



**CITY OF DAVIS**  
**CITY COUNCIL SPECIAL MEETING AGENDA**  
**COMMUNITY CHAMBERS, 23 RUSSELL BOULEVARD, DAVIS, CA 95616**  
**TUESDAY, SEPTEMBER 3, 2019**  
**5:30 P.M.**

*Members of the City Council:*

*Brett Lee, Mayor*

*Gloria Partida, Mayor Pro Tem*

*Will Arnold*

*Dan Carson*

*Lucas Frerichs*

*Mike Webb, City Manager*

*Inder Khalsa, 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 – Anticipated Litigation: Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: one case.

B. Conference with Labor Negotiators.

Agency Designated Representatives: City Manager Mike Webb; Assistant City Manager Kelly Stachowicz; Assistant City Manager Ashley Feeney; Human Resources Administrator Janet Emmett; Patrick Clark, Patrick Clark Consulting; Police Chief Darren Pytel

Employee Groups/Organizations (under discussion): Davis Police Officers Association; Firefighters Local 3494; Fire Management; Police Management

**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. Award Contract for Digester Catwalk, CIP No. 8325 (*Public Works Director-Engineering & Transportation Robert Clarke/City Engineer Dianna Jensen/Principal Civil Engineer Michael Mitchell/Associate Civil Engineer Terry Jue*)

Recommendation: Approve Resolution Awarding Contract to GSE Construction, Inc. for the Digester Catwalk and Authorizing City Manager to Execute Contract

B. Equipment Purchase Agreement for North Davis Upland Habitat Area Restoration Project (*Assistant City Manager Ashley Feeney/Open Space Program Manager Tracie Reynolds*)

Recommendation:

1. Approve Resolution Authorizing the City Manager to Execute an Equipment Purchase Agreement with Reed and Graham, Inc. for the Purchase of Geo-Cells for the New Trails Associated with the North Davis Upland Habitat Area Restoration Project
2. Approve Budget Adjustment #13 (\$222,278) – allocating open space funds and open space development impact fees for the first phase of the habitat restoration work

C. Award Construction Contract for Downtown Public Restrooms Project, CIP No. 8284 (*Public Works Director-Engineering & Transportation Robert Clarke/City Engineer Dianna Jensen/Principal Civil Engineer Michael Mitchell*)

Recommendation:

1. Approve Resolution Awarding Contract to Abide Builders, Inc., for Construction of the Downtown Public Restrooms Project and Authorizing City Manager to Execute Contract
2. Approve Budget Adjustment #14 (\$86,635) – transferring funds between CIP projects

D. Landscape Maintenance Services Contract Negotiations, South East Davis (*Parks & Community Services Director Dale Summersille/Parks Superintendent Martin Jones*)

Recommendation: Approve Resolution Authorizing the City Manager, or His Designee, to Negotiate a New Contract for Landscape Services with Additional Proposers for the Landscape Maintenance Services at Various SE City Properties

- E. Reject All Bids and Re-Bid Wastewater Treatment Plant (WWTP) Operations Building Bathroom Remodel, CIP 8335 (*Public Works Director-Engineering & Transportation Robert Clarke/City Engineer Dianna Jensen/Senior Civil Engineer Kevin Fong*)

Recommendation: Approve Resolution Rejecting All Bids for WWTP Operations Building Bathroom Remodel Project

- F. Revised Salary Table Effective July 1, 2019 (*Human Resources Director Janet Emmett*)

Recommendation: Approve Resolution Approving Citywide Salary Table for All Positions

- G. Second Reading: Ordinance Amending the Davis Municipal Code Article 32.03 (“Adequate Areas for Collecting Recyclable Materials”) and Sections 32.01.070 (“Garbage Service—Individually Serviced Residences”) and 32.01.090 (“Organic Refuse Management”) to Make Changes to the Code Regarding Disposal and Collection of Organic Refuse and the Process for Requesting Additional Waste Receptacles for Individually Serviced Residents

Recommendation: Adopt (Introduced 08/13/2019)

- H. Toad Hollow Dog Park Lighting Improvements Design Update, CIP No. 8333 (*City Engineer Dianna Jensen/Principal Civil Engineer Michael Mitchell/Senior Civil Engineer Melissa Marshall*)

