



**EXECUTIVE COMMITTEE
MEETING AGENDA**

TIME: 9:00 a.m.

DATE: Wednesday, December 8, 2021

**LOCATION: MARCH FIELD CONFERENCE ROOM
County of Riverside Administrative Center
4080 Lemon Street, Third Floor, Riverside**

This meeting is being conducted in-person as well as virtually in accordance with AB 361 due to state or local officials recommending measures to promote social distancing.

🌀 COMMITTEE MEMBERS 🌀

Jan Harnik, City of Palm Desert – Chair
V. Manuel Perez, County of Riverside, District 4– Vice Chair
Bob Magee, City of Lake Elsinore – Second Vice Chair
Ben J. Benoit, City of Wildomar – Past Chair
Lloyd White, City of Beaumont
Brian Berkson, City of Jurupa Valley
Lisa Middleton, City of Palm Springs
Matt Rahn, City of Temecula
Karen Spiegel, County of Riverside, District 2
Chuck Washington, County of Riverside, District 3
Jeff Hewitt, County of Riverside, District 5

🌀 AREAS OF RESPONSIBILITY 🌀

Reviews and makes final decisions on personnel issues
and office operational matters.

Comments are welcomed by the Committee. If you wish to provide comments to the Committee, please complete and submit a Speaker Card to the Clerk of the Board.

RIVERSIDE COUNTY TRANSPORTATION COMMISSION

EXECUTIVE COMMITTEE MEETING AGENDA

9:00 A.M.

WEDNESDAY, DECEMBER 8, 2021

**County of Riverside Administrative Center
March Field Conference Room
4080 Lemon Street, Third Floor, Riverside**

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INSTRUCTIONS FOR ELECTRONIC PARTICIPATION

Join Zoom Meeting

<https://rctc.zoom.us/j/81852930773>

Meeting ID: 818 5293 0773

Dial by your location
+1 669 900 6833 US (San Jose)

In compliance with the Brown Act and Government Code Section 54957.5, agenda materials distributed 72 hours prior to the meeting, which are public records relating to open session agenda items, will be available for inspection by members of the public prior to the meeting at the Commission office, 4080 Lemon Street, Third Floor, Riverside, CA, and on the Commission's website, www.rctc.org.

In compliance with the Americans with Disabilities Act and Government Code Section 54954.2, if you need special assistance to participate in an Executive Committee meeting, please contact the Clerk of the Board at (951) 787-7141. Notification of at least 48 hours prior to meeting will assist staff in assuring that reasonable arrangements can be made to provide accessibility at the meeting.

- 1. CALL TO ORDER**
- 2. PUBLIC COMMENTS**
- 3. PLEDGE OF ALLEGIANCE**

4. **ADDITIONS/REVISIONS** – *The Committee may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the Committee subsequent to the posting of the agenda. An action adding an item to the agenda requires 2/3 vote of the Committee. If there are less than 2/3 of the Committee members present, adding an item to the agenda requires a unanimous vote. Added items will be placed for discussion at the end of the agenda.*

5. **APPROVAL OF THE MINUTES – SEPTEMBER 15, 2021**

6. **CLOSED SESSION – EXECUTIVE DIRECTOR**
 - 6A. Public Employee Performance Evaluation
Title: Executive Director

7. **ADJOURNMENT**

AGENDA ITEM 5

MINUTES

RIVERSIDE COUNTY TRANSPORTATION COMMISSION

MINUTES EXECUTIVE COMMITTEE MEETING

WEDNESDAY, SEPTEMBER 15, 2021

1. CALL TO ORDER

The meeting of the Executive Committee was called to order by Chair Jan Harnik at 9:02 a.m. via Zoom Meeting ID: 815 0422 6915. Pursuant to Governor Newsom's Executive Order N-29-20, (March 18, 2020), the meeting was conducted via video conferencing and by telephone.

2. ROLL CALL

Commissioners Present

Ben J. Benoit*
Karen Spiegel*
Jan Harnik
Jeff Hewitt
Bob Magee
V. Manuel Perez
Chuck Washington
Lloyd White
Brian Berkson*

**arrived after the meeting was called to order*

Commissioners Absent

Lisa Middleton
Matt Rahn

3. PLEDGE OF ALLEGIANCE

Commissioner Chuck Washington led the Executive Committee in a flag salute.

At this time, Commissioners Ben J. Benoit and Karen Spiegel joined the meeting.

4. PUBLIC COMMENTS

There were no public comments.

5. ADDITIONS/REVISIONS

There were no additions or revisions.

6. APPROVAL OF THE MINUTES – JULY 14, 2021 MEETING

M/S/C (Perez/Hewitt) to approve the minutes of July 14, 2021 as submitted.

7. AGENDA LANGUAGE REGARDING COMMISSIONER COMMENTS

Anne Mayer, Executive Director, provided a brief overview of the recommended changes to the Commissioner Comments section of the agenda.

Chair Harnik expressed support for the recommended changes, noting if the language is read during the meeting it provides more gravity.

Commissioner Hewitt expressed support for the recommended changes, adding the Chair and Counsel have a lot of discretion to interject when comments are not appropriate or should be handled at a future agenda.

Vice Chair Perez expressed support for the changes.

Commissioner Washington expressed support for the proposed change, and also suggested that the public comment section of the agenda is intended for the public to address the Commissioners and not for Commissioners or their alternates to lobby for a future agenda item. Elected officials should defer to the public during the public comment portion of the agenda and Commissioners should make their comments during the Commissioner comments portion of the agenda.

Commissioner Spiegel asked how it would be determined that this change is successful and asked if anyone had directly addressed any Commissioners that are causing this issue to be raised.

Chair Harnik stated yes, Commissioners have been addressed directly however this change is for everyone. She added she has been reminded the Chair has a responsibility to address any issues during the meeting as well, and this language change will provide a guideline for Chairs to follow.

Commissioner Washington asked if a time limit would be beneficial, and Commissioners provided feedback to that suggestion.

At this time, Commissioner Berkson joined the meeting.

Steve DeBaun, Legal Counsel, explained his role in shutting down comments that become discussions that are not permissible under the Brown Act.

Commissioner Spiegel expressed support for separating the Commissioner Comments from the Executive Director Report items on the agenda.

Commissioner White suggested noting on the agenda that the Commissioner comments section is not to respond to the comments of others or to discuss issues that have already been settled on the agenda as this may provide further clarification and more control.

Commissioner Hewitt stated it is important to note that all Commissioners wear two hats, as an elected official as well as a private citizen and they have the opportunity to speak under either item.

Commissioner Berkson expressed support for the proposed changes and noted the word brief should be emphasized. He suggested providing an example of a brief statement.

Chair Harnik moved approval of the recommended action and Commissioner provided seconded the motion.

Ms. Mayer suggested when the language is on the agenda for the first time to point it out to the Commissioners and also provide a reminder to the Commissioners that under the Brown Act items not on the agenda can not be discussed.

M/S/C (Harnik/Benoit) to:

- 1) Authorize the staff to ass clarifying language to the Commission agenda to read under Commissioner Comments "This item provides the opportunity for brief announcements or comments on items or matters of general interest;" and**
- 2) Authorize staff to create an additional agenda item for an Executive Director Report.**

8. ADJOURNMENT

There being no other items to be considered, the Executive Committee meeting adjourned at 9:24 a.m.

Respectfully submitted,



Lisa Mobley
Clerk of the Board