

# BERKELEY CITY COUNCIL AGENDA & RULES COMMITTEE SPECIAL MEETING MINUTES

MONDAY, FEBRUARY 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. 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/1610853132> 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: 161 085 3132**. 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](mailto: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:** 2:32 p.m. All present.

**Public Comment** – 13 speakers

## Review of Agendas

**1. Approval of Minutes: February 13, 2024**

**Action:** M/S/C (Wengraf/Hahn) to approve the minutes of 2/13/24.

**Vote:** All Ayes.

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

a. 3/12/24 – Regular City Council Meeting

**Action:** M/S/C (Arreguin/Hahn) to request that the Author of Item 15 (Taplin) add a referral to the City Attorney for analysis of using the proposed funds for polling purposes.

**Vote:** All Ayes.

**Action:** M/S/C (Arreguin/Hahn) to approve the agenda of 3/12/24 with the changes noted below.

- *Item 2 Grant Application (City Manager) – Dollar amount in recommendation changed to \$5.8 million*
- *Item 10 Curb Management (Commission) – Referred to the Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 12 Permanent Bathroom (Kesarwani) Vice-Mayor Wengraf and Councilmembers Taplin and Humbert added as co-sponsors*
- *Item 13 AT&T Application (Wengraf) – Councilmember Hahn added as a co-sponsor*
- *Item 14 Nondiscrimination (Taplin) – Councilmember Humbert and Vice-Mayor Wengraf added as co-sponsors; scheduled for the May 7, 2024 regular meeting*
- *Item 15 Vision 2050 (Taplin) – Moved to Consent Calendar; Councilmember Hahn added as a co-sponsor; amendment requested by Committee*
- *Item 16 SHARE BERKELEY (Hahn) – Moved to Consent Calendar*

**Vote:** All Ayes.

**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**

**Action:** M/S/C (Arreguin/Hahn) to schedule the item regarding the HWCAC and Peace & Justice Commission reorganization for March 26, 2024.

**Vote:** All Ayes.

**7. Land Use Calendar** – received and filed

## Referred Items for Review

**8a. Discussion and Possible Action on City Council Rules of Decorum, Procedural Rules, and Remote Public Comments**

**Action:** 1 speaker. Item continued to next agenda.

**8b. Council Referral - Proposed Changes to Public Comment**

**From:** Open Government Commission

**Referred:** February 13, 2024

**Deadline:** October 9, 2024

**Recommendation:** City Council to review and implement suggested changes to the way public comment is given at City Council Meetings.

**Financial Implications:** None

Contact: Sam Harvey, Commission Secretary, (510) 981-6950

**Action:** 2 speakers. Representatives of the Commission presented the item. The Committee discussed the proposals. Mayor Arreguin will submit a summary of the item for Committee discussion at the next meeting.

**9. 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:** July 25, 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:** Item continued. To be placed under Unscheduled Items on the next agenda.

**10. City Council Legislative Systems Redesign**

**Action:** Continued to 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 4:47 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda & Rules Committee meeting held on February 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](mailto:policycommittee@berkeleyca.gov).*