

MINUTES
AGENDA COMMITTEE
MONDAY, NOVEMBER 7, 2005

1. **Roll Call:** 2:34 p.m.
Present: Mayor Bates and Councilmembers Anderson and Maio.
Absent: Councilmember Wozniak
2. **Public Comment:** None.
3. **Approval of Minutes of Meeting of October 17, 2005.**
Action: Moved, seconded, carried (Bates/Anderson) to approve the minutes as amended.
4. **Review and Action on Draft City Council Agenda for November 15, 2005.**
Action: All items approved for placement on the agenda with the following additions, deletions or changes:

Wireless Internet

From: Councilmembers Capitelli, Moore and Anderson

Recommendation: Request that the City Manager have staff research the possibilities and requirements for a Berkeley citywide wireless Internet system, prepare a report and present it to Council by January 2006.

Financial Implications: See report

Contact: Laurie Capitelli, District 5, 981-7150; Darryl Moore, District 2, 981-7130; Max Anderson, District 3, 981-7130

Action: Moved to Action Calendar.

Cities Against the Death Penalty

a. From: Peace and Justice Commission

Recommendation: Vote to join "Cities Against the Death Penalty;" to decorate a monument, building, or other site to be determined by the City Manager's Office and the Mayor's Office to symbolize its support, from November 28 to November 30, 2005; to designate the Peace and Justice Commission as the "reference" for the initiatives of the World Campaign as indicated in the bullet points from "Cities Against the Death Penalty;" and to pursue any other points on that bullet list it considers appropriate.

Financial Implications:

Contact: Manuel Hector, Secretary, 981-5110

b. From: City Manager

Recommendation: The City Manager takes no position concerning the recommendations of the Commission.

Contact: Fred Medrano, Health and Human Services, 981-5100

Action: Moved to Action Calendar.

Disappearing Newsracks and the Constitutionality and Practicality of the Interpretation and Implementation of Newsrack Regulations *(Held over from October 18, 2005)*

From: Councilmember Worthington

Recommendation: Refer to the City Manager to review city ordinances, interpretations, and operations in regards to Newsrack regulation. As one part of this review, to invite persons responsible for distribution of newspapers to identify problem areas, including but not limited to the disappearance of newsracks without notification to the newspapers, possibly eliminating the part of the City ordinance that allows City removal of newsracks with zero notice, and making sure that the City is not creating impediments to fair placement for all publications.

Financial Implications: Staff time

Contact: Kriss Worthington, Councilmember District 7, 981-7170

Action: Held over to November 29, 2005.

Support Commission Diversity *(Held over as amended from October 18, 2005)*

From: Councilmember Worthington

Recommendation: Adopt a Resolution to: 1) encourage City Councilmembers to actively seek to fill vacant positions with consideration of the needs and benefits of a more representative and diverse commission roster; and 2) implement semi-annual reviews of its progress to determine if additional steps should be taken to ensure that these goals are met.

Financial Implications: None

Contact: Kriss Worthington, Councilmember District 7, 981-7170

Action: Held over to November 29, 2005.

Added to Old Business Calendar:

Amending “By Right” Residential Additions and Definition of a Story in the Zoning Ordinance

From: Councilmember Capitelli

Recommendation: Refer this issue to the Planning Commission, and request that the commission review and refine requirements allowing a residential addition to be approved “by right” and include the following requirements for these projects: 1) any such project must conform to all existing zoning regulations and not extend or “improve” upon existing, non-conforming setbacks; 2) there are no auxiliary roof appendages (trellis, deck, pergola) which would then require an AUP; 3) any necessary roof penetration with a component that protrudes above the roof, such as a chimney, can be approved by right if it is the minimum size as required by the UBC, whereas anything larger would require an AUP; and 4) second-story additions cannot be taller than 24’ total measured from the lowest grade point on the original structure.

Contact: Laurie Capitelli, Councilmember District 5, 981-7150

5. Review and Action on Scheduling of Calendar, Public Hearings, Presentations and Work Session topics.

a. Master Calendar

b. Land Use Matters

Action: None.

6. Adjournment: 2:58 p.m.