



ACTION CALENDAR

July 30, 2024

To: Honorable Mayor and Members of the City Council

From: Farimah Brown, City Attorney

Submitted by: LaTanya Bellow, Interim City Manager
Farimah Brown, City Attorney

Subject: Ballot Measure – Increasing the Parks, Trees and Landscaping Maintenance Tax

RECOMMENDATION

1. Adopt a Resolution placing the attached measure to increase the parks, trees and landscaping maintenance tax on the ballot at the November 5, 2024 General Municipal Election.
2. Designate, by motion, specific members of the Council to file ballot measure arguments on this measure as provided for in Elections Code Section 9282.

FISCAL IMPACTS OF RECOMMENDATION

No direct fiscal impacts related to the recommended action to place the measure on the ballot. In general, election services have seen a steep increase since 2018, with the City's first million-dollar election in 2020. In addition, the number of measures placed on the ballot, and the length of the measures, are the primary driving factors in the fluctuation of election costs.

The proposed measure is estimated to generate an additional \$3,779,931 annually for parks, trees and landscaping maintenance.

CURRENT SITUATION AND ITS EFFECTS

This measure is presented to the Council for placement on the November 5, 2024 ballot pursuant to Council direction on May 24, 2024.

The City's Parks, Trees and Landscaping Maintenance Tax ("Parks Tax") is a special parcel tax at a current rate of \$0.2210 per square foot of improvements. (BMC § 7.10.020.B; Ordinance No. 7,918-N.S.) The tax generates an estimated \$18,297,945 annually. This proposed measure would increase the Parks Tax by 20%, resulting in a rate of \$0.2652 per square foot of improvements. It would generate an estimated \$3,779,931 of additional annual revenue, for a total annual Parks Tax revenue of \$22,077,876. The Parks Tax contains an exemption for property owned by individuals with "very low-income" as may be defined by the City Council

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Revenues from the tax may be used for expenses related to the acquisition and maintenance of improvements to City parks, trees and landscaping. (See BMC § 7.10.040.A.)

If placed on the ballot by the City Council, the measure would require approval by a two-thirds vote in order to go into effect.

Additionally, according to California Elections Code 9282 (b), measures placed on the ballot by the legislative body, or a member or members of the legislative body authorized by that body, or an individual voter who is eligible to vote on the measure, or bona fide association of citizens, or a combination of voters and associations, may file a written argument for or against any city measure.

BACKGROUND

The Parks Tax was established in 1997, replacing the Landscape Maintenance Tax. This Parcel Tax was amended in 2014 with 75% voter approval to increase the per square foot tax rate from \$0.1256 to \$0.1466 (approximately a 17% increase) and add an inflation escalator, such that the yearly increase can be tied to either the Consumer Price Index or the Personal Income Growth ("PIG") factor, whichever is greatest.

Allowable expenditures include expenses related to the acquisition and maintenance of improvements to City parks, trees and landscaping. The current FY25 revenues are expected to be approximately \$18.3M. (See Ordinance No. 7,918-N.S.)

The Parks Tax is generally healthy, but increased operational costs (some at the Waterfront to offset the Marina Fund in FY23 and FY24) and Capital Improvement costs will lead to operating losses between \$1.2- 3.1M in FY24, FY25 and FY26. The fund balance will be approximately 8.4%, less than \$1.6M, by the end of FY26 (see attached Parks Tax 5 Year Plan).

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

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

RATIONALE FOR RECOMMENDATION

This measure is presented to the Council for placement on the November 5, 2024 ballot pursuant to Council direction on May 24, 2024.

ALTERNATIVE ACTIONS CONSIDERED

Council may decide to not place the measure on the 2024 ballot, or request that staff resubmit the item for a future election.

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CONTACT PERSON

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Farimah Brown, City Attorney, (510) 981-6998

Attachments:

1: Resolution

Exhibit A: Text of Measure

2: Off-Agenda Memo - Reference Information for Potential Parks Tax Increase

RESOLUTION NO. -N.S.

SUBMITTING TO THE BERKELEY ELECTORATE AN ORDINANCE AMENDING
CHAPTER 7.10 OF THE BERKELEY MUNICIPAL CODE TO INCREASE THE PARKS,
TREES AND LANDSCAPING MAINTENANCE TAX

WHEREAS, the Berkeley City Council has elected to submit to the voters at the November 5, 2024 General Municipal Election, a measure amending Chapter 7.10 of the Berkeley Municipal Code increasing the special tax to fund parks, trees and landscaping maintenance; and

WHEREAS, the Council desires to submit this measure to be placed upon the ballot at the November 5, 2024 Statewide General Election, consistent with the Council's Resolution No. 71,289-N.S., adopted on May 7, 2024, calling for a General Municipal Election to be consolidated with said statewide election; and

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that this resolution is hereby adopted and a ballot measure amending Chapter 7.10 of the Berkeley Municipal Code increasing the special tax to fund parks, trees and landscaping maintenance shall be placed before the voters at the election on November 5, 2024.

BE IT FURTHER RESOLVED that the Board of Supervisors of Alameda County is hereby requested to include on the ballots and sample ballots the measure enumerated above to be voted on by the voters of the qualified electors of the City of Berkeley.

BE IT FURTHER RESOLVED that, pursuant to California Elections Code sections 10002 and 10403, this City Council does hereby call an election on Tuesday, November 5, 2024, and requests that the Alameda County Board of Supervisors consolidate said election with the Statewide General Election on that same date in the manner and schedule established by Resolution No. 71,289-N.S., adopted on May 7, 2024, and submit the Measure to the qualified voters of the City at said consolidated election.

BE IT FURTHER RESOLVED that the City Council acknowledges that the consolidated election will be held and conducted in the manner prescribed in Elections Code Section 10418.

BE IT FURTHER RESOLVED that the City of Berkeley hereby requests that the Alameda County Board of Supervisors permit the Registrar of Voters of Alameda County to perform services in connection with said election at the request of the City Clerk. These services to include all necessary services related to official ballot creation, sample ballot and voter information pamphlet preparation, vote-by-mail, polling places, poll workers, voter registration, voting machines, canvass operations, and any and all other services necessary for the conduct of the consolidated election; and

BE IT FURTHER RESOLVED that the full text of the measure shall be printed in the Voter Information Pamphlet mailed to all voters in the City of Berkeley.

BE IT FURTHER RESOLVED that the above enumerated measure requires a two-thirds vote threshold for passage.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to cause the posting, publication and printing of notices, pursuant to the requirements of the Charter of the City of Berkeley, the Government Code, and the Elections Code of the State of California.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to obtain printing, supplies and services as required.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to enter into any contracts necessary for election consulting services, temporary employment services, printing services, and any such other supplies and services as may be required by the statutes of the State of California and the Charter of the City of Berkeley for the conduct of the November General Municipal Election.

BE IT FURTHER RESOLVED that the City will reimburse the Registrar of Voters for the costs associated with placing the measure on the ballot.

BE IT FURTHER RESOLVED that said proposed Ordinance measure shall appear and be printed upon the ballots to be used at said election as follows:

CITY OF BERKELEY SPECIAL TAX ORDINANCE MEASURE	
Shall the measure increasing the rate of the City's special parcel tax for parks, trees and landscaping maintenance from \$0.221 to \$0.2652 per square foot of taxable improvements, adjusted annually for inflation, exempting very low-income property owners as defined by the City Council, estimated to generate an additional approximately \$3.8 million annually for a total of approximately \$22 million annually, and effective until amended or repealed by voters, be adopted?	YES
	NO

BE IT FURTHER RESOLVED that the text of the measure be shown as Exhibit A, attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that pursuant to Elections Code Section 9280, the City Council hereby directs the City Clerk to transmit a copy of this resolution to the City Attorney. The City Attorney shall prepare an impartial analysis of the measure, not to exceed 500 words in length, showing the effect of the measure to the existing law and the operation of the measure, and transmit the impartial analysis to the City Clerk.

BE IT FURTHER RESOLVED that arguments for and against, not to exceed 300 words in length, may be filed consistent with Election Code Section 9282 requirements. The City Council, or any members of the City Council authorized by the City Council, may file a direct argument for the measure.

BE IT FURTHER RESOLVED that pursuant to Elections Code Section 9285 (b), the City Council hereby adopts the provisions of Elections Code Section 9285 (a) providing for the filing of rebuttal arguments for city ballot measures.

BE IT FURTHER RESOLVED that the measure, impartial analysis, any arguments for and against, and any rebuttal arguments filed under the authority of the Elections Code shall be available for public examination in the City Clerk's office pursuant to Elections Code Section 9295 for 10 calendar days, a period that shall begin immediately following the last filing deadline for the submission of such materials.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to file a certified copy of this resolution with the Alameda County Board of Supervisors and the Alameda County Registrar of Voters.

ORDINANCE NO. #,###-N.S.

