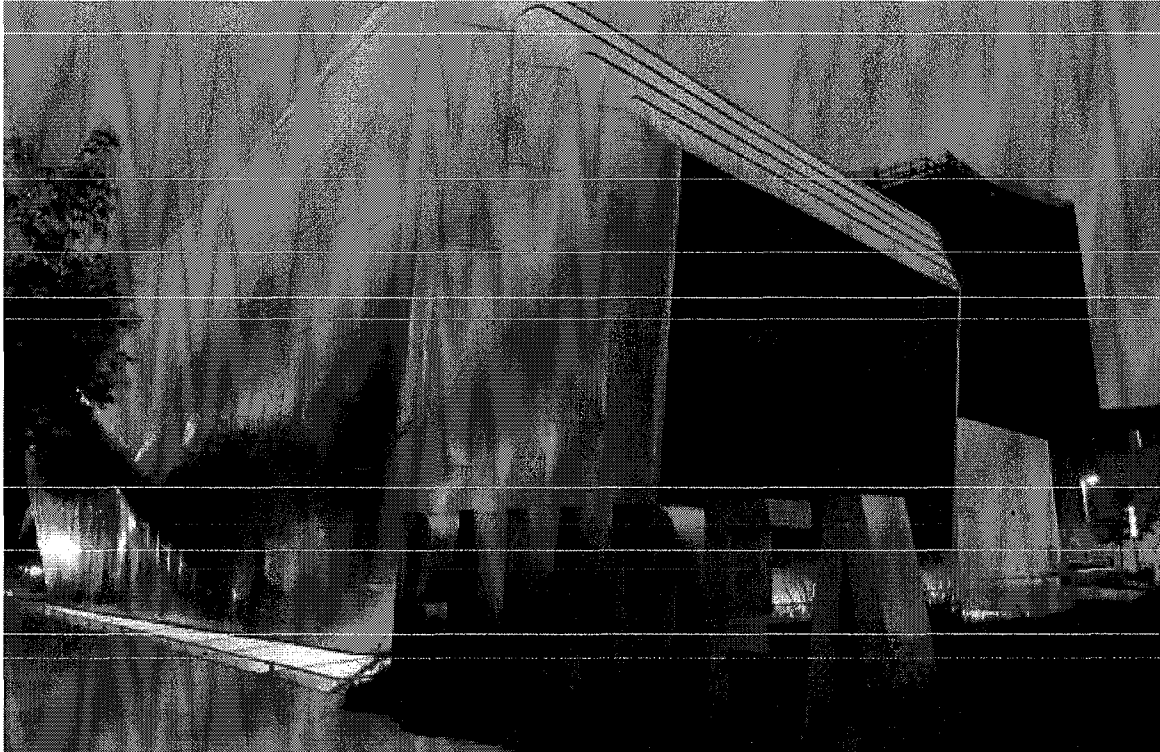
**Check venue website for full calendar listings and COVID requirements**

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# Galleries & Museums

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## **BAMPFA**



### **Holiday Closure: Dec 23–Jan 4**

BAMPFA will be closed from Thursday, December 23, reopening Wednesday, January 5, 2022. Happy holidays and we'll see you in the new year!

### **More Info...**

### **Continuing Exhibitions On Display**

August 28, 2021–January 30, 2022

**New Time: Art and Feminisms in the 21st Century**

---

# Films On View

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## On View at BAMPFA



DECEMBER 2, 2021–FEBRUARY 16, 2022

### **Big Screen: Highlights from a Year of Virtual Cinema**

Big Screen features a number of special presentations: Ryan Austin Dennis, guest co-curator of Black Life, introduces Melvin Van Peebles's poignant 1968 feature, *The Story of a Three Day Pass*. This groundbreaking film was recently restored and is most deserving of greater attention and recognition. Oakland-based filmmaker Veronica Selver and her New York-based co-director Susan Fanshel present *Iirmi*, a 2020 documentary made with great sensitivity and depth, for its first local screening in a cinema.

### **Buy Tickets**

**Check venue website for full calendar listings and COVID requirements**

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# FOOD *and* DRINK

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**Almost Time For Lunch!**  
**Here are some the BEST Sandwiches In**  
**Downtown Berkeley!**

---



## **Sandwich Zone**

2117 Kala Bagai Wy, Downtown Berkeley, CA 94704

*Pictured: Reuben Sandwich*

The staff at Sandwich Zone is devoted to serving customers mouthwatering dishes that feature the highest quality ingredients available. Richard's Dagwood Sandwich, Chipotle Dagwood Sandwich and Chicken Pesto Sandwich are all prepared quickly and delivered to you right away.

**Menu**

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## **Crave Subs**

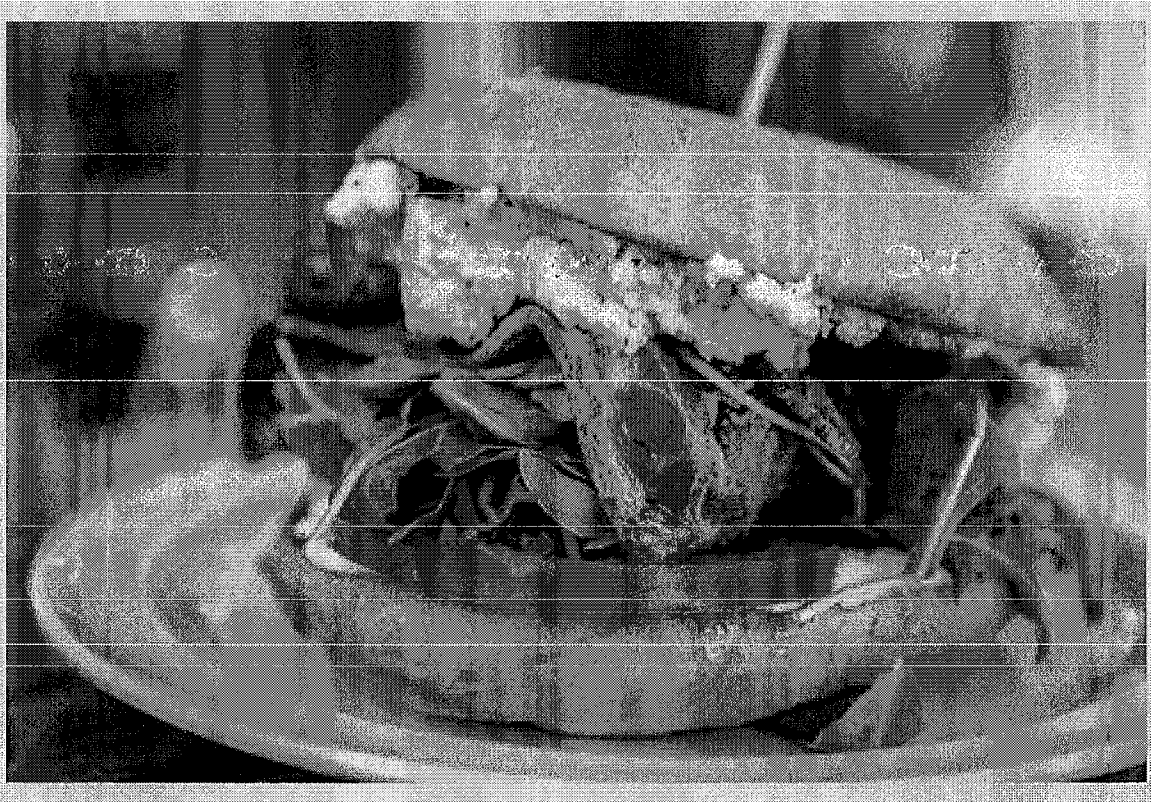
2122 Shattuck AVE, Downtown Berkeley, CA 94704

***Pictured: Vegan Angry Birds***

Crave Subs uses halal meat with fresh bread, produce, and a tasty sauce to make a fun and healthy sub. Crave Subs was born in San Francisco at San Francisco State University. Our flagship location was such a success with the faculty and students at SFSU, we opened a second location in the heart of Berkeley (across from the UC Berkeley campus) in June 2019.

## **Menu**

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## **The Butcher's Son**

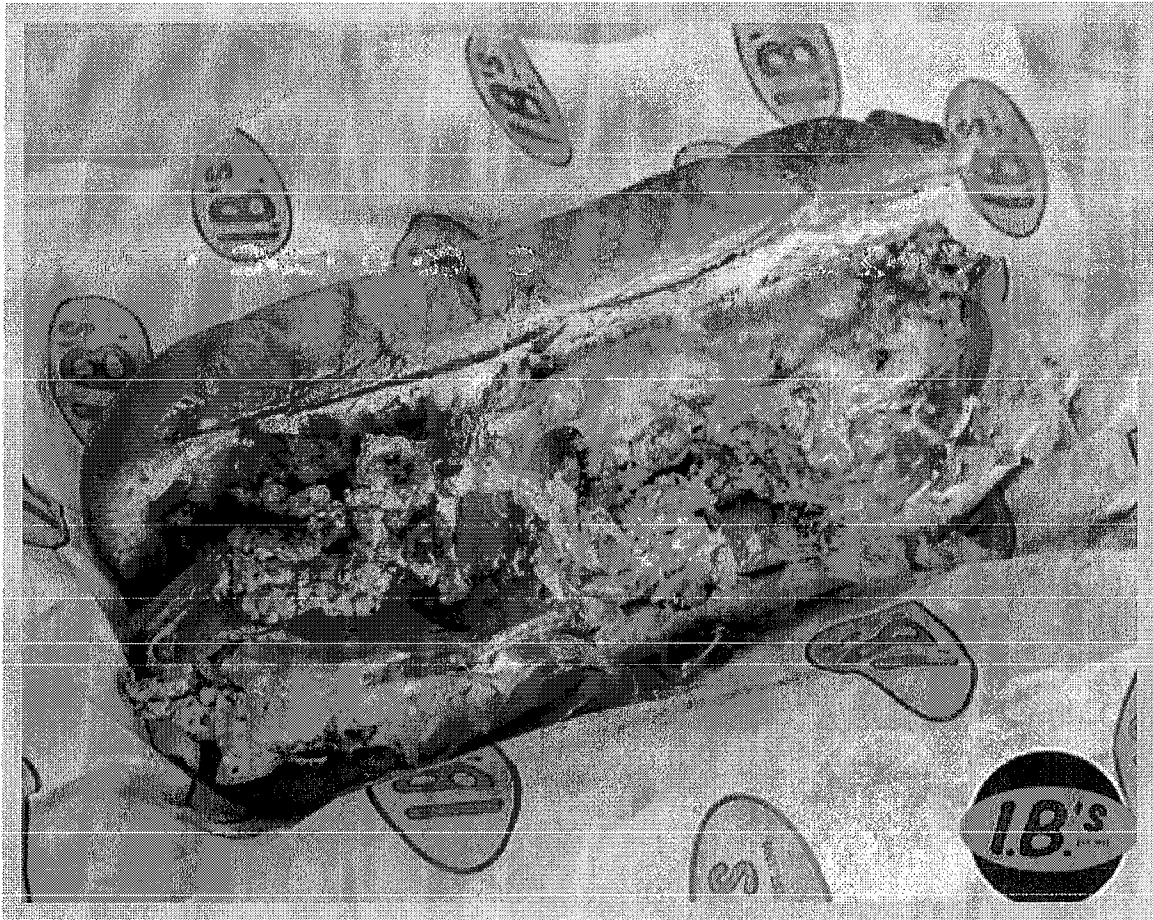
1954 University Ave, Downtown Berkeley, CA 94704

***Pictured: Killer B.L.A.T.***

Charming, industrial-chic bakery & vegan deli for pastries, coffee & creative vegetable-based mains.

### **Menu**

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**IB's**

2513 Durant Ave, Downtown Berkeley, CA 94704

*Pictured: Cheesesteak with chicken*

Snug sandwich outpost doles out burgers, cheesesteaks & hoagies at the counter in a no-frills shop.

**Menu**

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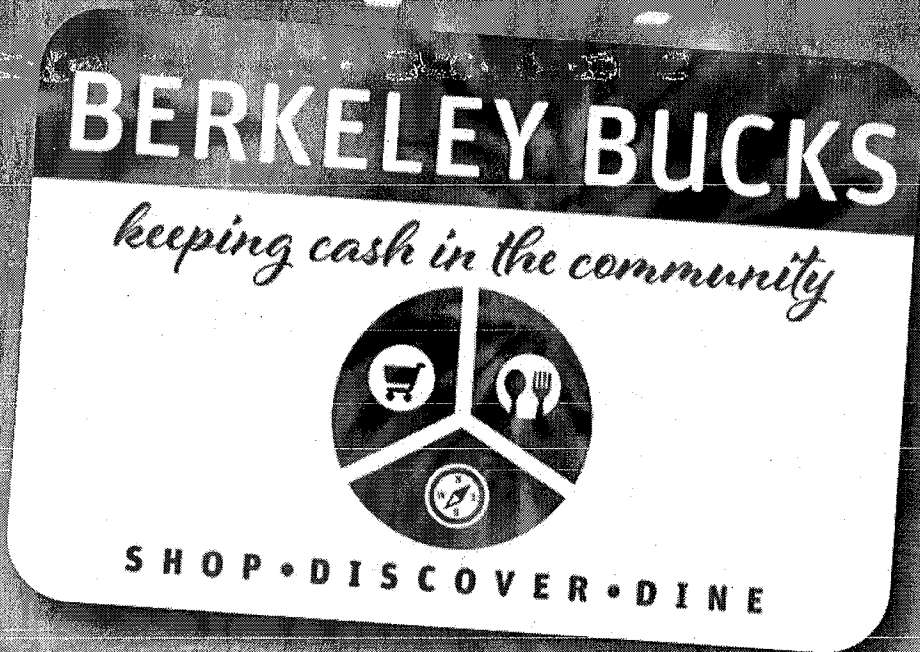
# COMMUNITY BOARD

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**See You Downtown!**

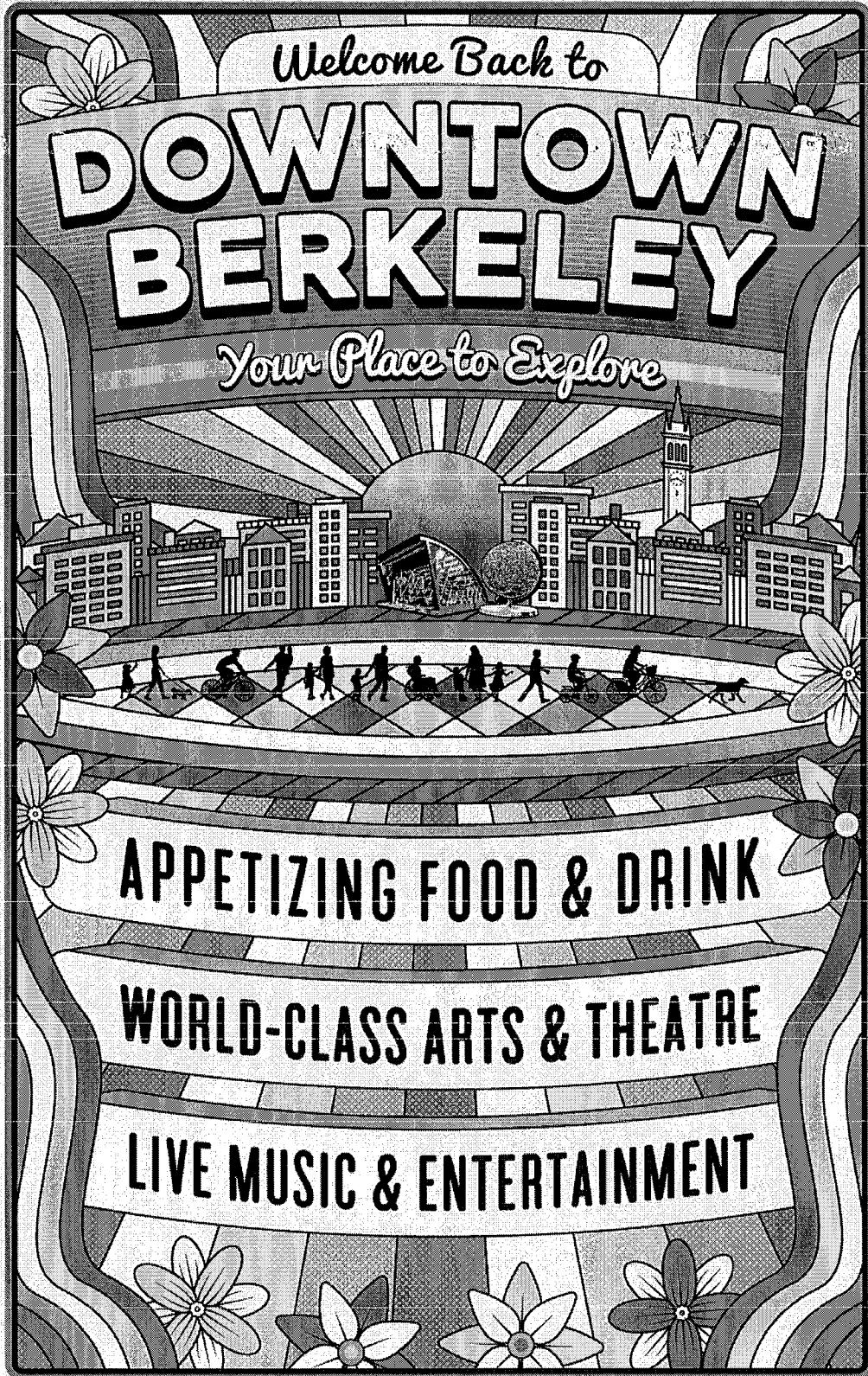
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*Give The Gift Of Berkeley!*



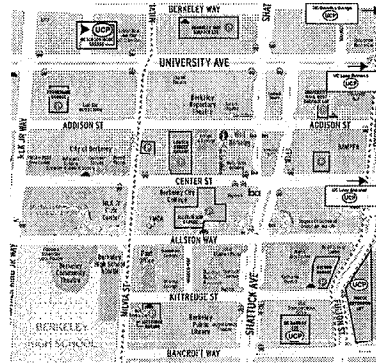
*Buy an Egift Card Today and keep your dollars Local!*





## Downtown Parking Map/Rates

Looking for parking while in town for a show or event. Check out Downtown Berkeley's Parking Map Guide. Download your own copy! [...More Info](#)



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**Downtown Berkeley Association | 510.549.2230 | [E-mail](#) | [Website](#)**



Downtown Berkeley Association | 2230 Shattuck Ave, Suite C, Berkeley, CA 94704

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**Richardson, April**

---

**From:** karenr@phc.net  
**Sent:** Tuesday, November 30, 2021 4:13 PM  
**To:** All Council  
**Cc:** Hahn, Sophie; nilang@cultivateempathyforall.org  
**Subject:** Re: Nilang Gor

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Berkeley council members:

Nilang Gor is a colleague of mine. Like his organization, Cultivate Empathy for All, my group, Plant-Based Advocates, promotes plant-based diets. We advocate for plant-based diets to improve human health, reduce greenhouse gas emissions, restore our environment, and repair our broken relationship with animals.

I applaud Nilang for his advocacy work. What he is doing is certainly necessary to preserve a habitable planet for future generations. Therefore I was surprised to see the comment from Councilmember Hahn saying that she "does not sit down and work with people who criticize her on social media."

Free speech is the heartbeat of our country. If an elected official can shut out constituents who have different views or who call out the elected official publicly, then we no longer have a democracy. We have a system of government administered by insider dealing and cronyism.

I am asking that Ms. Hahn immediately retract this statement and begin dealing with Mr. Gor in good faith to listen to, and work on, his proposals. After all, the council ALREADY agreed to the proposition to reduce meat purchases. I hope this is not just an empty promise made for show, but that you actually follow through on this commitment.

Best regards,

Karen Rubio  
 Plant-Based Advocates  
 Los Gatos, CA



**Plant-Based Advocates**  
 LOS GATOS



**Richardson, April**

---

**From:** Miriam Kasin <scribblescribbler@gmail.com>  
**Sent:** Saturday, December 4, 2021 9:28 AM  
**To:** All Council  
**Subject:** parking, bike lanes, etc.

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor and City Council members,

I am a lifetime Berkeley resident. I am writing to protest, on behalf of elderly and disabled Berkeley citizens, your efforts to wipe out parking places in lieu of big bike lanes, bus lanes and other areas. Your policy is age-ist and anti-handicapped people. Although I understand that you want less people using cars and look to bikes as the solution, elderly and disabled people cannot ride bikes. I am both elderly and disabled, and I have to drive. I also have to be able to park within a block of where I am going. I cannot walk further. It would not be practical to take a bus that stops many blocks from my destination, as most buses do and will, and a bicycle is out of the question.

Also, creating more narrow areas for driving when you want to build 9,000 more units and greatly expand the population of Berkeley is a recipe for disaster. For instance, making a block of Milvia Street one way and killing it off as an artery, right in front of a hospital and major medical center, creates traffic problems and a very inconvenient detour onto Shattuck Avenue to get to places like the Public Library, is very short-sighted. Why?

Instead of eliminating parking places, why not create more handicapped parking spaces? The number of such spaces, especially downtown, is woefully inadequate. You will get less traffic and help out the increasing population of aged and handicapped people.

Thank you for reading this. I hope that someone will respond.

Miriam Kasin  
363 Panoramic Way  
Berkeley 94704

**Benado, Tony**

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**From:** Danielle Adams <adamsdanielle77@gmail.com>  
**Sent:** Monday, December 6, 2021 5:09 PM  
**To:** Manager, C  
**Cc:** Berkeley Mayor's Office; Berkeley City Council Policy Committee; All Council  
**Subject:** Citations

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Berkeley City Manager,

I am writing regarding the numerous citations on my car from the City of Berkeley. My license plate is 7AZK658. I reside at 2236 Roosevelt Ave. Apt B, Berkeley, CA 94703. My cell number is 510-604-3142.

I have been disabled with Lyme Disease for the past 4 years, and continue to struggle with my condition, which is both physically and mentally debilitating. I have been in and out of work during this time, as holding a job has been difficult with my condition. My doctor can attest for my disability, as I have needed to take SDI, and now have a handicapped parking placard.

It is very painful and often impossible for me to walk down and up the 18 stairs to my unit and there is no elevator. I cannot move my car every 2 hours while I work out getting my parking permit, meaning that I have accrued more and more tickets while I try to find a way to pay for the ones I already have. Since the City of Berkeley won't sell me a permit without me first paying all current citations, this has become an impossible obligation to fulfill. I have called City of Berkeley and went into the offices to try to work something out, but did not receive help regarding this issue.

I now have many tickets and would like to find a way to negotiate a fair deal. They have accrued late fees bringing the total mostly for just late fees, to well over \$5,000. I need to have a car, as I still need to work/look for work and to take care of my daughter, and am a head of household single mom without any assistance besides myself.

I realize I have missed the 21 day mark for appealing these tickets, but my disability truly made getting to these in time impossible. My doctors can attest to the fact that my Lyme disease has made even the most mundane mental and physical tasks not possible.

Would you please review my case and let me know what can be done so that we can find a humane and reasonable solution together?

Thank you,  
 Danielle Adams

Here are the citations - I spoke with City of Berkeley last week and they said there are more than what the website shows - but this is most of them:

Citation(s): 29048934, 29037373, 28929441, 28960086, 28962604, 28809569, 28768221, 28763081, 28751646, 28257224, 28195388, 28090134, 28089909, 27148139, 27148814, 27148813, 27089178, 27079017, 27079016, 27019095, 26884493, 19860626, 18483417, 1908998695, 1908982481, 1908919573, 1908922690, 1908888773, 1908800945, 1908815096, 1908800234, 1908751632, 1908730934, 1908751212 and 1908605284

**Bunting, Sarah K.**

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**From:** D Dorenz <ddorenz@gmail.com>  
**Sent:** Wednesday, December 15, 2021 9:44 PM  
**To:** City Clerk  
**Subject:** No parking charges for Sundays

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Please let all Council members know that I oppose charging parking fees on Sundays. This will make attendance at churches and other organizations very difficult especially for low income people. It is very doubtful that it will inspire people to take public transit, but it will weigh financially on people who want to attend their houses of worship. Therefore, this proposal to charge for Sunday parking will not solve the transportation pollution problem in any significant way. It seems it is a ploy to put more money in the coffers of the City.

The parking meters in the business districts have also harmed small businesses and especially the theater. During Covid the theaters are already suffering dramatically, so it is not wise to add another layer of financial pain to this difficult situation.

Dorothea Dorenz  
Berkeley, Ca. 94706

--  
Dorothea Dorenz

**Benado, Tony**

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**From:** Charles Siegel <siegel@preservenet.com>  
**Sent:** Thursday, December 9, 2021 11:12 AM  
**To:** All Council  
**Subject:** Beg Buttons  
**Attachments:** BegButtonLetter.pdf

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

**Mayor Arreguin and Councilmembers:**

I have attached a letter from Walk Bike Berkeley about pedestrian push buttons, commonly known as "beg buttons."

Best,  
Chuck



# Walk Bike Berkeley

December 9,

2021

Mayor Arreguin and Councilmembers:

Walk Bike Berkeley asks the city not to reactivate the pedestrian push-buttons that were deactivated at intersections with heavy pedestrian use when the COVID epidemic began, so the Walk signal currently appears even if no one pushes the button.

Transportation activists call them “**beg buttons.**” They make pedestrians second-class citizens because other street users get a green light automatically but pedestrians have to ask. They make the streets less convenient and less safe for pedestrians.

- **They are inconvenient.** To get a Walk signal, pedestrians must press the button before the light turns green for cars. It is frustrating to walk up to an intersection just seconds after the light turns green, push the button, and have to wait for an entire signal phase before you can cross.
- **They are dangerous.** There are high rates of noncompliance: many pedestrians cross when the traffic light is green, even if there is no Walk signal. This is dangerous because there is a shorter time for crossing, which makes it likely that pedestrians could be caught in the middle of the street without time to finish crossing.
- **They confuse drivers.** There was extreme road rage when a large group of pedestrians was waiting to cross Bancroft at Telegraph and none of them bothered to press the beg button. When the pedestrian-only phase came, all the traffic lights were red, but all the pedestrian signals were also red. People waiting to cross were locals who knew that this was the pedestrian phase, and they all started crossing. But one driver thought that pedestrians crossing illegally were blocking him from making a left turn on the red, so he began leaning on his horn, driving toward the mass of pedestrians to threaten them, and cursing them viciously.
- **They confuse pedestrians.** For example, some pedestrians do not know they must press the button. One group waited through two signal phases to cross Martin Luther King Way and go to the farmers' market. When a bypasser finally told them that they had to press the button to get a Walk signal, they said they thought it happened automatically based on timing.

Beg buttons seem to have been designed for remote suburbs, where there are very few pedestrians. They make no sense in Berkeley or in other cities where there are large numbers of pedestrians, even at the intersections like Telegraph/Bancroft.

The city has made conditions safer and more convenient for pedestrians by deactivating them during the COVID epidemic, so the Walk signal is displayed whenever there is a green light for cars. Let's not move backward by reactivating them.

