

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

MONDAY, JULY 13, 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/81731606866>. 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: **817 3160 6866**. 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.

Roll Call: 2:32 p.m. Vice-Mayor Hahn and Councilmember Wengraf present. Mayor Arreguin present at 2:41 p.m.

Public Comment – 25 speakers

Review of Agendas

1. **Approval of Minutes: June 29, 2020**

Motion: M/S/C (Wengraf/Hahn) to approve the minutes of the 6/29/20 meeting.

Vote: All Ayes.

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

a. 7/28/20 – 6:00 p.m. Regular City Council Meeting

Motion: M/S/C (Wengraf/Hahn) to approve the agenda of the 7/28/20 meeting with the revisions noted below.

- *Item Added: Outdoor Commerce (City Manager) – scheduled for Public Hearing Calendar*
- *Item Added: Providing Homeless with Menstrual Products (Davila) – scheduled for Consent Calendar*
- *Item Added: AB 310 IBank (Harrison) – scheduled for Consent Calendar; Councilmember Hahn added as a co-sponsor*
- *Item 27 Berkeley Humane Society (Davila) – Councilmember Bartlett added as a co-sponsor*
- *Item 28 Oppose AB 2167 & SB 292 (Wengraf) – Councilmember Hahn added as a co-sponsor*
- *Item 29 Support SB 288 (Robinson) – Councilmember Bartlett added as a co-sponsor*
- *Item 31 Support AB 2542 (Robinson) - Councilmembers Bartlett and Hahn added as co-sponsors*
- *Item 35 Hate Crimes (Arreguin) - Councilmembers Bartlett, Wengraf, and Hahn added as co-sponsors; referred to the Public Safety Committee*
- *Item 36 Nuclear Warfare (Arreguin) - Councilmembers Bartlett, Wengraf, and Hahn added as co-sponsors; scheduled for 7/28/20 Consent Calendar*
- *Item 37 Urgency Ordinance (Davila) – Councilmember Bartlett added as a co-sponsor; revised item submitted; scheduled for 7/28/20 Action Calendar*
- *Item 38 Regenerative Economy (Davila) – referred to the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 39 Support 1921 Walnut (Harrison) – Councilmember Hahn added as a co-sponsor; scheduled for 7/28/20 Consent Calendar*
- *Item 40 Short Term Rentals (Harrison) – revised item submitted; scheduled for 7/28/20 Action Calendar*
- *Item 41 Police Accountability Board (Harrison) – revised item submitted; Councilmember Bartlett added as a co-sponsor; scheduled for 7/28/20 Consent Calendar*
- *Item 42 Controlled Equipment (Harrison) – revised item submitted; Councilmember Bartlett added as a co-sponsor; referred to the Police Review Commission and the Public Safety Committee with the consideration and recommendation of the policy from the PRC to the Committee to occur within 90 days*

Vote: All Ayes.

Order of Items on the Action Calendar

Time Critical Item from the City Manager

Item 33 General Plan

Item 34 Ballot Measure

Item 40 Short Term Rentals

Item 37 Urgency Ordinance

3. **Selection of Item for the Berkeley Considers Online Engagement Portal**
 - None selected
4. **Adjournments In Memory – None**

Scheduling

5. **Council Worksessions Schedule**
 - Digital Strategic Plan moved to the Unscheduled List
6. **Council Referrals to Agenda Committee for Scheduling – received and filed**
7. **Land Use Calendar – received and filed**

Referred Items for Review

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

- 9a. **Compiling Commission Recommendations in a Reference Manual From: Homeless Commission**

Referred: June 29, 2020

Due: December 14, 2020

Recommendation: The Homeless Commission recommends that Council refer to staff to develop a procedure for staff secretaries to all City of Berkeley commissions to compile all commission recommendations, whether in report or letter form, in a binder. Such binder shall also track the outcomes of all commission recommendations including action taken by Council and subsequent implementation of Council action. One copy of the binder shall remain with the staff secretary; another copy of the binder shall be available as a resource in the City Clerk's office. The City Clerk shall index all subject matters of commission proposals so that there is cross-referencing of all subjects that commissions have addressed. This reference manual shall be available for use by commissions to share information, the Mayor and Council, staff and members of the public. The City Clerk shall also provide this information online.

