



CITY OF DAVIS
CITY COUNCIL AGENDA
COMMUNITY CHAMBERS, 23 RUSSELL BOULEVARD, DAVIS, CA 95616
TUESDAY, AUGUST 30, 2016
5:30 P.M.

Members of the City Council:
Robb Davis, Mayor
Brett Lee, Mayor Pro Tem
Will Arnold
Lucas Frerichs
Rochelle Swanson

Dirk Brazil, City Manager
Harriet Steiner, City Attorney

PLEASE NOTE – The numerical order of items on this agenda is for convenience of reference; **times listed are estimates**. Items may be taken out of order upon request of the Mayor or Council Members. A 4/5 vote of the Council is required to begin consideration of a new item of business after 11:30 p.m.

Roll Call

Approval of Agenda

Item 1

5:30 Closed Session pursuant to Government Code §54954.5:

A. Conference with Legal Counsel — Existing Litigation:

1. Supporters of Responsible Planning in Davis v. City of Davis et al, Yolo Superior Court Case No. PT15-1442
2. Davis Citizens Alliance for Responsible Planning v. City of Davis et al, Yolo Superior Court Case No. PT16-444

B. Conference with Labor Negotiators:

Agency Designated Representatives: City Manager Dirk Brazil; Assistant City Manager Kelly Stachowicz; Assistant City Manager Mike Webb; City Attorney Harriet Steiner; Human Resources Administrator Janet Emmett; Patrick Clark, Patrick Clark Consulting

Employee Groups/Organizations (under discussion): Davis City Employees Association; Firefighters Local 3494

C. Conference with Real Property Negotiators:

Property: Mace Boulevard, unincorporated area of Solano County (APN 110-060-090)

Agency Negotiators: City Attorney Harriet Steiner, City Manager Dirk Brazil, Assistant City Manager Mike Webb, Community Development Administrator Katherine Hess, Property Management Coordinator Tracie Reynolds

Negotiating Parties: David Hansen, Cathryn Nordstrom, and Stanley Hansen

Item 2

6:30 A. City Manager Brief Announcements

B. City Council Brief Announcements and Liaison Reports from Various 2x2 Meetings and Commission/Board/Inter-jurisdictional Assignments

C. City Council Indication of Intent to Pull Item(s) from the Consent Calendar for Discussion

Item 3

6:40 **Public Comments**

At this time, any member of the public may address the City Council on matters not listed on this agenda, or are listed on the consent calendar. Speakers will be asked to line up at the podium and state their name for the record. Comments are usually limited to no more than 3 minutes per speaker. Up to 5 minutes may be granted if an individual is speaking on behalf of 5 or more people present, a recognized organization, or a jurisdictional partner.

If possible, citizens should reserve their comments for regular matters listed on this agenda at the time the item is considered by the Council. However, members of the public who are not able to stay until their item is heard are welcome to speak during the general Public Comments period. (Please note: comments for official Public Hearings should only occur during the hearing.)

The Public Comments section is for the City Council to receive comments; except for brief questions for clarification, no discussion or action may be taken on any item that is not listed on the agenda. Public comment may be continued to the end of the meeting if the time allotted for public comment expires.

Item 4

Consent Calendar

6:55 All matters listed under the Consent Calendar are considered routine and non-controversial, require no discussion and are expected to have unanimous Council support and may be enacted by the Council in one motion in the form listed below. There will be no separate discussion of these items; however, before the Council votes on the motion to adopt, members of the Council, staff, or the public may request that specific items be removed from the Consent Calendar for separate discussion and action. Item(s) removed will be discussed later in the meeting as time permits.