Charles Siegel, Ben Gerhardstein, Jackie Erbe, Liza Lutzker  
For Walk Bike Berkeley

*Walk Bike Berkeley, an all-volunteer group founded by Berkeley residents, advocates to make walking and biking in Berkeley safe, low-stress, and fun for people of all ages and abilities. We want a healthy, just, and sustainable transportation system in Berkeley.*

**Richardson, April**

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**From:** Margery Eriksson <mferiksson@icloud.com>  
**Sent:** Friday, December 3, 2021 4:33 PM  
**To:** All Council  
**Subject:** Support for Item #23 on the November 30th Agenda: Budget Referral to the City Manager to Improve Pedestrian Safety Where Sidewalks are Not Provided.

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

**Re: Support for Item #23 on the November 30<sup>th</sup> Agenda: *Budget Referral to the City Manager to Improve Pedestrian Safety Where Sidewalks are Not Provided.***

Dear Mayor and Councilmembers

I write to support Councilmember Wengraf's Item #23, on the City Council Agenda of November 30th.

I agree that all residents should be able to walk safely in their neighborhoods. Those of us who do not have sidewalks want to be able to walk without the constant fear of being hit by speeding vehicles as we try to reach our destinations or walk for exercise and recreation. Implementing steps to improve safety will help our children and Seniors to be able to walk to bus stops, mailboxes, and parks comfortably and safely. As traffic speed and volume increases, we need better signage and traffic controls on the narrow, curvy streets that are our only option for walking.

Please support Item 23, so that the people living in the 10 mile area of the hills, where there are no sidewalks, can be safe while walking.

Thank you,

Margery Eriksson  
James Nelson  
55 Poppy Lane

**Bunting, Sarah K.**

---

**From:** Miss Nancy Min Ji <minji0722@aol.com>  
**Sent:** Friday, December 31, 2021 12:24 PM  
**To:** Berkeley Mayor's Office; City Clerk; Kesarwani, Rashi; Taplin, Terry; Harrison, Kate; Hahn, Sophie; Wengraf, Susan; Robinson, Rigel; Droste, Lori; Auditor; Planning Dept. Mailbox; Manager, C; City Attorney's Office  
**Subject:** City Government of Berkeley, please immediately and fully execute the 100% plant-based food purchase plan for the City of Berkeley. Thank you!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Miss Nancy Min Ji  
 4328 Colden Street, PH  
 Flushing, NY 11355  
 347-256-6816  
[minji0722@aol.com](mailto:minji0722@aol.com)

Dear City Government of Berkeley:

Please allow me to urge that YOU immediately and fully execute the 100% plant-based food purchase plan for the City of Berkeley.

This is because, in the Holy Bible, God commended Man to lead animals and plants. Therefore, we the people shall not defy God's moral supremacy by detrimentally abusing this privilege to fatally exploit innocent animals like that of the factory farm industry.

Please allow me to strongly urge that YOU immediately and fully execute the 100% plant-based food purchase plan for the City of Berkeley. In addition, please help make the following four improvements to our food system.

- #1. Eliminate the entire factory farm industry, including all the aquatic factory farms.
- #2. Eliminate the live-animal markets.
- #3. Mandate strictly vegan food in public schools, public hospitals, shelters (including soup kitchens and local food programs) and the correction systems.
- #4. Update the USDA Dietary Guidelines for Americans by calling upon All People to be Vegans.

This is because vegan food is the most ethical, healthy, environmentally conscientious, nutritious and delicious food for all people. Here are my reasons:

- \* Animals raised on factory farms are solely for exploitation and murder --- really awful and scary if we think through. The owners of the factory farms may not be aware that, because they detrimentally exploit animals, they are as awful as certain evil capitalists who sexually exploit women.
- \* Artificial insemination employed by factory farms resembles very much like rape crime. In addition, in the cow factories, mom cows watch their male calves get torn away from them immediately after birth and sent to a slaughterhouse.
- \* Living condition on factory farms is often crowded, filthy and terrible.
- \* Eliminating factory farms can effectively help improve our environment. For example, it can effectively save clean water resource, improve air quality, and allow more lands for regular agriculture by eliminating forages.

\* Vegan food is the most virtuous, humane, environmentally ethical, healthy, nutritious and delicious food for all people.

There are vegan chicken, vegan beef, vegan pork, vegan fish, vegan shrimp, vegan crab, vegan egg, vegan cheese, vegan ice-cream, vegan milk (coconut milk, almond milk, walnut milk, soy milk, oat milk, cashew milk, flax milk and et cetera) available. And they can taste better than poultry, seafood and dairy products.

For examples, there are vegan burgers from Nature's Promise, Boca, Morningstar Farms, Gardein and Franklin Farms; vegan cheeses from Violife, Field Roast & Daiya; vegan ice-creams from Nature's Promise, Planet Oat and So Delicious Dairy Free; and vegan eggs from JUST Egg.

\* Ordinary people who reject vegan food because there is fear from their habitual meat/seafood/dairy consuming history. Seeing through this fear, they will find that vegan food really taste better.

\* Some people who reject vegan food because they think meat/seafood/dairy are nutritious for their bodies. This is a false belief because it is a virtuous and compassionate mindset that determines one's safety and health. Here are some examples:

Example #1 --- I have been a vegan/vegetarian for nearly 30 years. In year 1998 and 1999, many days I only ate white rice mixed with some cooking oil and salt. I was a vegetarian but I ate no fruits, no vegetables, no eggs, no seafood and no poultry. Only when I drank coffee, I would have half & half. And yet I was very healthy, strong and full of energy. At one time, a senior lady in the neighborhood said to me that I looked (glamorously) like a movie star.

During the periods that I was employed, the companies wanted to buy medical insurance for me as a part of compensation package. I felt insulted even though I knew fully well that the companies only meant to be compassionate and caring. I signed waivers to the medical insurances because I knew the only way to keep our lives healthy is living upon virtues, ethics and moral values. This is also the reason why I do not wear a mask during the corona pandemic because I believe a strong faith can overcome any diseases/illnesses and that practicing social distance shall be from our minds toward immoral freedom, liberty, material, and sex life.

Example #2 --- I am a member of PETA (People for Ethical Treatment of Animals). Our leader, Ms. Ingrid Newkirk, is a gorgeous lady, a vegan, and an extraordinarily indomitable fighter for ethical treatment of animals. She has introduced many celebrities in the sports and entertainment world who are vegans. They are all healthy and bright people.

Example #3 --- From what I know in the Asian communities, many Buddhists & Taoists are vegans/vegetarians. They are all healthy and noble people.

In conclusion, vegans are much more ethical and superior people than omnivores and carnivores because vegans are most close to Heaven in terms of virtue and health.

Therefore, please allow me to strongly urge that YOU immediately and fully execute the 100% plant-based food purchase plan for the City of Berkeley. In addition, please help make the following four improvements to our food system.

- #1. Eliminate the entire factory farm industry, including all the aquatic factory farms.
- #2. Eliminate the live-animal markets.
- #3. Mandate strictly vegan food in public schools, public hospitals, shelters (including soup kitchens and local food programs) and the correction systems.
- #4. Update the USDA Dietary Guidelines for Americans by calling upon All People to be Vegans.

This is because we the people live in a civilized world and we shall eat ethical food and live moral life. Thank you!

Very Truly Yours,

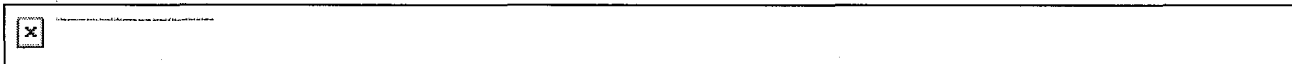


Miss Nancy Min Ji  
December 31, 2021

-----Original Message-----

From: Almira Tanner <almira@mail.directactioneverywhere.com>  
To: Min Ji <minji0722@aol.com>  
Sent: Wed, Dec 29, 2021 10:00 am  
Subject: How we got Berkeley City Council to commit to going plant-based

Stories to inspire.



Hi Min,

In July, the Berkeley City Council unanimously passed a resolution to transition 100% of city food purchases away from animal products and towards plant-based foods. While the timeline for the 100% goal is yet to be determined - the Council must report back on that in mid-2022 - getting the goal of 100% in the resolution was extremely important to us. (For more on that, check out this [blog post on symbolic victories](#).) But it almost didn't happen. Until the evening of the day before the vote, the resolution was only for 50%, not 100%.

This campaign was a lot harder than I thought it would be. We got essentially nowhere with months of polite emails, phone calls, postcards, and public comment. It wasn't until we started doing disruptive protests that we received a response from the Mayor and had our first meeting. And then it wasn't until we did two months of consecutive protests outside his home - including a sleepover protest where we camped out on his sidewalk - that the resolution got on the City Council agenda. So when we saw that the initial draft was for 50%, we didn't know what to do. Should we just accept it and move on, or should we keep fighting?

What we needed was a "friendly face" who could talk with the Mayor and serve as an intermediary between us and him to get that 100% in there. Luckily for us, we had an amazing coalition partner on board. Because they were liked by the Council already, they were well-suited to help pass messages back and forth. It truly felt like I was in a movie - negotiating back and forth the night before the vote, tensely waiting for each reply. At 8pm, we finally got the "Looks like we have a deal!" message and the rest is history!

In order to make significant progress, you almost always need a disruptive "[radical flank](#)"; politicians and corporations rarely change without pressure. Unsurprisingly though, these

tactics make it hard to be particularly well-liked by the institutions you're trying to change. That's why it's so important that there are different organizations taking different approaches. And while I think DxE serves an undervalued and underutilized role in the movement, I know we will need the whole "movement ecology" to win.

This year, we've really focused on our coalition-building efforts, both inside and outside the animal rights movement. Because of those efforts, Berkeley passed this bold resolution, DxE is now a part of the Bay Area climate justice spokescouncil, local environmental organizations are including animal rights messaging and chants in their actions, and dozens of organizations have signed on to our No More Factory Farms campaign, including Sunrise Bay Area, the California Democratic Environmental Caucus Animal Ag Committee, PETA, Mercy for Animals, and The Humane League.

There is so much work to be done in the world: so many issues to tackle, so many campaigns to plan, and so many strategies and tactics to use. I'm glad we're all out there fighting for justice, and I'm also glad that we can join forces when the time is right. What would you love to see the animal rights movement collaborate on in 2022?

Almira



Direct Action Everywhere  
PO Box 4782, Berkeley, CA 94704

[Unsubscribe](#) - [Unsubscribe Preferences](#)

**Benado, Tony**

---

**From:** Khushi Desai <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:31 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Mayor and Council,

As a resident of Berkeley, I urge you to adopt the Berkeley Plastic Bag Ordinance which will provide holistic and monumental progress to plastic waste and pollution in Berkeley, and beyond.

Existing state and county laws are riddled with loopholes that allow the plastic industry to continue polluting our bay, ocean, air, climate, parks and streets. We are in a climate emergency, and the plastic industry is one of the fastest growing sectors of the fossil fuel industry.

Thick plastic film checkout bags are not durable and are rarely reused, and are especially difficult to recycle! In any store not preempted by the state, we should ban plastic film bags and encourage customers to use real reusable bags or paper for a fee.

Additionally, it is time to phase out plastic film bags from our produce aisle! Even "compostable" plastic bags are a problem as Berkeley's recycling facility cannot process them. Pre-checkout bags should either be reusable non-film plastic or paper for a small fee.

Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Khushi Desai  
khushidesai@gmail.com

Berkeley, California 94720

## Benado, Tony

---

**From:** Vivien Wallis <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:30 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Vivien Wallis  
vzau@berkeley.edu

El Cerrito, California 94530

## Benado, Tony

---

**From:** Olivia Fambrough <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:29 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Olivia Fambrough  
oliviafambrough@gmail.com

Berkeley, California 94703

**Benado, Tony**

---

**From:** Hanzhe Long <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:28 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Hanzhe Long  
hanzhelong@berkeley.edu

Berkeley, California 94720

## Benado, Tony

---

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**Sent:** Sunday, December 12, 2021 1:28 AM  
**To:** All Council; City Clerk  
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Thank you for your consideration and service.

Hanzhe Long  
hanzhelong@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Charles Klein <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:28 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Charles Klein  
klein2734@berkeley.edu

Berkeley, California 94720



## **Benado, Tony**

---

**From:** Annabel Eigel <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:27 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Annabel Eigel  
aeigel@berkeley.edu

Berkeley, California 94704

## **Benado, Tony**

---

**From:** Cordelia Badger <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:27 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Cordelia Badger  
deliabadger@berkeley.edu

San Francisco, California 94199

## Benado, Tony

---

**From:** Vivian Frisk <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:26 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Vivian Frisk  
vivianpublications@gmail.com

Berkeley, California 94720

**Benado, Tony**

---

**From:** Jose Entrekin <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:25 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Jose Entrekin  
jentrekin@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Anne Zhang <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:24 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Anne Zhang  
azhang1888@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Oameron Deptala <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:19 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Oameron Deptala  
deptala@berkeley.edu

Berkeley, California 94705

## **Benado, Tony**

---

**From:** Stephanie Hernandez Roman <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:19 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Stephanie Hernandez Roman  
stephanieyher@berkeley.edu

Redwood City, California 94063

## Benado, Tony

---

**From:** Ezra Korican-Barlay <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:18 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Ezra Korican-Barlay  
ezrakoricanbarlay@gmail.com

Berkeley, California 94720



## Benado, Tony

---

**From:** Steven Gust <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:16 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Steven Gust  
sjg@berkeley.edu

Berkeley, California 94709

## **Benado, Tony**

---

**From:** Zofia Wilk <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:15 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Zofia Wilk  
zfile8@berkeley.edu

Berkeley, California 94709

**Benado, Tony**

---

**From:** Mark Alveres <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:13 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Mark Alveres  
markalveres23@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Debbie Tang <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:12 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Debbie Tang  
debbietang@126.com

Berkeley, California 94702

**Benado, Tony**

---

**From:** Rachel Yao <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:12 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Mayor and Council,

As a resident of Berkeley, I urge you to adopt the Berkeley Plastic Bag Ordinance which will provide holistic and monumental progress to plastic waste and pollution in Berkeley, and beyond.

Existing state and county laws are riddled with loopholes that allow the plastic industry to continue polluting our bay, ocean, air, climate, parks and streets. We are in a climate emergency, and the plastic industry is one of the fastest growing sectors of the fossil fuel industry.

Thick plastic film checkout bags are not durable and are rarely reused, and are especially difficult to recycle! In any store not preempted by the state, we should ban plastic film bags and encourage customers to use real reusable bags or paper for a fee.

Additionally, it is time to phase out plastic film bags from our produce aisle! Even "compostable" plastic bags are a problem as Berkeley's recycling facility cannot process them. Pre-checkout bags should either be reusable non-film plastic or paper for a small fee.

Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Rachel Yao  
rachelyoab@icloud.com

Berkeley, California 94702

**Benado, Tony**

---

**From:** Argin Eyuazi <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:09 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Honorable Mayor and Council,

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Argin Eyuazi  
eyuaziargin@yahoo.com

Berkeley, California 94720

## **Benado, Tony**

---

**From:** Yuanmeng Zhang <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:08 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Yuanmeng Zhang  
25zhangy@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Khaled Alameldrh <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:07 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Khaled Alameldrh  
khaleddevelops@gmail.com

San Diego, California 92103



**Benado, Tony**

---

**From:** Asucena Lundgren <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:06 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Asucena Lundgren  
alundgren@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** Elsa Cuenca Rubio <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:06 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Elsa Cuenca Rubio  
emcr@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Tyjaun Nettles <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:01 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Tyjaun Nettles  
tyjaunnettles@gmail.com

Alameda, California 94501

**Benado, Tony**

---

**From:** Neda Bahrani <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:01 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Neda Bahrani  
nedabahrani163@gmail.com

Berkeley, California 94704

## Benado, Tony

---

**From:** Carolina Santos <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:00 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Carolina Santos  
0carolinasantos0@gmail.com

Berkeley, California 94720

**Benado, Tony**

---

**From:** Anica Pohray <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 1:00 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Anica Pohray  
apohray@berkeley.edu

Berkeley, California 94709

## Benado, Tony

---

**From:** Violet Carter <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:59 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Violet Carter  
vc48@berkeley.edu

Berkeley, California 94704

## **Benado, Tony**

---

**From:** Marisol Morales <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:58 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Marisol Morales  
mmhernandez@berkeley.edu

Berkeley, California 94704



**Benado, Tony**

---

**From:** Menucha Winchell <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:58 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Menucha Winchell  
mmwinchell@berkeley.edu

Valley Village, California 91607

## Benado, Tony

---

**From:** Brian Rodriguez <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:57 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Brian Rodriguez  
brodsharktooth@gmail.com

Berkeley, California 94704

## Benado, Tony

---

**From:** Jennifer Nnoli <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:57 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Jennifer Nnoli  
jennoli@berkeley.edu

Berkeley, California 94704

## **Benado, Tony**

---

**From:** Angi Chen <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:56 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Angi Chen  
aa99cc@berkeley.edu

Berkeley, California 94710

## Benado, Tony

---

**From:** Xioayu Lin <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:55 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Xioayu Lin  
lin132890388@gmail.com

Emeryville, California 94608

## Benado, Tony

---

**From:** Evan Agbayani <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:52 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Evan Agbayani  
evan.agbayani@gmail.com

Berkeley, California 94720

## Benado, Tony

---

**From:** Maddie Choi <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:51 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Maddie Choi  
madelinekchoi@berkeley.edu

Berkeley, California 94720

## **Benado, Tony**

---

**From:** Kaya Dixon <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:51 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Kaya Dixon  
dixonkaya@gmail.com

Berkeley, California 94720



## Benado, Tony

---

**From:** Francie Tomlin <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:50 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Francie Tomlin  
francie.tomlin@berkeley.edu

Berkeley, California 94720

## **Benado, Tony**

---

**From:** Lincoln Si Bonjai <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:50 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Mayor and Council,

As a resident of Berkeley, I urge you to adopt the Berkeley Plastic Bag Ordinance which will provide holistic and monumental progress to plastic waste and pollution in Berkeley, and beyond.

Existing state and county laws are riddled with loopholes that allow the plastic industry to continue polluting our bay, ocean, air, climate, parks and streets. We are in a climate emergency, and the plastic industry is one of the fastest growing sectors of the fossil fuel industry.

Thick plastic film checkout bags are not durable and are rarely reused, and are especially difficult to recycle! In any store not preempted by the state, we should ban plastic film bags and encourage customers to use real reusable bags or paper for a fee.

Additionally, it is time to phase out plastic film bags from our produce aisle! Even "compostable" plastic bags are a problem as Berkeley's recycling facility cannot process them. Pre-checkout bags should either be reusable non-film plastic or paper for a small fee.

Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Lincoln Si Bonjai  
lincoln\_si\_bonjai@berkeley.edu

Berkeley, California 94702

## **Benado, Tony**

---

**From:** Amos You <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:48 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Honorable Mayor and Council,

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Amos You  
ayooooo0@gmail.com

Berkeley, California 94720

**Benado, Tony**

---

**From:** Cristina Ortiz <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:48 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Cristina Ortiz  
cristinaortiz@berkeley.edu

Alhambra, California 91803

**Benado, Tony**

---

**From:** Arisha Khan <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:47 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Arisha Khan  
arishak906@gmail.com

Hayward, California 94544

## Benado, Tony

---

**From:** Kiana Malek <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:46 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Kiana Malek  
Kianarosemalek@berkeley.edu

Sunnyvale, California 94087

**Benado, Tony**

---

**From:** Sreeleuna Vedagini <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:46 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Sreeleuna Vedagini  
sreevi@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Junesoo Jun <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:45 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Junesoo Jun  
Junhyung0710@berkeley.edu

Berkeley, California 94704



## Benado, Tony

---

**From:** Emily Moberly <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:44 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Emily Moberly  
emilymoberly@berkeley.edu

Windsor, California 95492

**Benado, Tony**

---

**From:** Carlos Huerta <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:43 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Carlos Huerta  
carlosr.huerta@berkeley.edu

Napa, California 94558

## **Benado, Tony**

---

**From:** Nina Mosler <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:41 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Nina Mosler  
nina mosler@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** Harry Chen <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:41 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Harry Chen  
harrybear510@gmail.com

Alameda, California 94501

**Benado, Tony**

---

**From:** Grace Li <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:40 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Grace Li  
ji.grace.02@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** Ayush Kavnik <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:38 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Ayush Kavnik  
phillipwiedenehr@gmail.com

Berkeley, California 94720

## Benado, Tony

---

**From:** Isabella Borkovic <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:38 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Isabella Borkovic  
iborkavic@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Anthony Loory <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:37 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Anthony Loory  
ajcloory623@gmail.com

Berkeley, California 94704



## Benado, Tony

---

**From:** Rithik Agastya <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:36 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Rithik Agastya  
ragastya@berkeley.edu

Berkeley, California 94709

## Benado, Tony

---

**From:** Mohammad Dawood Junaid <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:36 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Mohammad Dawood Junaid  
dawood.junaid@berkeley.edu

Berkeley, California 94720

## Benado, Tony

---

**From:** Amisha Sethi <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:34 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Amisha Sethi  
amisha.sethi@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Navya Pariti <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:33 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Navya Pariti  
navyapariti@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** Di Anne <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:33 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Di Anne  
dianne@gmail.com

Berkeley, California 94709

## Benado, Tony

---

**From:** James Acuesta <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:32 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

James Acuesta  
acuesta.james@berkeley.edu

Berkeley, California 94704

## **Benado, Tony**

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**From:** Gema Mendoza Morales <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:32 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Mayor and Council,

As a resident of Berkeley, I urge you to adopt the Berkeley Plastic Bag Ordinance which will provide holistic and monumental progress to plastic waste and pollution in Berkeley, and beyond.

Existing state and county laws are riddled with loopholes that allow the plastic industry to continue polluting our bay, ocean, air, climate, parks and streets. We are in a climate emergency, and the plastic industry is one of the fastest growing sectors of the fossil fuel industry.

Thick plastic film checkout bags are not durable and are rarely reused, and are especially difficult to recycle! In any store not preempted by the state, we should ban plastic film bags and encourage customers to use real reusable bags or paper for a fee.

Additionally, it is time to phase out plastic film bags from our produce aisle! Even "compostable" plastic bags are a problem as Berkeley's recycling facility cannot process them. Pre-checkout bags should either be reusable non-film plastic or paper for a small fee.

Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Gema Mendoza Morales  
gemamendoza33@berkeley.edu

Berkeley, California 94710

**Benado, Tony**

---

**From:** Nym Manker <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:31 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Mayor and Council,

As a resident of Berkeley, I urge you to adopt the Berkeley Plastic Bag Ordinance which will provide holistic and monumental progress to plastic waste and pollution in Berkeley, and beyond.

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Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Nym Manker  
karamanker@berkeley.edu

Berkeley, California 94720



**Benado, Tony**

---

**From:** Samantha Hornz <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:30 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Honorable Mayor and Council,

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Thank you for your consideration and service.

Samantha Hornz  
sammiedh162@gmail.com

Berkeley, California 94704

## Benado, Tony

---

**From:** Franchesca Araujo <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:29 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Franchesca Araujo  
araujofranchesca@gmail.com

Berkeley, California 94704

## Benado, Tony

---

**From:** Kaitlin Dang <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:28 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Kaitlin Dang  
kaitlindang@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Rachel Raps <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:27 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Rachel Raps  
rvaps@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Vivian Cormany <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:27 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Vivian Cormany  
vcormany@berkeley.edu

Coos Bay, Oregon 97420

## Benado, Tony

---

**From:** Ari Fomalont <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:26 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Ari Fomalont  
afomalont@gmail.com

Berkeley, California 94704

## Benado, Tony

---

**From:** Sophie Xue <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:25 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Sophie Xue  
sophiexue@berkeley.edu

Berkeley, California 94709

**Benado, Tony**

---

**From:** Lia Swindle <info@sg.actionnetwork.org>  
**Sent:** Sunday, December 12, 2021 12:25 AM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Lia Swindle  
lia.swindle@berkeley.edu

Berkeley, California 94704



## Benado, Tony

---

**From:** Tanya Merezes <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:52 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Tanya Merezes  
tanyamerezes@berkeley.edu

San Jose, California 95123

## **Benado, Tony**

---

**From:** Martin Beach <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:52 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Martin Beach  
naomibeach@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** Edgar Suarez-Chavez <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:51 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Edgar Suarez-Chavez  
edgar.suarez@berkeley.edu

Oakland, California 94605

**Benado, Tony**

---

**From:** Veronica Alexander <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:50 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Veronica Alexander  
valexander@berkeley.edy

Berkeley, California 94720

**Benado, Tony**

---

**From:** Maria Li <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:49 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Maria Li  
maria.li@berkeley.edu

Berkeley, California 94704

## Benado, Tony

---

**From:** Janet Jara <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:48 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Janet Jara  
janet.jara@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** Nhi Tran <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:48 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Nhi Tran  
nhii.tran@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Jack Galloway <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:46 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Jack Galloway  
jackgalloway@berkeley.edu

Berkeley, California 94720



## Benado, Tony

---

**From:** Matthew Szakmeister <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:45 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Matthew Szakmeister  
matt-szak@berkeley.edu

Berkeley, California 94720

**Benado, Tony**

---

**From:** Longtei Li <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:45 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Longtei Li  
longteili@berkeley.edu

Berkeley, California 94720

## Benado, Tony

---

**From:** Lance Ultscu <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:44 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Lance Ultscu  
whatup@berkeley.edu

Bellmead, Texas 92001

## Benado, Tony

---

**From:** Josue Esquivel <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:43 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Honorable Mayor and Council,

As a resident of Berkeley, I urge you to adopt the Berkeley Plastic Bag Ordinance which will provide holistic and monumental progress to plastic waste and pollution in Berkeley, and beyond.

Existing state and county laws are riddled with loopholes that allow the plastic industry to continue polluting our bay, ocean, air, climate, parks and streets. We are in a climate emergency, and the plastic industry is one of the fastest growing sectors of the fossil fuel industry.

Thick plastic film checkout bags are not durable and are rarely reused, and are especially difficult to recycle! In any store not preempted by the state, we should ban plastic film bags and encourage customers to use real reusable bags or paper for a fee.

Additionally, it is time to phase out plastic film bags from our produce aisle! Even "compostable" plastic bags are a problem as Berkeley's recycling facility cannot process them. Pre-checkout bags should either be reusable non-film plastic or paper for a small fee.

Finally, please require stores to not unreasonably deny customers from bringing their own bags or containers from home.

Thank you for your consideration and service.

Josue Esquivel  
ejosue98@berkeley.edu

Berkeley, California 94720

## **Benado, Tony**

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**From:** Karina Alamania <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:43 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Karina Alamania  
almanzak@berkeley.edu

Berkeley, California 94703

## Benado, Tony

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**From:** Bryanna Garino <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:42 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Bryanna Garino  
bry\_garino@berkeley.edu

Manteca, California 95337

## Benado, Tony

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**From:** Daniela Plasceneia <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:41 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Daniela Plasceneia  
daneilapas00@gmail.com

Berkeley, California 94703

## Benado, Tony

---

**From:** Bella Antonelli <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:41 PM  
**To:** All Council; City Clerk  
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Bella Antonelli  
bellaantonelli@gmail.com

Berkeley, California 94720



**Benado, Tony**

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**From:** Vivian Ramirez Rodriguez <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:40 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Vivian Ramirez Rodriguez  
vivianlucrecia@berkeley.edu

Pinole, California 94564

## Benado, Tony

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**From:** Ameyalli Ramirez <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:39 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Ameyalli Ramirez  
ameyalli@berkeley.edu

Panorama City, California 91402

**Benado, Tony**

---

**From:** He Wei <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:38 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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He Wei  
he.wei.25@berkeley.edu

Berkeley, California 94720

## Benado, Tony

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**From:** Tasmia Khan <info@sg.actionnetwork.org>  
**Sent:** Saturday, December 11, 2021 11:37 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Tasmia Khan  
tasmia\_khan@berkeley.edu

Berkeley, California 94720

## Richardson, April

---

**From:** Ciara Khor-Brogan <info@sg.actionnetwork.org>  
**Sent:** Tuesday, December 14, 2021 11:53 PM  
**To:** All Council; City Clerk  
**Subject:** Please Support the Berkeley Plastic Bag Ordinance!

