

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of January 14, 2014

The City Council of the City of Davis met in regular session beginning at 5:30 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 Harriet Steiner, City Clerk Zoe Mirabile

Approval of Agenda R. Swanson moved, seconded by D. Wolk, to approve the agenda. Motion passed unanimously.

Closed Session City Council convened a closed session pursuant to Government Code §54954.5 to discuss the following:

A. Conference with Legal Counsel. Existing Litigation: Yolo Ratepayers for Affordable Public Utility Services, et al. vs. City of Davis, Case No. CV-13-0000187 (formerly Case PT-13-187)

B. Public Employee Performance Evaluation: City Manager

City Council returned to open session at 6:41 p.m. with no reportable action.

Ceremonial Presentation City Council presented Best of Davis, Citywide Photo Contest Awards in the categories of Architecture, Black and White, Community Life, Environment and People Portraits to the following recipients:

Youth, 6-11: Jack Eastham and Samuel Wagner

Youth, 12-17: Brandon Lin, Pooja Tripathi, Emily Xu, Macey Galloway, and Grace Hickerson

Adult, 18+: Deryl Heiser, Ann Privateer, Fernando Socoroo, Thi Ngo, Grant Parfitt, Parvaneh Keivanfar, Breanon Ishikawa, Mayumi Acosta, Christopher Whang, Katherine Heck, Carlos Palacio, Ben Tuason

City Manager Brief Communications City Manager Steve Pinkerton: East Covell Corridor Plan Open House to be held January 22 at the Veterans Memorial Center. Applications for the Utility Rate Advisory Commission due by January 16.

Deputy City Manager Kelly Stachowicz: Annual citywide celebration for Martin Luther King, Jr. Day will be held at the Varsity Theatre, followed by a ceremonial freedom march through downtown Davis.

Public Comments

- Steve Tracy: Standard street widths in the New Transportation Element have not been resolved completely. Davis Bicycles! is committed to working with City to review standards and define street and lane widths.
- Dan Berman: Support moving forward with public ownership of electric utilities. Current value of the system is approximately \$18-\$27 million.
- David Greenwald, Davis Vanguard: Mayor to present State of the City address on January 21 in Community Chambers.
- Kenneth Petruzzelli, Davis Aquatic Masters: Civic Pool empty for over a month because heater is broken; special order item. Illustrative of conditions and age of aquatic facilities. Reason supporting potential revenue measure in June.
- Ryan Buckley: Regular calendar item Anti-Scavenging Ordinance: Support change from misdemeanor to infraction for theft of materials.
- Michelle Millet: Regular calendar item Collection of Organic Materials: Moving to containerization will allow for green waste and food scraps to be recycled together, necessary to meet waste reduction goals. Potential diversion rate is quite high.
- Demariss Tyson: Proposed painting murals on bike tunnel walls with fellow artists to cancel out graffiti. Most graffiti artists respect mural artists.

Consent Calendar

Open Space Acquisition – Leland Ranch Resale – Mineral Rights and Resale Clean-up

Approved Resolution No. 14-002: Authorizing the City Manager or His Designee to Execute a Purchase Agreement and Process a Budget Adjustment Not to Exceed \$10,500 for the Purchase of Mineral and Water Rights Underlying the Leland Ranch to Facilitate Resale of the Easement Encumbered Property and Reaffirming Resale of the Property with Credits to the Buyer to Off-set Reduced Property Value Due to Reduced Property Acreage Discovered During the City's Recently Completed Property Survey, to reaffirm resale approved by the City Council on December 10, 2013 with the negotiated transaction elements noted in the staff report

2013-2014 Community Development Block Grant (CDBG) Program Funding for Continuing Rehabilitation of Fifth Street and Re-Surfacing Project on Lake Boulevard

Approved Budget Adjustment #76 (\$95,000) – allocating current year CDBG funds for designated activities, as directed by City Council funding decisions in April 2013, and as approved by the federal government.

