

BERKELEY CITY COUNCIL AGENDA & RULES COMMITTEE SPECIAL MEETING MINUTES

WEDNESDAY, JANUARY 3, 2024

2:30 P.M.

2180 Milvia Street, 1st Floor, Berkeley, CA 94704 – Cypress Room

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

Committee Members:

Mayor Jesse Arreguin, Councilmembers Sophie Hahn and Susan Wengraf

Alternate: Councilmember Ben Bartlett

This meeting will be conducted in a hybrid model with both in-person attendance and virtual participation. If you are feeling sick, please do not attend the meeting in person.

Remote participation by the public is available through Zoom. To access the meeting remotely using the internet: Join from a PC, Mac, iPad, iPhone, or Android device: Use URL - <https://cityofberkeley-info.zoomgov.com/j/1613565499>. To request to speak, use the “raise hand” icon on the screen. To join by phone: Dial **1-669-254-5252** or **1-833-568-8864 (Toll Free)** and Enter **Meeting ID: 161 356 5499**. If you wish to comment during the public comment portion of the agenda, press *9 and wait to be recognized by the Chair. Please be mindful that the meeting will be recorded.

To submit a written communication for the Committee’s consideration and inclusion in the public record, email policycommittee@berkeleyca.gov.

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.

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.

Roll Call: 2:36 p.m.

Present: Hahn, Arreguin

Absent: Wengraf

Public Comment – 14 speakers

Review of Agendas

1. Approval of Minutes: November 27, 2023

Action: M/S/C (Arreguin/Hahn) to approve the minutes of 11/27/23.

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

2. Review and Approve Draft Agenda:

a. 1/16/24 – 6:00 p.m. Regular City Council Meeting

Action: M/S/C (Arreguin/Hahn) to refer Item 28 regarding Energy Consumption Disclosures to the 4x4 Committee with a request that the Committee complete its review within the regular 120-day deadline for policy committees.

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

Action: M/S/C (Hahn/Arreguin) to approve the agenda of 1/16/24 with the changes noted below.

- *Item Added: Second Reading of Annual Appropriations Ordinance (City Manager)*
- *Item 19 Black History Month Event (Bartlett) – Councilmember Hahn added as a co-sponsor*
- *Item 22 Neighborhood Scale Commercial (Robinson) – Moved to Action Calendar*
- *Item 26 Horse Racing Ordinance (Harrison) – Revised item submitted*
- *Item 27 RFP for Development of WBSC (Arreguin) – Moved to Consent Calendar; Councilmember Hahn and Vice-Mayor Wengraf added as co-sponsors*
- *Item 28 Energy Consumption Disclosure (Harrison) – Referred to 4x4 Committee*
- *Item 29 3-way Stop (Hahn) – Moved to Consent Calendar; Mayor Arreguin and Councilmember Bartlett added as co-sponsors*
- *Item 30 Proposition 1 (Wengraf) – Moved to Consent Calendar; Councilmembers Hahn and Kesarwani added as co-sponsors*

Order of Action Items

Item 23 Elmwood BID

Item 25 CalPERS Contract

Item 24 BHS Staff Parking

Item 22 Neighborhood Commercial

Item 26 Horse Racing Ordinance

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

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

Scheduling

5. **Council Worksessions Schedule** – added a potential new topic for January 30 regarding the BECCAP
6. **Council Referrals to Agenda Committee for Scheduling** – received and filed
7. **Land Use Calendar** – received and filed

Referred Items for Review

8. **Amend Berkeley Municipal Code Chapter 3.78 To Expand Eligibility Requirements for Representatives of The Poor to Serve on The Human Welfare and Community Action Commission**
From: Councilmember Harrison (Author), Councilmember Bartlett (Co-Sponsor)

Referred: November 13, 2023

Deadline: May 13, 2024

Recommendation: Amend Berkeley Municipal Code Chapter 3.78 to expand eligibility requirements for Representatives of the Poor to serve on the Human Welfare and Community Action Commission, or any successor commission, to consider the current geographic formation of poverty in Berkeley.

Financial Implications: None

Contact: Kate Harrison, Councilmember, District 4, (510) 981-7140

Action: Continued to the next meeting.

9. **City Council Legislative Systems Redesign**

Action: 1 speaker. Councilmember Hahn provided a brief update for the process at Agenda & Rules to consider the components of a revised proposal. Continued to the next meeting.

Referred Items for Review

10. **Discussion and Possible Action on City Council Rules of Decorum, Procedural Rules, and Remote Public Comments**

Action: 3 speakers. Moved to Unscheduled Items for the next meeting.

Unscheduled Items

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

Items for Future Agendas

- None

Adjournment

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

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

Adjourned at 3:35 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda & Rules Committee meeting held on January 3, 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.