

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of October 1, 2013

The City Council of the City of Davis met in regular session beginning at 6:39 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California. The meeting was called to order by Mayor Joe Krovoza.

Roll Call: Councilmembers Present: Lucas Frerichs, Joe Krovoza, Brett Lee, Rochelle Swanson, Dan Wolk

Councilmembers Absent: None

Other Officers Present: City Manager Steve Pinkerton, City Attorney Ethan Walsh, City Clerk Zoe Mirabile

Approval of Agenda Frerichs moved, seconded by Swanson, to approve the amended agenda (reorder regular items, fluoride discussion to be held before innovation district). Motion passed unanimously.

Ceremonial Presentations Proclamation Recognizing Fire Prevention Month October 2013 was presented by R. Swanson.

Proclamation Honoring the 25th Anniversary of Davis Media Access Services was presented by L. Frerichs.

City Manager Communications S. Pinkerton: Website photo contest extended until October 7

- Public Comments
- Paul Kassinger: Davis High School PA system is extremely loud. High school exempted from noise ordinance, should be subject to same restraint as anyone in neighborhood.
 - Sharon Heiss: Fundraiser event, Special Olympics Team Davis October 12 in Woodland.
 - Joe Tenney, Davis Professional Firefighters Local 3494: City participating in statewide mutual aid but not sending strike teams. Grant opportunity—over 100 cities with fire departments have obtained federal monies including Woodland, West Sacramento, Dixon, Roseville. Struggles and challenges with reduced fire department; staff are a greatest resource to any organization and should be treated as such.
 - Sheryl Futrell: All have right to clean water.
 - Tollia Jonas and Lydia Arronias: Regular Calendar Item – Consideration of Fluoridation of Drinking Water, support water fluoridation.
 - Dennis Lindsey; Greg Harrington; Kemble Pope, Chamber of Commerce; Doby Fleeman; David Morriss; David Chan; Edgar Spumonia; Ken Weymay and Rhonda Cruzca: Request Council reconsider June 11 action taken regarding Mace 391 property. Comments included: Council unanimously af-

firmed conclusions of Innovation Task Force to maximize revenue opportunities of existing land; should not dispose of valuable asset without further discussion; consider economic ramifications of irreversible easement; community has not had chance to fully explore alternative solutions; need more details regarding Measure O funds; need to understand tradeoffs between protecting agricultural heritage and providing for economically sustainable future; plan hasn't been vetted well on either side; urge Council to supply commercial real estate to keep current businesses in town; create jobs with economic opportunities.

- Jeff Boone and Tyler Schilling: regular calendar item City–University Mixed-Use Innovation District (Nishi Property): Support Nishi gateway project and downtown innovation district. Opportunities for local businesses to expand.
- Matt Williams: Should look at leveraging assets city has for economic sustainability. Should pause action on Mace 391 easement.
- Bob Madearas: Unique opportunity; need to make correct decision on Mace 391.

Consent Calendar

Purchase of Replacement Protective Tactical Vests for SWAT and Explosive Ordinance Disposal (EOD) Bomb Squad Specialty Response Personnel
Approved Budget Adjustment #32 (\$32,617) – allocating general funds from asset seizures, state law enforcement equipment awards, and Yolo County Bomb Squad funds

Water Quality Improvement Project Professional Services Contract
Approved Resolution No. 13-137: Authorizing the City Manager to Execute a Professional Services Agreement with Brown and Caldwell for Management and Technical Support for the Owner's Representative Services for the Water Quality Improvement Project CIP No. 8224

R. Swanson moved, seconded by L. Frerichs, to approve the consent calendar as listed above. Motion passed unanimously.

Consideration of Fluoridation of Drinking Water

General Manager Utilities, Development & Operations Herb Niederberger: Provided overview; City has not received outside funding; estimate approximately \$2/month per customer to fluoridate water supply.

Elaine Roberts-Musser, Water Advisory Committee: 3 public meetings held; WAC recommends fluoridating water.

Kim Wallace, Yolo County Health Council Fluoridation Subcommittee: Support fluoridation; promotes re-mineralization teeth, makes more resistant to decay. Community water fluoridation shown to be safe, successful for over 60 years in US. 70% of California is receiving fluoridated water.

Alan Pryor, Davis Citizens Against Fluoridation: No correlation between per-

centage of residents receiving fluoridation and percent of residents that have good dental health. Fluoride source is waste byproduct of the phosphate fertilizer industry, quality is not regulated. Currently only 7 countries in the world have more than 50% of population drinking fluoridated water. Many cities have voted not to fluoridate.

