

## Declaration of Lara Weisiger

I, Lara Weisiger, declare:

1. I am currently the City Clerk for the City of Alameda and have been employed for 25 years since 5/27/1997. I have been the City Clerk since 10/14/2001.
2. For regularly scheduled meetings, City Council agendas are published 12 days prior to the meeting date. Agenda materials, including correspondence that the City has received on an agenda item prior to the publication of the agenda, may be found on the City's website under: GOVERNMENT/Agendas-Minutes-Announcements. Access to agenda reports and attachments are in an agenda database and can be opened under <https://alameda.legistar.com/Calendar.aspx>. After the agenda materials are posted 12 days prior to the meeting, if my office receives correspondence concerning an agenda item, we will add those to the database and repost the agenda.
3. When the agenda materials for Item 7-F on the November 1, 2022 City Council agenda were published, there had been no correspondence received for the item. Before the start of the meeting on November 1, my office received nine pieces of correspondence on this agenda item: one on 10/28, four on 10/31, and four on 11/1, the last of which was received at 2:54 p.m. On November 1, I reposted the agenda several times, including at 4:25 p.m. to ensure that all correspondence that had been received had been posted.
4. At the November 1 meeting when the City Council was receiving public comment on agenda item 7-F, a speaker stated that all correspondence concerning the item had not been posted. I responded that all correspondence had been posted as described above.
5. If some members of the public were not able to see the correspondence, I can only conclude that members of the public may have been looking at a stagnant or old PDF of the agenda which would not update when the agenda materials were republished at various times, including late in the afternoon on November 1.
6. No Councilmember at the meeting stated he or she had not received the written comments from the public.
7. Since the onset of the COVID-19 pandemic, City Council meetings have been conducted remotely, via Zoom. If a person wishes to attend and/or participate in the meeting, the person must complete a "Zoom Webinar Registration," listing the person's name and email address. At the start of the meeting, I open the list of persons who have joined the Zoom Webinar. That list has two tabs: "Panelists" who are the Councilmembers and the relevant staff (all of whom appear "on screen"); and "Attendees", everyone else including members of the public (who do not appear "on screen"). When an agenda item is called, I read the title. After staff presentation of an agenda item and Council has the opportunity to ask clarifying questions, the Mayor asks me if there are any public speakers on each agenda item.
8. Attendees using Zoom to participate in the meeting must click an icon on their computer screen to "raise their hand" to indicate that the person wishes to speak on the item. Generally, Attendees "raise their hand" after the Mayor asks if there are any public speakers but Attendees may, and often do, "raise their hand" as soon as the agenda item is introduced. In either event, once an Attendee raises their hand the Attendee is moved to the top of the list with a hand icon shown next to the person's name (or next to

the person's name if the person is attending via a phone call). I, along with the Mayor, all Councilmembers, and other Panelists are able to see raised hands of Attendees.

9. In addition, next to the word "Attendee" at the top of the tab, a number is added to indicate the number of "raised hands". Since public speaker time is limited depending on the number of speakers, I pay close attention to the number of persons who wish to speak so the timing is administered correctly. I go down the list of speakers, call out the speaker's name, and then the speaker is given permission to speak for up to the allotted time. Once the speaker has concluded the speaker's comments, the Mayor says "Next speaker" and the process is repeated.

10. When the Mayor says "Next speaker" and there are no more raised hands on screen, I say: "That was the last speaker." The Mayor then closes public testimony. After the Mayor closes public testimony, it has been the City Council's practice that if a member of the public thereafter raises a hand on the item, the person will not be called on to be heard.

11. The City Council meeting of November 1, 2022 was conducted remotely, via Zoom. The process by which members of the public were heard on Agenda Item 7-F was as described above. In particular, there were seven speakers on the item. After speaker Matt Reid provided comments, the Mayor said "Next speaker," I looked at my screen and did not see any additional "raised hands," accordingly, I said, "That was the last speaker". The Mayor then closed the public testimony portion of the item. Consistent with past practice as described above, any person raising a hand after the Mayor closed public testimony was not called on to be heard on the item.

12. Moreover, neither the Mayor nor any of the Councilmembers—all of whom could see if there were additional "raised hands"—immediately pointed out that there were still members of the public who wished to be heard.

I declare that this Declaration is made under penalty of perjury and that it was executed on November 28, 2022 at Alameda, California.

DocuSigned by:  
*Lara Weisiger*  
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Lara Weisiger