

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of May 24, 2022

The City Council of the City of Davis met in regular meeting session beginning at 6:30 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California. The meeting was called to order by Mayor Partida.

Roll Call: Councilmembers Present: Will Arnold, Dan Carson, Josh Chapman, Lucas Frerichs, Gloria Partida

Councilmembers Absent: None

Other Officers Present: Assistant City Manager Kelly Stachowicz, City Attorney Inder Khalsa, City Clerk Zoe Mirabile

Approval of Agenda D. Carson moved, seconded by L. Frerichs, to approve the agenda. Motion passed unanimously.

City Manager & City Council Brief Announcements Assistant City Manager Kelly Stachowicz: City offices will be closed for Memorial Day. Celebrate Davis event—June 3. Davis Concert for Ukraine—June 5. UC Davis commencement June 8-12. Davis Pride June 11-12.

Public Comments

- Shelley Bailes: Request city leash cats. Cats are hunters, harmful to other animals. Should not be wandering into other's yards.
- Steve Gellen, Elaine Roberts-Musser, and Lorenzo Kristoff, Utilities Commission: Suggest the city develop a "Davis Resiliency Hub" related to emergency preparedness. Grant opportunities available. Request Council direct staff to develop pre-project application proposal. Believe topic deserves more urgent priority than simply included in the Climate Action Adaptation Plan.
- Sally Ozonoff, Yolo County Animal Services; Sharlene Zimmerman; Eileen Samitz; Elizabeth Rey; and Cynthia Markovich: Oppose revised public comment directions. Object to the limitations regarding remote public comment recordings. Many are concerned about attending Council meetings in person. Should reopen public comment voicemail beyond 4 p.m.
- Jack: Support Davis Innovation and Sustainability Campus 2022 project. Many critical infrastructure projects in the area will receive funding from project.
- Karl Hametta: Last week saw someone cutting bike lock, took picture to send to Police Department. Was advised that bike owner would need to be found in order to file a complaint. What else is needed to go after someone?
- Wendy Zen: Copyland business owner. Request Council consider reopening G Street. Harmful to businesses.

- Connor Gorman: Olive Drive item last meeting—glad appellant was heard on equal footing with project developer. Should consider amending process to allow a citizen equal discussion time without having to file an appeal. Should extend remote public comment period longer, until 6 p.m. or 7 p.m. at least.

G. Partida: Trying to figure out the best way to receive public comments. Choose a timed window to make it logistically possible to hold meetings in person and still allow remote voicemail comments and play them during meetings with limited staffing. Making efforts to be as fair and equitable as we can.

- Ceremonial Proclamations
1. Historic Preservation Month – May. Presented by J. Chapman.
 2. Lesbian, Gay, Bisexual and Transgender (LGBTQ+) Pride Month – June. Presented by G. Partida.
 3. National Gun Violence Awareness Day – June 3. Presented by L. Frerichs.
 4. Juneteenth Independence Day – June 19. Presented by W. Arnold.

Consent Calendar

Professional Services Agreement for Central Park Renovation Project Design Services
Approve Resolution No. 22-069 - Authorizing the City Manager to Execute a Task Order with David Volz Design for the Central Park Splash Pad Project, CIP No. ET0004

Extend Approval of Small Lot Final Maps, and Subdivision Agreements for Bretton Woods Phase 1, Lot 3 (greenway & bungalow homes), and Phase 1, Lot 4 (custom homes)
Approve Resolution No. 22-070 - Extending Approval of Small Lot Final Maps for Bretton Woods Phase 1, Lot 3 (Final Map No. 5199), and Phase 1, Lot 4 (Final Map No. 5180) and Authorizing the City Manager to Execute the Subdivision Agreement with DeNova Homes, Inc.

