

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

TUESDAY, MAY 19, 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, this 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://us02web.zoom.us/j/81848404193>. 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: **818 4840 4193**. If you wish to comment during the public comment portion of the agenda, press *9 and wait to be recognized by the Chair.

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.

AGENDA

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

Public Comment – 3 speakers

Review of Agendas

1. **Approval of Minutes: May 11, 2020**
Action: M/S/C (Wengraf/Hahn) to approve the Minutes of 5/11/20.
Vote: All Ayes.

2. **Review and Approve Draft Agendas:**
 - a. 6/2/20 – 6:00 p.m. Regular City Council Meeting
Action: M/S/C (Hahn/Wengraf) to approve the Agenda of the 6/2/20 meeting with the revisions noted below.
 - *Item 16 Charter Amendment (Firefighters) – scheduled for June 16, 2020*
 - *Item 17 Ballot Measure – Moved to Consent Calendar*
 - *Item 19 Open Air Dining – Scheduled for June 2 Consent Calendar. Councilmembers Robinson and Harrison added as co-sponsors***Vote:** All Ayes.

Order of Items on the Action Calendar

Item 10 Budget Public Hearing
Item 15 Discussion of Ballot Measures
Item 12 Charter Amendment (Council Salaries)
Item 13 Climate Action Fund
Item 11 Youth Spirit Artworks
Item 14 ERA Construction
Item 18 Minimum Wage

3. **Selection of Item for the Berkeley Considers Online Engagement Portal**
- None Selected

4. **Adjournments In Memory** - none

Scheduling

5. **Council Worksessions Schedule** – received and filed

6. **Council Referrals to Agenda Committee for Scheduling** – received and filed

7. **Land Use Calendar**
- The Committee requested expedited scheduling for the appeal for 2650 Telegraph Avenue

Referred Items for Review

8. Discussion of Potential Revisions to the City Council Rules of Procedure and Order for Conduct of Business During a Declared Emergency

Action: 2 speakers. M/S/C (Arreguin/Hahn) to request that the City Manager return at the June 1, 2020 Agenda & Rules Committee meeting with a red lined version of the Rules of Procedure to include the temporary meeting rules adopted at previous Council meetings under the COVID-19 emergency and the proposal from Vice-Mayor Hahn regarding urgency items as amended to include the City Attorney memo with the cover page template.

Vote: All Ayes.

9. Discussion Regarding City Council Budget Referrals and Council Items

Action: 1 speaker. M/S/C (Hahn/Arreguin) to recommend to the City Council that major policy items or budget referrals not related to the COVID-19 response or recovery are discouraged.

Vote: All Ayes.

10. Discussion Regarding Impact of COVID-19 (novel coronavirus) on Meetings of Legislative Bodies

Action: 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.

11. 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

Action: Item 11 withdrawn by Councilmember Robinson.

12. 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

Action: No action taken.

Items for Future Agendas

- **Discussion of items to be added to future agendas - none**

Adjournment

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

Vote: All Ayes.

Adjourned at 4:22 p.m.

I hereby certify that the forgoing is a true and correct record of the Agenda & Rules Committee meeting held on May 11, 2020.

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.