AUTHORIZING AND ADOPTING AN INCREASE TO THE PARKS, TREES AND
LANDSCAPING MAINTENANCE TAX

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

Section 1. Code Amendment. Chapter 7.10 of the Berkeley Municipal Code is hereby amended as follows (additions denoted by underlined text and deletions denoted by *strike through*):

Chapter 7.10
PARKS, TREES AND LANDSCAPING MAINTENANCE TAX

Sections:

- 7.10.010 Special tax.**
- 7.10.020 Tax adopted--Tax rate--Term--Index.**
- 7.10.030 Exemption for very low-income homeowners.**
- 7.10.040 Definitions.**
- 7.10.050 Duties of the Director of Finance.**
- 7.10.060 Interest and penalties.**
- 7.10.070 Refunds.**
- 7.10.080 Collection.**
- 7.10.090 Savings clause.**
- 7.10.100 Violation--penalty.**
- 7.10.110 Increase appropriations limit.**

7.10.010 Special tax.

A. The tax adopted under this chapter is solely for the purpose of raising income and revenue which is necessary to provide for the direct cost of acquisition and maintenance of improvements in the City of Berkeley.

B. Section 4 of Article XIII A of the California Constitution (Proposition 13) allows two-thirds of the qualified electors of the City to impose a special tax within the City, provided the special tax is not an ad valorem tax on real property or a transaction tax or a sales tax on the sale of real property within the City. The tax imposed by this chapter is a special tax which is authorized for elector approval by Section 4 of Article XIII A of the California Constitution.

7.10.020 Tax adopted--Tax rate--Term--Index.

A. There is hereby adopted a special tax on the square footage of all improvements in the City of Berkeley, as defined herein.

B. 1 The tax rate for the fiscal year 2016 shall be \$0.1466 per square foot of taxable improvements; provided, that this rate shall be increased or decreased annually in May pursuant to Section 7.10.020.D.

2. Notwithstanding paragraph (1), beginning fiscal year 2026, the tax rate shall be \$0.2652 per square foot of taxable improvements; provided, that this rate shall be increased or decreased annually in May pursuant to Section 7.10.020.D.

C. The tax imposed by this chapter shall be operative on July 1, 2015.

D. The tax may be increased or decreased annually in May, according to the greater of the increase or decrease in the cost of living in the immediate San Francisco Bay Area or personal income growth in the state of California, as verified by official United States economic reports.

E. For purposes of this section only the following terms shall be defined as set forth below:

1. "Building" shall mean any structure having a roof supported by columns or by walls and designed for the shelter or housing of any person, chattel or property of any kind. The word "building" includes the word "structure."
2. "Commercial," "industrial" and "institutional" shall refer to all buildings and improvements within the City that are not classified by this chapter as dwelling units.
3. "Dwelling" shall mean a building or portion of a building designed for human occupancy
4. "Dwelling unit" shall mean a building or portion of a building designed for or occupied exclusively by one family.
5. "Family" shall mean one or more persons related by blood, marriage or adoption, and, in addition, any domestic servants or gratuitous guests thereof who are living together in a single dwelling unit and maintaining a common household. Family shall also mean all unrelated persons who live together in a single dwelling unit and maintain a common household.
6. "Improvements" shall mean all buildings or structures erected or affixed to the land.
7. "Square footage" shall mean the total gross horizontal areas of all floors, including usable basement and cellars, below the roof and within the outer surface of the main walls of buildings (or the center lines of party walls separating such buildings or portions thereof) or within lines drawn parallel to and two feet within the roof line of any building or portion thereof without walls

(which includes, notwithstanding paragraph c. below, the square footage of all porches), and including pedestrian access walkways or corridors, but excluding the following:

- (a) Areas used for off-street parking spaces or loading berths and driveways and maneuvering aisles relating thereto.
- (b) Areas which are outdoor or semi-outdoor areas included as part of the building to provide a pleasant and healthful environment for the occupants thereof and the neighborhood in which the building is located. This exempted area is limited to stoops, balconies and to natural ground areas, terraces, pools and patios which are landscaped and developed for active or passive recreational use, and which are accessible for use by occupants of the building.
- (c) Arcades, porticoes, and similar open areas which are located at or near street level, which are accessible to the general public, and which are not designed or used as sales, display, storage, service or production areas.

8. "Structure" shall mean anything constructed or erected, the use of which requires location on the ground or attachment to something having location on the ground.

9. "Parcel" shall mean a unit of real estate in one ownership as shown on the most current official assessment role of the Alameda County Assessor.

7.10.030 Exemption for very low-income homeowners.

The tax imposed by this chapter shall not apply to any property owner by any person whose total personal income, from all sources, for the previous calendar year, does not exceed that level which shall constitute "very low-income," as may be established by resolution of the City Council. Any taxpayer claiming the exemption under this section shall be required to demonstrate his or her entitlement thereto annually by submitting an application and supporting documentation to the City Manager or his or her designee in the manner and at the time established in regulations and/or guidelines hereafter promulgated by the City Manager subject to review by the City Council in its discretion. Such applications shall be on forms provided by the City Manager, or his or her designee, and shall provide and/or be accompanied by such information as the City Manager shall require, including but not limited to, federal income tax returns and W-2 forms.

7.10.040 Definitions.

For purposes of this chapter, except Section 7.10.020, the following terms shall be defined as set forth below:

- A. "Improvement" means one or any combination of the following:
1. The installation or planting of landscaping.
 2. The installation or construction of statuary, fountains, and other ornamental structures and facilities.
 3. The installation or construction of any facilities which are appurtenant to any of the foregoing or which are necessary or convenient for the maintenance or servicing thereof, including, but not limited to, grading, clearing, removal of debris, the installation or construction of curbs, gutters, walls, sidewalks, or paving, or water, irrigation, drainage, or electrical facilities.
 4. The installation of park or recreational improvements, including, but not limited to, all of the following:
 - (a) Land preparation, such as grading, leveling, cutting and filling, sod, landscaping, irrigation systems, sidewalks, and drainage.
 - (b) Lights, playground equipment, play courts, and public restrooms.
 5. The maintenance or servicing, or both, of any of the foregoing.
 6. The acquisition of land for park, recreational, or open-space purposes.
 7. The acquisition of any existing improvement otherwise authorized pursuant to this section.
- B. "Incidental expenses" include all of the following:
1. The costs of preparing plans, specifications, estimates and diagrams for improvements, including compensation to engineers and architects.
 2. The costs of printing, advertising and giving published, posted and mailed notices.
 3. Compensation payable to the County for collection of tax.
 4. Any other expenses incidental to the construction, installation, or maintenance and servicing of the improvements.
- C. "Landscaping" means trees, shrubs, grass, or other ornamental vegetation.
- D. "Maintain" or "maintenance" means the furnishing of services and materials for the ordinary and usual maintenance, operation, and servicing of any improvement, including:
1. Repair, removal, or replacement of all or any part of any improvement.

2. Providing for the life, growth, health, and beauty of landscaping, including cultivation, irrigation, trimming, spraying, fertilizing, or treating for disease or injury.
3. The removal of trimmings, rubbish, debris, and other solid waste.
4. The cleaning, sandblasting, and painting of walls and other improvements to remove or cover graffiti.

E. "Service" or "servicing" means the furnishing of water for the irrigation of any landscaping, the operation of any fountains, or the maintenance of any other park improvements.

7.10.050 Duties of the Director of Finance.

It shall be the duty of the Director of Finance to collect and receive all taxes imposed by this chapter, and to keep an accurate record thereof. The Director of Finance is hereby charged with the enforcement of this chapter, except as otherwise provided herein, and may prescribe, adopt and enforce rules and regulations relating to the administration and enforcement of this chapter, including provisions for the re-examination and correction of returns and payments. The Director of Finance may prescribe the extent to which any ruling or regulation shall be applied without retroactive effect.

7.10.060 Interest and penalties.

The City Council is authorized to have the taxes imposed by this chapter collected by the County of Alameda in conjunction with the county's collection of property tax revenues for the City of Berkeley. In the event that the County of Alameda collects the taxes imposed by this chapter, the imposition of penalties, additional fees and interest upon persons who fail to remit any tax imposed by this chapter, or who fail to remit any delinquent remittance under this chapter, shall be subject to and governed by the rules, regulations and procedures utilized by the County of Alameda in its collection of property taxes for the City of Berkeley, and in its collection of this additional tax for the City of Berkeley.

Every penalty imposed and such interest as accrues under the provisions of this chapter shall become a part of the tax herein required to be paid.

7.10.070 Refunds.

Whenever the amount of any tax, penalty or interest has been paid more than once or has been erroneously or illegally collected or received by the City under this chapter, it may be refunded as provided in Chapter 7.20 of the Berkeley Municipal Code.

