

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

**MONDAY, APRIL 5, 2021**

**2:30 P.M.**

Committee Members:

Mayor Jesse Arreguin, Councilmembers Sophie Hahn and Susan Wengraf

Alternate: Councilmember Lori Droste

## **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/89090619617>. 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** or **1-877-853-5257 (Toll Free)** and Enter Meeting ID: **890 9061 9617**. 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:** 2:33 p.m. All present.

**Public Comment** – 4 speakers.

## Review of Agendas

1. **Approval of Minutes: March 15, 2021, March 22, 2021, March 29, 2021**

**Action:** M/S/C (Wengraf/Hahn) to approve the minutes of March 15, 2021, March 22, 2021, and March 29, 2021.

**Vote:** All Ayes.

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

a. 4/20/21 – 6:00 p.m. Regular City Council Meeting

**Action:** M/S/C (Wengraf/Hahn) to approve the 4/20/21 agenda with the changes noted below.

- *Item 6 City Council Rules (City Manager) – Moved to Action Calendar*
- *Item 20 Maintenance Agreement (City Manager) – Rescheduled to May 11, 2021*
- *Item 24 Support AB 1401 (Taplin) – councilmember Kesarwani added as a co-sponsor*
- *Item 26 Support AB 816 (Bartlett) – Councilmember Taplin added as a co-sponsor*
- *Item 28 Support SB 271 (Harrison) – councilmember Bartlett added as a co-sponsor*
- *Item 29 Support AB 1199 (Harrison) – revised item submitted*
- *Item 30 Solano Avenue (Hahn) – Councilmember Wengraf added as a co-sponsor*
- *Item 31 Support AB 455 (Robinson) – Councilmember Kesarwani added as a co-sponsor*
- *Item 32 TOT Revenues (Commission) – Referred to Budget & Finance Committee*
- *Item 34 Auditing Services (Arreguin) - Moved to Consent Calendar*
- *Item 35 Zoning Overlay (Kesarwani) – Councilmember Taplin added as a co-sponsor; Scheduled for April 20 Action Calendar*
- *Item 36 Speed Limits (Taplin) – Referred to Facilities, Infrastructure, Transportation, Environment & Sustainability Committee*
- *Item 37 Local Parks Option (Taplin) – Scheduled for April 20 Action Calendar*
- *Item 38 AC Transit (Taplin) – Scheduled for April 20 Consent Calendar*
- *Item 39 Municipal Fleet (Harrison) – Revised item submitted; scheduled for April 20 Action Calendar*
- *Item 40 Personal Liability Protection (Hahn) – Scheduled for April 20 Consent Calendar*

Order of Action Items

Item 6 City Council Rules

Item 33 Request to Legislature

Item 35 Zoning Overlay

Item 37 Local Parks Option

Item 39 Municipal Fleet

**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**
  - Bayer Development Agreement and Measure FF/Fire Prevention scheduled for July 20
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**

**Action:** 3 speakers. Discussion held, no action taken.

## Referred Items for Review

9. **Commission Reorganization for Post-COVID19 Budget Recovery**  
**From: Councilmember Droste (Author), Councilmember Robinson (Co-Sponsor), Councilmember Kesarwani (Co-Sponsor)**

**Referred: June 15, 2020**

**Due: April 19, 2021**

**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:** M/S/C (Hahn/Arreguin) to make a Qualified Positive Recommendation to City Council to:

1. Refer to the City Manager and City Attorney to bring back changes to the enabling legislation to reorganize existing commissions as proposed below in a phased approach.

Phase 1: Prioritize merging the Homeless Commission/Homeless Services Panel of Experts and Housing Advisory Commission/Measure O Bond Oversight Committee first, and request that the City Manager bring back changes to the enabling legislation to implement these consolidated commissions.

Phase 2: All other Commissions as proposed below.

As staff is able to make recommendations on consolidation, they can bring those recommendations forward one by one.

<b>New Commission Name (suggested)</b>	<b>Former Commissions to be Reorganized</b>
Commission on Climate and the Environment	Zero Waste, Energy, Community Environmental Advisory, and Animal Care
Parks, Recreation, Waterfront (special Marina subcommittee)	Children, Youth, and Recreation and Parks and Waterfront

## Referred Items for Review

Peace, Justice, and Human Welfare	Peace and Justice Commission and Human Welfare and Community Action Commission
Public Health Commission & Sugar Sweetened Beverage Panel of Experts	Community Health Commission and Sugar Sweetened Beverage Panel of Experts
Housing Advisory Commission	Measure O and Housing Advisory Commission
Homeless Services Panel of Experts	Homeless Commission and Measure P Homeless Services Panel of Experts
Public Works and Transportation	Public Works and Transportation
Planning	Planning and Cannabis
<p><b>All other commissions will maintain their current structure:</b> Aging, Library Board of Trustees, Civic Arts, Disability, Commission on the Status of Women, Design Review Committee, Disaster and Fire Safety, BIDs, Fair Campaign Practices and Open Government, Redistricting, Landmarks Preservation, Labor, Loan Adjustments Board, Personnel, Planning, Police Review/Accountability, Reimagining Public Safety, Mental Health, Zoning Adjustments Board, and Youth</p>	

2. Refer to the Commissions impacted a process to determine the charge/responsibilities of the newly merged commissions, and bring Commission input to the appropriate Policy Committees (as proposed by Vice-Mayor Droste in 4/5/21 submittal) for further recommendations to the City Manager on revised charge/responsibilities of merged commissions.

3. Refer to staff to develop recommendations on the transition to new consolidated commissions and the effective date of the changes.

4. Consider establishing 18 members on the new Climate and Environment Commission and establishing specific subcommittees focused on the policy areas of the merged commissions.

5. The Peace, Justice and Human Welfare Commission will be comprised of only Mayor and Council appointees.

6. Refer Councilmember Hahn questions to City Manager and Commissions: “Commissions to Combine/Merge - Suggested Considerations”

- Federal, state or other external mandates that might be impacted, and determine how to handle
- Whether charters of to-be-merged Commissions were adopted by City Council, through measures or initiatives passed by voters, or are by Charter, and by what means they might be merged/adjusted

## Referred Items for Review

- What elements of each Commission to keep, update, or retire, as well as relevant topics/issues not currently covered that might be added to a more comprehensive and/or relevant merged Commission's charter.
  - Whether the merged Commission might include 9, or a greater number of members.
  - The possibility of requiring specific qualifications for appointment to the merged Commission.
  - The possibility of recommended or required Standing Committees of the Merged Commission
  - Volunteer workload and capacity given scope of Commission's charter
- Vote:** All Ayes.

### 10. Systems Realignment Proposal

**From:** City Manager

**Recommendation:** Review and discuss the City Manager's proposal to create improvements to enhance the effectiveness of the City Council legislative and budget processes. Provide feedback for staff to develop a recommendation for full Council consideration.

Contact: Dee Williams-Ridley, City Manager, (510) 981-7000

**Action:** Items held over to the April 12, 2021 meeting.

## Unscheduled Items

None

## Items for Future Agendas

- Added item regarding Supporting and Strengthening Commissions

## Adjournment

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

**Vote:** All Ayes.

Adjourned at 4:59 p.m.

I hereby certify that the foregoing is a true and correct record of the Agenda & Rules Committee meeting held on April 5, 2021.

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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@cityofberkeley.info](mailto:policycommittee@cityofberkeley.info).*