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Thank you for your consideration and service.

Ciara Khor-Brogan  
ciarayanyan@berkeley.edu

Berkeley, California 94704

**Benado, Tony**

---

**From:** John Lindsay-Poland <JLindsay-Poland@afsc.org>  
**Sent:** Friday, December 10, 2021 4:27 PM  
**To:** All Council  
**Subject:** City Council members - New state law / Berkeley ordinance on police equipment  
**Attachments:** MilEquipmentAFSC10Dec2021.docx

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear City Council members,

Below and attached is a memo for PAB members regarding implementation of Berkeley's ordinance on controlled equipment and new state legislation, AB 481.

Thanks.

John Lindsay-Poland

cc: PAB members and Interim BPD Chief

To: Members of Berkeley Police Accountability Board and City Council and interim BPD chief

From: John Lindsay-Poland, American Friends Service Committee (AFSC)

**Re: Militarized Equipment Policies and AB 481 Requirements**

December 10, 2021

I submit information about the requirements of Berkeley's ordinance on Controlled Equipment as well as of AB 481, which was signed by Governor Newsom on September 30 and applies to all local law enforcement agencies in the state. The two pieces of legislation create overlapping requirements for transparency, use policies and reporting on militarized equipment for BPD. **These requirements have implications for the Accountability Board's and City Council's agendas and work on these issues. They require the PAB to maintain a robust capacity, especially during the next six months.** American Friends Service Committee is prepared to support this process with information and analysis.

The Berkeley ordinance on controlled equipment (Police Equipment and Community Safety Ordinance, Berkeley Municipal Code Chapter 2.100) and AB 481 have similar structures and intents: they require law enforcement agencies to submit information and use policies for any of a list of militarized equipment types that the agency seeks to acquire or continue to use. The use policies must be considered by the local governing body (City Council for AB 481; the Police Accountability Board [PAB] and City Council for the Berkeley ordinance), and if approved, the agency must make annual reports on how the equipment has been deployed. Both create calendars for implementation in 2022. However, there are significant differences as well.

It is important to note that AB 481 explicitly does not preempt stronger provisions in local ordinances, such as Berkeley's, that address the same subject. However, any provision in AB 481 that is stronger than the local ordinance will apply.

#### **Timing:**

- The Berkeley ordinance requires BPD to submit proposed use policies and impact statements for controlled equipment to the PAB before they are considered by the City Council. These proposed policies and impact statements must be submitted *to the PAB* by April 27, 2022 (one year after City Council passage).
- AB 481 requires that BPD submit use policies and impact statements for controlled equipment the BPD acquired before January 1, 2022 and which it seeks to continue to use to *the City Council* by May 1, 2022. AB 481 also requires that the proposed use policy be posted on the BPD's web site at least 30 days before the City Council agendaizes consideration of approval, and the City Council to approve the use policy through an ordinance within 180 days of the policy's submission. If that doesn't occur, BPD must cease use of the equipment until a use policy is approved by the Council.

In other words, the combined requirements of the Berkeley ordinance and AB 481 mean that the BPD must submit use policies to both the PAB and City Council by sometime in April.

AB 481, like the Berkeley ordinance, applies to controlled equipment acquired through grant funds; purchase, lease, or borrowing; proposals to acquire or use controlled equipment; the 1033 program (BPD does not participate). However, AB 481 also applies to "Collaborating with another law enforcement agency in the deployment or other use of military equipment within the territorial jurisdiction of the governing body." In other words, AB 481 applies to mutual aid uses of controlled equipment that come from an outside agency.

The Berkeley ordinance also states: "To ensure that the review of previously-acquired Controlled Equipment is appropriately prioritized, the Police Department shall provide a prioritized ranking of such Controlled Equipment, and the Police Accountability Board shall consider this ranking in determining the order in which to perform its review." To our knowledge, BPD has yet provided a prioritized list to the PAB. It is critical that it do so soon.

#### **Needs for use policies and impact statements**

While BPD has created use policies for a number of types of controlled equipment that it currently uses, AB 481 and the Berkeley ordinance will require further disclosure and/or policy development for all types of controlled equipment that BPD uses. (The Berkeley ordinance requires *impact statements* as well as *use policies*, but AB 481 incorporates impact statement information into the *use policies*.) Some types of controlled equipment used by BPD, including assault rifles and projectile launchers, will require more substantial policy development.

For example, BPD has no policy for the assault rifles deployed with some officers, apart from a general firearms policy. Use policies for armored vehicles, firearms, pepper spray, long batons, LRADs and other equipment don't specify the fiscal cost, measures to safeguard against impacts on civil rights, alternatives, or whether the equipment's maintenance requires third party providers – these are required for use policies mandated by AB 481. Policies and impact statements required by the two pieces of legislation include the following:

1. **Description:** A description of each type of Controlled Equipment, the quantity sought, its capabilities, expected lifespan, intended uses and effects, and how it works, including product descriptions from the manufacturer of the Controlled Equipment. [AB 481 does not require “intended uses and effects”.]
2. **Purpose:** The purposes and reasons for which the BPD proposes to use each type of Controlled Equipment.
3. **Fiscal Cost:** The fiscal cost of each type of Controlled Equipment, including the initial costs of obtaining the equipment, the costs of each proposed use, the costs of potential adverse impacts, and the annual, ongoing costs of the equipment, including operating, training, transportation, storage, maintenance, and upgrade costs. [AB 481 does not include costs of adverse impacts or specify types of ongoing costs.]
4. **Authorized and Prohibited Uses:** AB 481 requires the use policy to address “authorized uses for ... each type of military equipment” and the “legal and procedural rules that govern each authorized use”. Berkeley ordinance requires the use policy to identify “any prohibited uses... and any process required prior to use.”
5. **Training:** The course of training that must be completed before any officer, agent, or employee of the Police Department is allowed to use each specific type of Controlled Equipment. [AB 481 also requires naming POST-required courses, and adds that training should “ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy.”]
6. **Impact:** An assessment specifically identifying any potential impacts that the use of Controlled Equipment might have on the welfare, safety, civil rights, and civil liberties of the public. [not in AB 481]
7. **Mitigations:** Specific, affirmative technical and procedural measures that will be implemented to safeguard the public from such impacts. [not in AB 481]
8. **Alternatives:** Alternative method or methods by which the Police Department can accomplish the purposes for which the Controlled Equipment is proposed to be used, and rationale for selection over alternative methods. [not in AB 481]
9. **Third Party Dependence:** Whether use or maintenance of the Controlled Equipment will require the engagement of third-party service providers. [not in AB 481]
10. **Auditing and Oversight:** The mechanisms to ensure compliance with the Controlled Equipment Use Policy, including which independent persons or entities have oversight authority, and what legally enforceable sanctions are put in place for violations of the policy. [in AB 481 but not Berkeley ordinance]
11. **Transparency:** The procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type of Controlled Equipment, and how the Police Department will ensure that each complaint, concern, or question receives a response in a timely manner. [in AB 481 but not Berkeley ordinance]

### Equipment Covered

Equipment that will require a proposed use policy and impact statement under AB 481 and the Berkeley ordinance are (with our best assessment of existing possession and policy for each):

Equipment	AB 481	Berkeley ordinance	BPD possesses?	Existing policy?
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Armored vehicles, excluding police versions of standard consumer vehicles	"Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers"	"Vehicles that are built or modified to provide ballistic protection to their occupants, such as mine-resistant ambush protected (MRAP) vehicles or armored personnel carriers." Excludes police versions of standard passenger vehicles.	Yes	Yes
Unmanned vehicles	<b>Includes unarmed:</b> "Unmanned, remotely piloted, powered aerial or ground vehicles"	<b>Armed only:</b> "Aircraft, vessels, or vehicles of any kind, whether manned or unmanned, with attached or mounted weapons"	No	City moratorium on BPD use of drones
Tracked armored vehicles	"Tracked armored vehicles that provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion"	"Tracked vehicles that are built or modified to provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion"	No	No
Assault rifles / patrol rifles	"Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency"	"Specialized firearms, including the Colt M4, and associated ammunition of less than .50 caliber, as defined in Sections 30510 and 30515 of the California Penal Code"	Yes	Firearms policy, but no policy specific to patrol rifles
Projectile launch platforms	"Following projectile launch platforms and their associated munitions: 40mm projectile launchers, "bean bag," rubber bullet, and specialty impact munition (SIM) weapons."	"Projectile launch platforms and their associated munitions, such as 40mm projectile launchers, "bean bag," rubber bullet, or specialty impact munition (SIM) weapons, and equipment used to disperse chemical agents"	Yes	Yes
Breaching apparatus	"Battering rams, slugs, and breaching apparatuses that are explosive in nature." Excludes	"Breaching apparatus designed to provide rapid entry into a building or through a secured doorway, including equipment that is mechanical, such as a battering ram, and equipment that is ballistic, such as a slug,	Yes	Not found in a search

	bolt cutters, one-person handheld ram, but does not exclude frangible rounds.	or equipment that is explosive in nature" Excludes handheld ram, frangible rounds, bolt cutters.		
HMMWV-type vehicles	"Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached" Excludes ATVs and motorized dirt bikes	"Multi-purpose wheeled vehicles that are built to operate both on-road and off-road" such as "Humvee, a two and one-half-ton truck, or a five-ton truck, or vehicles built or built or modified to use a breaching or entry apparatus as an attachment" Excludes ATVs and motorized dirt bikes	?	?
Command and control vehicles	"Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units."	Not listed	Yes	No
.50 caliber weapons	Firearms and ammunition of .50 caliber or greater. Excludes "standard-issue shotguns"	Firearms and ammunition of .50 caliber or greater	No	No
Electronic weapons/ devices	Identical to Berkeley ordinance, but without Berkeley's exception for reporting LRAD uses as a communications device.	"Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD)"	Taser no; LRAD yes	Taser no; LRAD yes
Flashbangs, tear gas, pepper balls	"Flashbang' grenades and explosive breaching tools, 'tear gas,' and 'pepper balls'" Excludes handheld pepper spray.	"Explosives, pyrotechnics, such as "flashbang" grenades, and chemical weapons such as "teargas," CS gas, pepper spray, and "pepper balls""	Yes	Yes
Explosive projectile launchers	"Any firearm or firearm accessory that is designed to launch explosive projectiles"	Not listed	No	No

For further information, contact: American Friends Service Committee, John Lindsay-Poland, [jlindsay-poland@afsc.org](mailto:jlindsay-poland@afsc.org).  
Tel: 510-282-8983

American Friends Service Committee  
California Healing Justice Program  
Tel: 510-282-8983  
Twitter: @johnlp3

To: Members of Berkeley Police Accountability Board and City Council and interim BPD chief  
From: John Lindsay-Poland, American Friends Service Committee (AFSC)  
**Re: Militarized Equipment Policies and AB 481 Requirements**  
December 10, 2021

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3. **Fiscal Cost:** The fiscal cost of each type of Controlled Equipment, including the initial costs of obtaining the equipment, the costs of each proposed use, the costs of potential adverse impacts, and the annual, ongoing costs of the equipment, including operating, training, transportation, storage, maintenance, and upgrade costs. [AB 481 does not include costs of adverse impacts or specify types of ongoing costs.]
4. **Authorized and Prohibited Uses:** AB 481 requires the use policy to address “authorized uses for ... each type of military equipment” and the “legal and procedural rules that govern each authorized use”. Berkeley ordinance requires the use policy to identify “any prohibited uses... and any process required prior to use.”

5. **Training:** The course of training that must be completed before any officer, agent, or employee of the Police Department is allowed to use each specific type of Controlled Equipment. [AB 481 also requires naming POST-required courses, and adds that training should “ensure the full protection of the public’s welfare, safety, civil rights, and civil liberties and full adherence to the military equipment use policy.”]
6. **Impact:** An assessment specifically identifying any potential impacts that the use of Controlled Equipment might have on the welfare, safety, civil rights, and civil liberties of the public. [not in AB 481]
7. **Mitigations:** Specific, affirmative technical and procedural measures that will be implemented to safeguard the public from such impacts. [not in AB 481]
8. **Alternatives:** Alternative method or methods by which the Police Department can accomplish the purposes for which the Controlled Equipment is proposed to be used, and rationale for selection over alternative methods. [not in AB 481]
9. **Third Party Dependence:** Whether use or maintenance of the Controlled Equipment will require the engagement of third-party service providers. [not in AB 481]
10. **Auditing and Oversight:** The mechanisms to ensure compliance with the Controlled Equipment Use Policy, including which independent persons or entities have oversight authority, and what legally enforceable sanctions are put in place for violations of the policy. [in AB 481 but not Berkeley ordinance]
11. **Transparency:** The procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type of Controlled Equipment, and how the Police Department will ensure that each complaint, concern, or question receives a response in a timely manner. [in AB 481 but not Berkeley ordinance]

### Equipment Covered

Equipment that will require a proposed use policy and impact statement under AB 481 and the Berkeley ordinance are (with our best assessment of existing possession and policy for each):

Equipment	AB 481	Berkeley ordinance	BPD possesses?	Existing policy?
Armored vehicles, excluding police versions of standard consumer vehicles	“Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers”	“Vehicles that are built or modified to provide ballistic protection to their occupants, such as mine-resistant ambush protected (MRAP) vehicles or armored personnel carriers.” Excludes police versions of standard passenger vehicles.	Yes	Yes
Unmanned vehicles	<b>Includes unarmed:</b> “Unmanned, remotely piloted, powered aerial or ground vehicles”	<b>Armed only:</b> “Aircraft, vessels, or vehicles of any kind, whether manned or unmanned, with attached or mounted weapons”	No	City moratorium on BPD use of drones
Tracked armored vehicles	“Tracked armored vehicles that	“Tracked vehicles that are built or modified to provide	No	No

	provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion”	ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion”		
Assault rifles / patrol rifles	“Specialized firearms and ammunition of less than .50 caliber, including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency or a state agency”	“Specialized firearms, including the Colt M4, and associated ammunition of less than .50 caliber, as defined in Sections 30510 and 30515 of the California Penal Code”	Yes	Firearms policy, but no policy specific to patrol rifles
Projectile launch platforms	“Following projectile launch platforms and their associated munitions: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons.”	“Projectile launch platforms and their associated munitions, such as 40mm projectile launchers, “bean bag,” rubber bullet, or specialty impact munition (SIM) weapons, and equipment used to disperse chemical agents”	Yes	Yes
Breaching apparatus	“Battering rams, slugs, and breaching apparatuses that are explosive in nature.” Excludes bolt cutters, one-person handheld ram, but does not exclude frangible rounds.	“Breaching apparatus designed to provide rapid entry into a building or through a secured doorway, including equipment that is mechanical, such as a battering ram, and equipment that is ballistic, such as a slug, or equipment that is explosive in nature” Excludes handheld ram, frangible rounds, bolt cutters.	Yes	Not found in a search
HMMWV-type vehicles	“Humvees, two and one-half-ton trucks, five-ton trucks, or	“Multi-purpose wheeled vehicles that are built to operate both on-road and	?	?

	wheeled vehicles that have a breaching or entry apparatus attached" Excludes ATVs and motorized dirt bikes	off-road" such as "Humvee, a two and one-half-ton truck, or a five-ton truck, or vehicles built or built or modified to use a breaching or entry apparatus as an attachment" Excludes ATVs and motorized dirt bikes		
Command and control vehicles	"Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units."	Not listed	Yes	No
.50 caliber weapons	Firearms and ammunition of .50 caliber or greater. Excludes "standard-issue shotguns"	Firearms and ammunition of .50 caliber or greater	No	No
Electronic weapons/ devices	Identical to Berkeley ordinance, but without Berkeley's exception for reporting LRAD uses as a communications device.	"Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD)"	Taser no; LRAD yes	Taser no; LRAD yes
Flashbangs, tear gas, pepper balls	"Flashbang' grenades and explosive breaching tools, 'tear gas,' and 'pepper balls'" Excludes handheld pepper spray.	"Explosives, pyrotechnics, such as "flashbang" grenades, and chemical weapons such as "teargas," CS gas, pepper spray, and "pepper balls""	Yes	Yes
Explosive projectile launchers	"Any firearm or firearm accessory that is designed to launch explosive projectiles"	Not listed	No	No

For further information, contact: American Friends Service Committee, John Lindsay-Poland, [jlindsay-poland@afsc.org](mailto:jlindsay-poland@afsc.org). Tel: 510-282-8983



**Bunting, Sarah K.**

---

**From:** Mike Swenson <ms1ca@yahoo.com>  
**Sent:** Tuesday, December 21, 2021 7:33 PM  
**To:** City Council; Kevin.mullarkey@cityofpaloalto.org; alex.afanasiev@cityofpaloalto.org; Kristen.Clarke@usdoj.gov; Damian.Williams@usdoj.gov; rob.bunta@doj.ca.gov; HEATHER.HOESTEREY@doj.ca.gov  
**Cc:** info@avnaacp.org; moore2j@att.net; rrparris@cityoflancasterca.org; rearly@cityoflancasterca.org; mcrist@cityoflancasterca.org; rmalhi@cityoflancasterca.org; ddorris@cityoflancasterca.org; shofbauer@cityofpalmdale.org; executiveoffice@bos.lacounty.gov; firstdistrict@bos.lacounty.gov; seconddistrict@bos.lacounty.gov; sheila@bos.lacounty.gov; Kathryn@bos.lacounty.gov; fourthdistric@bos.lacounty.gov; Berkeley Mayor's Office; Kesarwani, Rashi; Taplin, Terry; Bartlett, Ben; Harrison, Kate; Hahn, Sophie; Wengraf, Susan; Droste, Lori; Robinson, Rigel; All Council; atlarge@oaklandca.gov; dkalb@oaklandca.gov; tkang@oaklandca.gov; district4@oaklandca.gov; District6@oaklandca.gov; district7@oaklandca.gov; Shamann.Walton@sfgov.org; oaklandnaacp1051@yahoo.com; Jonathan.Butler@ucsf.edu  
**Subject:** Fw: Pattern and Practice Civil Rights Violations  
**Attachments:** papd 1.pdf; papd 2.pdf; mullarkey 1\_1638663057477.pdf; mullarkey 4\_1638663790484.pdf; price 1.pdf; price 2.pdf

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Thanks for the info t. Just because they end the police misconduct and brutality in one town does not prevent the culpable officers to move to another town to continue to violate the Constitution. It's clear that Sgt. Alex Afanasiev does not honor his oath to the Constitution, does not honor his word.

***"If you see an injustice, you should step up and speak out for justice; many others have paid the price for our comfort: We must do our part. Freedom is not free."*** Rev. Jethroe Moore II

**Kristen Clarke, Assistant Attorney General for the Justice Department's Civil Rights Division**

&

**Rob Bonta, California Attorney General**

The U.S. DOJ is investigating the Mount Vernon Police Department for civil rights violations including excessive force and the California Attorney General is investigating the Los Angeles area Torrance Police Department over officers trading racist and homophobic text messages and joked about beatings, slavery and police shootings.

<https://www.justice.gov/usao-sdny/pr/united-states-attorney-damian-williams-announces-investigation-mount-vernon-police>

<https://thehill.com/homenews/administration/584256-doi-launches-civil-rights-probe-into-police-department-in-new-york>

<https://www.foxnews.com/us/california-opens-probe-la-area-officers-racist-texts>

## Why didn't other cops report

It's bad enough that a veteran Palo Alto police sergeant slammed a handcuffed man into a car windshield and mocked him for being gay.

But it's worse when two other officers seemed to celebrate the attack in electronic messages they exchanged after the beatdown.

In the messages, Agent Thomas

DeStefano said: "You missed out — the fuse was lit tonight!"

By "the fuse," DeStefano meant now retired Sgt. Wayne Benitez.

Officer Kevin Mullarkey: "That's my favorite thing ever ... I saw it go off before when I was brand new and I was

like this is what it's like in Los Angeles."



Dave Price

DeStefano: "Yup ... it happened tonight."

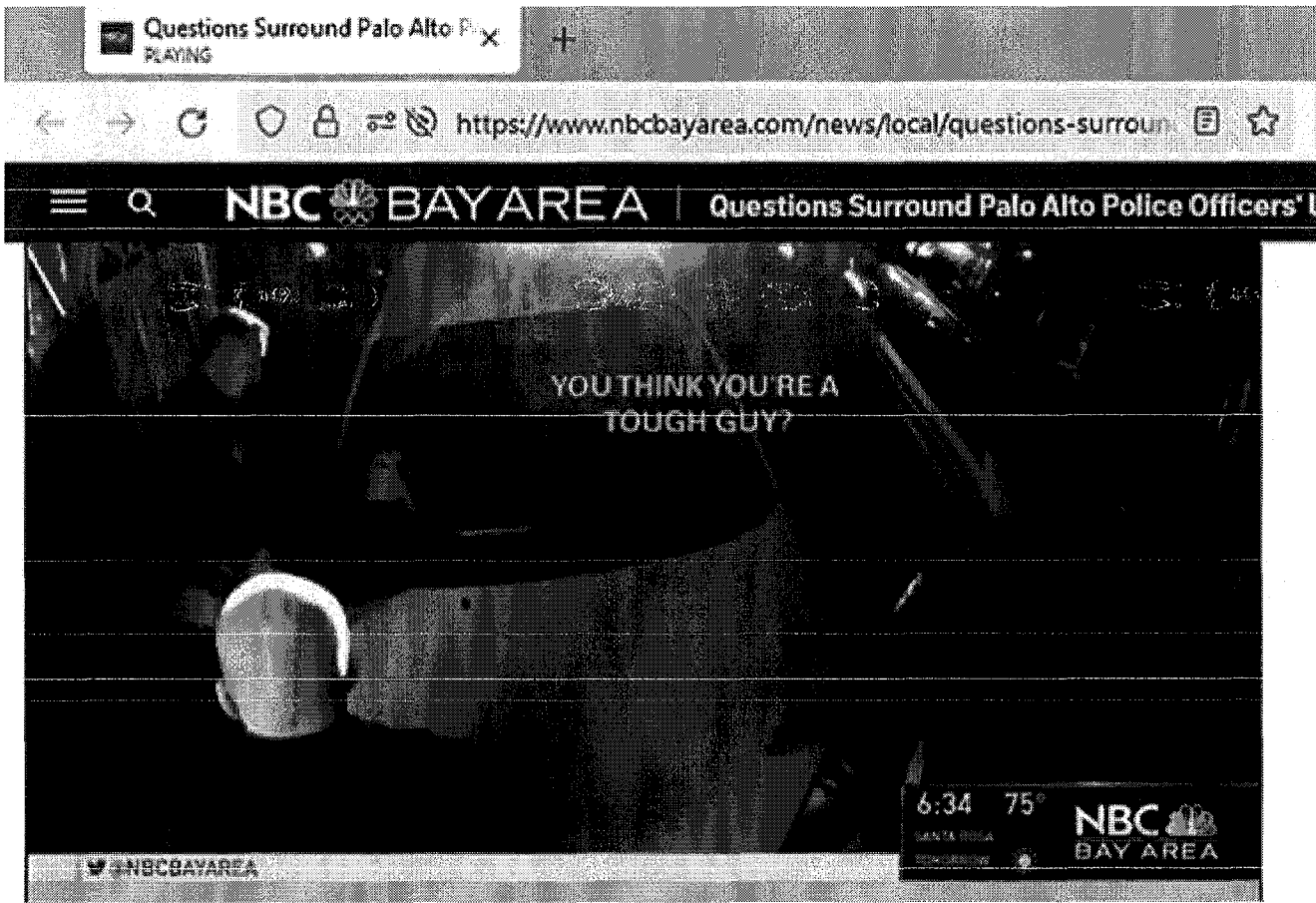
Mullarkey: "Amazing ... I love it ... that's a 100% real cop right there."

### Witnessing a crime

The first instinct of a good cop should be to report this kind of attack. It shouldn't matter if the perpetrator outranks you. You've just witnessed a crime. Do your sworn duty!

The messages came to light in a motion the District Attorney's office filed to obtain personnel records of Palo Alto police officers to be used in the trial of Benitez on misdemeanor charges of assault and filing a false police report over the 2018 incident. A home video surveillance system caught Benitez repeatedly slamming Gustavo Alvarez into a car as other officers watched. Alvarez sued the

Pol  
have  
soon  
the pu  
We  
inform  
the po  
Agent  
a man

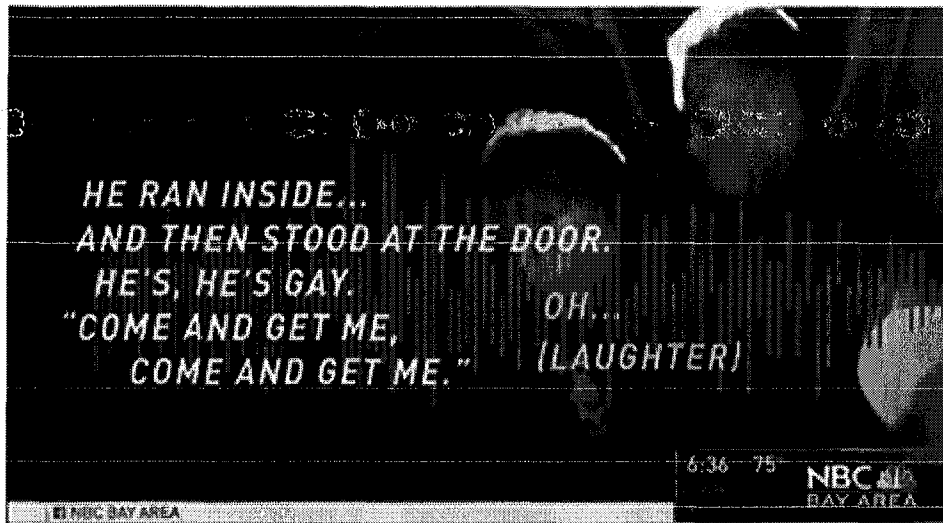


<https://www.nbcbayarea.com/news/local/questions-surround-palo-alto-police-officers-use-of-force/153019/>

During an arrest in February 2018 Palo Alto police Sergeant Wayne Benitez is seen in home surveillance video smashing the face of a HAND CUFFED suspect who allegedly was driving on a suspended license. Benitez clearly violated PC 149. He then knowingly made a false statement in the police report when he stated that he did not use any force.

Additionally Sgt. Benitez mocked the suspect, Alvarez, for being gay.