7.10.080 Collection.

The amount of any tax, penalty, and interest imposed under the provisions of this chapter shall be deemed a debt to the City. Any person owing money under the provisions of this chapter shall be liable to an action brought in the name of the City for the recovery of such amount.

7.10.090 Savings clause.

The provisions of this chapter shall not apply to any person, association, corporation or to any property as to whom or which it is beyond the power of the City Council to impose the tax herein provided. If any sentence clause, section or part of this chapter, or any tax against any individual or any of the several groups specified herein is found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall affect only such clause, sentence, section or part of this chapter and shall not affect or impair any of the remaining provisions, sentences, clauses, sections or other parts of this chapter. It is hereby declared to be the intention of the City Council of the City of Berkeley that this chapter would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

7.10.100 Violation--penalty.

Any person who fails to perform any duty or obligation imposed by this chapter shall be guilty of an infraction as set forth in Chapter 1.20 of the Berkeley Municipal Code. The penalties provided in this section are in addition to the several remedies provided in this chapter.

7.10.110 Increase appropriations limit.

Pursuant to California Constitution Article XIII B, the appropriation limit for the City is increased by the aggregate sum authorized to be levied by this special tax for each of the four fiscal years from ~~2025-~~2026 through ~~2028-~~2029.

Section 2. Amendment, repeal, and reenactment. The City Council may repeal this ordinance, or amend it in any manner that does not result in an increase in the tax imposed herein, or add or modify exemptions, without further voter approval. If the City Council repeals this ordinance, it may subsequently reenact it without voter approval, as long as the reenacted ordinance does not result in an increase in the tax imposed herein.

Section 3. California Environmental Quality Act Requirements. This Ordinance is exempt from the California Environmental Quality Act, Public Resources Code section 21000 et seq., under, including without limitation, Public Resources Code section 21065 and CEQA Guidelines sections 15378(b)(4) and 15061(b)(3), as it can be seen with certainty that there is no possibility that the activity authorized herein may have a significant effect on the environment and pursuant to Public Resources Code section 21080, subdivision (b)(8), and CEQA Guidelines section 15273 as the approval of government revenues to fund existing services.

Section 4. Special Tax; Two Thirds Vote Requirement. This Ordinance imposes a special tax and shall be effective only if approved by two-thirds of the voters voting thereon.



City Manager's Office

July 17, 2024

To: Honorable Mayor and Members of the City Council

From: LaTanya Bellow, Interim City Manager

Re: Reference Information for Potential Parks Tax Increase

On December 12, 2023 the Parks Recreation and Waterfront (PRW) Commission [submitted a report](#) recommending that the City Council include a Parks Tax Increase of 4ct/ft² or ~20%, in the November 2024 ballot and that funding be identified to include this measure in a future community survey.

This report identifies three areas where additional Parks Tax funding is needed:

- 1) Unequal Funding Across Parks: Parks and landscape maintenance in the Waterfront be funded by the Parks Tax, instead of the Marina Fund.
- 2) Declining Urban Forest: The formation of a permanent city-wide Tree Planting Unit
- 3) Unfunded Major Maintenance and Capital Liabilities: Adding additional funding for PRW capital improvement projects (CIP).

As the City Council considers the PRW Commission's request, this document is meant to provide background and reference information. Attachment 1 details revenues associated with potential 18%, 20% and 28% increases to the Parks Tax.

BACKGROUND

Parks Tax History

The Parks Tax was established in 1997, replacing the Landscape Maintenance Tax. This parcel tax was amended in 2014 with 75% voter approval to increase the per square foot tax rate from \$0.1256 to \$0.1466 (approximately a 17% increase) and add an inflation escalator option, such that the yearly increase can be tied to either the Consumer Price Index (CPI) or Personal Income Growth (PIG), whichever is greatest.

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At the time this increase avoided the layoff of 4-5 Parks Tax funded staff and set aside over \$1.2M for CIP and minor maintenance. The Parks Tax is generally healthy, but increased CIP expenditures because of a reduction in General Fund CIP in FY24 and the transfer of some traditional Marina Fund operational costs will leave the fund balance at 8% by the end of FY26 and less than 1% by the end of FY27. The current parcel tax rate is \$0.213 per square foot and the anticipated FY25 revenue is approximately \$18,298,000.

Marina Fund History

The Marina Fund (MF) was established in 1964 as a requirement related to a State Boating & Waterways (DBW) loan to build the Marina. Since that time nearly all revenues and expenditures for Waterfront operations and most of the capital improvement projects have run through the Marina Fund. The main revenues supporting this fund are from berthers/slip holders and restaurant and hotel lease agreements. Both of these funding sources are largely the result of non-resident participants as an estimated less than 7% of slip holders are Berkeley residents, and likely fewer are guests of the DoubleTree Hotel.

The MF balance has been challenging to keep positive and by the late 1990s showed signs of distress. For decades slip holder fees were the lowest in the region, while no funding was set aside for Waterfront infrastructure improvements. An operational deficit has existed since 2008 because of the failure of much of the original infrastructure, safety concerns that developed in the Waterfront and COVID-19. Since 2008, the City has kept the Fund in the positive by reducing full-time positions, reducing Marina Fund spending on CIP and major maintenance, and most recently buttressing the Fund with COVID relief (American Rescue Plan) funds and General Fund. General Fund support has been needed since 2021 to maintain Waterfront operations when the MF balance finally evaporated. The Council authorized transfers to the MF of \$1.4M in FY22 and \$1.15M in FY23 using American Rescue Plan funding to keep the MF solvent. In FY24, Council authorized more than \$800k in one-time cost shifts off the MF, as well as an internal loan for the D & E Dock Replacement Project that saved the MF 30 years of debt service costs of \$385k/year. In order to stay in the positive in FY25 Marina Fund received a partial “holiday” for indirect costs (\$159K) and Workers Compensation expenditures (\$198K) and costs shifts to the Parks Tax (\$347K) that was generated by the Workers Compensation fund “holiday” for a total of \$704K. In FY26 the anticipated gap in the Marina Fund will be \$968k if these balancing measures do not continue.

The operational gap is trending down as it was \$2.1M in FY23, \$1.5M in FY24, and is projected to be \$1.4M in FY25, \$968K in FY26 and \$650K in FY27. Marina slip occupancy has risen for the last 2 years to 86% (from 78% in 2020), and is expected to continue to increase with multiple capital improvements underway. Additional revenue is

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projected from the eventual lease of 199 Seawall (former Hs Lordships), and higher rent from existing tenants as well as special event revenue as we emerge from the COVID-19 pandemic. These policy actions and improved revenue are projected to reduce the operational gap to \$650K in FY27, but this does not account for much needed CIP expenditures. Currently the operating budget only allows for \$350K of CIP expenses each year, while the unfunded need is over \$130M (See Attachment 3).

DISCUSSION

Costs that Can be Covered by Either the Marina Fund or Parks Tax

The Marina Fund has always paid for operational costs associated with the Waterfront, including parks and landscaping costs, despite these costs being eligible for the Parks Tax. Staff estimate that approximately \$1.55M (See Attachment 2) of Waterfront costs are associated with parks, park buildings and landscaping and therefore Parks Tax-eligible. In FY24, City Council authorized the use of one-time Parks Tax funds to pay for 2 positions in the Waterfront. Moving forward, this will be more difficult as the fund balance of the Parks Tax will only be 8% by the end of FY26.

The PRW Commission recommendation cites how a voter-approved tax measure to increase the Parks Tax could unburden the Marina Fund and eliminate its structural deficit. Additionally, as the deficit continues to shrink, these funds could help supplement unfunded projects in the Waterfront (see Attachment 3).

PRW Urban Forestry Tree Planting History: Need for Dedicated Staff

Since the establishment of the Parks Tax, the Urban Forestry Unit has primarily used State grant funds to purchase trees and tree planting supplies, while using Parks Tax-funded positions to plant trees city-wide. Urban Forestry staff typically dedicate time during the late Winter and early Spring to tree planting, while breaking from work on pruning and removals to plant about 200 new trees in parks, medians and sidewalk right of way each year.

Because of the recent drought conditions resulting in the death of many City trees, the aging of the City's urban forest and the need for Fire Fuel reduction in the certain areas of the City, City staff has had to remove significant numbers of trees. These removals, which have resulted in increased work, combined with the threat of negative effects relate to climate change, have made it important for the City to plant more trees. Additionally, in the last eight years many State and Federal grants have focused on providing tree planting funds to only plant areas with low tree canopy. The City has received four of these grants since 2016. In 2018 staff started dedicating \$75,000 of Parks Tax CIP funds to plant trees in areas of the City not covered by State and Federal grants.