Renewal of Agreement for Public, Education, and Government (PEG) Access Funding for Fiscal Years 2022-2025
Approve Resolution No. 22-071 - Authorizing the City Manager to Execute Agreement Between the City of Davis, Davis Joint Unified School District, and Davis Media Access for the Provision of Educational and Public Access Cable Services and Community Media Services

Recommended Projects for SB1 Road Repair and Accountability Act: Local Streets and Roads Funding for City of Davis
Approve Resolution No. 22-072 - Adopting a List of Projects for Fiscal Year 2022-23 to Be Funded By SB 1: The Road Repair and Accountability Act of 2017

Uninterrupted Power Supply – Critical Public Safety Equipment Replacement

Approve Resolution No. 22-073 - Authorizing the Purchase of an Uninterrupted Power Supply System and Amending the Fiscal Year 2021-2022 Budget By Increasing General Fund Expenditure Appropriations By \$125,000

City of Davis Investment Policy

Approve Resolution No. 22-074 - Adopting City of Davis Investment Policy

Second Reading: Ordinance Amending Chapter 30 of the City of Davis Municipal Code Related to the Stormwater Rates
Adopt Ordinance No. 2622 (Introduced 05/10/2022)

Commission Minutes:

1. Finance and Budget Commission Meetings of January 10, March 14, and April 11, 2022
2. Historical Resources Management Commission Meeting of April 18, 2022
3. Planning Commission Meeting of February 23, 2022
4. Social Services Commission Meeting of April 18

Informational

L. Frerichs moved, seconded by W. Arnold, to approve consent calendar as listed above. Motion passed unanimously.

Public Hearing: Implementing Shortage Level 2 of the City's Water Shortage Contingency Plan (WSCP)

Assistant to the Director Adrienne Heinig: Outlined the Governor's Executive Order N-7-22 requirements placed on water suppliers. Currently experiencing extreme drought. Irrigation restrictions since November 2021 include limited residential and commercial watering schedule. Effort already underway to expand drought and water conservation outreach. New restriction on car washing. Working to modify irrigation timing and amount for parks department.

Conservation Coordinator Dawn Calciano: Previously, Council called for voluntary 15% reduction in water use and adopted urgency ordinance to enact state prohibitions. The city has seen increased water use January-April 2022 compared to 2020. Overview of outreach efforts. Important to prioritize trees in drought—tree watering not limited.

Mayor Partida opened the public hearing.

- Alan Hirsch: Support efforts to prioritize trees. Landscaping is biggest source of water use. Should help people convert lawns.

- Eileen Samitz: Commercial park in Davis Innovation and Sustainability Campus (DiSC 2022) will be using a lot of city water and contribute to water issues. Oppose DiSC 2022.
- Cynthia Markovich: DiSC 2022 project should be opposed. Water impacts. Should support residents, not developers.

Mayor Partida closed the public hearing.

City Council expressed interest in exploring options to care for city trees that are located downtown that lack proper irrigation, potential discussion during Mid-Cycle budget item.

L. Frerichs moved, seconded by W. Arnold, to approve Resolution No. 22-075 – Implementing Shortage Level 2 of the City’s WSCP, reduction actions as required by the State Water Resources Control Board (SWRCB) under Executive Order N-7-22. Motion passed unanimously.

Fees and Charges for Fiscal Year 2022/23

A. Aquatic Facility Rental Fees for Co-Sponsored Organizations

Parks & Community Services Assistant Director Christine Helweg: Provided history of aquatic co-sponsored fee policies and recommendations. Proposed fees will get aquatic user groups more in line with other co-sponsored user groups in town and meet cost recovery targets set in 2016.

B. Veterans Memorial Theatre / Request to Freeze Fees

Arts & Culture Manager Rachel Hartsough: Proposed freeze will allow staff to look at comparable theater models, assess theater use and collective vision.

C. Public Hearing: Fiscal Year 2022/23 Proposed Changes to Fees and Charges

Finance Manager Bowen Au Young: Summarized fiscal impact of proposed changes, highlights of new fees and changes in fee methodologies for each department.

Mayor Partida opened the public hearing.

- Alan Hirsch: Tree inspection fee increased 88. There was a 90% increase in appeal fee. Should be no barrier to people having their day in court.

Mayor Partida closed the public hearing.

Public Works Utilities & Operations Director Stan Gryczko: Staff has been and will continue to look at tree program in totality. Identified inconsistencies in fees, and have been corrected in the current proposal. Code establishes appeal process and fee.

D. Carson moved, seconded by L. Frerichs, to Approve Resolution No. 22-076 – Modifying Fees and Chargers for Rental of City Aquatic Facilities By Aquatic Co-Sponsored Organizations. Motion passed unanimously.