Public comments:

- Sheila Allen, DJUSD Board; Don Saylor, Yolo Board of Supervisors; Bill Owens & Rhonda Adam, Yolo County Office of Education; Sandy Wallace, American Dietetic Association; Donna Riva-Antony; Anthony Phillips; Tia Will; Barry Chang, CommuniCare; July Gallelo, First 5 Yolo; Michael Wilks, Yolo County Health Council; Betty Hinton; Arturo Villamor, Yolo County Alcohol, Drug & Mental Health; Leslie Lenbow, Director Environmental Health Yolo County; Rick Baker, Yolo County Health Council; Jill Cook, Yolo County Public Health Director; Richard Kennedy, Jr.; John Troidl, Irina Shakova and Jaime Ronas: Support water fluoridation. Comments included: Problem with dental caries in Davis; other treatments are far more expensive than fluoridating water. Opportunity for public officials to make decision to better public health. No harmful effects found on environment, concentration does not reach levels that would harm any plant or animal species; pro-active approach, addresses health disparities.
- Shannon Snow; Jerry Downy; Andrew Baskin; Jeff Boone; Alan Miller; Lorna Rompollis; Samantha McCarthy; Crystal Davis-Ackey; Hazel Rordan; Judy Capper; Johnathon Richard-Mettle; Francis Resta; Adrienne Cantrell; Tim Feldman; Barbara King; Joe Sennecal; Dexter Galphan; Kiersten Young; Glen Holstein, Environmental Council of Sacramento; David McKay; Tim Richards; Alexandra; Joel Brimson; Delia Koffel; Nola Krone; Joni Siggler; Allen Rimmers; David Abramson; Rodney Robinson and Marina Lucan-Williamson: Oppose water fluoridation. Comments included: Discussion of fluoride not publicized enough; Council has responsibility to provide clean water; no long term studies, current research inconclusive; topical application of fluoride more effective.
- Oscar Villegas, West Sacramento Council: Degree of decay needed action in West Sacramento; found funds to overcome barriers. Cost associated with ongoing maintenance less than \$1 a month per person.

Council recessed at 9:37 p.m. and reconvened at 9:46 p.m.

D. Wolk moved to approve Resolution Directing Staff to Pursue Fluoridation of the City of Davis Drinking Water. No second.

R. Swanson moved, seconded by Frerichs, as follows:

1. Approve Resolution No. 13-138 – Declaring that the City Does Not Intend to Fluoridate the City of Davis Drinking Water
2. Direct staff to engage with residents who have expressed interest in providing access to preventative dental care, work with community on alternatives.

Motion passed by the following vote:
AYES: Frerichs, Lee, Swanson, Krovoza
NOES: Wolk

City Council recessed at 10:36 p.m. and reconvened at 10:48 p.m.

City–University
Mixed-Use In-
novation District
(Nishi Property)

Community Development & Sustainability Director Mike Webb: City Council actions—business park land strategy, pre-development cost funding and negotiation agreement Nishi property. Status update—preliminary traffic analysis, cultural resources/archeological analysis, identify opportunities for integrating planning efforts with campus, convened steering committee to create alternative scenarios for planning area. Next steps: complete conceptual site plan alternatives, stakeholder meetings, public workshops, preliminary fiscal, economic and environmental review, Council identification of preferred project.

Public comments:

- Matt Williams: Project is tangible evidence of collaboration between University, City, and private sector.
- Marg Dickenson, UCD Government Community Relations: Collaborative process, engaged. Look forward to next steps.

Frerichs moved, seconded by Swanson, as follows:

1. Confirm the following City-specific goals for the efforts to plan the Nishi property and nearby UC Davis campus property as a mixed-use innovation district:
 - a. Jobs for Davis residents, space for Davis businesses, and furtherance of city-wide efforts to position Davis as an innovation hub;
 - b. High-density urban residential development near downtown and employment centers;
 - c. Improved appearance and function of the “front door” to Davis;
 - d. Support for downtown Davis by providing customers for businesses, hotels, arts, and entertainment; and
 - e. Revenue generation to support city services throughout the community.
 2. Approve Budget Adjustment #33 (\$350,000) – allocating general funds
- Motion passed unanimously.

City Council
Communications

None

Long Range
Calendar

B. Lee: Davis High School exempt from noise ordinance?
Deputy City Manager Kelly Stachowicz: Yes, games and loud speaker are exempt. School abides by state law, not city zoning and rules, etc. Have worked with them in the past. Agreeable to working to address issues of community.
R. Swanson: Some adjustments were made to speakers and acoustics already.
B. Lee: Request City-DJUSD 2x2 to check in or staff to follow-up. Make sure

sound levels have not increased at High School or if mitigation measures can be implemented easily and cost effectively.

S. Pinkerton: October 8—Surface water project funding, solid waste agreement, labor update. October 15—Bicycle parking Ordinance, Fire management staffing, Affordable Housing program, wood smoke Ordinance. October 22—Canery workshop, parking task force recommendations. Upcoming meetings will include establishment of Utility Rate Advisory Committee and joint meetings with Planning Commission and Open Space & Habitat Commission. December 10—Budget update and water conservation measure. December 17—Council goals.

B. Lee: Mace 391—Previous Council meeting included information that there was a deadline looming. Public comment is becoming more frequent. What is situation now vs. then, constraints? Request update. Council concurred.

S. Pinkerton: October 15

D. Wolk: Promotions Manager Bob Bowen inducted into Davis High Hall of Fame. Suggest Proclamation in recognition. Council concurred.

Adjournment Meeting was adjourned at 11:38 p.m. in memory of Tatianna Garcia.

Zoe S. Mirabile, CMC
City Clerk