- A. Water Quality Improvement Project, CIP 8224 – Increase Contingency Amount for Ghilotti Contract and Contract Amendment for Brown and Caldwell for Additional Owner’s Representative Cost (*Principal Civil Engineer Michael Mitchell/Project Manager Diane Phillips*)

Recommendation:

1. Approve Budget Adjustment #11 (\$1.5 million) – allocating water funds
2. Approve Resolution Authorizing the City Manager to Approve an Additional \$1.5 Million of Contingency to the Construction Contract with Ghilotti Construction Company for the Water Quality Improvement Pipelines
3. Approve Resolution Authorizing the City Manager to Execute an Amendment to the Agreement with Brown and Caldwell Consultants for Owners Representative Services for the Water Quality Improvement Project, in the amount of \$82,000

- B. Amendment to the Subdivision Agreement for Zelkova Court Subdivision 4569 (*City Engineer Dianna Jensen*)

Recommendation:

Approve Resolution Approving and Authorizing the City Manager to Sign Sixth Amendment to the Subdivision Agreement for Zelkova Court, Subdivision No. 4569, to allow for the completion of private improvements prior to the first certificate of occupancy on any of the four currently undeveloped lots

- C. Amendment to Agreement to Perform Targeted Cleaning of City Water Distribution Pipelines Using the Neutral Output Discharge Elimination System (NO-DES) (*Public Works Director Robert Clarke/Assistant Public Works Director Stan Gryczko*)
Recommendation:
1. Approve Resolution Authorizing the City Manager to Execute Amendment No. 1 to the Agreement with Valvetek Utility Services Inc. for Water Main Flushing Services
2. Approve Budget Adjustment #12 (\$175,000) – allocating water funds
- D. Community Choice Energy Project Management Consultant (*Assistant City Manager Mike Webb/Sustainability Manager Mitch Sears*)
Recommendation: Approve Resolution Authorizing the City Manager or His Designee to Contract with Lean Energy for the Purposes of Supporting the Formation and Launch of a Local Community Choice Energy Program
- E. Buyer Selection Pilot Project and Right of First Refusal Program Contract Extension (*Assistant City Manager Kelly Stachowicz/Administrative Aide Adrienne Heinig*)
Recommendation:
1. Approve Resolution Approving a Pilot Project Buyer Selection Process for the Initial Sale of the Four Affordable Ownership Units in the Villages at Willowcreek Project (500 and 700 Drummond Avenue)
2. Resolution Approving Extension of the Right of First Refusal Contract with Neighborworks Sacramento
- F. Amtrak Station Improvement Project – Electronic Bike Locker Installation (*Assistant City Engineer Brian Mickelson/Senior Civil Engineer Roxanne Namazi*)
Recommendation: Approve Resolution Approving the Electronic Bike Locker Installation Project at the Amtrak Station and Accepting Low Carbon Transit Operations Program (LCTOP) Funding for the Project
- G. Modifying Parking Restrictions on Third Street at the Farmers Market (*Assistant City Engineer Brian Mickelson/Senior Civil Engineer Roxanne Namazi*)
Recommendation: Introduce Ordinance Amending Section 22.08.380 of the Davis Municipal Code Relating To Timed Parking Zones
- H. Charter City Background Information (*Assistant City Manager Kelly Stachowicz*)
Recommendation: Informational
- I. Committee/Commission/Task Force Minutes:
1. Bicycling, Transportation and Street Safety Meeting of June 9, 2016
2. Broadband Advisory Task Force Meeting of June 22, 2016
3. Historical Resources Management Commission Meeting of June 20, 2016
Recommendation: Informational
- J. City Council Minutes: January 12 and 19, and February 2 and 16, 2016 (*City Clerk Zoe Mirabile*)
Recommendation: Informational

Regular Calendar

Item 5

- 7:00 Public Hearing: Tax Equity and Fiscal Responsibility Act (TEFRA) Hearing – Owendale Mutual Housing Community, 3023 Albany Avenue (*Assistant Community Development & Sustainability Director Ashley Feeney/Planner Cathy Camacho*)
Recommendation: Approve Resolution Approving, Authorizing and Directing Execution of a Joint Exercise of Powers Agreement Relating to the California Municipal Finance Authority and Approving the Issuance of Revenue Bonds By the Authority to Finance a 45-Unit Affordable Rental Housing Facility for the Benefit of Mutual Housing California, and Certain Other Matters Relating Thereto