By Stephen Stock, Michael Bott, Josh Slowiczek, Jeremy Carroll and Mark Villarreal and Molly Forster • Published July 22, 2019 • Updated on July 24, 2019 at 6:47 pm



<https://www.nbcbayarea.com/news/local/questions-surround-palo-alto-police-officers-use-of-force/153019/>

Officers DeStefano and Conde witnessed the excessive force but never said anything about holding Benitez accountable. Instead, Officer Destefano shared a text with fellow officer Kevin Mullarkey applauding Benitez' use of excessive force and Officer Mullarkey replying with excited approval having witnessed similar actions in the past.

# Cop's nickname: 'The fuse'

Internal police messages include this exchange between then-Agent Thomas DeStefano and Officer Kevin Mullarkey after then-Sgt. Wayne Benitez allegedly assaulted Gustavo Alvarez in 2018.

**DeStefano:** "You missed out — the fuse was lit tonight!"

**Mullarkey:** "That's my favorite thing ever ... I saw it go off before when I was brand new and I was like this is what it's like in Los Angeles."

**DeStefano:** "Yup ... it happened tonight."

**Mullarkey:** "Amazing ... I love it ... that's a 100% real cop right there."



BENITEZ

## Former sergeant could be explosive prosecutors claim

**BY BRADEN CARTWRIGHT**  
Daily Post Staff Writer

Former Palo Alto Police Sgt. Wayne Benitez — who is charged with assault and lying on a police report — slamming a man into a car windshield during an arrest — was nicknamed "the fuse" by his fellow officers, according to court documents filed by District Attorney Jeff Rosen.

Two officers celebrated Benitez's use of force the night of Feb. 17, 2018, which led to the charges against Benitez and a lawsuit against the city.

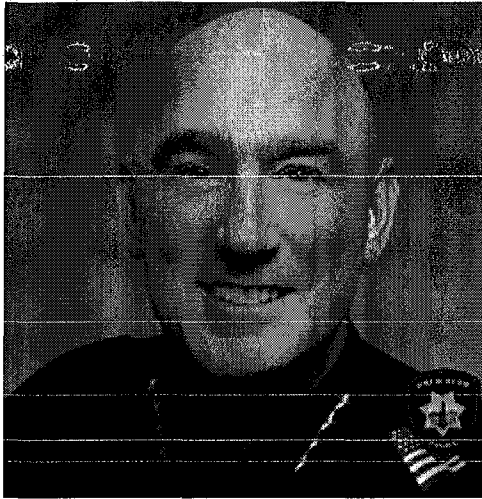
"The fuse was lit tonight!" Agent Thomas DeStefano wrote in a message to another officer, according to documents.

[See FUSE, page 1]

Police Chief Robert Jonsen stated that he holds officers accountable when they violate policy and the law. But Jonsen knew what Benitez did but allowed him to retire without ever holding him accountable.

# Robert Jonsen

## Palo Alto Police Chief



### Professionalism

While Jonsen said he couldn't comment on the result of the department's internal investigations into the messages, he said in an email that he wanted to assure the public.

"The professionalism of our officers is critical," he wrote. "We have multiple mechanisms in place to ensure when it comes to our attention that an officer has performed in an unprofessional manner the incident is properly reviewed and appropriate action is taken."

Benitez's use of force was revealed nine months after the incident, when Alvarez's attorney shared video of the arrest taped by a home security camera, unbeknownst to Benitez, DeStefano and the other responding officers.

Benitez was charged and then retired, and the city paid Alvarez \$572,000 to settle a lawsuit in 2019.

Three years later, and the independent police auditor still hasn't looked at the incident.

Chief Robert Jonsen violated POST Standards

<https://corruptpaloaltopolice.weebly.com/benitez.html>

It was only after the home surveillance video that was **produced by the victim** that forced DA Jeff Rosen to prosecute Benitez for his violations of the law for prior to viewing that video DA Rosen said he did not have the evidence to prosecute Benitez **because the PAPD command staff covered up Benitez' actions by suppressing the evidence.**

Despite video footage and Benitez being prosecuted by the pro-cop DA Jeff Rosen Chief Jonsen has not stated whether Benitez violated any department policies or the law. Chief Jonsen refuses to condemn Benitez' actions.

This is nothing new for Chief Jonsen as he was condemned by the U.S. DOJ for using an unwritten policy of violating the civil rights of African Americans during the time, 2011 through 2013, when he was the captain/chief of the Lancaster Sheriff's station.

The U.S. Civil Rights Division of the DOJ found that when Palo Alto Police Chief Robert Jonsen was the Captain/Chief of Police of the Lancaster Sheriff Station he and his deputies engaged in a pattern or practice of discriminatory and otherwise unlawful searches and seizures, including the use of unreasonable force, ... (as well as), ...a pattern or practice of discrimination against African Americans in



Palo Alto Police Chief Robert Jonsen



Sincerely,

Thomas E. Perez  
Assistant Attorney General

[https://www.justice.gov/sites/default/files/crt/legacy/2013/06/28/antelope\\_findings\\_6-28-13.pdf](https://www.justice.gov/sites/default/files/crt/legacy/2013/06/28/antelope_findings_6-28-13.pdf)

[http://www.publiccounsel.org/press\\_releases?id=0022](http://www.publiccounsel.org/press_releases?id=0022)

<https://archive.kpcc.org/news/2013/06/28/37967/doj-deputies-at-la-county-sheriff-s-stations-in-la/>

Sheriff's Department, DOJ settle ×

→ ↻ 🔒 <https://theavtimes.com/2015/04/29/sheriffs-department-doj-settle>

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# Sheriff's Department, DOJ settle AV civil rights case

by The AV Times Staff • April 29, 2015

<https://theavtimes.com/2015/04/29/sheriffs-department-doj-settle-av-civil-rights-case-2/>

<https://theavtimes.com/2011/11/29/emotions-run-high-at-town-hall-meeting/>

I wonder what other texts of hatred, bigotry and violations of the law Attorney General Rob Bonta would uncover if he conducted a thorough investigation of the Palo Alto Police Department.

Now what is interesting about Officer **Kevin Mullarkey** is that six months before he praised Sgt. Benitez in a text message for using excessive force in violation of the law Officer Mullarkey knowingly and deliberately with the help of Officer Paul Burgio falsely arrested me in Starbucks.

Their motive was to instigate an incident by which I could be arrested for resisting arrest. They let me go claiming that they miss-identified me as someone else. But that is not true for both Mullarkey and Burgio knew who I was before the incident and therefore knew I was not the person whom they claimed I was.

The entire conspiracy was perpetrated as a retaliatory act on behalf of a fellow officer, **Kelly Burger**, who, along with several other officers whom I exposed destroying, editing and falsifying evidence including audio video recordings and taser gun activation date in order to cover up their false arrest and excessive force of me several years earlier.

**How do we know members of the PAPD destroyed and falsified evidence in violation of the law?**

### **CONCLUSION**

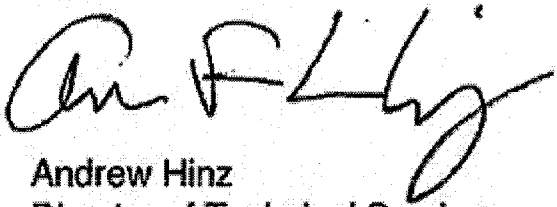
**Based on the analysis described in this report, it is my opinion to a reasonable degree of scientific certainty, that both Temores and Burger Taser Videos have been altered and edited, removing content.**

### **EXHIBITS**

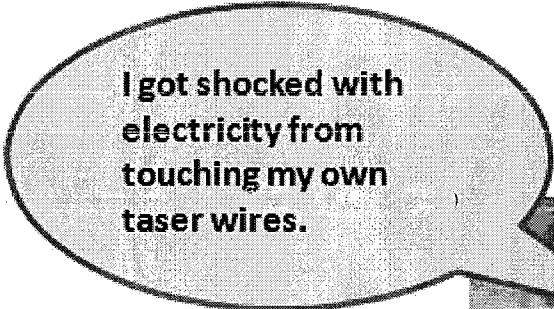
- **CD containing AVI file of sample edit from Burger Taser Cam Video. (I can be played in computer)**

  
**Gregg Stutchman**  
**Chief Forensic Analyst**





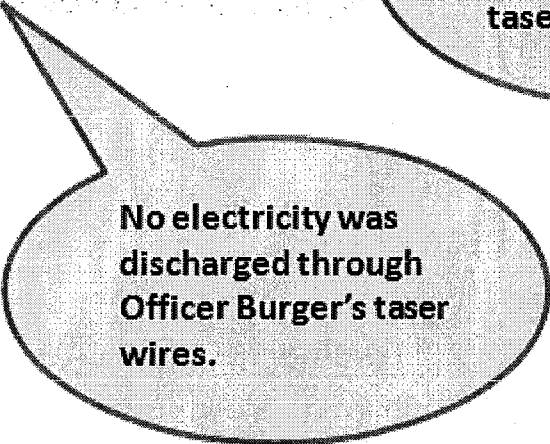
Andrew Hinz  
Director of Technical Services  
TASER International



I got shocked with  
electricity from  
touching my own  
taser wires.

Palo Alto

Kelly



No electricity was  
discharged through  
Officer Burger's taser  
wires.



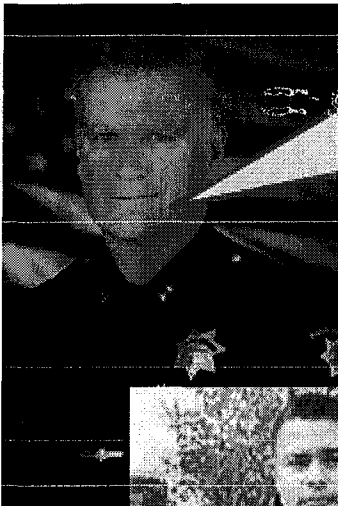
<https://chiefburns.weebly.com/shocked.html>

In Andrew Hinz' expert reports he states that no electricity was discharged through Officer Burger's taser wires yet Officer Burger stated at the scene of the incident that he was shocked from his own taser wires.

Now the only way Office Burger could have been shocked with electricity from touching the wires is if the insulation in the wires burned off which only **occurs after electricity has been discharged through the wires for over 15 seconds.**

The video footage of Office Burger discharging electricity from his taser gun is missing from the patrol car video and his taser camera video.

Former Palo Alto Police Chief  
**Dennis Burns**



**Officer Temores' taser cartridge, taser probes, blast doors, AFIDs and taser wires were destroyed.**

**Officer Temores fired taser probes from his taser gun.**

Palo Alto Police Officer  
**Manuel Temores**



**I did not fire taser probes from my taser gun.**

Palo Alto Police Officer  
**Kel**



8 months after the incident Officer Temores testified in court that he did not fire taser probes from his taser gun. However, at the scene of the incident **Officer Burger stated to the medics that Temores did in fact fire taser probes from his taser gun.**

The video footage of Temores firing taser probes from his taser gun is missing from his patrol car video as well as his taser camera video.

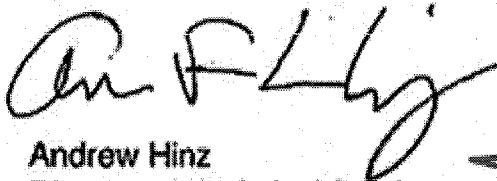
Former Chief Dennis Burns stated in a discovery request that Temores' taser cartridge, taser probes, AFIDS and taser wires were destroyed because the cartridge broke.

### **What Happened:**

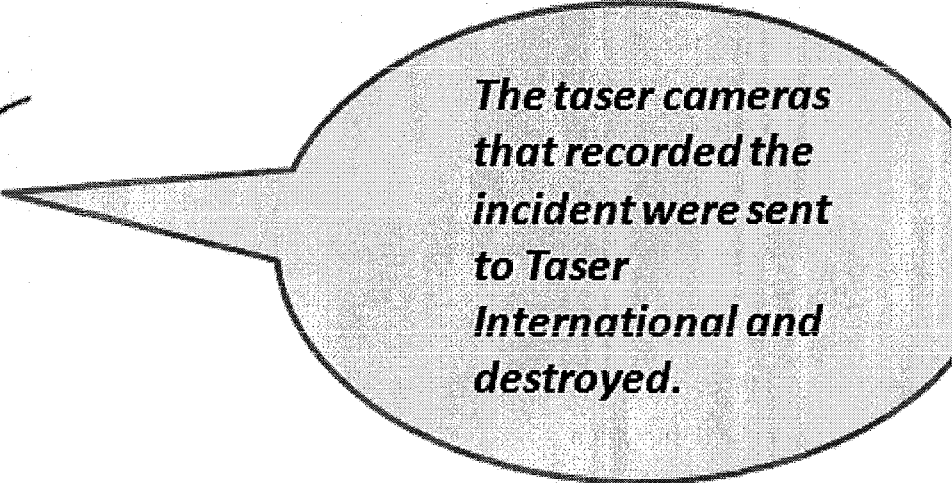
So what happened is that the PAPD destroyed Officer Burger's taser wires which would show he discharged electricity into Ciampi for over twenty seconds and **replaced Burger's taser wires with Temores taser wires** for no electricity was discharged through Temores' taser wires which is how Andrew Hinz of Taser International could draw his conclusion.

But that does not get Hinz off the hook for he forensically analyzed the taser gun data ports and taser cameras and made the mistake of acknowledging the actual taser cameras that recorded the incident were not the ones that the PAPD claimed were the cameras that recorded the incident.

Hinz followed it up by stating that the cameras that recorded the incident were destroyed by Taser International.



Andrew Hinz  
Director of Technical Services  
TASER International



***The taser cameras  
that recorded the  
incident were sent  
to Taser  
International and  
destroyed.***

- 1) <https://chiefburns.weebly.com/exhibit-7.html>
- 2) <https://chiefburns.weebly.com/exhibit-5.html>
- 3) <https://corruptpaloaltopolice.weebly.com/powers.html>
- 4) <https://corruptpaloaltopolice.weebly.com/afanasiev.html>

Former Palo Alto Police Officer **Manuel Temores**



Officer Temores testified that the **battery on his microphone ran out of power** and therefore there was **no audio** recording with the video.

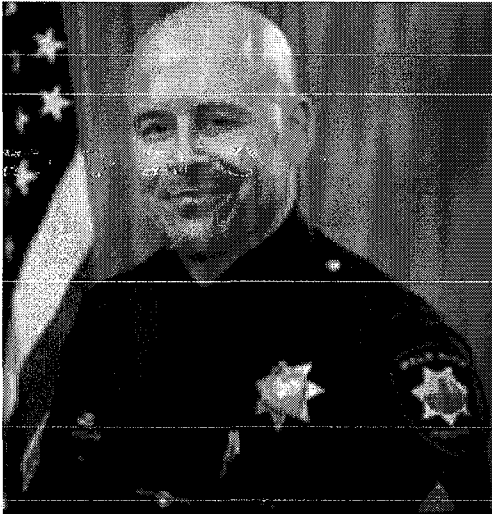
Santa Clara County Crime Lab Analyst Christopher Corpora forensically verified that **there is audio on the recording** but that it had been **electronically muted so that it could not be heard.**

**<https://sccrimelab.weebly.com/three.html>**

This is Palo Alto Police **Sgt. Alex Afanasiev.**

Palo Alto Police Sergeant

## Alex Afanasiev

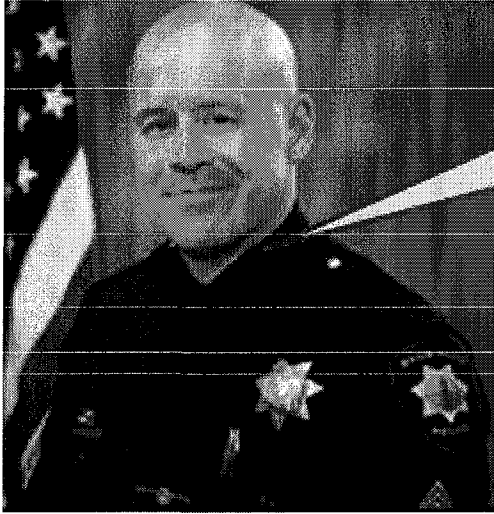


He was tasked with photographing all of the evidence at the scene of the incident. This means he would have photographed Officer Temores' broken taser cartridge yet the PAPD did not have a photograph of Temores' broken taser cartridge. Why? Because it was not broken and Afanasiev knows this.

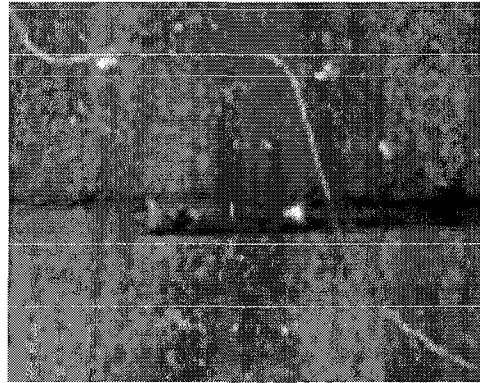
Afanasiev should have photographed Officer Temores' taser cartridge, taser probes, blast doors, AFIDS and taser wires. **There were no photographs of any of these items because the PAPD destroyed the photographs.**

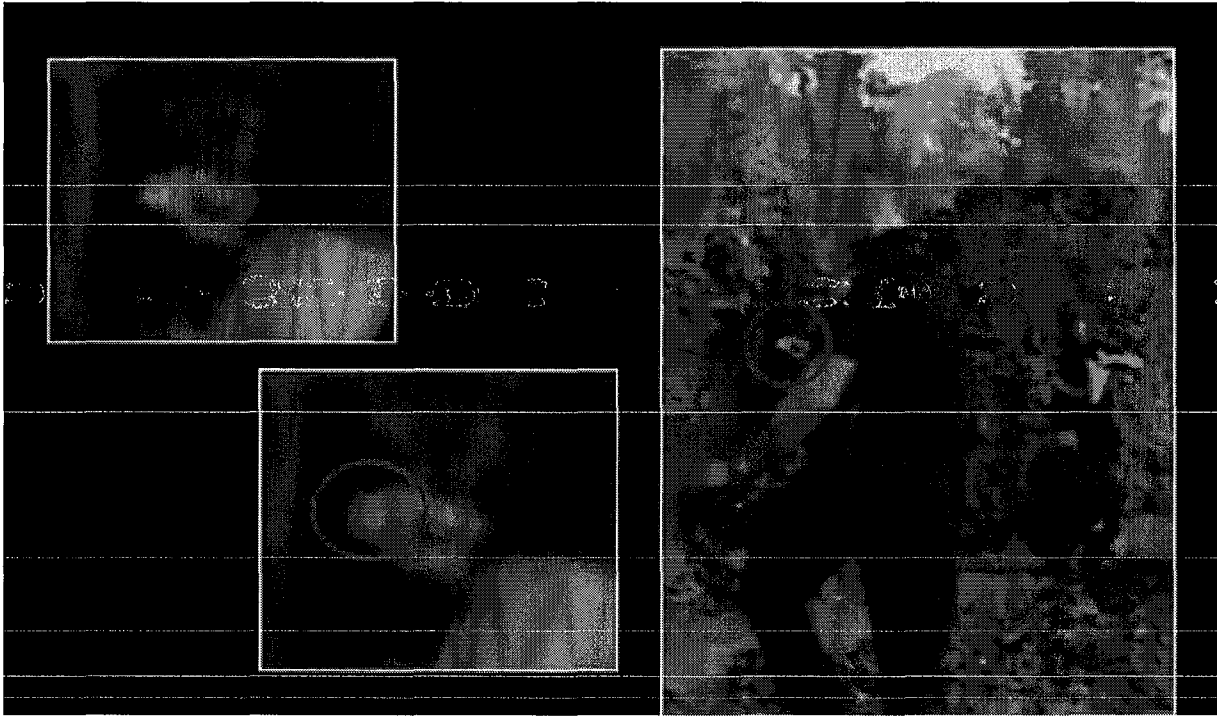
Palo Alto Police Sergeant

**Alex Afanasiev**



Afanasiev photographed the two taser probes below the the PAPD claim came from Burger's taser gun and retained these probes in evidence.





**Above Officer Burger** is holding a taser probe in his hand that was given to him by Officer Temores at the scene of the incident. Either Afanasiev photographed this taser probe and the photograph was destroyed or Afanasiev deliberately did not photograph the taser probe. **The PAPD had to destroy the photograph of this taser probe because they destroyed the taser probe.** The PAPD destroyed the taser probe because they had to destroy the evidence that showed they edited and falsified the videos.

Sergeant Alex Afanasiev knows everything about how his fellow officers destroyed, altered and falsified evidence and created falsified videos; **fake videos that are pieces of fiction created out of non-fiction** in order to conceal his fellow officers' crimes while wrongly incriminating their victim by **falsely portraying what actually occurred.**

<https://corruptpaloaltopolice.weebly.com/afanasiev.html>

**Sergeant Alex Afanasiev took an oath to protect and defend the Constitution against all enemies foreign and domestic.** The statuette of limitations to hold his fellow officers accountable have expired but **there is no time limit, no statute of limitations on defending the Constitution.** Sgt. Afanasiev's fellow officers have attacked and destroyed the Constitution; Sgt. Afanasiev gave his Word as a man to defend that Constitution from anyone who would destroy it. Sgt. Afanasiev can honor his Word by picking up the phone and call Attorney General Rob Bonta and U.S. Assistant Attorney General Kristen Clarke, and inform them of everything he knows.

<https://www.justice.gov/crt/meet-assistant-attorney-general>

CALIFORNIA DEPARTMENT OF JUSTICE  
HEATHER.HOESTEREY, Supervising Deputy Attorney General  
1300 I Street  
Sacramento, CA 95814  
(916) 210-6260  
Sam.Siegel@doj.ca.gov      HEATHER.HOESTEREY@doj.ca.gov,

The existence of the Constitution is dependent upon people like Sgt. Afanasiev to put the Constitution above personal friendships and co-workers. In order for the Constitution to exist it requires that the people who are entrusted to protect it from being destroyed uphold it at all times.

<https://www.youtube.com/watch?v=ye7LpC85FYI>

[https://post.ca.gov/Portals/0/post\\_docs/regulationnotices/2019/2019-41 Approval Notice.pdf](https://post.ca.gov/Portals/0/post_docs/regulationnotices/2019/2019-41 Approval Notice.pdf)

<https://www.theiacp.org/resources/law-enforcement-code-of-ethics>

## Tyler Harney Incident

It's unlikely that Sgt. Afanaiev will Honor his Word for he was involved in another incident with former officer Thomas DeStefano in which DeStefano severely injured a suspect's shoulder. **Both DeStefano's and Afanasiev's recording systems malfunctioned simultaneously.** That excuse is about as good as a 5<sup>th</sup> grader saying his dog ate his homework.

<https://docs.justia.com/cases/federal/district-courts/california/candce/5:2014cv03415/279439/59>

<https://corruptpaloaltopolice.weebly.com/afanasiev.html>

Should a person who helped destroy and falsify evidence to conceal the crimes of fellow officers be a police officer?

Sergeant Alex Afanasiev knows all of this for he aided and abetted his fellow officers to commit numerous felonies and PAPD Chief Jonsen knows this and yet retains Afanasiev as a detective in the department.

**8 incidents of police misconduct resulting in 14 recording devices, (that is known), to have failed to record the incidents:**

<https://corruptpaloaltopolice.weebly.com/>



<https://corruptpaloaltpolice.weebly.com/systemic-flaws.html>

Then again Palo Alto Police Captain April Wagner who is a co-conspirator of the destroying of evidence and the editing and falsifying of the videos and taser gun activation data has not only been retained by Police Chief Jonsen but has been promoted and placed in charge of all of the department's videos.



Captain April Wagner made statements in the police report that verify video footage is missing from all of the video recordings of the incident.

<https://chiefburns.weebly.com/wagner.html>

<https://chiefburns.weebly.com/exhibit-8.html>

This makes perfect sense given that recently retired police Sgt. Adrienne Moore delayed medical treatment to a middle age woman suffering symptoms from a brain tumor because Moore “assumed” the woman was faking it. Sgt. Moore failed to record the incident on her body camera, her patrol car camera and for some reason her patrol car GPS system also failed.

It's been 2 ½ years since the incident and Chief Jonsen refuses to explain why Sgt. Moore's recording devices and GPS system failed to work or whether Moore deliberately turned off the systems or if the data had been destroyed as indicated by City Attorney Molly Stump.

<https://corruptpaloaltpolice.weebly.com/911.html>

## **Training Officers to Violate the Constitution**

**4 New Officers** under the command of Chief Robert Jonsen **being trained to violate the Constitution, the civil rights of the powerless:**

<https://corruptpaloaltpolice.weebly.com/training-to-violate-law.html>

**If there is 4 than there are a lot more.**

## **Pattern and Practice:**

<https://corruptpaloaltpolice.weebly.com/pattern-and-practice.html>

## **Latest Dog Bite:**

**A city policy kept police dog attack secret**

<https://padailypost.com/2021/04/02/a-city-policy-kept-police-dog-attack-secret/>

**NAACP calls for firing of cop who ordered dog to bite sleeping man**

<https://padailypost.com/2021/03/28/naacp-calls-for-firing-of-cop-who-ordered-dog-to-bite-sleeping-man/>

## **Officer Thomas Destefano leaves department over latest use of force**

## **Arevalo files \$10 million suit against city over violent arrest at Happy Donuts; arresting officer accused of hit-and-run**

<https://padailypost.com/2020/06/25/arevalo-files-10-million-suit-against-city-over-violent-arrest-at-happy-donuts-arresting-officer-accused-of-hit-and-run/>

## **History of Discrimination:**

<https://chiefburns.weebly.com/history.html>

## ***City officials promise police reform; critic claims department has a history of racism***

<https://padailypost.com/2020/06/08/city-officials-promise-police-reform-critic-claims-department-has-a-history-of-racism/>

← <https://paloalto.post.com/2019/05/22/cops-use-of-n-word-led-to-investigation-that-never-became-public/>

Cop's use of n-word led to L...

**Daily Post** **No. 1 in Palo Alto and the mid-Peninsula**

ARCHIVES ABOUT SPOTLIGHT OPINION COMMENT CONTACT AWARDS

HOME > PALO ALTO > Cop's use of n-word led to investigation that never became public

## Cop's use of n-word led to investigation that never became public

© May 22, 2019 6:49 pm



**CAPT. ZACH PERRON** **FORMER OFFICER MARCUS BARBOUR**

<https://corruptpaloaltopolice.weebly.com/perron.html>

After Captain Zach Perron referred to a fellow officer and a suspect as the “N-Word” the internal investigation covered up his actions and ultimately **forced Borbour to leave the department.**

## Secrecy of Encryption

<https://www.paloaltoonline.com/news/2021/04/09/an-alternative-view-palo-alto-police-have-shut-their-doors>

=====

**Here is the remainder of the evidence of the case in which Sgt. Alex Afanasiev concealed the unlawful acts of his fellow officers:**

**ONE:**

The MAV videos have been edited and falsified:

<https://chiefburns.weebly.com/exhibit-10.html>

<https://sccrimelab.weebly.com/one.html>

**TWO:**

The two taser cameras which recorded the incident were sent to Taser International and destroyed;

<https://chiefburns.weebly.com/exhibit-7.html>

**THREE:**

The PAPD acknowledged destroying a taser cartridge, taser probes, blast doors and AFIDS;

The PAPD acknowledged that four taser probes were fired from two separate taser guns; two probes from each gun however the video footage of the second taser firing is missing from the MAV videos and the Taser video from the taser gun that fired the taser probes;

<https://chiefburns.weebly.com/exhibit-5.html>

<https://chiefburns.weebly.com/pc-135.html>

<https://chiefburns.weebly.com/pc-135--141-b.html>

**FOUR**

The PAPD falsely presented the crime scene by removing the taser cartridge, taser probes, blast doors and AFIDS, which is a violation of CA PC 141(b);

<https://corruptpaloaltopolice.weebly.com/afanasiev.html>

<https://corruptpaloaltopolice.weebly.com/powers.html>

**FIVE**

Two officers from the PAPD knowingly provided false testimony during a court proceeding;

<https://sccrimelab.weebly.com/nine.html>

<https://sccrimelab.weebly.com/seven.html>

**SIX**

The PAPD falsified the taser gun activation data and submitted that data to federal court;

<https://chiefburns.weebly.com/exhibit-6.html>

**SEVEN**

**Officer Temores' lies and contradictions:**

<https://chiefburns.weebly.com/temores.html>

**EIGHT**

How the Santa Clara District Attorney concealed the crimes of the Palo Alto Police;

<https://jeffrosenda.weebly.com/>

=====

**SACRAMENTO** – California Attorney General Xavier Becerra today announced he is launching a civil rights investigation of the Los Angeles County Sheriff's Department (LASD), the largest sheriff's department in the United States. The investigation will seek to determine whether LASD has engaged in a pattern or practice of unconstitutional policing.