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The need to plant more trees, the increased work due to climate change (more tree removals and increase in the amount of required young tree care) and the limitation of funds for tree planting has resulted in the need to establish a Tree Planting Unit that is in addition to the Urban Forestry staff who prune and remove trees. In FY24, Council authorized a new position to supervise tree planting activities funded by the Parks Tax. The PRW Department has been able to hire two new project-based Landscape Gardener positions with grant funds. With these three new positions, PRW has planted over 800 trees in 2024. Unfortunately, these project-based positions have been difficult to keep filled because they are temporary and the grant funding will soon expire. Moving forward, the goal is to establish career positions and budget that are dedicated to planting trees throughout the City to replace our aging urban forest, ensure a high number of tree plantings and a high frequency of watering each year, and have funding for match requirements more potential grants.

Annual PRW Capital Improvement Project Funding History

Parks, Recreation and Waterfront Department (PRW) annual/baseline Capital Improvement Project (PRW Baseline CIP) and major maintenance funding has historically come from the CIP Fund, Parks Tax, Marina Fund and the Camps Fund. Other funding sources such as grants, insurance claims, General Fund, Bayer Fund and developer agreements have also contributed to CIP project funding (See Attachment 4 for a list of over \$130M in non-City funding sources). Additionally, the 2016 Measure T1 Bond Measure has contributed approximately \$50M to PRW CIP.

Annual GF (CIP) Fund Contributions to CIP

From 2000 to 2003 the annual CIP contribution was \$750,000. By 2007 the allocation was reduced to \$400,000: \$200,000 for both ADA and playground safety improvements. This changed in the FY23 and FY24 budget cycle, when PRW Baseline CIP funding was increased to \$2,000,000 in FY23 and \$2,400,000 in FY24.

Annual Parks Tax Fund Contributions to PRW CIP

Since the early 2000s, the Parks Tax contributed \$250,000 per year to PRW Baseline CIP. When Measure F passed in 2014 this allocation rose to \$1,000,000. Since then, the allocation has risen slightly to \$1,065,000 and will be \$1,090,000 in FY26.

Annual Marina Fund Contributions to PRW CIP

Since the early 2000s, the Marina Fund has contributed between \$250,000- \$450,000 per year to PRW Baseline CIP. The contribution in FY25 and FY26 is \$350,000/year.

Annual Camps Fund Contributions to PRW CIP

From 2006 through 2013, when the Rim Fire destroyed Berkeley Tuolumne Camp, the Camps Funds contributed \$80,000-\$200,000 of annual funding to the PRW Baseline

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CIP. Until the Fund stabilizes, CIP expenditures are being allocated from the General Fund.

FY24 vs FY25 Baseline PRW CIP Funding

In FY24, the annual PRW Baseline CIP funding totaled \$3,815,000. In FY25 the annual PRW Baseline CIP funding is \$1,865,000. However, this gap was buttressed by an additional \$710,000 of funding for 3 emergency projects that increased the FY25 total to \$2,575,000.

Key Unfunded Projects

PRW has a long list of unfunded projects totaling approx. \$225M (see Attachment 3). Below is a list of staff identified highest needed projects:

- Aquatic Park (Dreamland) Play Structure Replacement - \$2.5M or \$4.5M
- Aquatic Park Tide Tube Maintenance/Replacement Project - \$4.0M
- Codornices Park 2-5, 5-12 Playground Replacement - \$1.06M
- Echo Lake Camp ADA, Phase 2 - \$2.3M
- Glendale-LaLoma Park 2-5, 5-12 Playground Replacement - \$1.06M
- Santa Fe ROW Rail to Park Project - \$3.150M
- Shorebird Park 2-12 Play Structure Replacement - \$790,000
- South Berkeley Landscaping (Here/There Area) - \$400,000
- South Cove Seawall Replacement - \$5.25M

These projects (See Attachment 5 for details) total \$20.5M and while they are not listed in order of priority the two projects that present the most immediate need are the Aquatic Park Tide Tubes and South Cove Seawall replacement.

Attachments:

- 1 – Parks Tax Revenue Scenarios
- 2 – Parks Tax-Eligible Waterfront Expenditures
- 3 – PRW Unfunded Needs
- 4 – PRW Outside Funding Sources
- 5 – Most Needed PRW CIP Projects with explanations

cc: Anne Cardwell, Deputy City Manager
Tasha Tervalon, Interim Deputy City Manager
Scott Ferris, Director of Parks, Recreation & Waterfront
Jenny Wong, City Auditor
Mark Numainville, City Clerk
Matthai Chakko, Assistant to the City Manager
Farimah Brown, City Attorney

Potential Parks Tax Increase in Nov 2024 (FY25)

FY25 Projected Revenue & \$/Sq Ft (Baseline) 18,297,945 0.213 \$/sq ft

FY25 Potential Increase	18% Increase ¹	20% increase ²	28% increase ³
Waterfront parks & landscaping ⁴	1,550,000	1,550,000	1,550,000
Tree planting unit ⁵	660,000	660,000	660,000
Additional CIP for Parks projects ⁶	1,080,000	1,450,000	2,910,000
	3,290,000	3,660,000	5,120,000

Change over Baseline	18% Increase	20% increase	28% increase
Additional \$/sq ft	0.0383	0.0426	0.0596
Total \$/sq ft	0.2513	0.2556	0.2726
Additional Revenue over Baseline	3,293,630	3,659,589	5,123,425
Total Revenue	21,591,575	21,957,534	23,421,370

¹Staff-recommended increase

²Commission-recommended increase; included in ballot measure survey

³Council alternative; included in ballot measure survey

⁴Est. Parks Tax-eligible costs currently paid from Marina Fund. This solves ongoing Marina Fund operational deficit and allocates an est. additional \$650k (for a total of \$1M) in capital to the MF yearly.

⁵Tree Planting Unit total cost is \$655,502; includes 2 Landscape Gardeners (\$280,502); part-time staff (\$100,000) and non-personnel costs (\$275,000).

⁶These amounts are in addition to the FY25 baseline Parks Tax capital of \$1.09M.

Marina Fund Expenses that are Eligible for Parks Tax

Category	FY23	FY23 Parks Tax Eligible %	FY23 Parks Tax Eligible (in \$)	FY25 Parks Tax Eligible (+6%)	Notes
Building Maintenance	912,524	20%	182,505	193,455	<i>Includes portions of 5 BM staff</i>
Landscape Services	757,125	100%	757,125	802,553	<i>Includes portions of 6 LG staff</i>
Recreation	552,979	0%	0	0	<i>Includes portions of 5 Rec staff</i>
Refuse Fees	236,200	33%	77,000	81,620	
Security	243,430	10%	24,343	25,804	
Marina Services	2,686,441	2%	48,600	51,516	
<i>Debt Service</i>	827,719				<i>Debt service on 2 state loans for prior dock replacements. In FY23, this included budget for a 3rd state loan, but is now reduced to \$485k/year, since City provided internal loan.</i>
<i>Utilities</i>	375,000		48,600		
<i>Other</i>	1,483,722				<i>Includes 5 Marina operations staff, hourly staff and non-personnel costs including professional services, field/office/tech supplies, bank fees, postage, etc.</i>
Waterfront Management	577,114	3%	16,000	16,960	<i>Includes 2 Waterfront management and accounting staff, and non-personnel costs including janitorial, advertising, internet, etc.</i>
PW: Electrical & Env'tl Compliance	126,128	0%	0	0	
Capital (+carryover)	631,864	12%	75,824	80,373	
Minor maintenance	250,000	25%	62,500	66,250	
Subtotal	6,973,805	18%	1,243,896	1,318,530	
PRW Admin	573,818	18%	102,350	108,491	<i>Includes portion of 9 PRW Director/Admin staff costs</i>
Indirect Costs	456,077	18%	81,349	86,230	
Other Internal Services	200,358	18%	36,064	38,228	<i>Includes IT, vehicles and mail</i>
TOTAL	\$8,204,058		\$1,463,660	\$1,551,480	

PRW Unfunded Capital & Major Maintenance Needs (as of May 2024)