Item 6

- 7:10 Appeal of the June 16, 2016 Tree Commission Decision to Retain the Tree at 2312 Leonardo Street (*Parks & Community Services Director Dale Sumersille/Parks & General Services Superintendent Martin Jones/Urban Forest Manager Rob Cain*)
Recommendation: Uphold the Tree Commission decision to retain the tree due to its good health and vigor; and direct staff to undertake the following measures:
- Root prune the tree to reduce the root damage potential to the surrounding hardscape
 - Advise the property owner on deep watering techniques
 - Monitor and evaluate the tree after the recommended root pruning to assess if further action is needed

Item 7

- 7:30 Broadband Update (*Chief Innovation Officer Diane Parro*)
Recommendation:
1. Approve Resolution Authorizing the City Manager to Issue a Request for Proposals for a Feasibility Study for a Citywide Fiber Optic Network
 2. Receive update on the review of City policies and direct staff to return with a recommendation for revisions that will best ensure future deployment of infrastructure that supports broadband

Item 8

- 8:15 Item Submitted by Councilmembers (*Davis/Lee*) – Reconsideration of Process Related to Gandhi Public Art Piece Installation:
- A. Request City Council reconsider their decision of February 2, 2016 to accept and place a donated Gandhi sculpture at the west side of the playground in North Central Park, specific to timing of installation
 - B. If reconsideration is approved:
Recommendation: Direct staff to pause the process for installing the statue of Gandhi in order to provide time for staff to conduct further community outreach. Staff is to return to the City Council with a recommendation to proceed when they have had a chance to reach out to community members with concerns but must return within 4 months with a final recommendation about a timeline for proceeding.

Item 9

- 8:30 A. City Council Communications:
1. Council Announcements/Communications continued as needed
 2. AB 1234 reporting of meetings attended at City expense
- B. City Council Long Range Calendar. The calendar is a fluid, working document used to support efficient and effective meetings. The calendar is subject to change to best fit items into the time schedule of the Council meetings. At this time, Council may request items be placed on a future meeting agenda.

Adjournment

The foregoing agenda for the August 30, 2016 regular meeting of the Davis City Council was delivered to each Councilmember and posted on the outside public bulletin board at City Hall, 23 Russell Boulevard on August 25, 2016 and made available to the public during normal business hours.

How to obtain City Council Agendas: View on the internet <http://cityofdavis.org/city-hall/city-council/city-council-meetings/agendas>; Hard copies available at City Hall, main hallway, 23 Russell Boulevard.

City Council Agenda packets are available for review or copying at the following locations: Review: View on the internet: <http://cityofdavis.org/city-hall/city-council/city-council-meetings/agendas>; City Hall, main hallway, 23 Russell Boulevard; During Council meetings: rear of Community Chambers. Copying: City Hall, City Clerk's Office, 23 Russell Boulevard.

City Council meetings are televised live on City of Davis Government Channel 16 (available to those who subscribe to cable television) and replayed at the following schedule: Wednesday at 9:00 a.m.; Thursday at 7:00 a.m., 1:00 p.m. and 7:00 p.m.; and Saturday at 1:00 p.m. Meetings are also televised live and available for review for three months on the web at <http://cityofdavis.org/city-hall/city-council/city-council-meetings/meeting-videos>. Videotapes of City Council meetings since 1995 are available for review at the Davis Branch of the Yolo County Library. The tape of the most recent meeting will normally be available by the Monday following the meeting. If you have any questions regarding televised meetings or the Government Channel in general, please call 530-757-5667.

General Notes:

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- Any writing related to an agenda item for the open session of this meeting distributed to the City Council less than 72 hours before this meeting is available for inspection at City Hall, City Clerk's Office, 23 Russell Blvd. These writings will also be available for review at the City Council meeting in the public access binder in the rear of the Community Chambers.
- Staff recommendations are guidelines to the City Council. On any item, the Council may take action which varies from that recommended by staff.
- The City does not transcribe its proceedings. Anyone who desires a verbatim record of this meeting should arrange for attendance by a court reporter or for other acceptable means of recordation. Such arrangements will be at the sole expense of the individual requesting the recordation.
- For questions about this agenda, please call the City Clerk's Office 530-757-5648.