<https://oag.ca.gov/news/press-releases/attorney-general-becerra-launches-civil-rights-investigation-los-angeles-county>

**Bunting, Sarah K.**

---

**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Friday, December 17, 2021 1:25 PM  
**Subject:** Blair Beekman. Friday. December 17, 2021....PBA & BPA.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear community, and city govt. of Berkeley,

As this is a time, for an overall, more comprehensive approach, with good new ideas of reimagine, equity, health and human services, open public policies, and accountability, as how to address, law enforcement concerns - I hope, the Berkeley community meeting process, with Berkeley PD, of the past few months, and through December, has been a process, where everyone has been learning, good practices, of more open dialogue & better communication.

An important reminder, that n what has been developing for years, into a large, consensus, community opinion - it seems reasonable to consider, that by the fall of next year, with a well-balanced, mediation process - the Berkeley Police Association, along with, Ca. state laws, can begin to allow plaintiffs, to be present, in the future, of PAB review & conduct proceedings, of Berkeley police officers.

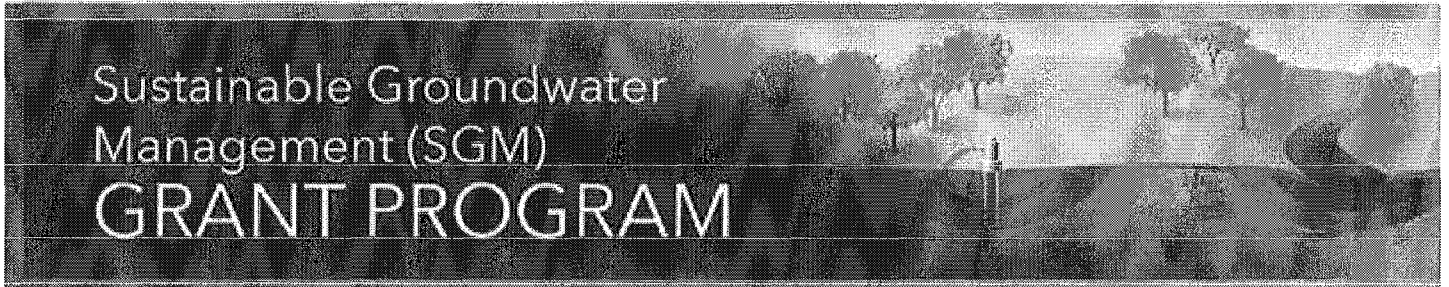
sincerely,  
blair beekman

**Bunting, Sarah K.**

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**From:** Jane Gray <jgray@dudek.com>  
**Sent:** Wednesday, December 29, 2021 7:39 PM  
**To:** All Council  
**Subject:** Prop 68 Technical Assistance Program Funding

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.



Dear Mayor and City Council Members:

The California Department of Water Resources and Dudek are reaching out to inform you of the California Department of Water Resources' Proposition 68 Technical Assistance Program and to offer you an opportunity to talk with us about this Program's applicability to the water needs in many groundwater Basins in Alameda County. This Program is focused on assessing the groundwater risks, vulnerability and needs of communities within Critically Over-drafted and other SGMA basins and providing technical support assistance services to eligible Tribes, Tribal Communities and Underrepresented Communities. We have prepared a survey we can provide to you and your staff to rapidly evaluate the potential benefits of the funding program that could be provided to Tribes, Tribal Communities and Underrepresented Communities that fall under the jurisdiction of your County and the GSAs, but also invite you to get in touch with us by calling 805.308.8531, emailing: [SGM\\_TA@water.ca.gov](mailto:SGM_TA@water.ca.gov) or [jgray@dudek.com](mailto:jgray@dudek.com) or visiting [Technical Assistance Grants Program](#). We would very much like to hear from you to talk about a workshop and potential funding.

Thank you,

**Jane Gray** (She/Her)

Regional Planner/Senior Project Manager II

**DUDEK**

ENGINEERING + ENVIRONMENTAL

621 Chapala Street, Santa Barbara, California 93101  
 T 805.308.8531 F 805.963.2074 C 805.335.7380



**Richardson, April**

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**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Tuesday, November 30, 2021 8:30 AM  
**To:** BPD Webmail; City Attorney's Office; Manager, C; Naso, Christopher; c.mgr.Berkly A. Wicker; Brannigan, David; c. clerk.Berkly.Mark. L. Numanville.; Benado, Tony; City Clerk; All Council; Kesarwani, Rashi; D2.Berkly; Taplin, Terry; Bartlett, Ben; Harrison, Kate; Hahn, Sophie; Wengraf, Susan; Robinson, Rigel; Droste, Lori; FCPC (Fair Campaign Practices Commission); Health, Housing & Community Services; Health, Housing & Community Services; Rent Stabilization Board; Amaro, Barbara; HR; Arreguin, Jesse L.; McPartland, David; OES; Berkeley Fire Department; Chin, Khin; May, Keith; Office of the Director of Police Accountability; Lee, Katherine; Martinez, Maritza; Parks, Recreation and Waterfront; Planning Dept. Mailbox; PWWorks; transportation; Trachtenberg, Tano  
**Subject:** Blair Beekman. Tuesday, November, 30, 2021.....Recent city council agenda items.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear community, and city govt. of Berkeley,

I hope, the Berkeley community meeting process, with Berkeley PD, of the past few months, and into December, has been a process, where everyone has been learning, more open dialogue, and better communication. From this, I feel, by the fall, of next year, we can have some good agreements, that the Berkeley Police Association, can begin to allow plaintiffs, to be present, in the future of PAB review proceedings, of Berkeley police officers, and conduct issues.

To also offer - with its good minded, sanctuary city policies, I hope the city of Berkeley, in 2022, can work to better develop, civil rights ideas & civil protection practices, for aggregate data collection. From this, I feel, we can work, in the next year, to establish, good new standards, during the initial procurement process & signing, of future contracts, between the city of Berkeley, the tech. industry, and data collection firms. And that these ideas, of both compromise & better practices, can also be put into place, within the current, emergency service contracts, with Motorola and Vigilant Solutions.

In what cannot become, good minded policy, now, I feel we need to learn, and to fully understand, our decent, good intentions, at this time. This can make for, quicker, easier transitions, to regular, good practices, sooner, rather than later.

sincerely,  
 blair beekman

Richardson, April

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**From:** Kitt Saginor <[ksaginor@gmail.com](mailto:ksaginor@gmail.com)>  
**Sent:** Thursday, December 2, 2021 12:43 PM  
**To:** All Council  
**Subject:** I was wrong

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor and Councilmembers,

I want to apologize for falsely stating at the end of your last meeting that a City Council practice violates Robert's Rules. RRoO does **not** forbid a speaker from adding a motion to close debate and call the question at the end of their argument in support of or opposition to a motion.

I was taught that this is not allowed by RRoO, and this "rule" was firmly upheld in my communities of practice, including the statewide Academic Senate for the California Community Colleges. BUT it is not found within RRoO, so it is a permissible practice.

I will check my references more carefully next time.

Thanks!

Kitt  
[ksaginor@gmail.com](mailto:ksaginor@gmail.com)  
415-860-4173

**Richardson, April**

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**From:** Jeff Vincent <jvincent1134@gmail.com>  
**Sent:** Tuesday, November 30, 2021 7:20 AM  
**To:** Berkeley Mayor's Office; All Council  
**Cc:** City Clerk; policycommittee@cityofberkeley.info; Taplin, Terry  
**Subject:** Enforce RV parking rules

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor Arreguin and Councilmembers,  
As a resident of West Berkeley I urge you to take action to remove the proliferation of illegally parked RV's throughout D1 and D2. This is getting completely out of hand.

Now that the Grayson RV parking site is open, please follow through and enforce parking rules for RVs on the streets.

Thank you for your attention to this matter,

Jeff Vincent  
1134 Bancroft Way (D2)

**Richardson, April**

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**From:** Claire Heinzelman <claire.heinzelman@gmail.com>  
**Sent:** Tuesday, December 14, 2021 11:56 AM  
**To:** All Council; Manager, C  
**Subject:** RV Parking on Berkeley Streets

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Mayor Arreguin, Berkeley Council members,

To all involved in the enforcement of our City laws, this letter says it better than I can, better than I have repeatedly. PLEASE, do your civic duty and enforce our parking regulations! Grayson offers the services needed to keep RV dwellers safe and hygienic. And, it allows the beauty, safety, and cleanliness of our neighborhood to be preserved. All people are welcome to use this lovely park for recreation during posted hours, however, it is not intended to be a parking lot.

Please read the following letter.

Claire Heinzelman  
 2759 Park Street  
 Berkeley, CA 94702

December 13, 2021

Dear City Manager Williams-Ridley, Mayor Arreguín, and Berkeley City Council Members:

I am writing to request immediate and vigorous enforcement of the City of Berkeley's 72-hour parking ordinance prohibiting long-term parking of Recreational Vehicles (RVs) on our city streets. As residents, homeowners, renters, business owners and taxpayers in the City of Berkeley—we have been willing to support the \$1 million shelter facility at Horizon Temporary Village on Grayson Street, which includes a sanctioned RV parking program—in the hopes that such a program would help mitigate the issue of RVs parked long term on neighborhood streets. As Berkeley residents we have generously supported efforts (both with our taxes and our votes) to support the needs of unhoused residents by funding affordable housing and public services. These services should be utilized—those who reject them should not be given free rein to park indefinitely in our shared street network. We all have rights and responsibilities in our society—our right to well-funded, compassionate municipal services comes with a shared responsibility to uphold public peace and the rule of law. With the temporary shelter and RV parking lot now in place, the City can enforce regulations protecting environmental health and equitable access to our streets and parks in full compliance with the *Martin v. Boise* decision.

West Berkeley residents have faced threats of assault, rampant drug activity, trash heaped on our sidewalks, and human excrement dumped in our storm drains from RV owners who do not pay property taxes to sustain our public services, and do not abide by the laws of the City where they choose to reside. Low-income residents with no other option for personal shelter deserve our compassion, and full access to services such as provided by Horizon—however, some RV owners do not appear to be in financial hardship, as evidenced by their second vehicles and other signs of regular gainful employment. These RV owners who choose to reside on the streets of Berkeley for free, seem quite capable of relocating to one of the East Bay's permanent RV parks with adequate facilities a short drive away. Yet they refuse to do so because Berkeley does not enforce its laws. Our neighborhoods simply cannot be a permanent home to RVs. The strain on our infrastructure and community is completely unsustainable. We are fed up with the City's laissez-faire approach to maintaining safe neighborhood streets. We abhor the practice of Berkeley allowing lower-income communities located close to the freeway to bear the brunt of an ongoing humanitarian crisis that more affluent parts of the city can simply ignore. This is completely unfair.

I implore you to use your municipal authority. I will not accept a status quo that imposes unbearable costs on law-abiding residents in the form of unsafe streets and permanently inaccessible street parking. Please enforce the laws against long-term RV parking immediately, and utilize all resources available to relocate RVs to safer and more appropriate locations.

Sincerely,

**Richardson, April**

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**From:** Charlene Washington <cwashj@aol.com>  
**Sent:** Tuesday, December 14, 2021 1:10 PM  
**To:** Manager, C; Berkeley Mayor's Office; All Council  
**Subject:** RV Parking Enforcement Letter

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

December 13, 2021

Dear City Manager Williams-Ridley, Mayor Arreguín, and Berkeley City Council Members:

I am writing to request immediate and vigorous enforcement of the City of Berkeley's 72-hour parking ordinance prohibiting long-term parking of Recreational Vehicles (RVs) on our city streets. As residents, homeowners, renters, business owners and taxpayers in the City of Berkeley—we have been willing to support the \$1 million shelter facility at Horizon Temporary Village on Grayson Street, which includes a sanctioned RV parking program—in the hopes that such a program would help mitigate the issue of RVs parked long term on neighborhood streets. As Berkeley residents we have generously supported efforts (both with our taxes and our votes) to support the needs of unhoused residents by funding affordable housing and public services. These services should be utilized—those who reject them should not be given free rein to park indefinitely in our shared street network. We all have rights and responsibilities in our society—our right to well-funded, compassionate municipal services comes with a shared responsibility to uphold public peace and the rule of law. With the temporary shelter and RV parking lot now in place, the City can enforce regulations protecting environmental health and equitable access to our streets and parks in full compliance with the *Martin v. Boise* decision.

West Berkeley residents have faced threats of assault, rampant drug activity, trash heaped on our sidewalks, and human excrement dumped in our storm drains from RV owners who do not pay property taxes to sustain our public services, and do not abide by the laws of the City where they choose to reside. Low-income residents with no other option for personal shelter deserve our compassion, and full access to services such as provided by Horizon—however, some RV owners do not appear to be in financial hardship, as evidenced by their second vehicles and other signs of regular gainful employment. These RV owners who choose to reside on the streets of Berkeley for free, seem quite capable of relocating to one of the East Bay's permanent RV parks with adequate facilities a short drive away. Yet they refuse to do so because Berkeley does not enforce its laws. Our neighborhoods simply cannot be a permanent home to RVs. The strain on our infrastructure and community is completely unsustainable. We are fed up with the City's laissez-faire approach to maintaining safe neighborhood streets. We abhor the practice of Berkeley allowing lower-income communities located close to the freeway to bear the brunt of an ongoing humanitarian crisis that more affluent parts of the city can simply ignore. This is completely unfair.

I am imploring you to use your municipal authority to the best of your abilities. I will not accept a status quo that imposes unbearable costs on law-abiding residents in the form of unsafe streets and permanently inaccessible street parking. Please enforce the laws against long-term RV parking immediately and utilize all resources available to relocate RVs to safer and more appropriate locations. **I realize that the RVs are not in your neighborhoods so its easy to ignore our issues.**

Sincerely and Thank You in advance,  
Charlene Washington, District 2

Richardson, April

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**From:** Jack Kurzweil <jack.kurzweil@gmail.com>  
**Sent:** Tuesday, November 30, 2021 12:50 PM  
**To:** All Council  
**Subject:** Secure Justice sues Berkeley, again — Secure Justice

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

fyi

<https://secure-justice.org/blog/secure-justice-sues-berkeley-again>

## Secure Justice sues Berkeley, again

Brian Hofer Nov 30

On Tuesday, November 30, 2021, Secure Justice sued the City of Berkeley for ignoring their own Acquisition and Use of Surveillance Technology Ordinance (B.M.C. 2.99 et seq.).

On March 13, 2018, the City of Berkeley enacted the Ordinance. The Ordinance requires that a) prior to acquiring surveillance technology, b) prior to using surveillance technology without City Council approval, or c) prior to entering into an agreement with a non-City entity to acquire or use surveillance technology, that staff must first present an acquisition report and proposed use policy for vetting – allowing for meaningful public input and notice and city council deliberation as to appropriate and inappropriate uses, and the establishment of guardrails to protect our civil liberties. **None of these steps occurred** with regard to the acquisition and use of surveillance technology for the San Pablo Park Cameras and Transit Station Camera installations.

Is this merely a form over substance lawsuit? No. Berkeley has significant problems with racial profiling, infringement upon First Amendment protected activity, and use of surveillance technology specifically, and the City of Berkeley is lawfully required by a unanimously enacted Ordinance to address such concerns when using surveillance technology.



In 2017-2018, as then-President Donald Trump escalated his white supremacist agenda, the City of Berkeley became a focal point for far-right white supremacist groups like the Proud Boys to come to Berkeley and protest. Counter-protestors also showed up, and as the two sides clashed, the Berkeley Police Department specifically targeted anti-fascist protestors by arresting and “doxxing” them – a practice of publicly revealing personal information such as names, photos, address, and so on that causes the subject to become a target of online and in-person hate speech and hate crimes. The Appeal reported that of all the photos published by Berkeley Police, none were white supremacists, only anti-fascist counter protestors, and the photos were published prior to any charges being filed. The Appeal could not find examples of other police departments doing the same behavior. This chilling effect caused protestors to have to spend time in jail awaiting release, forcing them to expend thousands of dollars to defend themselves, only to have all charges dismissed. The doxxed anti-fascist counter-protestors were either never charged, or they had all charges dismissed in Court – demonstrating that they were not a true public safety threat and rather were being targeted for their ideology, a clear First Amendment violation. Several of these individuals and their attorneys were threatened by white supremacists with physical violence and were subject to online harassment.

Berkeley Police have also been guilty of racial profiling for years. Whether compared to the racial demographics of the city, rates of contraband found, individuals placed in handcuffs or actually arrested, a clear bias against Black individuals is apparent across all categories. Historically, surveillance has always been used against certain communities more than others, including Black groups like the Black Panthers, and Black leaders like Dr. Martin Luther King, Jr. and Malcolm X. While Oakland is set to enter its shameful record 19th year of federal oversight due to racial profiling, ***Berkeley's stop-data racial demographics are even worse than Oakland's.***

Groups like Oakland's Lighthouse Mosque (on the border of Oakland/Berkeley) have also used San Pablo Park during Covid protocols for its Friday “Jummah” congregation gatherings. Unbeknown to the mosque organizers, prayer leaders were standing (and likely being recorded) almost directly underneath one of the very sophisticated H4 cameras that has analytics and audio recording capability.

The Berkeley City Council was aware of the civil liberties concerns at the time of enactment of the Ordinance, and expressly covered such technologies that are known to have a disparate impact like facial recognition (subsequently completely banned by amendment in 2019), which has a widely known accuracy problem with

darker skin tones and different genders – as the algorithms are trained on mostly white male faces, researchers have discovered that Black women were misidentified at a 34% higher error rate than white men.

The foundation of the Ordinance is that prior to releasing powerful and invasive surveillance technology into public spaces, possible appropriate uses be distinguished from possible inappropriate uses. After a thorough public review and meaningful input into policy guardrails sufficient to defend civil liberties, ideally the benefits of the technology would be received without the negative impacts. By completely avoiding the vetting process here with the San Pablo Park Cameras and Transit Station Cameras, the public has been robbed of any input into the policy rule making process, and the City Council was not even given the opportunity to make an informed decision as no acquisition report (impact analysis) had been provided to them prior to use of the technology. No guardrails are in place that would have likely become established as a result of public input into the policy making. There are no restrictions on use or third-party data sharing.

On October 16, 2018, the Berkeley City Manager attempted to unlawfully declare “exigent circumstances” were present and therefore allowed the acquisition and use of surveillance technology without City Council approval for the San Pablo Park Cameras. Although true that the ordinance would allow such action if such circumstances were present, there was no exigency.

The Ordinance defines exigent circumstances as “the City Manager’s good faith belief that an emergency involving imminent danger of death or serious physical injury to any person, or imminent danger of significant property damage, requires use of the Surveillance Technology or the information it provides.” However, the fact pattern presented was solely based on two shootings that had occurred months in the past: August 18 and September 21, 2018, and there were no allegations of retaliatory action or any specific present or future threat. Clearly there was no “imminent” threat, as the City Manager took the time to seek out a vendor, research competitors, schedule an item for City Council approval (completely unnecessary if exigent circumstances were present), and the technology itself was not acquired or installed **until the spring of 2019**. The City Manager was attempting to avoid the vetting framework and public scrutiny required by the Ordinance. Although the City Council was likely genuinely misled that an exemption for regular (old school) cameras applied because the City Manager’s report concealed the truth about what was acquired, it is clear that these were no ordinary cameras.

As revealed by many public record documents in the possession of Secure Justice, including the contract documents and staff correspondence, both the San Pablo Park Cameras and Transfer Station Cameras, made by vendor Avigilon, are pan-tilt-zoom (movable), capture audio, remotely viewable, and both the cameras and server come preloaded with analytics capable of capturing biometric information such as face detection, gait analysis, and object detection. In addition, the San Pablo Park Cameras were also installed on privately owned utility poles across the street from the park. Thus, these two surveillance technology installations are not exempt from the Ordinance.

Public record requests submitted to Berkeley have revealed documents confirming that Avigilon's Control Center (ACC) and H4 cameras come pre-loaded with various analytics, such as "Appearance Search", which according to Avigilon "is a sophisticated AI search engine for video data that incorporates the characteristics of a person's face. It sorts through hours of footage with ease to quickly locate...people...even if their clothing change over time...Avigilon Appearance Search technology permits users to initiate a search for a person by selecting certain specific physical descriptions" including hair color, clothing, and gender. The marketing materials are rife with references to analytics that can be used to identify "any individual or group" which meets the definition of surveillance technology in the Ordinance. Emails between Avigilon representatives and Berkeley administrative staff frequently discuss the use of artificial intelligence, analytics, and algorithmic data models and data sets – features that allow for the identification of individuals or groups because of the data collected and analytics that could be applied to such data.

In addition, contract documents and emails further discuss the remote viewing capabilities (login credentials were also provided to third parties like the Northern California Regional Intelligence Center, a federal fusion center located in San Francisco), audio recording and licenses were obtained to record audio (at least 24), and as a potential ban on facial recognition technology was being proposed by Council Member Harrison, administrative staff reached out to her office via email requesting an exemption for the San Pablo Park Cameras, further confirmation that an agreement was entered into with a non-city entity to acquire and use analytics capable of identifying an "individual or group." **Avigilon representatives emailed staff to coordinate a response to the facial recognition ban**, mentioning that they had just had similar conversations in San Francisco, the first city in the country to ban such technology in May 2019.

The residents of Berkeley may very well want these cameras installed and used. However, we highly doubt that most folks are in favor of the complete elimination of oversight or accountability measures intended to protect the very civil liberties of Berkeley residents and visitors to its public spaces.

Read the full lawsuit [here](#).

**If you would like to support the efforts of Secure Justice, please click the button below.**

**Benado, Tony**

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**From:** Geoff Lomax <info@sg.actionnetwork.org>  
**Sent:** Monday, December 13, 2021 7:30 AM  
**To:** City Clerk  
**Subject:** Stop the Killing: Common Sense Solutions Now

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council,

In 2020, California saw a troubling rise of more than 500 homicides, the largest jump in state history since record-keeping began in 1960. Victims were predominantly Black and Latino, male, and killed by guns on our streets, parking lots, or in vehicles.

Increases in homicides that took place outdoors account for about three-quarters of the rise. For example, there were 220 more homicides on our streets in 2020 compared to 2019, and 86 more in parking lots or a public space such as a park. The biggest jump percentage-wise, however, was for homicides in vehicles: 140 in 2020, up from 84 in 2019, an increase of almost 69%. And while the rise is not driven by homicides in a residence, deaths in these locations increased too, from 576 to 662.

Security cameras in public spaces to investigate and deter violent crime are a sensible part of a comprehensive solution to this killing spree.

In addition, please show your appreciation, publicly, for the women and men serving the BPD who are the front lines of this dangerous environment daily.

Thank you for your time and attention to this urgent issue.

Geoff Lomax  
glomax@lmi.net  
1507 M L King Jr  
Berkeley, California 94709

**Bunting, Sarah K.**

**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Tuesday, December 21, 2021 2:05 PM  
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**Subject:** Blair Beekman. Tuesday, December 21, 2021....SF Bay Area crime & reimagine, in the era of Covid-19.

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Dear SF Bay Area local govts and communities,

To try to revise, this previous letter, and as there is an important, Oakland city council meeting, today - A reminder, there was, a city of San Jose, Vision Zero Task Force public meeting, Friday, Dec. 10, that I hope, can be passed along, to Vision Zero task force commissioners.

A thank you, in how sj elected officials, from San Jose, sj city govt staff, and the sj police dept, with everyday community, may be wanting, to better address ideas, of re-imagine, equity, and health & human services ideas, in the current law enforcement & surveillance technology questions, with current retail crime, break-ins, and smash & grabs. I feel, this more well-rounded approach, can possibly be, future examples, of good community sustainability ideas, for SF Bay Area cities.

As with car robberies & carjacking issues, of the past few years, in San Jose, it may simply may be time to return, to previous ideas, of an SJPd crime task force - and possibly work with Oakland - to more directly address, where organized criminal rings, are working from, in regards to recent looting, armed caravans, and gun & violence issues, that can involve human trafficking.

Within much of the Bay Area, and throughout the country, there is much, new 4g, 5g, and LED streetlight surveillance and data collection technology, along with geo-fencing technology, that is being placed, in local community neighborhoods, in this time, of the Covid-19, global pandemic. As the state of California, for years, has been asking for good civil protection practices, and cautious, minimal use, of new, stationary, speed limit cameras, with ALPR technology. Many, SF Bay Area PD's, are receiving, a large number of mobile ALPR's. We are simply at a time, to consider in this country, how the minimal placement, of surveillance technology & data collection, can cover as much territory, as the over-saturation of tech, in a local neighborhood.

As San Jose, has had some recent trouble, in a more honest organizing, of its Vision Zero program, in the past few years - a reminder, we are simply being inundated, with new surveillance & data collection technology, being placed, on Bay Area city streets. Open public polices & accountability, is simply important, at this time, in how to continue Vision Zero, as a program, dedicated to neighborhood safety, community harmony, and green sustainability.

It can be important, how current questions, of law enforcement, and its surveillance technology & data collection, can fit into, Vision Zero ideals & dedication, to green sustainability, and community/neighborhood well-being. And from this, work to bring in, the well-established, thoughtful ideas, of equity, reimagine, health and human services, natural disaster preparedness, civil protection ideas. open democracy, and its accountability.

I hope, local govt. and everyday community, does not have to be afraid, to ask questions of the ACLU, and Bay Area CAIR, of how open public policies, and accountability ideas, can be of much help, to address current law enforcement and surveillance technology questions. And don't forget, how city govt accounting & auditing practices, towards good ideas, of equity, reimagine, and health & human services, is also important part, in how all parts of a community, can be better invited to a process, and work well together.

The ideas of equity, reimagine, health & human services, open public policies, and accountability, tend to be, the good ways. toward the ideas, of long term community sustainability. We are at a time to bring together, these well-established good human rights & civil rights practices - with current law enforcement questions, and its needs of surveillance & data collection technology.

All parts of a community, can feel & understand, when local govt, can ask and work toward, these well-reasoned ideas, of care & cooperation. And not toward the ideas, of more war, harm, secrecy, incarceration, and surveillance technology overreach.

