Preliminary Matters

Roll Call: 4:14 p.m.

Present: Kesarwani, Davila, Bartlett, Harrison, Hahn, Wengraf, Robinson, Arreguin

Absent: Droste

Councilmember Droste present at 4:16 p.m.

Action Calendar – Public Hearing

1. Amendments to the Berkeley Election Reform Act; Amending BMC Chapter 2.12
   From: Fair Campaign Practices Commission
   Recommendation: Conduct a public hearing and upon conclusion, adopt first reading of an ordinance amending the Berkeley Elections Reform Act, BMC Chapter 2.12, regarding the public financing program.
   Financial Implications: None
   Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

   Public Testimony: The Mayor opened the public hearing. 0 speakers.
   M/S/C (Droste/Harrison) to close the public hearing.
   Vote: All Ayes.

   Vote: All Ayes.
Action Calendar – Public Hearings

2. Amendments to the Berkeley Election Reform Act to prohibit Officeholder Accounts; Amending BMC Chapter 2.12
   From: Fair Campaign Practices Commission
   Financial Implications: None
   Contact: Samuel Harvey, Commission Secretary, (510) 981-6950

   Public Testimony: The Mayor opened the public hearing. 0 speakers.
   M/S/C (Droste/Wengraf) to close the public hearing.
   Vote: All Ayes.

   Action: M/S/C (Hahn/Wengraf) 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.
   Vote: Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.

Action Calendar – Old Business

3. City Council Rules of Procedure and Order Revisions (Reviewed by the Agenda & Rules Committee) (Continued from January 21, 2020. Item contains revised and supplemental material.)
   From: City Manager
   Recommendation: Adopt a Resolution revising the City Council Rules of Procedure and Order to integrate the previously adopted regulations for policy committees and make associated changes to other sections; update outdated references and practices; conform to the Open Government Ordinance; make other technical corrections; and rescinding any preceding amendatory resolutions.
   Financial Implications: None
   Contact: Mark Numainville, City Clerk, (510) 981-6900
   Action: 1 speaker. M/S/C (Harrison/Hahn) to adopt Resolution No. 69,283–N.S as amended in the supplemental material from Councilmember Hahn originally submitted on 12/3/19, retain original proposed language on commission membership, and to direct the City Manager to make any changes necessary to allow the Agenda & Rules Committee to refer items from Boards and Commissions to a policy committee.
   Vote: Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.
4. **Change to the Council Rules and Procedures: Public access to changing status of a Consent Calendar Item**  
   **From:** Open Government Commission  
   **Recommendation:** Adopt a Resolution changing and updating the “Council Rules and Procedures” to give the public a procedure for moving items on the consent calendar to the Action Calendar.  
   **Financial Implications:** None  
   **Contact:** Samuel Harvey, Commission Secretary, (510) 981-6950

   **Action:** 2 speakers. M/S/Failed (Harrison/Bartlett) to adopt the commission recommendation amended to increase 5 persons to 10 persons.  
   **Vote:** Ayes – Davila, Bartlett, Harrison; Noes – Kesarwani, Hahn, Wengraf, Robinson, Droste, Arreguin.

   **Action:** M/S/Carried (Arreguin/Robinson) to take no action on the commission recommendation.  
   **Vote:** Ayes – Kesarwani, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila; Abstain – Bartlett, Harrison.

5. **Change to the Council Rules and Procedures: Public Comment on Council Agenda Action Items**  
   **From:** Open Government Commission  
   **Recommendation:** Adopt a Resolution changing and updating the “Council Rules and Procedures” to change the public comment section that would allow a more comprehensible discussion between the Council and the public.  
   **Financial Implications:** None  
   **Contact:** Samuel Harvey, Commission Secretary, (510) 981-6950

   **Action:** 3 speakers. M/S/C (Hahn/Kesarwani) to take no action and acknowledge the Mayor’s option to implement the practice as needed.  
   **Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – Davila.

6. **Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan**  
   **From:** Homeless Commission  
   **Recommendation:** Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan  
   **Financial Implications:** See report  
   **Contact:** Brittany Carnegie, Commission Secretary, (510) 981-5400

   **Action:** 0 speakers. M/S/C (Arreguin/Kesarwani) to take no action on the commission recommendation and refer the issue of using cannabis tax revenue for homeless services to the Budget and Finance Committee.  
   **Vote:** Ayes – Kesarwani, Bartlett, Harrison, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – Davila.
Adjournment

Action: M/S/C (Robinson/Wengraf) to adjourn the meeting.
Vote: All Ayes.

Adjourned at 6:41 p.m.

Communications

• None

Supplemental Communications and Reports 1

• None

Supplemental Communications and Reports 2

Item #2: Amendments to the Berkeley Election Reform Act to prohibit Officeholder Accounts: Amending BMC Chapter 2.12
  1. Supplemental material, submitted by the Attorney’s Office
  2. Supplemental material, submitted by Councilmember Hahn

Supplemental Communications and Reports 3

Item #3: City Council Rules of Procedure and Order Revisions
  3. Presentation, submitted by the City Clerk

Item #4: Utilize Substantial Portion of Cannabis Tax Proceeds to Fund Subsidies under 1000 Person Plan
  4. Carole Marasovic, on behalf of the Homeless Commission