Financial Implications: See report

Contact: Brittany Carnegie, Commission Secretary, (510) 981-5400

Referred Items for Review

9b. Companion Report: Compiling Commission Recommendations in a Reference Manual

From: City Manager

Referred: June 29, 2020

Due: December 14, 2020

Recommendation: Refer the commission recommendation to the City Manager to 1) consider the impacts on staffing levels, approved Strategic Plan projects, and existing baseline services in the context of the projected budget shortfall for FY 2021 and the hiring freeze currently in effect; and 2) work within existing resources to facilitate information sharing among commissions on items referred from the City Council.

Financial Implications: See report

Contact: Mark Numainville, City Clerk, (510) 981-6900; Brittany Carnegie, Commission Secretary, (510) 981-5400

Action: Items 9a and 9b continued to the August 31, 2020 meeting.

10. Amending Council Rules of Procedures such that items submitted by the Mayor or Councilmembers be placed directly on the City Council Agenda to allow the whole City Council to review and take action on the submitted item to ensure equity in the process

From: Councilmember Davila (Author)

Referred: June 29, 2020

Due: December 14, 2020

Recommendation: Adopt a Resolution to amend Council Rules of Procedures Section C-1 and G-1 such that items submitted by the Mayor or Councilmembers be placed directly on the City Council agenda rather than beginning with submission to commissions or Council Policy Committees to ensure equity in the process.

Financial Implications: None

Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120

Action: Item 10 continued to the August 31, 2020 meeting.

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. Resolution to Incorporate the Practice of 1 Minute and 46 seconds of Mindfulness into City Council Meetings**
Referred: June 15, 2020
Due: November 30, 2020
From: Councilmember Davila (Author)
Recommendation: Adopt a resolution to amend the City Council Meeting Agendas and Council Rules of Procedures to include one minute and forty-six seconds of silence to adopt mindfulness into Council meetings to remember the loss of lives due to police violence.
Financial Implications: None
Contact: Cheryl Davila, Councilmember, District 2, (510) 981-7120
- Action:** Scheduled for the Action Calendar at the August 31, 2020 meeting.
- 12. Commission Reorganization for Post-COVID19 Budget Recovery**
From: Councilmember Droste (Author), Councilmember Robinson (Co-Sponsor), Councilmember Kesarwani (Co-Sponsor)
Referred: June 15, 2020
Due: November 30, 2020
Recommendation: 1. Reorganize existing commissions with the goal of achieving 20 total commissions; 2. Reorganize existing commissions within various departments to ensure that no single department is responsible for more than five commissions; 3. Reorganize commissions within the Public Works Department to ensure Public Works oversees no more than three commissions; 4. Refer to the City Manager and every policy committee to agendaize at the next meeting available to discuss commissions that are in their purview and make recommendations to the full Council on how to reorganize and address the various policy areas. Commission members should be notified and chairs should be invited to participate. Policy committee members are encouraged to consider the renaming of some commissions in order to ensure that all policy areas are addressed.
Financial Implications: See report
Contact: Lori Droste, Councilmember, District 8, (510) 981-7180
- Action:** No action taken

Items for Future Agendas

- None

Adjournment – Next Meeting Monday, August 31, 2020

Motion: M/S/C (Hahn/Arreguin) to adjourn the meeting.

Vote: Ayes – Hahn, Arreguin; Noes – None; Abstain – None; Absent - Wengraf.

Councilmember Wengraf absent 4:21 p.m. – 4:34 p.m.

Adjourned at 4:34 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda & Rules Committee meeting held on July 13, 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.