

**BERKELEY CITY COUNCIL AGENDA & RULES COMMITTEE  
SPECIAL MEETING MINUTES**

**MONDAY, MARCH 30, 2020**

**2:30 P.M.**

Committee Members:

Mayor Jesse Arreguin, Councilmembers Sophie Hahn and Susan Wengraf

Alternate: Councilmember Ben Bartlett

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

Pursuant to Section 3 of Executive Order N-29-20, issued by Governor Newsom on March 17, 2020, the March 30, 2020 meeting of the City Council Agenda & Rules Committee will be conducted exclusively through teleconference and Zoom videoconference. Please be advised that pursuant to the Executive Order, and to ensure the health and safety of the public by limiting human contact that could spread the COVID-19 virus, there will not be a physical meeting location available.

To access the meeting remotely using the internet: Join from a PC, Mac, iPad, iPhone, or Android device: Use URL - <https://zoom.us/j/269315640>. If you do not wish for your name to appear on the screen, then use the drop down menu and click on "rename" to rename yourself to be anonymous. To request to speak, use the "raise hand" icon on the screen.

To join by phone: Dial 1-669-900-9128 and Enter Meeting ID: 269 315 640. If you wish to comment during the public comment portion of the agenda, press \*9 and wait to be recognized by the Chair.  
NOTE: Your phone number will appear on the videoconference screen.

Written communications submitted by mail or e-mail to the Agenda & Rules Committee by 5:00 p.m. the Friday before the Committee meeting will be distributed to the members of the Committee in advance of the meeting and retained as part of the official record. City offices are currently closed and cannot accept written communications in person.

**Roll Call:** 2:32 p.m. All present.

**Public Comment:** 13 speakers.

## Review of Agendas

**1. Approval of Minutes: March 9, 2020 and March 12, 2020**

**Action:** M/S/C (Arreguin/Hahn) to approve the Minutes of 3/9/20 and 3/12/20.

**Vote:** All Ayes.

**2. Review and Approve Draft Agendas:**

a. 4/14/20 – 6:00 p.m. Regular City Council Meeting

**Action:** M/S/C (Wengraf/Hahn) to approve the Agenda of 4/14/20 with the revisions noted below.

- *Ceremonial Items: Remove StopWaste Presentation; Add Adjourn in memory of all victims of the COVID-19 pandemic.*
- *Recess Item Added: Recess Item from Police Department regarding substation lease (City Manager)*
- *Information Item Added: Placement of COVID-19 Isolation and Quarantine Facilities (City Manager)*
- *Item 21 Boyer Construction (City Manager) - Revised recommendation*
- *Item 28 Contract: Shaw Industries (City Manager) - Removed from agenda by City Manager*
- *Item 30 Service Animals (Commission on Disability) – Referred to Health, Life Enrichment, Equity & Community Committee*
- *Item 32 BAHIA 45<sup>th</sup> Anniversary (Kesarwani) - Removed from agenda by Author*
- *Item 35 Support SB 54 and AB 1080 (Harrison) - Councilmember Wengraf added as co-sponsor*
- *Item 40 Electricity Plan Upgrade (Harrison) - Rescheduled to April 21, 2020 Council meeting*
- *Item 42 Sustainable Trips (CEAC) – Referred to Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 43 Sale of Gasoline (CEAC) – Referred to Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 44 Used Combustion Vehicles (CEAC) – Referred to Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 45 Use of City Streets (CEAC) – Referred to Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 46 Point in Time Count (Homeless Commission) - Moved to Consent Calendar*
- *Item 47a/b Sanctuary Encampment (Homeless Commission) – Referred to Health, Life Enrichment, Equity & Community Committee*
- *Item 48a/b Source of Income (Homeless Commission) – Referred to Land Use, Housing & Economic Development Committee*
- *Item 50 Open Pools/Showers for Community Use (Davila) – Revised item submitted; referred to the Budget & Finance Committee*

**Order of Action Calendar:**

Item 37 General Plan

Item 38 Zoning Ordinance

Item 39 Charter Amendment

Item 41 Qualified Opportunity Zones

Item 49 Tenant Screening Fees

**Vote:** All Ayes.

- 3. Selection of Item for the Berkeley Considers Online Engagement Portal**
  - None selected.
- 4. Adjournments In Memory**
  - All victims of COVID-19 worldwide

## **Scheduling**

- 5. Council Worksessions Schedule**
  - Crime Report moved to July 21, 2020
- 6. Council Referrals to Agenda Committee for Scheduling**
  - Received and filed
- 7. Land Use Calendar**
  - Received and filed

## Referred Items for Review

### 8. Discussion of Potential Revisions to the City Council Rules of Procedure and Order

**Action:** Discussion held. No action taken.

## Unscheduled Items

*These items are not scheduled for discussion or action at this meeting. The Committee may schedule these items to the Action Calendar of a future Committee meeting.*

### 9. Referral: Compulsory Composting and Edible Food Recovery

**From:** Councilmembers Robinson and Hahn

**Referred:** November 25, 2019

**Due:** June 7, 2020

**Recommendation:** Refer to the Zero Waste Commission to develop a plan, in consultation with the public and key stakeholders, to achieve timely compliance with Senate Bill 1383 (Lara, 2016) including: 1. An ordinance making composting compulsory for all businesses and residences in the City of Berkeley. The Commission should also consider the inclusion of compulsory recycling. 2. An edible food recovery program for all Tier 1 and 2 commercial edible food generators.

**Financial Implications:** See report

Contact: Rigel Robinson, Councilmember, District 7, (510) 981-7170

### 10. Amendments to the Berkeley Election Reform Act to prohibit Officeholder Accounts; Amending BMC Chapter 2.12 *(Item contains supplemental material)*

**From:** Fair Campaign Practices Commission

**Referred:** February 4, 2020

**Due:** July 7, 2020

**Recommendation:** Conduct a public hearing and upon conclusion, adopt first reading of an ordinance amending the Berkeley Election Reform Act, Berkeley Municipal Code Chapter 2.12, to prohibit Officeholder Accounts (See Section 18531.62. Elected State Officeholder Bank Accounts, Regulations of the Fair Political Practices Commission).

**Council Referral:** To refer a discussion of Officeholder Accounts and Council District (D-13) accounts to the Agenda and Rules Committee, to consider a reasonable set of limitations and rules for such accounts and bring back recommendations to the full Council, for the Council to consider referring to the Fair Campaign Practices Committee.

**Financial Implications:** None

Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

## Items for Future Agendas

- None

## **Adjournment**

**Action:** M/S/C (Hahn/Wengraf) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 4:22 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda & Rules Committee meeting held on March 30, 2020.

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Mark Numainville  
City Clerk

## **Communications**

*Communications submitted to City Council Policy Committees are on file in the City Clerk Department at 2180 Milvia Street, 1st Floor, Berkeley, CA.*