Project	2024 Cost Estimate	District
Resident Camps		
Cazadero ADA Upgrades	\$1,060,000	All
Cazadero - Dining Hall Reconstruction	\$2,530,000	All
Cazadero- Pool Tile and Plaster	\$430,000	All
Cazadero Riverbed Erosion (City share)	\$300,000	All
Echo Lake ADA Project Phase 2	\$2,220,000	All
Echo Lake Camp Fire Safety / Water Tank	\$530,000	All
Echo Lake Fireplace Renovation	\$40,000	All
Echo Lake Tree Removal	\$200,000	All
Berkeley Tuolumne Camp Generator	\$150,000	All
Berkeley Tuolumne Camp Vegetation Installation	\$160,000	All
Berkeley Tuolumne Camp Trails	\$270,000	All
Resident Camps Projects Total	\$7,890,000	
Pools		
King Pool		
Locker Room/office Area Renovation	\$3,160,000	5
Decking/Piping	\$480,000	5
Roof	\$320,000	5
King Pool/Locker Room Replacement with 25M Pool/new facilities	\$16M	5
West Campus		
Locker Room/ Office Area Renovation	\$3,160,000	2
Decking/Piping	\$480,000	2
Pool at San Pablo Park (see FA Center Replacement)	\$16.5M	
Pools Projects Total	\$7,600,000	
Parks Buildings/Facilities*		
Frances Albrier Community Center (replacement) and Pool	\$40M	
Seismic/ Deferred maintenance (K)	\$2,900,000	2
MLK YAP Renovation and Seismic Upgrade (\$7M in T1; \$1.2M in grant funding)	\$3,675,000	3
Harrison Park Building		
Exterior Improvements -Roof and Painting	\$220,000	1
John Hinkel Park Hut Reconstruction	\$3,000,000	5
Virginia McGee Clubhouse (K)	\$170,000	1
Park Buildings/Facilities Projects Total	\$9,965,000	
Parks (General)		
Median Hardscape/Drought Tolerant Conversion- citywide arterials	\$5,800,000	all
Irrigation Lines & Heads Replacement	\$2,220,000	all
Adeline/Alcatraz Right of Way Landscaping	\$400,000	3
ADA Pathways, buildings, parking areas, etc.	\$10,770,426	all
Parks (General) Projects Total	\$19,190,426	
Parks (Specific)		
Aquatic Park		

Project	2024 Cost Estimate	District
Repair failing tide tubes throughout park	\$4,000,000	2
East side storm water infrastructure / drainage	\$5,270,000	
Pathways/lighting	\$3,160,000	2
Irrigation lines & heads replacement	\$1,270,000	2
Dreamland Renovation	\$2,500,000	2
Charlie Dorr Mini Park		
Renovation of play equipment 2-5	\$530,000	2
Codornices Park		
Renovation of lighting, pathways	\$950,000	6
Renovation of play equipment (2-5)	\$530,000	6
Renovation of play equipment (5-12)	\$530,000	6
Contra Costa Rock Park		
Pathways	\$110,000	5
Cragmont Rock Park		
Lighting, pathways and stone work	\$320,000	6
Renovation of basketball court	\$220,000	6
Dorothy Bolte Park		
Pathways, picnic, retaining walls, sidewalks	\$430,000	5
Frederick Mini Park		
Pathways	\$60,000	5
Retaining walls	\$220,000	5
Glendale LaLoma Park		
Replace pathways, parking lot, ADA and lighting	\$1,580,000	6
Renovate play equipment (2-5)	\$530,000	6
Renovate play equipment (5-12)	\$530,000	6
Great Stoneface Park		
ADA pathways	\$30,000	5
Greg Brown Park		
Renovation of basketball court	\$270,000	3
Renovate play equipment (2-12)	\$690,000	
Grizzly Peak		
Renovation of basketball court	\$200,000	6
Pathways	\$60,000	6
Grotto Rock Park		
ADA and pathways	\$60,000	5
Grove Park		
Field lights and standards	\$400,000	3
Harrison Park		
Reconfigure skate element	\$80,000	1
Skate Park large bowl improvements	\$110,000	1
Haskell-Mabel Mini Park		
Lighting/ Drainage	\$70,000	2
Indian Rock Park		
Pathways east side	\$60,000	5
James Kenney Park		

Project	2024 Cost Estimate	District
Renovation of Virginia Entrance	\$530,000	1
Renovation of ballfield, lighting, irrigation and ADA dugouts	\$1,270,000	1
Skate spot Construction	\$860k	1
ADA Access to Courtyard Restroom	\$160,000	1
Tennis Court Lights and Fixtures	\$25,000	1
John Hinkel		
Park pathways	\$850,000	5
Live Oak Park		
Lighting improvements on pathways	\$200,000	5
Establish irrigation/new artificial turf in South field	\$530,000	5
Renovation of basketball courts and drainage	\$950,000	5
Mortar Rock		
Pathways and stone work	\$30,000	5
Ohlone Park		
Pathways and lighting	\$740,000	1/4
Par Course	\$130,000	1/4
Renovate play equipment (near BB Courts) 2-5 Play Equipment	\$530,000	1
Renovate play equipment (near Grant) 5-12 Play Equipment	\$120,000	1
Prince St Totlot		
Renovate play equipment (2-5)	\$370,000	3
Remillard Park		
Renovate play equipment (5-12)	\$370,000	6
San Pablo Park		
Regrading, drainage and irrigation of Fields 1, 2 and 3	\$1,480,000	2
Santa Fe Right of Way		
Trackbed to Park Project - 4 blocks (\$5M in grant funding)	\$3,150,000	2
Shorebird Park		
2-12 Play Structure Replacement	\$790,000	2
Sixty-Third Street Mini-Park		
Renovate play equipment (2-5)	\$270,000	3
Strawberry Creek Park		
Pathways and lighting	\$220,000	2
Terrace View Park		
Phase 2- Middle: ADA, pathways and play equipment	\$1,370,000	6
Tom Bates Regional Sports Complex		
Fieldhouse, Restroom, Pickleball Courts & 10U Soccer (\$3.4M T1, \$457k PT funding)	\$3,900,000	1
North Youth Soccer Field / Pickleball Courts	\$410,000	1
South Restroom (Does Not Exist)	\$330k	1
South Parking Lot paving	\$1,270,000	1
North Parking Lot pavement and drainage	\$1,580,000	1
Willard Park		
Tennis Court Lights and Fixtures	\$25,000	8
Practice Wall Area/ Pathways	\$160,000	8
Parks (Specific) Projects Total	\$46,200,000	

Project	2024 Cost Estimate	District
Park Restrooms		
Parks Box Restrooms (3 parks: Cedar Rose, Live Oak, Codornices, \$400K/each)	\$1,270,000	1/2/6/8
Renovation of restroom/building (2 parks: Cragmont Rock, Glendale LaLoma \$500K/each)	\$1,060,000	6
New restrooms (5 parks > 1 acre: James Kenney, Aquatic Park South, Civic Center Park, King School Park, John Hinkel)	\$2.63M	1/2/4/5
Restrooms Total	\$2,330,000	
PRW-Grand Total	\$224,611,785	
<i>Parks</i>	\$77,685,426	
<i>Waterfront (see next page)</i>	\$131,436,359	
<i>Pools</i>	\$7,600,000	
<i>Camps</i>	\$7,890,000	

Waterfront - Unfunded Capital & Major Maintenance Needs (as of May 2024)

Amenities/Projects	2024 Cost Estimate
Existing Infrastructure in Need of Replacement/Major Maintenance	
<i>Inner Harbor (Revenue Generating Assets)</i>	
Finger Dock Replacements	\$1,600,000
Timber Pile Replacement (on L, M, N, O&K)	\$4,400,000
F&G Dock Redecking	\$500,000
Inner Harbor Basin Dredging	\$3,000,000
J-Dock Replacement	\$11,500,000
L-Dock Major Maintenance (Floats, Decking, Waler)	\$1,682,000
M-Dock Major Maintenance (Floats, Decking, Waler)	\$1,622,000
N-Dock Major Maintenance (Floats, Decking, Waler)	\$500,000
O-Dock Major Maintenance (Floats, Decking, Waler)	\$3,140,000
K-Dock Major Maintenance (Floats, Decking, Waler)	\$1,120,000
<i>Inner Harbor Subtotal:</i>	\$29,064,000
<i>Cesar Chavez Park</i>	
Interior Pathways Improvements and Amenities - Phase 2	\$2,900,000
Master Plan	\$1,000,000
<i>Cesar Chavez Park Pathways Subtotal:</i>	\$3,900,000
<i>Parking Lots</i>	
F & G Lot Reconstruction	\$950,000
O Lot Reconstruction	\$1,010,000
J & K Lot Reconstruction	\$1,060,000
Launch Ramp Lots Reconstruction	\$2,030,000
L & M Lot Reconstruction	\$1,320,000
Marina Blvd On-Street Parking (South of Virginia Street Extension)	\$2,100,000
199 Seawall Parking Lot	\$4,000,000
South Cove West Parking Lot (\$1.5M funded by SCC grant)	\$210,000
<i>Parking Lots Subtotal:</i>	\$12,680,000
<i>Streets</i>	
Seawall Drive Reconstruction - North of University Avenue Segment	\$790,000
Waterfront Entrance Kiosk Building on University Avenue	\$527,000
Seawall Drive Improvements (South of University Ave Segment)	\$3,400,000
<i>Streets Subtotal:</i>	\$4,717,000
<i>Shorelines/Pathways/Pier</i>	
Marina Blvd Resilient Shoreline & Public Access Improvements (Trail from CCP to Roundabout)	\$4,000,000
University Ave Shoreline and Habitat Resiliency Project	\$4,040,000
Inner Harbor Basin Northeast Sea Level Rise Improvement	\$3,220,000
199 Seawall Lot Eastern Shoreline Failure Repair	\$1,000,000