L. Frerichs moved, seconded by G. Partida, to Approve Resolution No. 22-077 – Approving a Temporary Freeze on Rental Fees for the Use of the Veterans Memorial Theatre. Motion passed unanimously.

D. Carson moved, seconded by J. Chapman, as follows:

1. Approve Resolution No. 22-078 – Adopting Changes to Certain Fees and Charges for the Provision of Services by City Departments.
2. Approve Resolution No. 22-079 – Adopting Changes to Certain Fees and Charges for City Development Projects by Community Development & Sustainability and Public Works Department.

Motion passed unanimously.

City Council recessed at 8:18 p.m. and reconvened at 8:28 p.m.

Designation in the Davis Register of Historical Resources

W. Arnold moved, seconded by L. Frerichs to reorder the agenda to hear the designation Historical Resources item prior to the budget workshop.. Motion passed unanimously.

Planner Ike Njoku: Summarized process and recommendation.

Public Hearing: Designation of 238 G Street as a Merit Resource

Erin Montgomery, Historical Resources Management Commission (HRMC) Chair: First properties added to register since 2006. Designation has full support of HRMC and property owners.

Mayor Partida opened the public hearing.

- Alan Hirsch: Tree in front of G Street building needs to be trimmed. Trees should complement the building.
- Nancy, Arthur, and Jenny Douglas: Honored to have Council consider home for merit resource. Grandfather built home in 1938. Thank HRMC Commissioner Hickman for evaluation of home and support of HRMC. Important to family to maintain integrity of home.

Public Hearing: Designation of 1410 Clara Lane as a Merit Resource

Mayor Partida closed the public hearing.

L. Frerichs moved, seconded by W. Arnold, as follows:

1. Determine that the proposed designation of 238 G Street as historical resource is Categorically Exempt per Section 15331 of the CEQA Guidelines as a preservation effort in a manner consistent with the Secretary of the Interior's Standards for Treatment of Historic Properties.
 2. Introduce Ordinance Designating 238 G Street as a Merit Resource Pursuant to Article 40.23 of the Davis Municipal Code
- Motion passed unanimously.

L. Frerichs moved, seconded by W. Arnold, as follows:

1. Determine that the proposed designation of 1410 Clara Lane as an historical resource is Categorically Exempt per Section 15331 of the CEQA Guidelines as a preservation effort in a manner consistent with the Secretary of the Interior's Standards for Treatment of Historic Properties.
 2. Introduce Ordinance Designating 1410 Clara Lane as a Merit Resource Pursuant to Article 40.23 of the Davis Municipal Code
- Motion passed unanimously.

Workshop:
Fiscal Year
2022/23 Mid-
Cycle Budget
Update

Assistant City Manager Kelly Stachowicz: Proposed updates include changes necessary to enter into second year of a two-year budget. Theme is focusing on taking care of existing city and community assets.

Finance Director Elena Adair: Overview of General Fund summary—revenues and expenditures, and all funds summary by fund type. Provided highlights of budget amendments—revenue increase/decrease, and expenditure add-ons. Summarized proposed capital improvement expenses, and increases in funding for equipment, software, and infrastructure related replacements or improvements. Summarized non-general fund expenditures—open space signage, wetlands habitat restoration, playground equipment, additional purchase of water supply, WWTP operating cost increase, rehabilitation of stormwater infrastructure, increase in risk program insurance premiums.

Public comments:

- Alan Hirsch: Need to measure the effectiveness of allocated funds. Tree maintenance is important—good step to add funds to budget. Should include Tree Commission in discussion as well as Finance and Budget Commission.
- Connor Gorman: Happy that new department of Social Services and Housing is being funded, but department should be expanded. Long term funding is still a question. Should redirect funding from policing and other public safety services.

Individual Council comments included:

- Interest in exploring funding increases for city tree irrigation

- Support new Enterprise Resource Planning software procurement
- Need long range solutions related to drought management
- Support additional funds for weed abatement. Need a plan to manage.

By consensus, Council directed staff to return for adoption of proposed updates.

L. Frerichs moved, seconded by W. Arnold, to appoint Council Subcommittee of Dan Carson and Josh Chapman to work together to review the budget and develop questions, clarifications or suggested changes and work with staff prior to returning to Council for adoption. Motion passed unanimously.