Second Reading: Ordinance Amending Section 22.04.010 of the Davis Municipal Code Relating to the Decrease of Prima Facie Speed Limit – Decrease Limit from 30 mph to 25 mph on Fifth Street Between B and L Streets Adopted Ordinance No. 2430 (Introduced 12/17/13)

Update to City's Waste Reduction and Recycling Policy and Procedure

Received updated City Policy and Procedure to cover waste management handling at City buildings and public spaces and to reflect City's zero waste goals

Commission Minutes:

a. Social Services Commission Meetings of September 16 and October 28, 2013

Informational

b. Civic Arts Commission Meeting of September 9, 2013

1. Received Minutes as informational
2. Approved Commission recommendation to receive projects completed during the Community Built Conference into the City's Public Art Inventory
3. Approved Commission recommendation to adopt the painting Red Cows, by Maurine Nelson, into the City's Public Art Inventory

Proclamation Recognizing the Transportation Advisory Group for Their Work and Concluding the Work of the Committee

Informational

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

City Council Subcommittee on Commissions – Applicant Interviews; Council Appointment to Fill Vacancies on the Commissions

The following individuals introduced themselves as commission applicants:

Finance & Budget Commission: Dan Carson, Ray Salomon, Jason Bone, and Alzada Knickerboker

Recreation & Park Commission: Mehran Madani, Marq Truscott and Ali Loge

City Council recessed at 7:42 p.m. and reconvened at 7:47 p.m.

Council voted to appoint applicants through use of a grid system:

Finance & Budget Commission - 4 Vacancies 1 Alternate (9/30/16) & 3 Regular (9/30/16)								
Commission Applicants		LF	JK	BL	RS	DW	TOTAL	APPOINT
Anselmo	Susan						0	-
Bone	Jason	X				X	2	-
Carson	Daniel	X	X	X	X	X	5	Regular
Knickerbocker	Alzada	X	X	X	X	X	5	Regular
Meyerhoff	Ryan						0	-
Salomon	Raymond		X	X	X	X	4	Runoff
Weiss	Michelle	X	X	X	X		4	Runoff

FBC Runoff vote: J. Krovoza moved, seconded by L. Frerichs, to appoint Michelle Weiss as a Regular member and Raymond Solomon as the Alternate. Motion passed unanimously.

Recreation & Park Commission - 1 Vacancy 1 Alternate (9/30/14)								
Commission Applicants		LF	JK	BL	RS	DW	TOTAL	APPOINT
Anselmo	Susan						0	-
Bone	Jason						0	-
Howard	Jonathan						0	-
Loge	Ali		X		X		2	-
Madani	Mehran						0	-
Meyerhoff	Ryan						0	-
Parrella	Daniel						0	-
Truscott	Marq	X		X		X	3	Alternate

Public Hearing:
Streetlight Conversion Project,
CIP No. 8212

Sustainability Program Manager Mitch Sears: Refined Siemens proposal, focusing on cost and scope. Prioritized street lights, part of larger energy efficiency efforts.

Rick Brown, Terra Verde, energy consultant: Idea is to get as much cash per dollar invested in the street light portion of the project to invest in future endeavors.

Mayor Krovoza opened the public hearing.

- John Troidl: Support project, provides for safer streets and neighborhoods, energy and cost savings.

Mayor Krovoza closed the public hearing.

D. Wolk moved, seconded by L. Frerichs, as follows:

1. Approve Resolution No. 14-001 – Authorizing the City Manager or His Designee to Enter into a Sole Source Agreement with Siemens for LED Streetlight Replacement Services, at a price not to exceed \$1,255,000, and to conduct further due diligence on Acorn decorative style streetlight and bike and pathway light conversion.
2. Consistent with Government Code Section 4217.12, find that the anticipated cost to the City for electrical energy conservation services provided by the energy conservation facility under the contract will be less than the anticipated marginal cost to the City of thermal, electrical, or other energy that would have been consumed by the City in the absence of those purchases.

3. Approve Budget Adjustment #75 (\$1,255,000) – transferring Roadway Impact Fees to the streetlight conversion project.

Motion passed unanimously.

Anti-Scavenging Ordinance to Regulate and Discourage Theft of Recyclables from Davis Waste Removal Carts

Principal Civil Engineer Dianna Jensen: Summarized proposed amendments to code. Scavenging issues have increased in recent years; current municipal code language does not allow for easy enforcement.

L. Frerichs moved, seconded by R. Swanson, to introduce Ordinance Amending Article 32.01.060 of the Davis Municipal Code to Regulate the Ownership of Certain Recyclable and Other Materials, to Establish that Theft of Materials is an Infraction and to Establish Fines for Violation of the Ordinance. Motion passed unanimously.