Amenities/Projects	2024 Cost Estimate
Bay Trail Improvements (Adventure Playground to Pier Plaza)	\$1,800,000
Berkeley Pier Renovation (including restroom)	\$37,381,500
Shorelines Subtotal:	\$51,441,500
South Cove Area	
South Cove Sailing Basin Boating Access Dredging (ROM)	\$14,500,000
South Cove Seawall Replacement	\$5,500,000
South Cove Area Subtotal:	\$20,000,000
Buildings (Not in Lease Agreements)	
Shorebird Nature Center-classroom (K)	\$105,000
125-127 University Improvements	\$1,300,000
O, LM, FGHI, DE Restrooms Structural Improvements	\$2,100,000
199 Seawall Building Priority Structural Repair	\$1,750,000
K Dock restroom renovation (Measure T1 funding: \$510k)	\$110,000
Buildings Subtotal:	\$5,365,000
Emergency Response Supporting Infrastructure	
Secondary Fire Water Loop	\$1,953,000
Emergency Response Subtotal:	\$1,953,000

ADA Needs (Waterfront facilities)	
Waterfront facilities ADA needs	\$2,315,859
ADA Needs Subtotal:	\$2,315,859

Total Unfunded Projects Needs:	\$131,436,359
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New Capital Projects in Planning/Design (not all existing infrastructure)	
Preferred Plan - Berkeley Pier with Ferry Access Project	
Non-Motorized Watercraft Access Point	\$1.5M
Restroom Plaza & Pier Entrance Facility	\$1.2M
Bay Trail Improvements (Adventure Playground to Pier Plaza)*	\$1.8M
Seawall Drive Improvements (South of University Ave Segment)*	\$3.4M
Public Transit and Active Transportation Improvements on University Ave (Roundabout to Pier)	\$1.1M
199 Seawall Parking Lot - Amphitheater/Event Stage	\$1M
199 Seawall Parking Lot*	\$4M
Dual-Purpose Pier with Ferry Access**	\$5M to \$69.5M
Recently Funded by State Coastal Conservancy and ACTC grants, and WETA Contribution	(\$11.1M)
Berkeley Pier with Ferry Access Project Subtotal*:	\$19M to \$72.4M

Amenities/Projects	2024 Cost Estimate
Bike Park at University Ave.	\$2M

*Existing infrastructure, also included in list above.

**Actual City cost to be determined by future grants and WETA contribution

Non-City Funding: Grants, Donations, Insurance - 2000-2024

RECEIVED	TYPE
\$127,814,766	1. GRANTS, CBAs, MOUs, INSURANCE
\$1,496,990	2. DONATIONS
\$129,311,756	

	1. GRANTS, CBA, INSURANCE				
DATE	SOURCE	PROJECT	TYPE	REQUESTED	RECEIVED
2024	STATE COASTAL CONSERVANCY	MARINA BLVD SEA LEVEL RISE / BAY TRAIL PLANNING	Grant	\$478,000	\$477,000
2023	HUD GRANT	MLK YAP	Grant	\$750,000	\$750,000
2023	Clean Off-Road Equipment Voucher Project (CORE)	Purchase of eMower	Grant	\$75,000	\$75,000
2023	Surrendered Abandoned Vessel Exchange (SAVE)	Marina Boat Disposal	Grant	\$60,000	\$60,000
2023	USDA Urban and Community Forestry (IRA)	TREE PLANTING & STAFFING	Grant	\$3,736,000	\$1,000,000
2022-23	FEDERAL EARMARK	MLK/YAP SEISMIC AND CENTER RENOVATION	Grant	\$750,000	\$750,000
2022-23	FEMA	MLK/YAP SEISMIC AND CENTER RENOVATION	Grant	\$1,200,000	\$1,200,000
2022-23	STATE EARMARK / STATE COASTAL CONSERVANCY	5 WATERFRONT PROJECTS	Grant	\$15,000,000	\$15,000,000
2022	BAYER COMMUNITY BENEFITS	AQUATIC PARK PROJECTS	CBA*	\$385,000	\$385,000
2012-2022	JOINT POWERS AGREEMENT - ALBANY, EL CERRITO, RICHMOND, EMERYVILLE	TOM BATES ARTIFICIAL FIELDS REPLACEMENT	MOU	\$842,425	\$790,425
2009-2021	CBS OUTDOORS (2009-2021)	GILMAN FIELDS PH1 - ANNUAL PAYMENT	MOU	\$1,575,000	\$1,575,000
2012-2021	BAYER COMMUNITY BENEFITS (2012-2021)	AQUATIC PARK PROJECTS	CBA*	\$521,440	\$521,440
2012-2022	STATE DEPT EDUCATION (2012-2021)	SUMMER LUNCH PROGRAM	Grant	\$972,863	\$972,863
02/14/22	600 ADDISON DEVELOPMENT	AQUATIC PARK BOLIVAR DR & LANDSCAPING IMP.	CBA*	\$5,500,000	\$5,550,000
01/27/22	CLEAN CALIFORNIA /CALTRANS (STATE)	TURTLE GARDEN / CIVIC CENTER	Grant	\$600,000	\$591,666
10/29/21	PROP 68 STATE PARKS PROGRAM	SANTA FE RIGHT-OF-WAY RAILBED PARK	Grant	\$5,000,000	\$5,000,000
09/23/21	DBAW (STATE)	RESCUE 1 BOAT COLLAR REPLACEMENT	Grant	\$20,000	\$20,000
09/02/21	ENV ENHANCE & MITIG PRG /CALTRANS	TREE PLANTING SOUTH AND WEST BERKELEY	Grant	\$500,000	\$500,000
06/30/21	FEMA	BTC FIRE	Grant	\$696,863	\$696,863
06/30/21	INSURANCE	CAZADERO LANDSLIDE	Insurance	\$3,200,000	\$3,200,000
06/30/21	INSURANCE	KING PARK TREE FALL (2-5 Play Area)	Insurance	\$200,000	\$200,000
04/15/21	DBAW SAVE GRANT (STATE)	ABANDONED BOAT REMOVAL	Grant	\$42,000	\$42,000
01/26/21	PROP 68 PER CAPITA (STATE)	GROVE PARK PLAY STRUCTURE	Grant	\$503,328	\$503,328
01/01/21	INSURANCE	BTC FIRE/RECONSTRUCTION	Insurance	\$50,000,000	\$50,000,000