2020-2040
Climate Action
and Adapta-
tion Plan
(CAAP) Up-
date and Au-
thorization to
Complete Ad-
ministrative
Draft CAAP
for Public Re-
view and En-
vironmental
Impact Report

Public Works Engineering & Transportation Acting Director Dianna Jensen: 2020-2040 CAAP will identify measurable, enforceable, equitable and implementable path to carbon neutrality. Identify maximum efforts to implement by 2030. Outlined staff recommendations and next steps.

AECOM consultant presentation, Diana Edwards, Josh Lathan, and Emily Schwimmer: Results of Green House Gases (GHG) reduction potential analysis and target achievement (voluntary vs mandatory pathway scenarios), and cost effectiveness analysis. Summarized top actions to reach GHG reduction potential by 2030, top cost effectiveness actions, top actions with co-benefits, top actions to address climate hazards.

Margaret Slattery, Natural Resources Commission (NRC) Chair: Outlined commission comments and recommendations. Suggested criteria for choosing early actions.

Public comments:

- Alice: Need to factor in regional effects. Davis actions may increase GHG emissions in other communities.
- Chris Granger, Cool Davis: Good set of actions proposed in CAAP. Data shows that effort to electrify buildings is driving down GHG. Challenge is transportation. What is our role and share of regional problem? How will we meet that problem in the future?
- Juliette Beck, Climate Strike Davis: Presentation does not give a clear understanding of how to address climate impacts. Council approves developments that increase GHG emissions. Lack of environmental justice focus in this plan. Plan needs improvement.
- Alan Hirsch: Need to get people out of their cars. Trees are not fully reflected in plan, they sequester carbon and shade people during active transportation. Oppose widening I-80, additional traffic.

- Connor Gorman: Support NRC inclusion in presentation. Can't achieve true environmental justice under capitalism. Need affordable housing and public transportation for student workers.
- NJ Mvondo: Support having more current data. Helpful to see how city partnerships with other institutions will move this forward. Need more public communication.

Individual Council comments included:

- Support climate resiliency hubs. Already allocated ARP funds to efforts. Interested in Strategic Growth Council grant—staff should work on grant application.
- Electrification—key is transportation sector.
- Support robust urban tree canopy to address urban heat effect.
- Some action items couldn't get scored for GHG reductions because too broad.
- Need to start talking about how to address 2040 goals.
- Need to make sure we think about how to provide services and goods that people need in town so they don't have to travel.
- Need more opportunities for people in town to experience outdoors.

D. Carson moved, seconded by W. Arnold, as follows:

1. Approve identified CAAP actions and analysis in order to continue with development of Administrative Draft CAAP document for public review, targeted for release July 2022.
2. Approve the identified CAAP actions as the 'Project Description' in order to initiate required environmental review at appropriate time following completion of Administrative Draft CAAP document. The environmental review will include an Initial Study/Mitigated Negative Declaration (IS/MND) as per California Environmental Quality Act (CEQA).
3. On expedited basis, direct staff to pursue grant opportunities for a resiliency hub. Report back to Council.
4. Take actions necessary to achieve 100% GHG reduction target by 2030. Support mix of voluntary and mandatory electrification of buildings. Direct staff to look at transportation and other proposals that were not able to be scored in analysis. Also look at county proposals.
5. Modify Action #A5 related to the Electrification of Residential and Commercial Buildings to include: Explore additional capacity that Valley Clean Energy may need to support electrification of buildings and transportation
6. Modify Action #B10 related to On-road Transportation to include: Address internal combustion engine vehicles access to the downtown and the city at large

D. Jensen: Staff clarification: Will modify language to retain intent of action for CEQA analysis, but accomplish Council goal.

Motion passed unanimously.

Long Range
Calendar

Assistant City Manager Kelly Stachowicz: Healthy Davis Together update—June 14. Budget update—June 14, request Council members provide their questions early to allow time for staff to incorporate responses into the staff report.

Council consensus to submit budget questions to staff by June 1.

L. Frerichs: Agendize Safe Gun Storage Ordinance and State Building Code item—Appendix Q which addresses standards for ADUs.

Public comment:

- Alan Hirsch: Starting Urban Forest Master Plan and have not started public outreach yet.

Adjournment

Meeting was adjourned at 10:52 p.m.

Zoe Mirabile
City Clerk