

MINUTES
AGENDA COMMITTEE
MONDAY, DECEMBER 5, 2005

1. **Roll Call:** 2:30 p.m.
Present: Mayor Bates and Councilmembers Maio and Wozniak
Absent: None.
2. **Public Comment:** Barbara Gilbert.
3. **Approval of Minutes of Meeting of November 28, 2005.**
Action: Moved, seconded, carried (Wozniak/Maio) to approve the minutes as amended.
4. **Review and Action on Draft Work Session Agenda for December 13, 2005.**
Action: All items approved for placement on the agenda.
5. **Review and Action on Draft Housing Authority Agenda for December 13, 2005.**
Action: All items approved for placement on the agenda with the following additions, deletions or changes:
6. **Review and Action on Draft City Council Agenda for December 13, 2005.**
Action: All items approved for placement on the agenda with the following additions, deletions or changes:

Health Plan Rate Increases

From: City Manager

Recommendation: Adopt two Resolutions: 1) approval of a 14.63 percent rate increase for the Kaiser Foundation Health Maintenance Organization health plan; and 2) approving a 12.9 percent rate increase for both the Health Net Health Maintenance Organization health plan and Point of Service health plan for City employees effective January 1, 2006, through December 31, 2006, and rescinding Resolution No. 62,751-N.S. and Resolution No. 62,752-N.S.

Financial Implications: Payroll Deduction Trust Fund - \$10,531,000

Contact: David W. Hodgkins, Human Resources, 981-6805

Action: Approved as amended.

Final Tract Map 7527: 1809 Shattuck Avenue

From: City Manager

Recommendation: Adopt a Resolution approving the final map of Tract Map 7527, a thirty-two unit residential and commercial condominium at 1809 Shattuck Avenue.

Financial Implications: None

Contact: Claudette R. Ford, Public Works, 981-6300

Action: Approved as amended.

Final Tract Map 7537: 1797 Shattuck Avenue

From: City Manager

Recommendation: Adopt a Resolution approving the final map of Tract Map 7537, a 67-unit residential and commercial condominium located at 1797 Shattuck Avenue.

Financial Implications: None

Contact: Claudette R. Ford, Public Works, 981-6303

Action: Approved as amended.

Budget Referral: Berkeley Guides

From: Councilmembers Moore

Recommendation: Refer the one-time request for \$10,000 to be used to leverage long-term funding for Berkeley Guides to the midyear budget process.

Financial Implications: \$10,000

Contact: Darryl Moore, Councilmember District 2, 981-7120

Action: Approved as amended.

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: Moved to January 17, 2006

7. Support Commission Diversity (*Held over as amended from November 29, 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: Moved to January 17, 2006

8. Delayed Implementation of Audit Recommendations

From: Auditor

Recommendation: Request the City Manager take the following steps to address the causes and effects of delays in implementing audit recommendations the City has previously agreed to implement: 1) Report back to Council regarding causes for difficulties in implementing audit recommendations; 2) Investigate the possibility that budget-related cuts and freezes may have impacted oversight/support functions and internal controls Citywide to a degree of unacceptable risk; 3) include an analysis of potential internal control impacts in future discussions of City budgets, as well as estimated costs for resolving them; and 4) take additional steps as Council may determine after discussion.

Financial Implications: See report

Contact: Ann-Marie Hogan, City Auditor's Office, 981-6750

Action: Approved as amended.

9. Phase-Out of Tritium Exit Signs for the City of Berkeley

a. From: Community Environmental Advisory Commission

Recommendation: That Council require the City Manager to institute the following policy: no new tritium signs to be purchased or installed in new City owned and leased buildings; the City must provide an inventory of all tritium exit signs in City-owned and leased buildings within six months; and, the City should provide facilities maintenance staff and subcontractors the training to recognize and properly remove and legally dispose of such signs.

Financial Implications: Unknown

Contact: Nabil Al-Hadithy, Secretary, 981-7461

b. From: City Manager

Recommendation: The City Manager concurs with the content and recommendations of the report.

Contact: Dan Marks, Planning, 981-7400

Action: Moved to Consent Calendar

Added to Consent Calendar:

Grant: Ed Roberts Campus Transportation for Livable Communities

From: Mayor Bates and Councilmembers Anderson and Worthington

Recommendation: Adopt a Resolution: 1) authorizing the City Manager to submit a grant application to the Alameda County Congestion Management Agency Transportation for Livable Communities Capital Program, FY 2006-2009 for funds in an amount up to \$3,000,000 in FY 2006-2007 for transportation enhancements related to the Ed Roberts Campus at the Ashby BART Station; and accept the grant and execute any resultant agreements and amendments, and 2) rescinding Resolution No. 63,107-N.S.

Financial Implications: See report

Contact: Tom Bates, Mayor, 981-7100; Max Anderson, Councilmember District 3, 981-7130; Kriss Worthington, Councilmember District 7, 981-7170

Added to Action Calendar:

FY 2006 & FY 2007 Biennial Budget Update – First Quarter

From: City Manager

Recommendation: Adopt a Resolution allocating anticipated, one-time General Fund revenue in the amount of \$878,564 to provide continued funding for specific programs and to fund non-discretionary costs that have arisen since July 1, 2005, as identified in Attachment A, and approve additional staffing for Permit Center activity.

Financial Implications: See report

Contact: Tracy Vesely, City Manager, 981-7000

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

a. Master Calendar

b. Land Use Matters

Action: None

11. Adjournment: 3:07 p.m.