DATE	SOURCE	PROJECT	TYPE	REQUESTED	RECEIVED
05/07/20	DOUBLETREE HOTEL	MARINA STREETS (UNIVERSITY, MARINA, SPINNAKER)	CBA	\$3,000,000	\$3,000,000
03/25/20	DBAW SAVE GRANT (STATE)	ABANDONED BOAT REMOVAL	Grant	\$42,000	\$42,000
11/12/19	NATIONAL FISH & WILDLIFE FOUND (COSCO BUSAN)	NATURE CENTER PROGRAMS	Grant	\$10,000	\$10,000
09/12/19	BAY AREA AIR DISTRICT	BIKE LOCKERS @ MARINA MALL	Grant	\$50,000	\$50,000
07/29/19	WATER EMERGENCY TRANSPORTATION AUTHORITY	MARINA FERRY FACILITY PLANNING STUDY	MOU	\$250,000	\$250,000
07/03/19	URBAN GREENING (STATE)	TREES IN SOUTHWEST BERKELEY	Grant	\$725,878	\$725,878
02/11/19	DBAW SAVE GRANT (STATE)	ABANDONED BOAT REMOVAL	Grant	\$130,000	\$130,000
06/13/18	METROPOLITAN TRANSPORTATION COMMISSION (PCA1)	BAY TRAIL SEGMENT 3	Grant	\$483,925	\$483,925
12/31/17	CDBG BLOCK GRANT (FEDERAL)	BAHIA CHILD CENTER SIDING RENOVATION	Grant	\$180,000	\$180,000
12/31/17	INSURANCE	ECHO LAKE SNOW DAMAGE (2012 and 2016/17)	Insurance	\$510,808	\$510,808
10/12/17	DBAW SAVE GRANT (STATE)	ABANDONED BOAT REMOVAL	Grant	\$100,000	\$100,000
10/17/16	STATE COASTAL CONSERVANCY - WATER TRAIL	SOUTH COVE ADA GANGWAY	Grant	\$125,400	\$125,400
01/15/16	HOUSING COMMUNITY DEVELOPMENT (STATE)	JAMES KENNEY CENTER	Grant	\$1,950,000	\$1,036,700
12/31/15	INSURANCE	JOHN HINKEL CLUBHOUSE FIRE	Insurance	\$443,433	\$443,433
08/20/15	LUMINA FOUNDATION	YOUTH SUMMIT	Grant	\$15,000	\$1,000
05/13/15	STATE COASTAL CONSERVANCY (PCA1)	SOUTH COVE PARKING LOT (EAST)	Grant	\$500,000	\$500,000
03/12/15	FEMA	JAMES KENNEY CENTER SEISMIC	Grant	\$727,499	\$727,499
01/12/15	LUMINA COMMUNITY PARTNERSHIP FOR ATTAINMENT	COLLEGE READINESS	Grant	\$150,000	\$150,000
07/24/14	LUMINA COMMUNITY PARTNERSHIP FOR ATTAINMENT	COLLEGE READINESS	Grant	\$20,000	\$20,000
06/30/14	ENV ENHANCE & MITIG PRG /CALTRANS	TREE PLANTING	Grant	\$339,383	\$339,383
04/08/14	DBAW (STATE)	SOUTH COVE AREA DESIGN	Grant	\$2,000,000	\$160,000
02/25/13	DBAW SAVE GRANT(STATE)	ABANDONED BOAT REMOVAL	Grant	\$45,000	\$45,000
12/31/12	CDBG BLOCK GRANT (FEDERAL)	WEST CAMPUS POOL RENOV	Grant	\$31,500	\$31,500
11/15/12	ENV ENHANCE & MITIG PRG /CALTRANS	TREE PLANTING	Grant	\$243,540	\$243,540
06/27/12	NATIONAL FISH & WILDLIFE FOUND (COSCO BUSAN)	SOUTH COVE PARKING LOT (EAST)	Grant	\$217,000	\$217,000
06/27/12	NATIONAL FISH & WILDLIFE FOUND (COSCO BUSAN)	SOUTH COVE PILINGS REPLACEMENT	Grant	\$120,000	\$120,000
06/27/12	NATIONAL FISH & WILDLIFE FOUND (COSCO BUSAN)	SOUTH COVE RESTROOM	Grant	\$600,000	\$600,000
05/08/12	DBAW SAVE GRANT (STATE)	ABANDONED BOAT REMOVAL	Grant	\$40,000	\$40,000
12/31/11	CDBG BLOCK GRANT (FEDERAL)	SAN PABLO PARK BASKETBALL RENOV	Grant	\$85,500	\$85,500
12/31/11	DBAW (STATE)	B&C DOCKS	Loan	\$3,650,000	\$3,650,000
03/22/11	ALAMEDA COUNTY FIRST 5	0-5 PROGRAMS	Grant	\$2,976	\$2,976
02/22/11	ENV ENHANCE & MITIG PRG /CALTRANS	TREE PLANTING	Grant	\$248,600	\$248,600
02/02/11	ENV ENHANCE & MITIG PRG /CALTRANS	TREE PLANTING	Grant	\$201,700	\$201,700

DATE	SOURCE	PROJECT	TYPE	REQUESTED	RECEIVED
01/26/11	ALAMEDA COUNTY FIRST 5	0-5 PROGRAMS	Grant	\$150,000	\$150,000
01/11/11	CAL FIRE (STATE)	TREE PLANTING	Grant	\$137,500	\$137,500
04/10/10	MEASURE WW (EBRPD PARKS BOND) (2008-2021)	Aquatic Park Habitat Planting; Becky Temko Tot Lot Renovat; Berkeley Rose Garden Ph 1; Citywide picnic areas; Grove Park Tennis/Basket Court Renov; James Kenney Pk Play Area; John Hinkel Park Lower; Ohlone Dog Park; San Pablo Park Basketball Courts; Skate Park Joint Replacement; Strawberry Creek Park Courts; Terrace View Pk Basketball Courts; Tom Bates Regional Sports Complex Ph 2A; Virginia McGee Totlot Renov; Willard Park Play Area.	Grant	\$4,876,584	\$4,876,584
12/02/09	METROPOLITAN TRANSPORTATION COMMISSION	BAY TRAIL EXTENSION PHASE 1+2	Grant	\$1,928,000	\$1,928,000
10/08/09	ALAMEDA COUNTY FIRST 5	0-5 PROGRAMS	Grant	\$112,500	\$112,500
09/21/09	METROPOLITAN TRANSPORTATION COMMISSION (TDA)	AQUATIC PARK TOUCHDOWN PLAZA	Grant	\$503,127	\$503,127
02/10/09	DEPT FISH & GAME (STATE)	WATERFRONT OIL SPILL TRAILER	Grant	\$25,000	\$25,000
12/31/08	CDBG BLOCK GRANT (FEDERAL)	JAMES KENNEY FLOOR RENOVATION	Grant	\$26,655	\$26,655
12/31/08	DBAW (STATE)	H&I DOCKS	Loan	\$4,300,000	\$4,300,000
10/02/07	DBAW (STATE)	DOCKS -SOUTH COVE MIDDLE	Grant	\$90,000	\$90,000
3/20/2007	CBS OUTDOORS	GILMAN FIELDS PH1 - INITIAL PAYMENT / SIGN AGREEMENT	MOU	\$2,000,000	\$2,000,000
05/01/06	PROP 40 YTH SOCCER (STATE) VIA EBRPD	GILMAN FIELDS PH1	Grant	\$5,000,000	\$5,000,000
01/20/06	DBAW (STATE)	LAUNCH RAMP RESTROOM	Grant	\$382,439	\$382,439
12/31/05	CDBG BLOCK GRANT (FEDERAL)	MLK YOUTH CTR - SCOREBOARD/ELECTRICAL/ROOF	Grant	\$176,900	\$176,900
02/02/05	SAN FRANCISCO FOUNDATION	PARENTING PROGRAMS	Grant	\$20,000	\$20,000
12/03/04	CAL RECYCLE (STATE)	RUBBERIZED PLAYGROUND SURFACE	Grant	\$25,000	\$25,000
12/03/04	ENV ENHANCE & MITIG PRG /CALTRANS	TREE PLANTING	Grant	\$248,327	\$248,327
09/21/04	STATE COASTAL CONSERVANCY	BAY TRAIL PHASE 1 - DESIGN	Grant	\$80,000	\$80,000
03/31/04	STATE COASTAL CONSERVANCY	AQUATIC PARK NRMS STUDY	Grant	\$2,000,000	\$355,000
02/20/04	PROP 12 RZH PER CAPITA BLOCK GRANT (STATE PARKS BOND) (2001-2009)	James Kenney Ctr, 4 Park Play (CCA); Nature Ctr Classroom; San Pablo Picnic	Grant	\$318,824	\$318,824
02/20/04	PROP 40 PER CAPITA BLOCK GRANT (STATE PARKS BOND) (2004-2010)	WILLARD TENNIS CRT LIGHTING; CIVIC CTR PARK	Grant	\$460,000	\$460,000
02/20/04	PROP 40 RZH PER CAPITA BLOCK GRANT (STATE PARKS BOND) (2004-2010)	James Kenney Rec Ctr; San Pablo Path, Picnic & Backstop	Grant	\$283,242	\$283,242
11/12/03	HOUSING COMMUNITY DEVELOPMENT (STATE)	JAMES KENNEY CENTER	Grant	\$77,500	\$77,500

DATE	SOURCE	PROJECT	TYPE	REQUESTED	RECEIVED
10/28/03	DBAW (STATE)	WATERFRONT PUMPOUT STATION	Grant	\$60,000	\$60,000
03/11/03	PROP 12 URBAN RECREATIONAL & CULTURAL CENTERS (URCC) (STATE)	STRAWBALE BUILDING	Grant	\$290,000	\$290,000
09/24/02	CALRECYCLE (STATE)	STRAWBALE BUILDING	Grant	\$32,243	\$32,243
02/28/02	METROPOLITAN TRANSPORTATION COMMISSION (TDA)	OHLONE GREENWAY	Grant	\$43,573	\$43,573
02/25/02	CALRECYCLE (STATE)	RUBBERIZED PLAYGROUND SURFACE	Grant	\$50,000	\$50,000
01/28/02	UPARR (FEDERAL)	JAMES KENNEY CENTER UPSTAIRS	Grant	\$202,125	\$202,125
01/10/02	PROP 12 PER CAPITA BLOCK GRANT (STATE PARKS BOND) (2001-2009)	Skate Park; Live Oak Ctr; James Kenney Ctr; 4 Park Play (CCA); Live Oak Seismic; Civic Ctr Park; San Pablo Path	Grant	\$993,000	\$993,000
12/31/01	CDBG BLOCK GRANT (FEDERAL)	AQUATIC PARK PLAY EQUIPMENT RENOV	Grant	\$137,000	\$137,000
12/31/01	CDBG BLOCK GRANT (FEDERAL)	BERKELEY WAY MINI-PARK RENOVATION	Grant	\$47,800	\$47,800
12/31/01	CDBG BLOCK GRANT (FEDERAL)	PRINCE STREET TOT LOT RENOVATION	Grant	\$50,000	\$50,000
	TOTAL GRANTS			\$134,974,400	\$127,814,766
	*** CBA: Community Benefits Agreement				