A human rights & civil rights approach, with good accountability, to current law enforcement questions, can help develop, good practices, for local communities, in their own good terms, across the country, at this time. And that can organize, to work collectively, towards new ideas, of peace, open democratic practices, & positive sustainability, in how we can all better leave, the era of Covid-19.

sincerely,  
blair beekman

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## Bunting, Sarah K.

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**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Thursday, December 30, 2021 10:30 AM  
**Subject:** Blair Beekman. Thursday, December 30, 2021....SF December Emergency Declaration across the SF Bay Area.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear local Bay Area govts. and communities,

Below, are three, hopeful letters & ways, to address the recent SF Emergency Declaertion, for the Tenderloin Area.

From SJ to Oakland, to Berkeley, to SF - it seems the federal govt, is coming in, with new community plans & demands, that can include - much new law enforcement, & surveillance technology, for local Bay Area communities. And from this, they will want to begin, to imore implement & use, the new, 4g, 5g, and Smart LED streetlights, currently being placed, throughout local bay area communities, in this Covid-19 era

With good, new ACLU guidelines, of open public policies, accountability, good civil rights, and civil protection ideas, for all persons, pf a community - this can help, new law enforcement. surveillance, and data collection technology questions, be more organized, focused, and can work, to better address, the deeper community purposes of Vision Zero ideas, in green sustainability & communal harmony, as how to define, community public safety.

Throughout the Bay Area, open public policies, and accountability practices, with surveillance & data collection technology, at this time, along with the continual, growing, good, community practices, of reimagine, equity, health & human services, open public policies, and accountability, that has been developing, for a decade, and even longer, in the SF Bay Area. can help offer, an important balance, focus, and direction, to new federal law enforcement questions

The ideas reimagine, racial equity, health and human services, open public policies, and accountability, can still be, an important framework, that hopefully all sides, can understand, and continue to negotiate around, at this time. As it can offer, important options & choices, including how local Bay Area govts. can learn to better develop, their own local autonomy, to address the many layers of federal questions, at this time.

And can also help invite, all people of local communities, to ask what can be, ideas of inclusivity, sustainability, open democracy, and peace, to work toward local community goals. It is these good practices, that simply ask, how, current law enforcement, and surveillance technology, questions, can be simple, minimal, and focused.

The ideas of reimagine are being directly asked, from the federal level, at this time. I feel, it is important, we can continue to find answers, based on the course, we have set out upon, of trying to better understand, and build, local community health & human service programs, and racial equity. These are simply are better reasoned, more peaceful,

human ideals, And can offer a framework, that can better invite, all parts of the community, to want to ask questions, and to better participate, in a sustainable community future, and its good practices.

sincerely,  
blair beekman

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Dear city & community of SF,

This is letter, to the SF Brd of Supervisors, after their vote, to declare an emergency in the Tenderloin.

It seems clear, at this time, that San Jose, Oakland, Berkeley, San Francisco, are all being asked, to work with, new Federal govt. auspices. And to amp up, new law enforcement, more surveillance technology. and data collection practices. In return, it seems, it is up to our local bay area communities, to start to bring together, our better ideas, of reimagine, equity and health & human services, at this time,

To want to practice, good accountability, this item, simply needs to be brought back, Jan. 4. To follow, the line of thinking. of this agenda item, it may need to be bifurcated, into two separate parts. A public health component, and one of law enforcement. These two, separate components, need to be spoken about, publicly & clearly, Jan. 4.

Part 1, can learn to offer ideas, of simple, police, investigative work, and less police, can be more approach. How can a community effort, with good community oversight, of a few police investigators, take place, to ask future drug sellers, to simply not sell their drugs, with such a strong fentanyl cut. This can be done, with a minimal amount of arrests, yet accomplish the same goals, of ending fentanyl deaths, in SF.

This goes into, Part 2, of the future of this agenda item. Lets hope, we are on the way, to learn how to better develop, simple public health and human services practices, treatment, and shelter needs, for people of the Tenderloin. These are ideas, all Brd. of Supervisors, talked about, with a lot of care, tonight. Thank you. From tonight, I've learned, we don't have to criminalize, everyday drug addicts at all.

To also mention, what may be, a part of the public health concerns, of this item. I hope, that it is actual, and that we can continually, openly remind each other, this winter, that even with the public health concerns, of Omicron, on the rise - it will not be as severe, as the previous, Delta variant.

And remember, with new federal mandates, coming down, it is the continued good efforts, and local interpretations, of reimagine, equity, health & human services ideas, open public polices, and accountability., that can provide, an important balance, and better choices, for local Bay Area communities, at this time,

sincerely,  
blair beekman

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### No New SF Jails Talking Points -

There is indeed a state of emergency in the Tenderloin, and throughout the city. That we have lost over 700 community members to overdose, in the last year, is an emergency. As thousands of people, are forced to sleep on our streets, every night, through inclement weather, and a pandemic, no less, this is an emergency.

The city currently has, hundreds of vacant units. Instead of already failed policing strategies, the city should invest in addressing the 10% vacancy rate in supportive housing and give people on the streets actual places to go.

Placements in SIP hotels stopped, in June of 2021 - even though the City was offered, full federal reimbursement, through next April.

Houseless folks, to self-refer themselves to shelter, has been completely taken away, during the pandemic.

The Mayor is sitting on, almost \$110 million, in unspent Prop. C funding, for behavioral health treatment programs, that would be much more effective, in dealing with the crises of addiction and overdose, on our streets.

Over 2,000 housing placements, can currently be available, with this funding.

Instead of putting more people in cages - the Mayor should implement CART - Compassionate Alternative Response Team. This could replace police in responding to homelessness.

We have to resist any efforts to arrest and incarcerate even more people. Police should not function as first responders to behavioral health crises, absent a threat to public safety.

Likewise, the future role of social workers, should not be weaponized, as alternative police.

The Sheriff, and Mayor, want to increase, the city's jail capacity by reopening the old SF jail, in Sam Bruno.

Unhoused people, are already being heavily policed, cited, & arrested. Sweeps are a regular occurrence — taking place at brutal speed, without offers of adequate placements and illegal property confiscation, are all too common.

This Tenderloin Crackdown was designed with no transparency and little input from community members, except for business community and land owners, whose perspectives aligned with the Mayor's political strategy.

As a City, we need to act with urgency & passion, to address these emergencies, and bring real relief to those most impacted by them, not waste money. or clog our court systems, on failed drug war efforts.

- blair beekman.

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## Bunting, Sarah K.

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**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Monday, January 3, 2022 1:15 PM  
**Subject:** Blair Beekman. Monday, January, 2022....SF Emergency Declaration, and the Bay Area.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear local Bay Area govts. and communities,

This is an updated set, of three letters, from Dec. 30, to address the recent SF Emergency Declaration, for the Tenderloin Area. Thank you for your patience, as I have tried to write, a longer, more comprehensive letter.

From SJ to Oakland, to Berkeley, to SF - it seems the federal govt, is coming in, with many, new community ideas, plans, demands, and funding, that can include - much new law enforcement, & surveillance technology, for local Bay Area communities. I am hoping, that these new federal questions, are with the intention, to ask how local Bay Area communities, can better develop their own ideas, plans, & projects. With additional, federal direction & its funding dollars, offering a role, more as secondary help & guidance.

The ideas of reimagine, racial equity, health & human services, open public policies, and accountability, should still be, an incredibly important way, to frame current discussions. And that hopefully all sides, will want to continue, to better understand, negotiate and work towards, at this time. We are simply, at an important time, to still ask ourselves, as local Bay Area govts & community, how law enforcement, surveillance technology, data collection, and questions of incarceration, can become a process, that is more simple, better focused, and minimal. And from this, how can law enforcement, become better connected, to the good ideas of community health & human services.

As initial issues, of drug overdose & public health, have been raised, by SF Mayor London Breed - this can hopefully be a time, to begin to let SF health & human service providers, better develop, community goals & plans, with minimal use practices, of law enforcement, incarceration, and the SF court system.

There should be legitimate concerns, how the Omicron can spread, within the homeless & unvaccinated. Yet present & future conditions of Omicron, should be more understandable and clear, compared to, a few weeks ago. Omicron, seems to have, a less degree of severity, than the previous Delta variant. And with good prep work, its seems, more bureaucratically manageable, than previous variants. With continued, good reasoned, public health safety practices, through Jan.&Feb 2022; continued asks, of indoor & outdoor mask use; and continued, good, informational media reports, on Omicron; it feels we are on the way, to get over initial Omicron fears, barriers, and hurdles, this winter.

And from this, SF can learn, to plan & budget this winter, towards, drug treatment/shelter centers, and more permanent housing services.

It is from these good guidelines & efforts, that can make for simple, clear, boundaries, with law enforcement questions, at this time. A small, yet focused number, of police investigators, along with, a larger community outcry, can address fentanyl overdose issues. This can ask & demand people, to stop selling, such strong cuts, of fentanyl drugs, on SF & Bay Area streets. And can be an example, of an entire SF community to participate, in our human decency. And to address & end problems, without having to offer, as much use of incarceration or the court system. This can be something of the same work, in Oakland, with community & gun issues, at this time.

As there is much surveillance & data technology, that is becoming, much more available, within new, 4g, 5g, and Smart LED streetlights, currently being placed, throughout local SF Bay Area communities, in this Covid-19 era.

Interestingly, recent ACLU ideas, of more open public polices, and accountability, with surveillance and data collection tech, can much help, at this time, to organize, an important, more humanistic direction, in the law enforcement questions, of San Jose, and other Bay Area cities, with smash & grabs, and mass looting.

These good, ACLU policies guidelines, and Ca. state legal precedents, with an emphasis, on civil rights, civil protections, & minimal use practices, can help develop, a well structured, community future, of more open democracy. And at this time, it can help to organize & focus, the same amount of law enforcement use, without an oversaturation, of surveillance technology, in local Bay Area neighborhoods. From this, local communities can then, more genuinely keep to, the initial better intentions, of Vision Zero principles. And its main purpose, of community harmony & public accessibility, based on green sustainability.

With minimal, yet more direct approaches, a SJPD Task Force, can also be reintroduced. It can be similar to the previous, car robbery, home break-ins task force, of a few years ago. Now SJPD, can learn to focus, on the people, who are warehousing, the stolen goods, from smash & grabs, and mass looting. This can more directly address crime, and uses less street surveillance, on everyday people, A system, that should be interesting, to new local govt. and federal planning questions. And to overall questions of reimagine, being asked of local Bay Area communities, at this time.

Throughout the Bay Area, the good civil rights, and civil protection practices, of open public policies, and accountability practices, with surveillance & data collection technology, at this time, along with the continual, well established, growing, good, community practices, of reimagine, equity, health & human services, can help offer, an important balance, focus, and direction, to new federal law enforcement, and its federal funding questions, at this time.

It can help with, better local autonomy & decision making. These are, our better ideals & reasoning, that can more openly & positively invite, all parts of the community, to want to better participate, ask questions, offer good suggestions, and continue, important, pre-Covid-19 efforts, of what can be, a more sustainable future, and good democratic community practices, based on ideas of peace, openness, accountability, and better reasoning. And not the continued use, of war, secrecy, and harm, to solve long term societal goals.

sincerely,  
blair beekman

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Dear city & community of SF,

This is letter, to the SF Brd of Supervisors, after their vote, to declare an emergency in the Tenderloin.

It seems clear, at this time, that San Jose, Oakland, Berkeley, San Francisco, are all being asked, to work with, new Federal govt. auspices. And to amp up, new law enforcement, more surveillance technology. and data collection practices. In return, it seems, it is up to our local bay area communities, to start to bring together, our better ideas, of reimagine, equity and health & human services, at this time,

To want to practice, good accountability, this item, simply needs to be brought back, Jan. 4. To follow, the line of thinking. of this agenda item, it may need to be bifurcated, into two separate parts. A public health component, and one of law enforcement. These two, separate components, need to be spoken about, publicly & clearly, Jan. 4.

Part 1, can learn to offer ideas, of simple, police, investigative work, and less police, can be more approach. How can a community effort, with good community oversight, of a few police investigators, take place, to ask future drug sellers, to simply not sell their drugs, with such a strong fentanyl cut. This can be done, with a minimal amount of arrests, yet accomplish the same goals, of ending fentanyl deaths, in SF.

This goes into, Part 2, of the future of this agenda item. Lets hope, we are on the way, to learn how to better develop, simple public health and human services practices, treatment, and shelter needs, for people of the Tenderloin. These are ideas, all Brd. of Supervisors, talked about, with a lot of care, tonight. Thank you. From tonight, I've learned, we don't have to criminalize, everyday drug addicts at all.

To also mention, what may be, a part of the public health concerns, of this item I hope, that it is actual, and that we can continually, openly remind each other, this winter, that even with the public health concerns, of Omicron, on the rise - it will not be as severe, as the previous, Delta variant.

And remember, with new federal mandates, coming down, it is the continued good efforts, and local interpretations, of reimagine, equity, health & human services ideas, open public polices, and accountability, that can provide, an important balance, and better choices, for local Bay Area communities, at this time,

sincerely,  
blair beekman



## No New SF Jails Talking Points -

There is indeed a state of emergency in the Tenderloin, and throughout the city. That we have lost over 700 community members to overdose, in the last year, is an emergency. As thousands of people, are forced to sleep on our streets, every night, through inclement weather, and a pandemic, no less, this is an emergency.

The city currently has, hundreds of vacant units. Instead of already failed policing strategies, the city should invest in addressing the 10% vacancy rate in supportive housing and give people on the streets actual places to go.

Placements in SIP hotels stopped, in June of 2021 - even though the City was offered, full federal reimbursement, through next April.

Houseless folks, to self-refer themselves to shelter, has been completely taken away, during the pandemic.

The Mayor is sitting on, almost \$110 million, in unspent Prop. C funding, for behavioral health treatment programs, that would be much more effective, in dealing with the crises of addiction and overdose, on our streets.

Over 2,000 housing placements, can currently be available, with this funding.

Instead of putting more people in cages - the Mayor should implement CART - Compassionate Alternative Response Team. This could replace police in responding to homelessness.

We have to resist any efforts to arrest and incarcerate even more people. Police should not function as first responders to behavioral health crises, absent a threat to public safety.

Likewise, the future role of social workers, should not be weaponized, as alternative police.

The Sheriff, and Mayor, want to increase, the city's jail capacity by reopening the old SF jail, in Sam Bruno.

Unhoused people, are already being heavily policed, cited, & arrested. Sweeps are a regular occurrence — taking place at brutal speed, without offers of adequate placements and illegal property confiscation, are all too common.

This Tenderloin Crackdown was designed with no transparency and little input from community members, except for business community and land owners, whose perspectives aligned with the Mayor's political strategy.

As a City, we need to act with urgency & passion, to address these emergencies, and bring real relief to those most impacted by them, not waste money. or clog our court systems, on failed drug war efforts.

- blair beekman

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**Benado, Tony**

---

**From:** Carol Denney <cdenney@igc.org>  
**Sent:** Thursday, December 9, 2021 10:41 AM  
**To:** Ratliff, J C "Tino"; Rodriguez, Rebecca  
**Cc:** All Council; Environmental Health Division; Manager, C  
**Subject:** Re: BTPC Holiday Meeting

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hi Tino and Rebecca,

This morning (12-9-2021, 10:00 am) I walked by Rainbow Doughnuts just as one of their employees was lighting up a cigarette right beside their store, which is in our supposedly smokefree commercial zone. I spoke politely to the employee asking if he wouldn't mind smoking around the corner because it was a smokefree area and he exploded in anger at me, threatening me such that I retreated into the store for safety, asking another employee for help. He then came into the store continuing to yell threats at me.

Could someone please, please help with the smoking noncompliance at University and San Pablo? It's in front of almost every store all the way up and down every part of the intersection, every bus stop, everywhere. I've waited in vain for signage I'm told is on the way, but it is way beyond that now that all outreach, signage, and education from the 2008-2009 public health era is so long ago and has disappeared altogether. At this point I am old and frail, almost 70 years old, and just can no longer handle the exposure and the violence that ensues toward anyone who mentions it. I need help to simply do my errands safely.

Could someone please help somehow with this. It is addressable; outreach teams and signage made a huge difference I remember well in 2008-2009, outreach and signage which had followup, etc.

Thank you,  
 Carol Denney  
 510-548-1512

On 12/6/2021 9:59 AM, Ratliff, J C "Tino" wrote:

) Hello Coalition Partners,

I hope everyone had a great holiday weekend!

Please Save the date for our holiday meeting **Wednesday, December 8<sup>th</sup>, 2021 2:00pm – 3:30pm.**

Attached is our agenda and the meeting link is provided. We plan to offer a brief **spokespersons training** as we close out the year, this will be a good introduction for newer coalition members and a handy refresher for returning partners. If you have any program and community updates that you would like to share at the meeting please let me know by emailing [tratliff@cityofberkeley.info](mailto:tratliff@cityofberkeley.info). As always we will set aside some time for folks to share with others.

Warm regards,

Tino

Tino Ratliff is inviting you to a scheduled BTPC Zoom meeting.

Join Zoom Meeting

<https://us02web.zoom.us/j/86292827512>

Meeting ID: 862 9282 7512

One tap mobile

+16699006833,,86292827512# US (San Jose)

+12532158782,,86292827512# US (Tacoma)

Dial by your location

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

Meeting ID: 862 9282 7512

Find your local number: <https://us02web.zoom.us/u/kmxosebHv>

Ratliff, J C Tino has invited you to BTPC Holiday Meeting

**Title:** BTPC Holiday Meeting

**Location:** <https://us02web.zoom.us/j/86292827512>

**When:** Wednesday, December 08, 2021 2:00 PM – 3:30 PM

**Organizer:** Ratliff, J C Tino <[TRatliff@cityofberkeley.info](mailto:TRatliff@cityofberkeley.info)>

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Please Save the date for our holiday meeting Wednesday, December 8th, 2021 2:00pm – 3:30pm.

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**Description:** [tratliff@cityofberkeley.info](mailto:tratliff@cityofberkeley.info)<<mailto:tratliff@cityofberkeley.info>>. As always we will set aside some time for folks to share with others.

Warm regards,

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Tino Ratliff is inviting you to a scheduled BTPC Zoom meeting.

Join Zoom Meeting

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+1 346 248 7799 US (Houston)

+1 929 205 6099 US (New York)

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

Meeting ID: 862 9282 7512

Find your local number: <https://us02web.zoom.us/u/kmxosebHv>

**Attachments:** [about:blank](#)

- Airion Boatner (Joined Coaliton 4/23/20) <[boatnerairion891@gmail.com](mailto:boatnerairion891@gmail.com)>
- Alanna Javier (BYA Community Engagment Coordinator) <[ajavier@byaonline.org](mailto:ajavier@byaonline.org)>
- Allard, James <[jjallard@cityofberkeley.info](mailto:jjallard@cityofberkeley.info)>
- Amaya Wooding ([amaya@lgbtqminustobacco.org](mailto:amaya@lgbtqminustobacco.org)) <[amaya@lgbtqminustobacco.org](mailto:amaya@lgbtqminustobacco.org)>
- AMPLIFY! General Email <[admin@amplify.love](mailto:admin@amplify.love)>
- Anne Mitchell (Pacific Center) 9/2020 <[amitchell@pacificcenter.org](mailto:amitchell@pacificcenter.org)>
- Areli Williams (Solono County PH TCP) <[ANWilliams@SolanoCounty.com](mailto:ANWilliams@SolanoCounty.com)>
- Audrey Abadilla ([audrey@lungsrus.org](mailto:audrey@lungsrus.org)) <[audrey@lungsrus.org](mailto:audrey@lungsrus.org)>
- Bob Gordon <[bob@lgbtpartnership.org](mailto:bob@lgbtpartnership.org)>
- Carol Denney <[cdenney@igc.org](mailto:cdenney@igc.org)>
- Carol McGruder <[cmcgruder@usa.net](mailto:cmcgruder@usa.net)>
- Cathy McDonald <[cmcdonatr@aol.com](mailto:cmcdonatr@aol.com)>
- Cecilia Apley (TUPE -ACPE) <[capley@acoe.org](mailto:capley@acoe.org)>
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- Cheryl Davila (former D2 Councilmember) <[cheryldavilafmrd2councilmember@gmail.com](mailto:cheryldavilafmrd2councilmember@gmail.com)>
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- Dr. Valerie Yerger (The LOOP/AATCLC) <[Valerie.Yerger@ucsf.edu](mailto:Valerie.Yerger@ucsf.edu)>
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- Godfrey Ramos <[godfrey.ramos@ucsf.edu](mailto:godfrey.ramos@ucsf.edu)>
- Hope McDonnell <[Hope@unitedforhealth.org](mailto:Hope@unitedforhealth.org)>
- Jaqueline Perez (Former COB TPP Intern) 2019-2021 ([jperezverdin@berkeley.edu](mailto:jperezverdin@berkeley.edu)) <[jperezverdin@berkeley.edu](mailto:jperezverdin@berkeley.edu)>
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**Attendees:**



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- Jen <[Jen.grandlejano@cancer.org](mailto:Jen.grandlejano@cancer.org)>
- John Holloway (Berkeley Drop In Center) 3/2021 ([jholloway@acnetmhc.org](mailto:jholloway@acnetmhc.org)) <[jholloway@acnetmhc.org](mailto:jholloway@acnetmhc.org)>
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- Monique Buffler MPH (Community Member) March 2021 <[mamadoces@gmail.com](mailto:mamadoces@gmail.com)>
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- Emeh, Chanel@CDPH <[Chanel.Emeh@cdph.ca.gov](mailto:Chanel.Emeh@cdph.ca.gov)>

**Richardson, April**

---

**From:** Ryan Andresen <info@sg.actionnetwork.org>  
**Sent:** Tuesday, November 30, 2021 7:00 PM  
**To:** City Clerk  
**Subject:** Support a Social Housing Pilot Study in Berkeley!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council:

For too long, the housing market in the United States has operated as a direct wealth transfer from working class households and Black and brown communities to wealthy, predominantly white landowners. I urge you to approve Councilmember Taplin's referral for a social housing pilot study, cosponsored by Mayor Arreguin and Councilmembers Hahn and Harrison, to take one incremental step toward righting these wrongs.

As Taplin's item shows, social housing is an important way for the public sector to show that safe and stable housing is a human right, not an investment vehicle. When private landlords raise rents on tenants, they are effectively privatizing returns on public investments: amenities such as good schools, roads, sewer systems, and energy infrastructure increase the locational premium of land, but private landowners reap the rewards, and Proposition 13 ensures that the wealthiest will benefit the most. By developing mixed-income public housing that includes market rate units to internally subsidize operational costs for deed-restricted affordable homes, the City of Berkeley can begin to recoup value that rightfully belongs to the people.

As the Squamish Nation has demonstrated in the Vancouver metro region, social housing offers a model for local and regional governments to provide wealth-generating assets to Indigenous communities. We can extend this model to advance reparative justice for Black communities and people of color who have had generational wealth stolen and destroyed by colonial oppression.

There is no doubt that the Bay Area sorely needs more housing, especially more affordable housing, and it is not being built quickly enough to meet decades of unmet need, to say nothing of future population growth.

As the referral notes, the Vienna Housing Fund offers a model for sustainably financing rental subsidies and land acquisition in order to grow the supply of affordable housing in the region. A publicly-owned social housing development agency could generate new revenues to assist tenants and community land trusts to acquire properties so vulnerable communities can remain stably housed. Berkeley can begin to use some of its land portfolio to build a sustainable housing future for the whole community.

But none of this utopian vision can become reality without studying its financial feasibility at the local level. Please approve Councilmember Taplin's referral.

Thank you for your time and attention to this matter.

Ryan Andresen

liter.dragoon.0g@icloud.com

874 Page Street, Apt 4

San Francisco, California 94117

**Richardson, April**

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**From:** Igor Tregub <igor@calssa.org>  
**Sent:** Tuesday, November 30, 2021 11:09 PM  
**To:** All Council  
**Subject:** SIGNATURE REQUEST: 30 Seconds to Save Solar!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Berkeley City Councilmembers,

Many thanks for your good work tonight as well as your previous support of a resolution in support of net energy metering and local and community solar. As promised, I wanted to recirculate the petition below in case any of you would like to add your names on in the next day. Thanks to those of you who have already signed on.

I am writing to ask you to join our coalition of hundreds of elected officials, faith-based organizations, community groups, farms, and businesses to protect Californians' right to go solar.

Please endorse the Save California Solar campaign by adding your name here asking Gov. Newsom and the California Public Utilities Commission (CPUC) to do the following:

**Keep rooftop solar growing in California, including for middle and lower income Californians, renters, schools and churches.**

**Resist efforts by utilities to gut solar net metering.**

We are delivering these signatures to the Governor and CPUC this or next week and would love to include yours! Over 500 signatures - many of them from elected members, councils, CCA boards, and/or boards of supervisors - have been received. Will you join us?

Thanks for all you do to protect your community!

Respectfully,  
 Igor

--  
 IGOR TREGUB | Senior Policy Advisor  
 California Solar & Storage Association  
[www.calssa.org](http://www.calssa.org) | 510.295.8798 | [igor@calssa.org](mailto:igor@calssa.org)

**Bunting, Sarah K.**

---

**From:** b. beekman <cranberrysauce23@gmail.com>  
**Sent:** Thursday, December 16, 2021 7:30 AM  
**Subject:** Blair Beekman. Thursday, Dec.16, 2021....PG&E, solar, and the future of local community energy.

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear CPUC,

Overall, each year, as solar power tech, and its storage, gets less expensive, and new, innovative business models spring up, more people of lower & middle income, are now able to get solar. Meaning, this overall renewable energy model, has the potential to become, evermore democratic each year. And can be able to distribute, the wealth & abundance of sun energy, in such a way; that central utility-owned projects, never could.

A reminder, of the promising future, of local community energy, can be about, the simple, good practices, of renewable energy. These good practices, can allow our better reasoning. And more, open, accountable, democratic ideas, toward peace, and positive, long term, community sustainability. Not more war or harm, to each other.

From, an overall distrust, people have, of PG&E's current business philosophy, I am understanding, there can be problems, with current PG&E ideas, for the future of solar. And that, it will simply block, a continual good growth, of the solar industry. And block, a better growing access, to solar use, for people of local income.

From this, with Northern Ca. communities, just starting to better understand, how to control the Covid-19, pandemic, perhaps by 2024-25, PG&E, can begin, better reasoned, less competitive business models. And, a more cooperative process of transition, to a local community energy future, built on, positive, creative, simpler, and more life-affirming, renewable energy ideas, that can take place, for all of us, with the use of solar.

sincerely,  
blair beekman

**Bunting, Sarah K.**

---

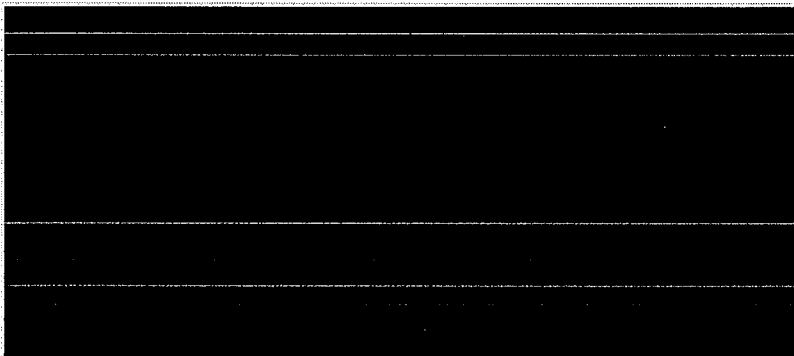
**From:** margots999@aol.com  
**Sent:** Saturday, January 1, 2022 10:27 AM  
**Subject:** Fwd: [BCA Steering] There is hope

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

This is what Berkeley should be doing.