Recommendation: Approve staff recommendations to move forward with Toad Hollow Lighting Improvements according to the proposed project scope

- I. Commission Minutes:

1. Historical Resources Management Commission Meeting of July 15, 2019
2. Planning Commission Meetings of March 13, June 26, July 10 and 24, 2019
3. Recreation and Park Commission Meetings of June 19 and July 22, 2019
4. Social Services Commission Meetings of February 25, March 18, April 15, May 20, and June 17, 2019

## Regular Calendar

### Item 5

- 7:00 Public Hearing: Guads Taco and Beer, 231 3rd Street Planned Development (PD) Zoning Amendment (*Assistant City Manager Ashley Feeney/Principal Planner Sherri Metzker/Planner Eric Lee*)

Recommendation:

1. Find that the proposed project is consistent with the Environmental Impact Report (SCH 2006012026), previously prepared and approved for the B and 3<sup>rd</sup> Streets Visioning Process Project, which adequately addressed the environmental impacts of the proposed project and that no further environmental review is required

2. Introduce Ordinance Amending PD 2-86C Subarea D, Retail with Offices, to Add the Property Located at 231 3<sup>rd</sup> Street (APN 070-073-006) to the Same Subzone of Permitted Uses as the Properties on the West 3<sup>rd</sup> Street Block and Renaming PD #2-86C to PD #2-86D

Item 6

7:20 Public Hearing: Transition to City Council District Elections (*City Manager Mike Webb/Assistant City Manager Kelly Stachowicz/City Clerk Zoe Mirabile/Business & Community Engagement Director Diane Parro*)

Recommendation:

1. Receive presentation on Davis demographics creating districts by Paul Mitchell of Redistricting Partners
2. Hold Public Hearing to receive input about city council district considerations, communities of interest and other issues related to the drawing of district maps
3. Ultimately, provide direction on the following issues prior to the creation of draft map(s):
  - a. Guiding Principles
  - b. Selection of Mayor
  - c. Number of districts
  - d. Sequencing of elections

*Break approximately 10-15 minutes*

Item 7

9:15 Moving the Date of Municipal Elections to November (*City Manager Mike Webb/Assistant City Manager Kelly Stachowicz/City Clerk Zoe Mirabile*)

Recommendation:

1. Introduce Ordinance Changing the Date of the City's General Municipal Election by Amending Section 12.01.090 of the Davis Municipal Code
2. Direct staff to submit the Ordinance to the Yolo County Board of Supervisors for approval

Item 8

9:20 Actions to Place a Measure to Renew the Transaction and Use (Sales) Tax on the Ballot in a Municipal Election in March 2020 (*City Manager Mike Webb/Finance Director Nitish Sharma/Community & Business Engagement Director Diane Parro*)

Recommendation:

1. Approve Resolution Declaring a Fiscal Emergency; Calling and Providing for an Election to Be Held in the City of Davis on Tuesday, March 3, 2020; Approving an Ordinance Extending the Existing Transactions and Use Tax Administered by the California Department of Tax and Fee Administration and Ordering the Submittal of Said Ordinance to the Voters at Said Election
2. Approve Resolution Requesting the Yolo County Board of Supervisors Consent to the Consolidation of the City of Davis's Special Municipal Election on March 3, 2020 with the Consolidated Statewide Election to be Conducted on the Same Date, and Direct the

Assessor/Clerk-Recorder/Elections Office to Administer, Manager and Oversee the Said Special Municipal Election and Canvass the Results Thereof

3. Appoint a Council Subcommittee to draft Argument in Favor and Rebuttal to Argument Against Measure

Item 9

9:35 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 and is subject to change. At this time, Council may request items be placed on a future meeting agenda.

Adjournment

The foregoing agenda for the September 3, 2019 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 29, 2019 and made available to the public during normal business hours.

**City Council Agenda packets are available in hard copy at the following:** City Hall, main hallway, 23 Russell Boulevard; During Council meetings: rear of Community Chambers.

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 on the web at <http://cityofdavis.org/city-hall/city-council/city-council-meetings/meeting-videos>. 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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- 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.