2. DONATIONS

DATE	SOURCE	PROJ	TYPE	RECEIVED
01/21/22	RORICK TRUST	STRAWB CR PARK PICNIC/TREES	Donation	\$16,720
11/18/21	JENNY MAXWELL	AQUATIC PARK DOG FENCE	Donation	\$26,566
11/10/20	FRIENDS OF BERKELEY TUOLUMNE CAMP	BTC SHADE/VEGETATION	Donation	\$700,000
10/29/20	REGAN NURSERY	ROSES	Donation	\$1,100
04/23/20	FRIENDS OF BERKELEY TUOLUMNE CAMP	BTC SHADE-DESIGN	Donation	\$74,266
03/25/20	FRIENDS MARIN CIRCLE	MARIN CIRCLE BALUSTRADES	Donation	\$7,500
02/26/20	FRIENDS OHLONE PARK	OHLONE MURAL	Donation	\$9,500
10/22/19	BELCA (ECHO LAKE)	ECHO LAKE SUPPLIES	Donation	\$4,725
10/22/19	FRIENDS OF BERKELEY TUOLUMNE CAMP	ECHO LAKE SUPPLIES	Donation	\$7,050
03/21/19	FRIENDS ROSE GARDEN	ROSE GARDEN KIOSK	Donation	\$7,429
12/19/17	FRIENDS BECKY TEMKO	TOT LOT-BECKY TEMKO	Donation	\$7,000
08/10/17	BELCA (ECHO LAKE)	ECHO LAKE YOUTH CAMP TEEN TRIP; BUSES	Donation	\$4,995
10/27/16	FRIENDS ROSE GARDEN	ROSES	Donation	\$5,000
10/26/16	BELCA (ECHO LAKE)	ECHO LAKE YOUTH CAMP TEEN TRIP; BUSES	Donation	\$4,665
10/06/16	LOS AMIGOS DE CODORNICES	PLAQUE AT CODORNICES	Donation	\$1,749
09/08/16	OHLONE DOG PARK ASSOC	OHLONE DOG PARK	Donation	\$3,000
12/21/15	FRIENDS OF BERKELEY TUOLUMNE CAMP	ECHO LAKE YOUTH CAMP TEEN TRIP; BUSES	Donation	\$7,080

DATE	SOURCE	PROJECT	TYPE	RECEIVED
04/13/15	MEASURE F COMMITTEE (BPFP)	TREES	Donation	\$1,860
04/08/14	REEBOK CORP (shoes)	ADVENTURE PLAYGROUND	Donation	\$1,800
08/16/13	BELCA (ECHO LAKE)	ECHO LAKE YTH CAMP; BUS	Donation	\$4,265
07/10/13	BELCA (ECHO LAKE)	ECHO LAKE YTH CAMP; BUS	Donation	\$1,200
06/13/13	GOLDEN GATE FIELDS	JULY 4TH FIREWORKS	Donation	\$5,000
02/14/13	DEPT BOATING AND WATERWAYS (DBAW)	MARINA ENTRANCE SIGN	Donation	\$30,000
08/09/12	FRIENDS ROSE GARDEN	ROSE GARDEN - 75TH ANNIV CELEBRATION	Donation	\$8,100
03/29/12	HISTORICAL SOCIETY	PLAQUE-CIVIC CENTER PLAQUE	Donation	\$1,600
12/15/11	DICKENSON FUND	JAMES KENNEY CENTER	Donation	\$2,000
09/28/10	FRIENDS OF PIEDMONT CIRCLE	TREES	Donation	\$4,650
08/13/10	EAST BAY COMMITY FOUNDATION	NATURE CENTER SUPPLIES	Donation	\$1,783
07/14/09	NATL FISH & WILDLIFE FOUNDATION	SALMON HABITAT - CESAR CHAVEZ PARK	Donation	\$300,000
12/16/08	OPEN CIRCLE FOUNDATION	PUBLIC ART - CESAR CHAVEZ PARK NE WALL	Donation	\$100,000
12/15/08	ANONYMOUS	NATURE CENTER SUPPLIES	Donation	\$5,000
10/21/08	FRIENDS OF BERKELEY TUOLUMNE CAMP	BTC AUCTION-CHAIRS	Donation	\$1,449
09/12/08	BELCA (ECHO LAKE)	ECHO LAKE YTH CAMP; BUS	Donation	\$1,964
09/03/08	ALBANY-BERKELEY GIRLS SOFTBALL LEAGUE	GILMAN SOFTBALL FIELD	Donation	\$25,000
07/17/08	FRIENDS OF BERKELEY TUOLUMNE CAMP	BTC END OF SUMMER CELEBRATION	Donation	\$13,000
02/20/08	FRIENDS OF BERKELEY TUOLUMNE CAMP	BTC FIREPLACE/BRIDGE	Donation	\$60,000
07/05/06	UNITED POOL COUNCIL	KING POOL COVER	Donation	\$5,600
04/12/06	FRIENDS MARIN CIRLE	MARIN CIRCLE BOLLARDS	Donation	\$1,865
03/01/06	BEASELY / KRENTZMAN FAMILIES	MLK YAP PRGM	Donation	\$1,750
01/31/06	JOHN LUI - FRIENDS OF BERKELEY TUOLUMNE CAMP	BTC TRUCK	Donation	\$3,000
01/19/06	BAYER FOUNDATION	NATURE CENTER SUPPLIES	Donation	\$4,000
07/28/05	FRIENDS ROSE GARDEN	ROSE GARDEN SOILS	Donation	\$1,500
07/13/05	FRIENDS ROSE GARDEN /COUNCIL MEMBER OLDS	TREES	Donation	\$2,500
12/22/04	PERALTA COLL FOUNDATION	BHS POOL CHAIRLIFT	Donation	\$2,459
01/17/03	ANONYMOUS	NATURE CENTER SUPPLIES	Donation	\$10,000
05/09/00	CITY OF PALO ALTO	STRAWBALE BLDG-PHOTOVOLTAIC SYSTEM	Donation	\$4,800
05/09/00	STRONG FOUNDATION	STRAWBALE BLDG SUPPLIES	Donation	\$2,500
	TOTAL DONATIONS RECEIVED		Donation	\$1,496,990

Attachment 5

Parks, Recreation and Waterfront Department (PRW)
Highest CIP Priorities- FY25

Below is a list of PRW's unfunded highest priority emergency projects. This \$20.5M list is a subset of the departments \$225M unfunded list.

Aquatic Park Tide Tube Maintenance/Replacement Project - \$4.0M

The eight tide tubes servicing Aquatic Park need immediate replacement or sleeving. Staff have applied for a planning grant from the Federal PROTECT Grant that was not funded. Staff are submitting another grant to fund both the planning and construction of this project in September. City Council authorized an \$800,000 set aside for the matching total needed (20%) for this project in FY24.

South Cove Seawall Replacement- \$5.25M

This project received 50% of the needed planning funding (\$250,000) in the FY25 budget process. Staff are issuing the contract for these planning funds now and will begin public process in October.

Glendale-La Loma Park 2-5, 5-12 Playground replacement - \$1.06M

Current 2-5/5-12 play structures are not accessible and many of the 4 x 4 wood standards have failed.

Codornices Park 2-5, 5-12 Playground Replacement \$1.06M

Current 2-5/5-12 play structures are not accessible and many of the 4 x 4 wood standards have failed.

Aquatic Park (Dreamland) Play Structure Replacement (\$2.5M or \$4.5M)

\$300,000 in planning funds have been identified to design this 2-12 year- old play structure and the adjacent area. The designer is on board and the public process will begin this fall. This project will dovetail with a Public Works Storm drain/bioswale project. Additionally, if funding allows, project could include new parking, restroom and pathway reorganization.

Shorebird Park 2-12 Play Structure Replacement (\$790,000)

Current wood standards are failing and needs replacement.

South Berkeley Landscaping (Here/There)- \$400,000

This project includes landscaping around the BART entrance in South Berkeley (Here/There area), Bus lab triangle and the area at the south end of the BART station. Council authorized \$75,000 for planning, design and public process

Echo Lake Camp ADA, Phase 2- \$2.3M

Phase 1 is funded and will be complete by the end of October. Phase 2 is designed, but needs \$2.3M to construct.

Santa Fe ROW Project - \$3.15M

This railroad track to park project has \$5M in a State grant funds, but needs another \$3.15M to complete the 4-block park. The toxins in the 4-block area were significantly worse than expected and are requiring extra funding to clean up. Staff unsuccessfully applied for the gap (\$3.15M) from a separate Federal grant in 2023. We plan on applying again later this year for the same Federal grant. While this project is not an emergency, if we don't complete the original scope of this project by finding the additional funding by FY27, the City risks losing are \$5.0M of State grant funding.