Margot Smith  
510-486-8010  
Margots999@aol.com

Cupertino, other cities back initiative that would fend off new state housing bills



**Cupertino, other cities back initiative that would fend off new state ho...**

The initiative would amend the state Constitution to ensure local control would prevail over new state laws.

**Benado, Tony**

---

**From:** Igor Tregub <itregub@gmail.com>  
**Sent:** Thursday, December 9, 2021 10:33 AM  
**To:** All Council  
**Cc:** City Clerk; Berkeley City Council Policy Committee  
**Subject:** SUPPORT: Building Electrification/Just Transition and AC Transit Pilot Budget Referrals  
**Attachments:** Sierra Club SUPPORT - Building Electrification Budget Referral.pdf; Sierra Club Conceptual SUPPORT - Free AC Transit Pilot and Route Restoration (1) (1).pdf

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor, Members of the Budget and Finance Policy Committee, and Members of the City Council,

I am hereby resending materials in support and conceptual support, respectively, of two referral under item 4 on this morning's policy committee agenda. Thank you for your consideration.

Respectfully,  
Igor Tregub (he/him)  
Sierra Club





**SIERRA CLUB**  
SAN FRANCISCO BAY

NORTHERN ALAMEDA COUNTY GROUP  
ALAMEDA ALBANY BERKELEY EMERYVILLE OAKLAND PIEDMONT SAN LEANDRO

October 28, 2021

Mayor Jesse Arreguín  
Members of the Berkeley City Council  
SUBMITTED VIA E-MAIL

**RE: SUPPORT: Budget Referral and Resolution Establishing a Pilot Existing Building Electrification Installation Incentives and Just Transition Program with Pre-Qualified Contractors Meeting Minimum Labor Standards to Assist New Property Owners, Renters and Existing Property Owners with Transition to Zero-Carbon Buildings**

Dear Mayor Arreguín and Members of the Berkeley City Council,

**The Sierra Club wishes to express its support for the Budget Referral and Resolution Establishing a Pilot Existing Building Electrification Installation Incentives and Just Transition Program with Pre-Qualified Contractors Meeting Minimum Labor Standards to Assist New Property Owners, Renters and Existing Property Owners with Transition to Zero-Carbon Buildings.**

We were honored to work closely with you leading up to Berkeley's becoming the first local jurisdiction in the nation to pass a building electrification ordinance – which has now been a model for 50 other local jurisdictions across the nation. We are thrilled to now support an opportunity to implement further building electrification installation incentives along with one of the first local just transition programs. We are also appreciative of this item emphasis on lower-income homeowners as well as renters.

**With approval of this item, once again you will lead the way in providing a blueprint for what a just transition toward good-paying green jobs looks like at the local level.** Thank you for your consideration.

Respectfully,

Igor Tregub, Chair  
Northern Alameda County Group  
Sierra Club



**SIERRA CLUB**  
SAN FRANCISCO BAY

October 26, 2021

Mayor Jesse Arreguín  
Members of the Berkeley City Council  
SUBMITTED VIA E-MAIL

**RE: CONCEPTUAL SUPPORT: Item 38 - Budget Referral: Allocate General Fund Revenues to Support Pilot Program Offering Free AC Transit on Sundays in Berkeley**

Dear Mayor Arreguín and Members of the Berkeley City Council,

**The Sierra Club wishes to express its conceptual support for Item 38 - Budget Referral: Allocate General Fund Revenues to Support Pilot Program Offering Free AC Transit on Sundays in Berkeley.** The restoration and expansion of mass transit bus service are key to achieving Berkeley's climate action goals. Therefore, we support the City of Berkeley using available funds to subsidize ridership and restore needed service. In congruence with the Sierra Club Transportation Policy, we are also appreciative that the item has been amended to specify that the pilot program is contingent on restoration of the suspended Line 80, an important connector for the West and South Berkeley communities.

We applaud the item's author and sponsor for seeking innovative uses of public funds to encourage Berkeley residents to ride AC Transit. We recognize that this is just one component – albeit a critical one – of an entire menu of options the City of Berkeley could take in partnership with AC Transit to improve transit access and transportation equity, including:

- Physical infrastructure projects, including transit lanes, bus stop improvements, signal changes, and sidewalk expansion.
- A Berkeley-specific transit marketing campaign.
- Distributing Clipper cards. Only about 50% of AC Transit riders use Clipper cards, which are needed to access senior, youth and other discounts, and lower AC Transit's costs.
- Encouraging or requiring EasyPass purchases by large employers, apartment buildings, and office buildings.

Thank you for your consideration of our comments of conceptual support for this important item.

Respectfully,

Igor Tregub, Chair  
Northern Alameda County Group  
Sierra Club

Matt Williams, Chair  
Transportation & Compact Growth Committee  
Sierra Club

**Richardson, April**

---

**From:** Steve Martinot <martinot4@gmail.com>  
**Sent:** Friday, December 3, 2021 2:59 PM  
**To:** Steve Martinot  
**Subject:** On the Surveillance State

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

**What is the Surveillance State?**

By Steve Martinot

It is time to take a serious look at what living in a surveillance state does to us. We can leave aside the usual question of what it looks like. Surveillance is by nature clandestine. It is a ruse. When caught in the act, it pretends to be unofficial, or even accidental. It wears a mask of many rationalizations, each of which presents itself as “evidence of the unseen.” Thus, it demands that we take it on faith. Does that mean that those who accept a state of surveillance, of being watched, have simply enlisted in another faith-based community? Does surveillance belong to a competition of “faiths.” Who do we become when, politically and technologically, we are forced into such a “community”?

**Surveillance and crime prevention**

At the present time, in the US, the focus of surveillance has become the “crime problem.” On the lookout for the incipient evil-doer, surveillance rationalizes itself through technological silence, while depending on sociological explanations. It is supposed to help prevent crime. But that just makes it more mysterious. Does it stop corporate crime? Does it rescue us from administrative corruption? These crimes reside in the domain of brave investigative journalism. When nine different people observed a woman being sexually assaulted on a train (Philadelphia, 10/13/21), all they could think of to do was record the event on their nine separate cellphones – thinking, perhaps, that that act of surveillance would stop the crime they were witnessing. Remaining in the hands of the police, will the technology of surveillance stop the crimes committed by the police?

Even the judicial system finds itself unable to prosecute crimes unless caught on viral video. It refused to charge the cop who shot Jacob Blake seven times point blank in the back; it couldn’t even bring itself to charge him with cowardice on the job, let alone attempted murder. You’ve got to be either a craven coward or a dedicated murderer to shoot someone in the back.

The alleged act of crime prevention gives surveillance an aura of social value. Yet even then, its social acceptance must be rationalized in turn. Typically, one says: “I have nothing to fear from it. I’m not doing anything wrong.” But what reveals itself in such a disclaimer is a very complicated structure of fear. It is addressed to a primordial fear (of the state), for which it substitutes a postulated and fearful threat (a crime problem), with respect to which it takes sides (“I’m not part of the threat”), as if afraid to be confused with those who are. In other words, surveillance strategies carefully brand themselves as protection against crime in order to assuage the more basic fear of surveillance.

A society that lives by hiding one fear under another is a paranoid society. And a paranoid society can be led around by the nose, by anyone who shouts "threat" loud enough to be unquestionable.

### **That which fear defines**

Fear of crime is a tautology. Fear is the very means by which crime is defined. To establish the criminality of an act, one must make commission of that act fearful. Law by itself will not do that. It requires a certain kind of administrative terrorism. Throughout the 17<sup>th</sup> century in England, the sanctity of property was established by hanging anyone, even children, for stealing anything – a handkerchief or a piece of string. Very few people fear white collar crime, so it is rarely investigated. When fear defines criminality, it is bottom-feeding. Though a call for assistance is not itself criminal, the arriving police will assume criminality, and then escalate that innocent request to a need for law enforcement. Whatever the call, the assumption of criminality becomes the real content of police response. This is said openly in the recent docu-drama video, "The Killing of Kenneth Chamberlain." [cf. Martinot, "A Film for Our Time," Counterpunch, 11/28/21] If the person is black, the cops approach with guns drawn, ready to shoot – an essential ingredient in criminalizing the black body.

This basic element of our social environment (police behavior) cannot help but skew our typical attitudes toward crime. Imagined potential criminalities get conflated with real life itself. The presence of an eight year old black girl selling lemonade on the street becomes a reason to call the police. The interlinking of fear and surveillance becomes manic.

We can see just how skewed the concept of justice can be in the vastness of the plea bargaining system. A huge number of people, estimated to be between 50% and 90% of all US prisoners, are locked up owing to plea bargaining. In the plea bargain process, a person is charged with a serious crime on questionable evidence in order to extort a confession to a lesser crime for which there is no evidence, in order to imprison while avoiding the expense of a trial. The actual number of victims of this extortion is unknowable since conviction records only contain the elicited confession, and not the bargain. It is simply an easy way of filling prisons. In its drive for mass incarceration, the US has become world renown, and has broken all records.

Some people do commit crimes, but once the process of criminalization transcends the principle of justice, the notion of punishment becomes primary over the idea of crime itself. It is a criminalization process that creates injustice in the desire to absolve paranoia.

And there is a real irony. If I claim that all prisoners jailed in the US today through plea bargaining are themselves innocent, that statement is irrefutable. It may not be true, but it cannot be disproved since plea bargains leave no record of trial or certification of evidence or witness testimony; nothing at all to signify a judicial process. Only confessions exist, forced under the pressure of blackmail. Judicial condemnation is reduced to pure existential event.

The use of suspicion linked to camera evidence, or other surveillance, will play a similar circumstantial (non-evidentiary) role. One can expect the results to involve a plea bargain, or police harassment, or outright criminalization. (A judiciary deserves harsh judgment to the extent it reconciles itself with its own commission of injustice.)

### **The Environment of Super Surveillance**

The drivenness of fear has succeeded in producing a system of surveillance that is already ubiquitous. In the name of security, the government has built a system that goes by the name of "Echelon." Echelon is a

worldwide surveillance project whose purpose is to listen to and record all electronic communications in the world. (In the world!) [cf. Wikipedia: Echelon] It uses antennas, "vortex" satellites, wire taps, cable taps, fiber-optic cable taps, etc. It has enormous data storage capacity, and filters its info-extractions into categories using key-words. Most of its collected data may be useless at the moment, but nothing is discarded as unusable. That which pertains to current government projects or schemes gets forwarded to the relevant agencies. And the rest sits waiting for future projects that may find some of that stored data relevant.

The local reflection of Echelon's existence appears in urban police demands for their own means of surveillance. Five years ago, the Berkeley police department asked to have Automated License Plate Readers (ALPR) provided and installed. Carried by police cars, the readers would record all license plates parked on the street the car would pass. The plate's numbers would be read and compiled with time and place of reading, and later combined with owner's name, address, warrants, etc. obtained from the DMV. Stationary readers (on buildings or lampposts) would record passing car plates and include their identification in the database.

At the time of the police demand, the police were accused of participating in federal surveillance. They demurred, and promised that the data collected would remain only with the department and not be given to any federal bureau or a fusion center [e.g. NCRIC: Northern California Research and Intelligence Center]. But that was an empty and mendacious promise. Since the data was to be radioed from the "reader" to a collector at the police station, it would be recorded automatically by Echelon while in transmission. Thus, the information would not have been literally "given" to the federal government, but there was nothing anyone could do to stop it from being "taken." Police pretense that data could be withheld is only a form of deception.

The same holds true for any additional surveillance projects or use of police cameras.

### **The Panopticon**

The intimate connection between social control and surveillance has been extensively analyzed through a concept of prison architecture called a Panopticon. It was a 19<sup>th</sup> century idea developed by Jeremy Bentham, a plan to make the control of prisoners direct and efficient through the use of surveillance.

The Panopticon consisted of a multi-tiered structure of cells, each tier arranged in a semi-circle around a central tower. The outer walls of the semi-circular tiers were solid and windowless, as were the walls between cells. The inner wall, facing the tower, was composed of bars, through which everything the prisoner did in the cell could be seen. None of the prisoners could see each other, but all could be seen by a guard from his vantage point at the circle's center in the tower. Each prisoner's activities could be watched without the individual prisoner knowing neither his watcher nor the fact that he was being watched. Any violation of the rules would be instantly observed, however, and subsequently punishment.

The expected effect of this setup was two-fold. Each person became their own constant disciplinarian and source of regimentation. And each lived his own life in the awareness of being an object for another unseen consciousness. In effect, each became a dual consciousness, his own and that of the unseen other, resulting in a loss of identity through that doubling of consciousness. Who one thinks one is will drain away under the pressure of what the one watching may think. Suspended between solitary confinement, alone in one's cell, and under the inescapable gaze of a guard, the psychological effect would be a slow process of self-dislocation, and eventually dementia.

A related form of dual consciousness was theorized by W.E.B. DuBois as the condition of the African American in the US, insofar as black people were watched as subjects of white attention all the time. In large

part, this semi-Panopticon character of black life in white supremacist society has been mediated by the black construction of alternate cultural communities. They provide some insulation from the psychological incarceration imposed by white culture and its systemic discrimination. By turning toward each other, these communities enabled the seizure and reconstruction of black identity. For many, they provide the peace of being out of reach of white malign attentions (even those that begin with “we just want to help.”). This sense of community was the environment for the efflorescence of art and letters in the Harlem Renaissance during the 1930s. In the 1960s, it gave rise to black arts movements in many cities. It was just such a black cultural environment on which Chokwe Lumumba’s program of community development and cooperative administration relied in Jackson, MS.

Having begun as defense against white hostility, these communities have attempted to remain as protection against subsequent attempts to destroy them. “Urban renewal” programs, gentrification, mass incarceration, police terror, gerrymandering, the destruction of black-identity political organizations, and the displacement of entire urban neighborhoods by rent gouging and economic inflation have all been expressions of a white need to eliminate the limited autonomy engendered by these black communities. .

In the bay area, serious damage and disruption to the black community in Berkeley and Oakland occurred at the hands of BART construction (Bay Area Rapid Transit) during the 1970s. The 7<sup>th</sup> St. center of black life in West Oakland was laid waste, and in South Berkeley, the area where MLK and Adeline streets came together, as a similar center of black life, succumbed to the sprawl of a BART parking lot.

On the other hand, the psycho-cultural effect of the US racial Panopticon was somewhat mitigated by the fact that black people know the generalizations and narratives by which white people tell themselves who black people are. For black people, the character of the "watchers" is not unknown.

It should be clear by now that the use of surveillance technology as a dimension of governing (even under the pretense of a limited form of crime control) reveals deep historical and cultural links to white supremacy and its systemic racism. Only resistance against it keeps modern society as a whole from simply devolving to a form of prison.

### **The original fear**

The original fear underlying our topic here – police and the surveillance state – which skews our typical attitudes toward crime, criminality, and thus justice, emerged from the first founding of a police agency in the North American colonies. As soon as chattel slavery was established (1682), a fear of the enslaved, of the exploited and oppressed, was inculcated by the elite as a foreseen rising in rebellion against the elite, against the landowners with their straw bosses, and against government bureaucrats with their tax collectors (think of Daniel Shay and his 1786 rebellion in Massachusetts).

To fear the possibility of rebellion, however, is to accept the injustice against which real rebellion will eventually hurl itself.

In the pre-US colonies, the original police agency guarding enslavement was the slave patrols, founded in 1710. They consisted of poor white farmers and workers (those from whom social standing in the colony had been withheld), enlisted by the landed elite to stop runaways and suppress all indications of organization among the enslaved. It was the original surveillance mechanism. When the patrols treated any of the enslaved with unbridled brutality, they simply said they had discovered a rebellion in progress and smashed it. For that, they received effusive gratitude, and eventually membership in colonial society. In short, the slave system gave the

white disfranchised (because poor) a chance to get membership and standing in the colony through policing and the exercise of social control. That is, policing in US society originated in abuse and the criminality of enslavement; and violence against people of color became the ticket to legitimacy for the disfranchised.

Today's attempt to protect against criminality with technology rather than social re-humanization is the twin brother of the slave patrols; they share the same heart.

#####

Part 2 will address the psychological effects of surveillance on everyone, its availability for abuse, its misplacement of our political thinking, and its relation to current structures of racialization.

**Richardson, April**

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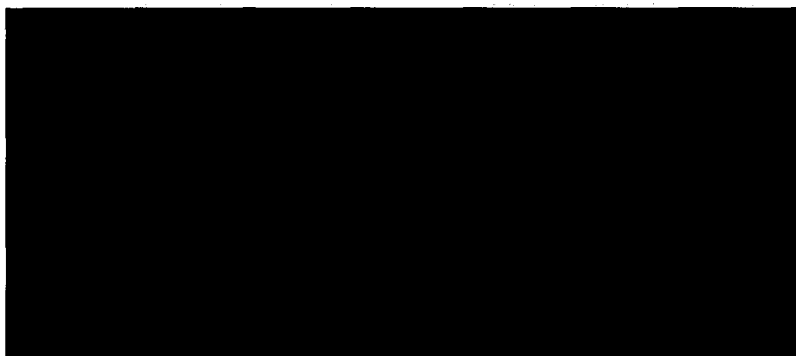
**From:** david lerman <415justice@att.net>  
**Sent:** Friday, December 3, 2021 3:49 PM  
**To:** Berkeley Mayor's Office; adoptaspot  
**Cc:** All Council; Kesarwani, Rashi  
**Subject:** Re: Traffic Circle Adopt-A-Spot Pilot Program Launching/ Traffic Enforcement

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mayor Arreguin:

I would rather adopt a traffic enforcement police officer. I understand that we are now down to one traffic enforcement officer and BPD now needs help from the CHP to investigate accidents.

Oakland is busying trying to hire new police officers.  
[Oakland mayor addresses hiring plan for additional officers amid surge in violence](#)



**Oakland mayor addresses hiring plan for additional officers amid surge i...**

Oakland Mayor Libby Schaaf addresses the city's hiring plan to fund 60 additional officers amid a surge in viole...

<https://abc7news.com/oakland-mayor-libby-schaaf-hiring-police-plan-department-opd-signing-bonus/11297914/>

What is Berkeley doing?

When will all the vacancies at BPD be filled?

When will we get 181 working police officers in Berkeley?

You promised us more police officers, but instead we have fewer.

Instead of traffic anarchy and people being run over every week, why not bring in the CHP or the sheriff to do traffic enforcement in Berkeley?



The absence of traffic enforcement is causing accidents as people know that there basically zero risk of getting a ticket for bad driving in Berkeley. If you care about pedestrians and bicyclists, you must provide traffic enforcement now-you can't wait for state law to allow your reimagined illegal program for traffic enforcement, because it may never become authorized by state law.

-David Lerman

On Friday, December 3, 2021, 12:33:27 PM PST, Mayor Jesse Arreguin <mayor@cityofberkeley.info> wrote:



Members of the community have an opportunity to "adopt" a traffic circle, such as this one at California St and Derby St.

Later this month, the City will be implementing its new Traffic Circle Vegetation and Maintenance Policy. The updated policy is the result of several years of community outreach and input. The purpose of this new policy is to identify the appropriate type of vegetation and its maintenance for traffic circles that provide traffic calming, beautification, environmental, and other benefits while maintaining pedestrian safety. Under this policy, trees can remain inside traffic circles, but must not have branches less than seven feet above the top of the curb of the traffic circle. Bushes and shrubs must be drought resistant and lower than 24 inches (two feet) from the top of the curb of the traffic circle. Plants must not have spines/spikes (i.e. cacti), nor can they bear fruits or vegetables.

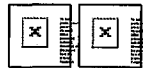
Many neighborhoods have decided to maintain their local traffic circles over the years. This new policy provides clear direction on how individuals and neighborhoods can "adopt" a traffic circle. Click here to see a map of which traffic circles have and have not been adopted. This month, a pilot program will be launched for traffic circles along California St.

If you are interested in continuing your volunteer activities, you must email a completed **Traffic Circle Volunteer Agreement and Release from Liability** to [adoptaspot@cityofberkeley.info](mailto:adoptaspot@cityofberkeley.info) **within two weeks of receipt of this notice.** Volunteering without executing the Volunteer Agreement and Release of Liability is strictly prohibited. Upon receipt of the signed Volunteer Agreement, the City will provide a reflective vest which you must wear at all times while working in the public right of way and in the traffic circle.

People who are interested in the Traffic Circle Adopt-A-Spot program are invited to participate in a webinar on **Thursday, December 9th at 6pm.** While this webinar will focus on the California St pilot program, it is open to all.

**To RSVP to the webinar, [click here.](#)**

If you have any questions, please email [adoptaspot@cityofberkeley.info](mailto:adoptaspot@cityofberkeley.info). We appreciate your partnership in keeping Berkeley's traffic circles beautiful and safe.



City of Berkeley - Mayor's Office | 2180 Milvia St., Fifth Floor, Berkeley, CA 94704

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**Richardson, April**

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**From:** Elisa Mikiten <elisamikiten@mac.com>  
**Sent:** Friday, December 3, 2021 4:35 PM  
**To:** Jesse Arreguin; All Council  
**Cc:** Office of the Director of Police Accountability  
**Subject:** Traffic Enforcement

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Mr. Mayor and Councilmembers,

When you respond to questions about traffic fatalities, some of you refuse to mention traffic enforcement.

I know you're trying to get by without traffic enforcement. It isn't going to work. There were 12 deaths in the year before the pandemic, and we're all aware of the recent statistics.

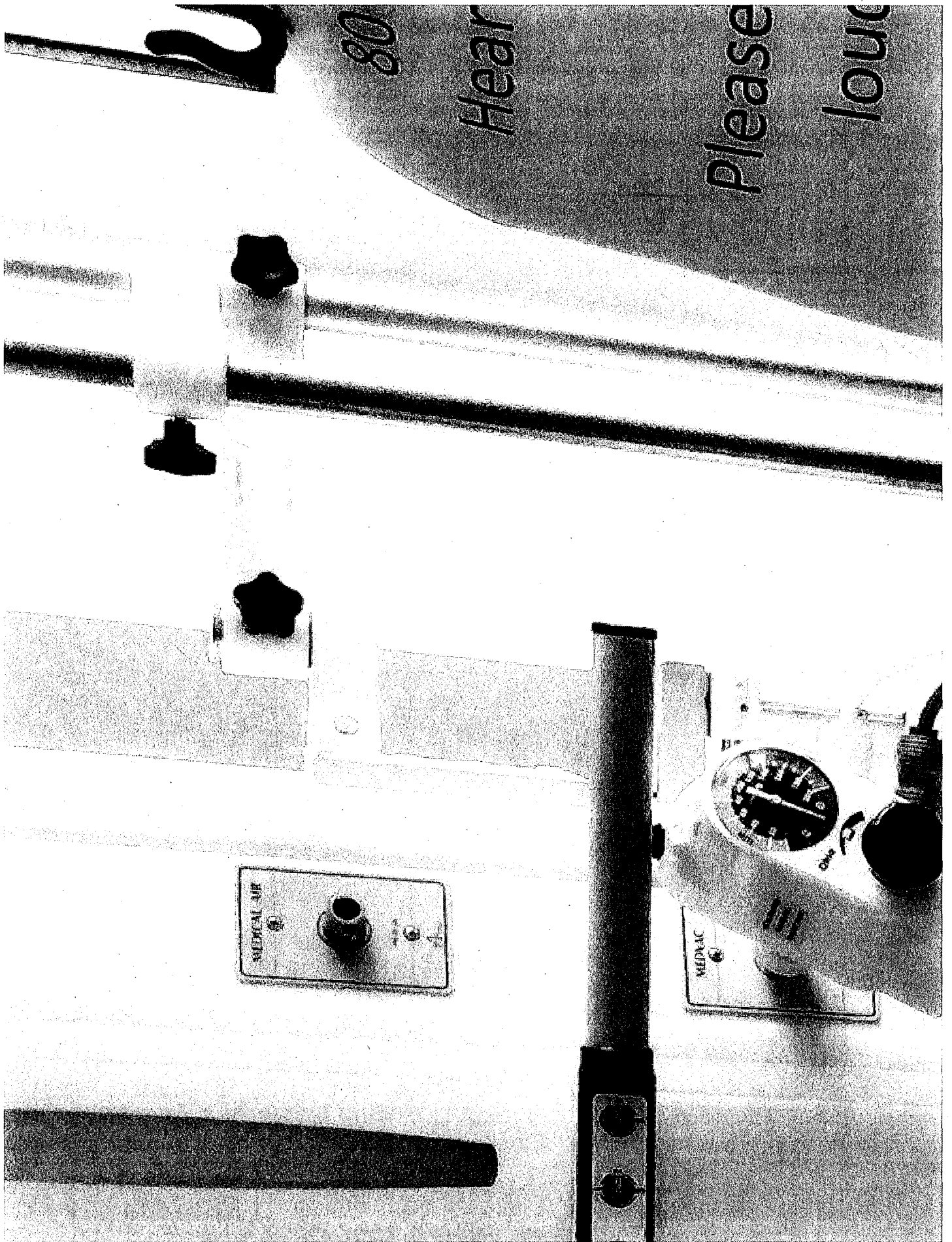
Here's a photo of my son in the ICU at SF General after being struck by a car. His skull was fractured through his bicycle helmet, his pelvis was shattered, he had a brain bleed, and a neck fracture. He was hospitalized for three weeks, didn't walk for six months, and spent nearly two years in recovery. He's fine now, but other families have not been so lucky.

This is stupid. A lack of traffic enforcement does not create justice. It creates trauma.

Yours,

Elisa Mikiten

cc: PAB  
Chief of Police c/o DPA



**Richardson, April**

---

**From:** Charles Koppelman <koppelm@well.com>  
**Sent:** Thursday, December 2, 2021 10:05 AM  
**To:** revdev  
**Cc:** All Council; Berkeley Mayor's Office  
**Subject:** Transient Occupancy Tax for ZCSTR2017-0173

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hello There:

I wrote you four months ago about this — we are no longer listing our unit for short-term rentals. I asked that you stop sending me these notices. I ask again.

You folks are great about collecting tax money — not so good keeping your files current.

Please confirm receipt and action taken.

