

BERKELEY CITY COUNCIL AGENDA & RULES COMMITTEE SPECIAL MEETING MINUTES

MONDAY, AUGUST 26, 2024

2:30 P.M.

2180 Milvia Street, 6th Floor, Berkeley, CA 94704 – Redwood Room

1404 Le Roy Ave, Berkeley, CA 94708 – Teleconference Location

Committee Members:

Mayor Jesse Arreguin, Councilmembers Sophie Hahn and Susan Wengraf

Alternate: Councilmember Terry Taplin

This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. All Committee meetings are recorded.

To access the meeting remotely use this URL - <https://cityofberkeley-info.zoomgov.com/j/1607301824>. To request to speak, use the “raise hand” function in Zoom. To join by phone: Dial **1-669-254-5252 or 1-833-568-8864 (Toll Free)** and enter **Meeting ID: 160 730 1824**. To provide public comment, press *9 and wait to be recognized by the Chair. To submit a written communication for the public record, email policycommittee@berkeleyca.gov.

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953. Any member of the public may attend this meeting, however, if you are feeling sick, please do not attend the meeting in person.

Pursuant to the City Council Rules of Procedure and State Law, the presiding officer may remove, or cause the removal of, an individual for disrupting the meeting. Prior to removing an individual, the presiding officer shall warn the individual that their behavior is disrupting the meeting and that their failure to cease their behavior may result in their removal. The presiding officer may then remove the individual if they do not promptly cease their disruptive behavior. “Disrupting” means engaging in behavior during a meeting of a legislative body that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting and includes, but is not limited to, a failure to comply with reasonable and lawful regulations adopted by a legislative body, or engaging in behavior that constitutes use of force or a true threat of force.

California Government Code Section 84308 (Levine Act) Parties to a proceeding involving a license, permit, or other entitlement for use are required to disclose if they made contributions over \$250 within the prior 12 months to any City employee or officer. Parties and participants with a financial interest are prohibited from making more than \$250 in contributions to a decisionmaker for the 12 months after the final decision is rendered on the proceeding. The above contribution disclosures and restrictions do not apply when the proceeding is competitively bid, or involves a personnel or labor contract. For more information, see Government Code Section 84308.

Roll Call: 2:37 p.m. All present.

Public Comment – 35 speakers

Review of Agendas

1. Approval of Minutes: July 15, 2024

Action: M/S/C (Wengraf/Arreguin) to approve the minutes of 7/15/24.

Vote: All Ayes.

2. Review and Approve Draft Agenda:

a. 9/10/24 – Regular City Council Meeting

Action: M/S/C (Arreguin/Wengraf) to place Item 38 Wildfire Hardening on the Consent Calendar for the 9/10/24 meeting.

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

Action: M/S/C (Arreguin/Wengraf) to place Item 37 Encampment Policy on the Action Calendar for the 9/10/24 meeting.

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

Action: M/S/C (Arreguin/Hahn) to approve the agenda of 9/10/24, except Item 23 and Item 25, including the changes noted below.

- Item Added: AC Transit Draft Plan (Wengraf) – Mayor Arreguin and Councilmember Hahn added as co-sponsors; added to 9/10/24 Consent Calendar
- Item 16 Roundstone (City Manager) – revised title and recommendation
- Item 31 Ambulance Fees (City Manager) – revised recommendation
- Item 32 Voting Delegates (City Manager) – moved to Consent Calendar
- Item 33 Rules of Procedure (City Manager) – moved to Consent Calendar; policy committee recommendation added
- Item 34 Building Codes (City Manager) – removed from the agenda by the City Manager
- Item 35a/35b – Panoramic Hill (Commission/City Manager) – moved to Consent Calendar
- Item 36 COPA/TOPA (Harrison) – scheduled for a special meeting in September
- Item 37 Encampment Policy (Kesarwani) – revised item submitted; scheduled for 9/10/24 Action Calendar
- Item 38 Wildfire Hardening (Wengraf) – revised item submitted; Councilmember Hahn added as a co-sponsor; scheduled for 9/10/24 Consent Calendar

Order of Action Items

Item 31 Ambulance Fees

Item 37 Encampment Policy

Vote: All Ayes.

Action: M/S/C (Arreguin/Hahn) to add Item 23 and Item 25 from the draft agenda regarding Mills Act contracts to the 9/10/24 agenda on the Consent Calendar.

Vote: Ayes – Hahn, Arreguin; Noes – None; Abstain – None; Absent – Wengraf (recused – resides within 500 feet).

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

Scheduling

5. **Council Worksessions Schedule** – TOPA scheduled for a special meeting
6. **Council Referrals to Agenda Committee for Scheduling** – received and filed
7. **Land Use Calendar** – received and filed

Referred Items for Review

8. **Discussion and Possible Action on City Council Rules of Decorum, Procedural Rules, and Public Comment Processes**

Action: 0 speakers. No action or discussion.

9. **City Council Legislative Systems Redesign, Including Strengthening the Committee System to Provide More In-Depth Review and Vetting of Major Items**

Action: 1 speaker. M/S/C (Hahn/Arreguin) to send the proposed amendments to the Rules of Procedure, as discussed and further amended on 8/26/24, to the City Council with a positive recommendation.

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

Unscheduled Items

10. **Modifications or Improvements to City Council Meeting Procedures (referred by Council at the March 14, 2023 meeting)**
11. **Strengthening and Supporting City Commissions: Guidance on the Development of Legislative Proposals**
12. **Discussion and Recommendations on the Continued Use of the Berkeley Considers Online Engagement Portal**
13. **Consideration of Changes to Supplemental Material Timelines (referred by Council at the May 7, 2024 meeting)**

Items for Future Agendas

- None

Adjournment

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

Vote: All Ayes.

Adjourned at 5:02 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda & Rules Committee meeting held on August 26, 2024.



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, and are available upon request by contacting the City Clerk Department at (510) 981-6908 or policycommittee@berkeleyca.gov.