Collection of Organic Materials

Principal Civil Engineer Dianna Jensen: Options for consideration:

- Option 1: Carts only, no loose street pick-up
- Option 2: Carts plus seasonal street pick-up
- Option 3: Carts plus on-call pick-up
- Option 4: Carts plus one free drop-off per year
- Option 5: Carts plus free seasonal drop-off at DWR

Public comments:

- Deanne Finley and John Waterson: Oppose green waste containerization. Older neighborhoods often have larger trees and dense vegetation. Understand need for safety of cyclists on arterials. Should pursue active warnings and citations.
- Alan Pryor: Issue has been discussed for years. Bicycle Advisory Commission supports containerization for bicycle safety. Should limit on-street pickup to 1 day only.
- Matt Williams: Participant in El Macero program for 15 years. Many large trees in neighborhood. Currently have on call pickup available. Easy, safe, environmentally responsible. Rules in CC&R that residents can only put out for pickup on Sunday AM, gets picked up on Monday.
- John Berg: Support containerization and compost program. Many cyclists have been seriously injured by green waste piles at night.

Council comments included:

- R. Swanson: Request estimated price per on-call pick-up. Request information on stormwater permit; runoff implications of street pickup.
- L. Frerichs: Support option for carts plus seasonal street pick-up. Request evaluation with fees/costs. Request information on impact to street maintenance from use of claw for street pickup and outreach efforts, especially related to water quality.
- Lee: Not necessary to have pilot program, ready to move forward. Support option for carts plus on-call pick-up. Consider moving over time toward carts only. Check in after 1-2 years, possibly start charging for pick-ups.

- Oppose free drop off option. Oppose carts plus seasonal street pick-up.
- J. Krovoza: Support carts plus on-call pick-up. Oppose free drop-off option. Need to know cost for pick-up. Request information on possible cost savings by reducing street sweeping.
- Wolk: Support either carts plus seasonal street pick-up or carts plus on-call pick-up

H. Neiderberger: Staff will work with Davis Waste Removal to determine cost implications for various options and return to Council with impacts on rates.

D. Jensen: After incorporate into DWR contract, will take 9 months – 1 year to implement.

J. Krovoza: Suggest staff consider seasonal plus on call.

D. Wolk and B. Lee: Support considering seasonal plus on call

D. Jensen: Will evaluate carts plus seasonal street pick-up, with 4 free pick-ups

S. Pinkerton: Will look at Sacramento claw schedule

City Council recessed at 10:06 p.m. and reconvened at 10:14 p.m.

Update on
Council Goals
2012-2014

Deputy City Manager Kelly Stachowicz: Summarized Council Goal updates and Commission workplans

Public comment:

- Matt Williams: Open space preservation missing from list of goals.

Council comments included:

B. Lee:

- Bicycle Advisory Commission work plan should include addressing safety issues for biking at night, importance of using lights. Also address efforts related to beyond platinum program.
- Request input from Human Relations Commission regarding street naming proposal from Historical Resources Management Commission.
- Planning Commission: Work plan should include Universal Design
- Recreation and Park Commission: Rainbow City playground replacements, should have community involvement regarding design

R. Swanson:

- Planning Commission: Should address conflicts between General Plan, zoning ordinances and special zoning districts.
- Request agendaize discussion of affordable housing post-redevelopment and density issues. Get community input, provide guidance to commissions.

L. Frerichs: Meeting protocol and procedures not uniform among commis-

sions. Request Commission training by staff, including Chair and Vice Chair training.

J. Krovoza: Request status of urban farm concept. Need to consider appropriate staffing to reach sustainability goals.

City Council
Brief Communi-
cations

None

Long Range
Calendar

S. Pinkerton: Upcoming items:

January 28—Update on animal services program. Second amendment to Con-
away Agreement. Drought update.

February 11—Solid water services agreement. Revenue subcommittee recom-
mendations. Nishi update.

February 25—Fire station options. Housing Element. Affordable housing—
GAMAT, Pacifico, housing in-lieu fee.

March 11—Crime report. Willowbank Park revised Development Agreement
and Affordable Housing Plan.

L. Frerichs: February 25 affordable housing item: Request debrief on
past/present/future issues

R. Swanson: Consider Affordable Housing Task Force to review properties
post-redevelopment

D. Wolk: Request agendize Resolution commending UCD for tobacco-free
policies.

B. Lee: Request presentation on economic development. Mace property, pos-
sibilities for increased revenue, jobs, etc. Innovation park update.

S. Pinkerton: Will Schedule Innovation Park update with Nishi update.

B. Lee: Consider scheduling joint discussion with Finance & Budget Commis-
sion in next couple months.

J. Krovoza: Request agendize: Update on winter sewer rates; Transportation
Element, lane widths; and SB43 – status of community solar options.

Adjournment

Meeting was adjourned at 10:47 p.m.

Zoe S. Mirabile, CMC
City Clerk