Charles Koppelman  
 2419 Jefferson Avenue  
 Berkeley, CA 94703  
 510-390-2747

- > City of Berkeley payment due.
- > This is a reminder that your next Transient Occupancy Tax payment is now due for 2419 JEFFERSON Ave (Unit B).
- >
- > If you have not had any rental activity for the past month, you are still required to submit a report for \$0 revenue.
- >
- > For Airbnb hosts, the City of Berkeley has reached an agreement with Airbnb. Effective December 1, 2017, Airbnb will collect and remit Transient Occupancy Tax (TOT) on behalf of short-term rental hosts in the City of Berkeley. The tax collection by Airbnb does not include the 2% enforcement fee. Hosts are responsible for paying the 2% enforcement fee to the City.
- >
- > On January 1, 2018, the City's tax payment portal will enable you to pay the 2% Code Enforcement Fee for your Airbnb transactions. The site is also available to submit your payment for any other platforms/channels for the payment of the 12% Transient Occupancy Tax and 2% Code Enforcement fees.
- >
- > As a reminder, your Transient Occupancy Tax Registration number is: ZCSTR2017-0173
- >
- >
- > Click here to submit your next payment
- >

**Richardson, April**

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**From:** Jenny Franco <jenfranco@gmail.com>  
**Sent:** Friday, December 3, 2021 5:16 PM  
**To:** City of Berkeley Urban Forestry; Wengraf, Susan  
**Cc:** Manager, C; City Clerk  
**Subject:** Re: Tree Removal Objection -- 1600 La Loma

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Hello,

I put in this tree removal objection over a month ago and received no response. Now I see that the trees have been scheduled to be removed on Monday. Why is this happening? In other cities, such as the City of San Jose, if a tree removal is objected to, a hearing is scheduled. Why is there no process for this in Berkeley? I am greatly disappointed. Your own city website says that it is committed to providing alternatives to tree removal, so why isn't that the case here?

At the very least, the sidewalk can be patched with asphalt. That is clearly something that you do. Throughout Berkeley, there are countless examples of sidewalks that have worse damage from tree roots than at 1600 La Loma and they are patched with asphalt. Why is that not an alternative here?

Thank you,  
 Jenny

On Wed, Oct 27, 2021 at 1:42 PM Jenny Franco <jenfranco@gmail.com> wrote:  
 Hello,

Today I received a call about my objection to the tree removal at the 1600 block of La Loma Ave. I appreciate the insight as to why the tree is being removed.

I continue to object to the removal of the two trees at 1600 La Loma Ave at Cedar St in Berkeley, CA. Trees are living creatures and have a right to exist, especially mature, healthy trees that have been here for decades. We, as humans, are intelligent creatures who have accomplished huge feats unimaginable to our ancestors. I believe we can figure out a way to coexist with the beings that make our existence possible.

On the City of Berkeley's website, it states:

The City of Berkeley values our urban forest...Sidewalk damage is not a criteria for tree removal. Often, the new sidewalk and/or curb will be formed in a curved, "bowed-out" fashion to give the tree more room to grow.

If the previous engineer thinks that the only solution is cutting the tree roots, I urge you to consult with other engineers, because there are other options. For example, here are some other options for dealing with sidewalk damage from trees that does not involve killing the trees:

<https://shadetreeexpert.com/sidewalks-and-tree-roots/>

Thank you for your time.

Jenny Franco

**Bunting, Sarah K.**

---

**From:** City of Berkeley Urban Forestry  
**Sent:** Monday, December 20, 2021 11:57 AM  
**To:** Jenny Franco; City of Berkeley Urban Forestry; Wengraf, Susan  
**Cc:** Manager, C; City Clerk  
**Subject:** RE: Tree Removal Objection -- 1600 La Loma

Hello Jenny,

Thank you for your concern. Each city is ran differently. With that being said, we do not remove trees unless it is necessary. Such as in an instances where the tree has died,.....

Please see the below link regarding TREE PRUNING AND REMOVAL

[https://www.cityofberkeley.info/pruning\\_removal/](https://www.cityofberkeley.info/pruning_removal/)

Have a great day!

Thanks,  
 Urban Forestry Staff

---

**From:** Jenny Franco <jenfranco@gmail.com>  
**Sent:** Friday, December 03, 2021 5:16 PM  
**To:** City of Berkeley Urban Forestry <treemailbox@cityofberkeley.info>; Wengraf, Susan <SWengraf@cityofberkeley.info>  
**Cc:** Manager, C <CManager@cityofberkeley.info>; City Clerk <clerk@cityofberkeley.info>  
**Subject:** Re: Tree Removal Objection -- 1600 La Loma

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Hello,

I put in this tree removal objection over a month ago and received no response. Now I see that the trees have been scheduled to be removed on Monday. Why is this happening? In other cities, such as the City of San Jose, if a tree removal is objected to, a hearing is scheduled. Why is there no process for this in Berkeley? I am greatly disappointed. Your own city website says that it is committed to providing alternatives to tree removal, so why isn't that the case here?

At the very least, the sidewalk can be patched with asphalt. That is clearly something that you do. Throughout Berkeley, there are countless examples of sidewalks that have worse damage from tree roots than at 1600 La Loma and they are patched with asphalt. Why is that not an alternative here?

Thank you,  
 Jenny

On Wed, Oct 27, 2021 at 1:42 PM Jenny Franco <jenfranco@gmail.com> wrote:

Hello,

Today I received a call about my objection to the tree removal at the 1600 block of La Loma Ave. I appreciate the insight as to why the tree is being removed.

I continue to object to the removal of the two trees at 1600 La Loma Ave at Cedar St in Berkeley, CA. Trees are living creatures and have a right to exist, especially mature, healthy trees that have been here for decades. We, as humans, are intelligent creatures who have accomplished huge feats unimaginable to our ancestors. I believe we can figure out a way to coexist with the beings that make our existence possible.

On the City of Berkeley's website, it states:

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If the previous engineer thinks that the only solution is cutting the tree roots, I urge you to consult with other engineers, because there are other options. For example, here are some other options for dealing with sidewalk damage from trees that does not involve killing the trees:

<https://shadetreexpert.com/sidewalks-and-tree-roots/>

Thank you for your time.

Jenny Franco



Richardson, April

**From:** East Bay Community Energy <EBCE@public.govdelivery.com>  
**Sent:** Wednesday, December 1, 2021 5:01 PM  
**To:** All Council  
**Subject:** Special Meeting - Board of Directors Friday 12/3/21

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# Board of Directors Special Meeting

[हिंदी](#) | [Tiếng Việt](#) | [Español](#) | [中文](#)

The Board of Directors for the East Bay Community Energy Authority will host a special meeting on **Friday, December, 2021 at 1:00pm**

The public is encouraged to attend by webinar.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/87023071843>

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 929 205 6099 or +1 301 715 8592 or 888 475 4499 (Toll Free) or 877 853 5257 (Toll Free)

Webinar ID: 870 2307 1843

Please visit our [Public Meetings](#) page to view the supporting documents, instructions on how to join the webinar, and provide [public comment](#).

## **Agenda**

Item 2. [Resolution Supporting a Sustainable Rooftop Solar Market in California \(PDF\)](#)

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This email was sent to [council@cityofberkeley.info](mailto:council@cityofberkeley.info) using govDelivery Communications Cloud on behalf of: East Bay Community Energy  
· 1999 Harrison Street, Suite 800 · Oakland, CA 94612

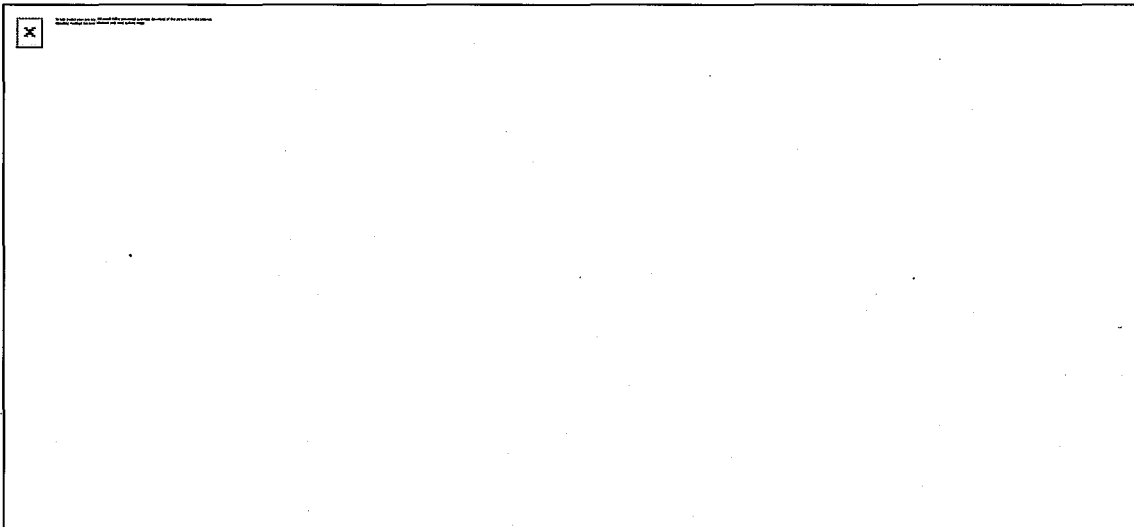
**GOVDelivery** 

**Benado, Tony**

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**From:** East Bay Community Energy <EBCE@public.govdelivery.com>  
**Sent:** Friday, December 10, 2021 5:01 PM  
**To:** All Council  
**Subject:** EBCE Community Advisory Committee Meeting Monday, 12/13/21 and Board of Directors Meeting Wednesday, 12/15/21

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# **Community Advisory Committee Meeting - 12/13/21**

[हिंदी](#) | [Tiếng Việt](#) | [Español](#) | [中文](#)

The Community Advisory Committee for the East Bay Community Energy Authority will meet on Monday, December 13, 2021 at **6:00 pm**.

The public is encouraged to attend by webinar.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/84794506189>

Join by phone:

Dial(for higher quality, dial a number based on your current location): US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 301 715 8592 or +1 312 626 6799 or 888 475

4499 (Toll Free) or 877 853 5257 (Toll Free)  
Webinar ID: 847 9450 6189

Please visit our [Public Meetings](#) page to view the supporting documents, instructions on how to join the webinar, and provide [public comment](#).

## **Agenda**

**Item 1** Welcome & Roll Call

**Item 2** Swearing in of New Members – Oath of Office, and Chair Report

**Item 3** Public Comment

**Item 4** Procurement Policy (action item)

**Item 5** Community Innovation Grants Update (action item)

**Item 6** Marketing, Education, and Outreach (informational item)

**Item 7** CAC Member and Staff Announcements including requests to place items on future CAC agendas

**Item 8** Adjournment to Monday, January 17, 2022

NEXT MEETING

The Board of Directors for the East Bay Community Energy Authority will meet on Wednesday, December 15, 2021 at **5:00 pm**.

The public is encouraged to attend by webinar.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/87023071843>

Join by phone:

Dial (for higher quality, dial a number based on your current location):

US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 929 205

6099 or +1 301 715 8592 or +1 312 626 6799 or 888 475 4499 (Toll Free)

or 877 853 5257 (Toll Free)

Webinar ID: 870 2307 1843

Please visit our [Public Meetings](#) page to view the supporting documents, instructions on how to join the webinar, and provide [public comment](#).

## **Agenda**

**Item 1** Welcome & Roll Call

**Item 2** Pledge of Allegiance

**Item 3** Public Comment

## **Consent Agenda**

**Item 4** Adoption of Imminent Risks Findings Pursuant to AB 361 and Authorization to Continue Meeting via Teleconferencing.

**Item 5** Contracts Entered into ( Informational Item)

**Item 6** Adopt a Resolution authorizing CEO to negotiate and execute a Consulting Service Agreement with Acterra to offer an induction Cooktop Lending Program to EBCE's residential customers

**Item 7** Adopt a Resolution authorizing the CEO to negotiate and execute a Third Amendment to the Consulting Services Agreement with Weideman Group, Inc.

**Item 8** Summary of changes made to service terms and conditions to support product transitions in January 2022

**Item 9** Adopt a Resolution authorizing CEO or Treasurer to execute a Consulting Service Agreement with Maher Accountancy

**Item 10** Adopt a Resolution amending the Conflict of Interest Code clarifying those certain specified positions (BODs & Treasurer) must file a Form 700 under Government Code Section 87200

## **Regular Agenda**

**Item 11** CEO Report

**Item 12** Community Advisory Committee Report – (Verbal report)

**Item 13** Adopt a Resolution approving a fifth amended and restated Administrative Procurement Policy to include a preference for Disabled Veteran Owned Businesses and Businesses located in Disadvantaged Communities

**Item 14** Board Member and Staff Announcements including requests to place items on future Board Agendas

**Item 15** Adjournment – to Wednesday January 19, 2022 5:00 p.m.

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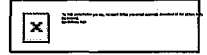


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· 1999 Harrison Street, Suite 800 · Oakland, CA 94612



**Benado, Tony**

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**From:** Vivian Warkentin <vivwark@sbcglobal.net>  
**Sent:** Monday, December 6, 2021 4:38 PM  
**To:** All Council  
**Subject:** Farmers' Land Confiscated for 'Carbon Pipeline' through Corn Belt - YouTube

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<https://www.youtube.com/watch?v=zaO1asFmVx8&t=22s>

**Benado, Tony**

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**From:** Vivian Warkentin <viwark@sbcglobal.net>  
**Sent:** Tuesday, December 7, 2021 3:53 PM  
**To:** All Council  
**Subject:** Court-Ordered Pfizer Documents They Tried To Have Sealed For 55 years Show 1223 Deaths, 158,000 Adverse Events in 90 Days Post EUA Release

WARNING: This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

<https://celiafarber.substack.com/p/court-ordered-pfizer-documents-they>



**Bunting, Sarah K.**

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**From:** Vivian Warkentin <vivwark@sbcglobal.net>  
**Sent:** Tuesday, December 21, 2021 3:58 PM  
**To:** All Council  
**Subject:** The Activation #12: Fighting Economic Terrorism & Spiritual Warfare with Catherine Austin Fitts - Activist Post

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<https://www.activistpost.com/2021/12/the-activation-12-fighting-economic-terrorism-spiritual-warfare-with-catherine-austin-fitts.html>

**Richardson, April**

---

**From:** Yura Tamano <info@sg.actionnetwork.org>  
**Sent:** Thursday, December 2, 2021 6:55 AM  
**To:** City Clerk  
**Subject:** Support Vision Zero in West Berkeley!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council:

Berkeley is tragically behind on its Vision Zero goal of eliminating traffic deaths by 2028. Some progress has been made on safety infrastructure, but I urge you to pursue a more aggressive approach to reduce automobile speeds and make streets safer for people in all modes of travel. Paving and infrastructure improvements should expand "Complete Streets" design to encourage more people to walk, cycle, or take public transit instead of driving private automobiles. Slowing down traffic and encouraging a modal shift away from private automobile travel will also make streets safer and more convenient for road users who must make certain trips with an automobile. This is a win-win solution for all road users. Please support Councilmember Taplin's budget referrals for safe streets in West Berkeley.

West Berkeley's infrastructure is historically underfunded and is home to an outsized number of traffic injuries and deaths. While the City Council has voted in the past to prioritize Berkeley's paving budget for bike routes and arterials, there are also many residential streets in historically disinvested neighborhoods with extremely low Pavement Condition Index (PCI) ratings. Paving and road repair investments should include targeted investments in Equity Priority Areas that include residential streets, where relatively lower-income households reside and have destinations on by definition. Berkeley's Vision Zero investments should be abundant and equitably distributed, with strong consideration for where underprivileged road users live and travel within Berkeley.

Consider the following examples:

- Sixth Street and Addison Street, and Sixth and Channing Way, are intersections of High Injury Streets with high traffic volume in urgent need of median refuge islands for pedestrians and crossing lights.

- Ninth Street is supposed to be a refuge from high volume car traffic as a Bike Boulevard where pedestrians and cyclists can feel safe travelling on a daily basis. The street is still marred with many near-misses and severe injuries. This street desperately needs permanent traffic circles, speed tables, more stop signs, and more visible bicycle crossings.

Curtis Street is another street that is supposed to be for slower residential traffic and feel safer for cyclists and pedestrians, yet like Ninth Street, it is often used by speeding motorists as a throughway alternative to San Pablo Avenue. Berkeley should add traffic diverters on Curtis Street at the Channing and Addison intersections.

- Throughout West Berkeley, simply crossing certain streets can be a leap of faith. Berkeley should take extra steps to guarantee safety to all who wish to cross our streets by adding Rectangular Rapid Flashing Beacons (RRFB) to Cedar & Ninth and Sacramento & Julia and by adding Pedestrian Hybrid Beacons (PHB) to Sacramento & Russell, Sacramento & Channing, and Channing & San Pablo.

Whether in principle or in specifically recommended improvements, all of these proposals are in line with the City's Vision Zero Plan, Bicycle Plan, and/or Pedestrian Plan.

Thank you for your time and consideration.

Yura Tamano

tamayura510@gmail.com

2230 8th Street

Berkeley, California 94710-2309

## Richardson, April

---

**From:** Christian Hutchin <info@sg.actionnetwork.org>  
**Sent:** Friday, December 3, 2021 12:11 PM  
**To:** City Clerk  
**Subject:** Support Vision Zero in West Berkeley!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council:

Berkeley is tragically behind on its Vision Zero goal of eliminating traffic deaths by 2028. Some progress has been made on safety infrastructure, but I urge you to pursue a more aggressive approach to reduce automobile speeds and make streets safer for people in all modes of travel. Paving and infrastructure improvements should expand "Complete Streets" design to encourage more people to walk, cycle, or take public transit instead of driving private automobiles. Slowing down traffic and encouraging a modal shift away from private automobile travel will also make streets safer and more convenient for road users who must make certain trips with an automobile. This is a win-win solution for all road users. Please support Councilmember Taplin's budget referrals for safe streets in West Berkeley.

West Berkeley's infrastructure is historically underfunded and is home to an outsized number of traffic injuries and deaths. While the City Council has voted in the past to prioritize Berkeley's paving budget for bike routes and arterials, there are also many residential streets in historically disinvested neighborhoods with extremely low Pavement Condition Index (PCI) ratings. Paving and road repair investments should include targeted investments in Equity Priority Areas that include residential streets, where relatively lower-income households reside and have destinations on by definition. Berkeley's Vision Zero investments should be abundant and equitably distributed, with strong consideration for where underprivileged road users live and travel within Berkeley.

Consider the following examples:

- Sixth Street and Addison Street, and Sixth and Channing Way, are intersections of High Injury Streets with high traffic volume in urgent need of median refuge islands for pedestrians and crossing lights.

- Ninth Street is supposed to be a refuge from high volume car traffic as a Bike Boulevard where pedestrians and cyclists can feel safe traveling on a daily basis. The street is still marred with many near-misses and severe injuries. This street desperately needs permanent traffic circles, speed tables, more stop signs, and more visible bicycle crossings.

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- Throughout West Berkeley, simply crossing certain streets can be a leap of faith. Berkeley should take extra steps to guarantee safety to all who wish to cross our streets by adding Rectangular Rapid Flashing Beacons (RRFB) to Cedar & Ninth and Sacramento & Julia and by adding Pedestrian Hybrid Beacons (PHB) to Sacramento & Russell, Sacramento & Channing, and Channing & San Pablo.

- Dwight Way between Sacramento and MLK feels like a freeway. People routinely drive well above the posted 25 mph speed limit, and it feels like you are taking your life into your own hands when you attempt to cross it on bike, foot, or automobile. I urge the Mayor and City Council to immediately consider implementing traffic calming measures like a speed table or some other means of speed suppression. There are several out there that would still accommodate the need for emergency vehicles to swiftly get to where they need to be. The situation out here is getting more and more dangerous, and through its inaction, the city government is encouraging and normalizing dangerous driving behavior. It could easily put a stop to this if it has the will to act.

Whether in principle or in specifically recommended improvements, all of these proposals are in line with the City's Vision Zero Plan, Bicycle Plan, and/or Pedestrian Plan.

Thank you for your time and consideration,

Christian Hutchin

Christian Hutchin  
chutchin@berkeley.edu  
1692 Dwight Way  
BERKELEY, California 94703

## Richardson, April

---

**From:** Travis Close <info@sg.actionnetwork.org>  
**Sent:** Friday, December 3, 2021 4:01 PM  
**To:** City Clerk  
**Subject:** Support Vision Zero in West Berkeley!

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

City Clerk Mark Numainville,

Dear Mayor and Members of the City Council:

Berkeley is tragically behind on its Vision Zero goal of eliminating traffic deaths by 2028. Some progress has been made on safety infrastructure, but I urge you to pursue a more aggressive approach to reduce automobile speeds and make streets safer for people in all modes of travel. Paving and infrastructure improvements should expand "Complete Streets" design to encourage more people to walk, cycle, or take public transit instead of driving private automobiles. Slowing down traffic and encouraging a modal shift away from private automobile travel will also make streets safer and more convenient for road users who must make certain trips with an automobile. This is a win-win solution for all road users. Please support Councilmember Taplin's budget referrals for safe streets in West Berkeley.

West Berkeley's infrastructure is historically underfunded and is home to an outsized number of traffic injuries and deaths. While the City Council has voted in the past to prioritize Berkeley's paving budget for bike routes and arterials, there are also many residential streets in historically disinvested neighborhoods with extremely low Pavement Condition Index (PCI) ratings. Paving and road repair investments should include targeted investments in Equity Priority Areas that include residential streets, where relatively lower-income households reside and have destinations on by definition. Berkeley's Vision Zero investments should be abundant and equitably distributed, with strong consideration for where underprivileged road users live and travel within Berkeley.

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- Ninth Street is supposed to be a refuge from high volume car traffic as a Bike Boulevard where pedestrians and cyclists can feel safe travelling on a daily basis. The street is still marred with many near-misses and severe injuries. This street desperately needs permanent traffic circles, speed tables, more stop signs, and more visible bicycle crossings.

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Whether in principle or in specifically recommended improvements, all of these proposals are in line with the City's Vision Zero Plan, Bicycle Plan, and/or Pedestrian Plan.

Thank you for your time and consideration.

Travis Close

travis.close@gmail.com

2456 Hilgard Ave

Berkeley, California 94709



**Benado, Tony**

---

**From:** Elana Auerbach <elanaarobyn@gmail.com>  
**Sent:** Sunday, December 5, 2021 8:10 PM  
**To:** All Council; Berkeley Mayor's Office; Kesarwani, Rashi  
**Cc:** Rivka Polatnick; Karl Knobler; Negeene Mosaed  
**Subject:** Following Up ~ Violation of Sanctuary Contracting Ordinance

**WARNING:** This is not a City of Berkeley email. Do not click links or attachments unless you trust the sender and know the content is safe.

Dear Council~

It's been over a month since the City Manager was required on November 1st to provide the following report:

As stated in section 13.105.040 of the SCO:

"By November 1 of each year, the City Manager shall schedule and submit to the City Council a written, public report regarding compliance with Section 13.105.030 over the previous year. At minimum, this report must (1) detail with specificity the steps taken to ensure compliance with Section 13.105.030, (2) disclose any issues with compliance, including any violations or potential violations of this Ordinance, and (3) detail actions taken to cure any deficiencies with compliance."

When will this report be made public?

Thank you for your prompt response to this matter. Refer to the email below with further details that was sent to you almost 6 weeks ago.

With kind regards~

Elana Auerbach  
 District 1

On Wed, Oct 27, 2021 at 10:15 AM Elana Auerbach <elanaarobyn@gmail.com> wrote:

Dear City Manager, City Attorney, City Auditor, Mayor and Council,

This email serves as an official complaint and notice of violation of section 13.105.030 of the Sanctuary Contracting Ordinance (SCO) by the City Manager and her designees. The \$6.5M contract with Motorola Solutions violates the SCO as no alternatives to provide Berkeley with public safety radios were considered.

Section 13.105.030 states:

A. No officer, employee, department, board, commission, City Council, City Manager, or other entity of the City shall enter into a new, amended, or extended contract or agreement with any Person or Entity that provides ICE with any "Data Broker" or "Extreme Vetting" services as defined herein, unless a waiver is granted based on a specific determination that no reasonable alternative exists, taking into consideration the following: 1. The intent and purpose of this ordinance; 2. The availability of alternative services, goods and equipment; and 3. Quantifiable additional costs resulting from use of available alternatives.

Based on an email from a distributor of JVCKenwood P25 radios and infrastructure that was sent to all council members, the mayor and the city manager, we know that alternatives to Motorola radios exist. Below are excerpts from the email. The email can be found in its entirety at the end of this letter.

- 1) You do not have to buy Motorola radios. Kenwood P25 radios are designed for and are compatible with, and already operate on systems using the P25 standard protocol and interoperate with Motorola radios, whether encrypted [or] not.
- 2) Unlike Motorola, BK and Harris P25 radios, ours are not sold to ICE- purchasing our radios will keep the City in compliance with your laws and rules.
- 3) Our radios can be equipped as a standard option with the encryption asked for by CA-DOJ to protect individual's private information, and still leave other channels 'open' to scrutiny.

As stated in section 13.105.040 of the SCO:

"By November 1 of each year, the City Manager shall schedule and submit to the City Council a written, public report regarding compliance with Section 13.105.030 over the previous year. At minimum, this report must (1) detail with specificity the steps taken to ensure compliance with Section 13.105.030, (2) disclose any issues with compliance, including any violations or potential violations of this Ordinance, and (3) detail actions taken to cure any deficiencies with compliance."

We look forward to your decision that the current intent to contract with Motorola Solutions be withdrawn and/or reversed, followed by implementation of standard procedures by issuing a Request for Proposal for the City's public safety radio requirements.

Thank you for your prompt attention to this important matter.

Sincerely,

Elana Auerbach, Karl Knobler, Negeene Mosaed & Rivka Polatnick

From: Bill Ballowe <[bill@epicmarketing.com](mailto:bill@epicmarketing.com)>  
Date: October 6, 2021 at 2:19:18 PM PDT  
To:  
Subject: P25 radio Venders for the City of Berkeley

Dear Councilmember,

I read the attached article about the City of Berkeley's need for additional radios and the issues being discussed about the potential vendor and would like to comment to you first in writing.

My name is William Ballowe and I am the regional manager for northern California for the P25 radios and infrastructure from the EF Johnson division of JVCKenwood. I am officed in San Ramon, CA.

I would like to quickly and easily state our position to the issues brought about in the article.

- 1) You do not have to buy Motorola radios. Kenwood P25 radios are designed for and are compatible with, and already operate on systems using the P25 standard protocol and interoperate with Motorola radios, whether encrypted not.
- 2) Unlike Motorola, BK and Harris P25 radios, ours are not sold to ICE- purchasing our radios will keep the City in compliance with your laws and rules.
- 3) Our radios can be equipped as a standard option with the encryption asked for by CA-DOJ to protect individual's private information, and still leave other channels 'open' to scrutiny.
- 4) It was stated in the article about this vendor, Motorola, that "practically has a monopoly on the public safety sector". This thinking is also replicated by an investment management firm, Wedewood Partners in Motorola, earlier this year in this article: <https://www.yahoo.com/now/why-motorola-msi-continues-top-165308836.html>
- 5) If you are not familiar with your vendor and their quarterly need for banking orders and profits, I do suggest that the discount offered was not because they like you; but rather Sept 30th is the last day of the quarter for this public traded company. Indeed, Motorola has some of the oldest technology on the market at some of the highest prices. We encourage the City to obtain a quote from us before proceeding with this purchase.

Hopefully the 'rest of the story' will allow the Berkeley police dept to look into obtaining their compatible and fairly priced P25 radios from another vendor and stay compliant with the City's rules and laws.

Thank you and hope to see you soon.

<https://www.dailycal.org/say-no-to-waiving-berkeley-s-sanctuary-contracting-ordinance/>

Best Regards,

"Put us to work for you"  
[www.epicmarketing.co](http://www.epicmarketing.co)

William Ballowe | Manufacturers Representative | 3 Crow Canyon Ct., Suite 100 | San Ramon, CA | 925-552-1820 office, | 925-552-1829 direct