

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of April 7, 2015

The City Council of the City of Davis met in regular session beginning at 6:42 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California and at 4 Forge Parkway, Franklin, MA 02038. The meeting was called to order by Mayor Dan Wolk.

Roll Call:

Councilmembers Present: Robb Davis, Lucas Frerichs, Brett Lee, Rochelle Swanson (via teleconference), Dan Wolk

Councilmembers Absent: None

Other Officers Present: City Manager Dirk Brazil, City Attorney Harriet Steiner, City Clerk Zoe Mirabile

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

Ceremonial Presentation Proclamation Designating May 5 as the BIG Day of Giving was presented by Mayor Wolk.

Poet Laureate Andy Jones read *The Telephone, an Elegy* in Recognition of National Poetry Month.

City Manager Announcements D. Brazil: Groundbreaking of new Wastewater Treatment Plant will be held on April 14 and include a ceremony and tour of the facility.

Public Comments

- Alan Pryor and Richard Lauckhart spoke in opposition to Consent Calendar item—El Macero Sewer Rate Settlement. Comments included: Results of sewer rate analysis currently underway could result in new methodology; Agreement may be functionally voided if city adopts a new rate methodology. Staff should provide to Council data on how much El Macero residents will be paying versus Davis residents. Some residents in El Macero use more water than others; not all should be mandated to pay the same amount. Would be preferable to have El Macero residents billed separately, same as Davis residents.
- Dorte Jensen: Regular Calendar item—Council Goals. Oppose objective to require healthy children’s drink option at restaurants. Also, should include in Goal document tasks related to installation of a safe overcrossing at Cannery Project.
- Eun Jeong Kim, exchange employee from Sister City Sang-Ju, Korea: Thank friends from Sang-Ju Committee and City staff for assistance in settling in to the community. Interested in learning about Davis’ education system and bicycle safety system. Will be using social media to promote major events occurring Davis to Sang-Ju residents.
- Bill Dendy, County Service Area Advisory Committee, and Jim Provenza,

Yolo County Supervisor, spoke in support of Consent Calendar item—El Macero Sewer Rate Settlement. Comments included: Costs allocated fairly and equitably; up to El Macero to distribute rates among residents. Agreement based on study conducted by consultant Bartles & Wells. Support including El Macero in future rate discussions.

- Barbara King: Regular calendar item—Council Goals. Request clarification of use of the word “fluoride” in Goal document, ambiguity could be interpreted as leading to community water fluoridation.

Consent Calendar

El Macero Sewer Rate Settlement

Approved Resolution No. 15-038 – Approving Agreements with Yolo County Related to Wastewater (Sewer) Rates and Charges for Service to the El Macero County Service Area and Authorizing the Mayor to Execute the Agreements, to (a) amend the terms of payment for sewage collection and treatment services under Agreement No. 75-97, and (b) settle a billing dispute between the County and City arising from such services

Amendment to Consultant Agreements for Engineering Support on the Innovation Center Applications

Approved Resolution No. 15-039 – Authorizing the City Manager to Execute Amendment No. 1 to the Professional Services Agreements with (1) West Yost Associates

Approved Resolution No. 15-040 – Brown and Caldwell for Engineering Support Services for the Innovation Center Application Process

Public Outreach Contract for Innovation Center Applications

1. Approved Budget Adjustment #100 (\$49,000) – appropriating planning application revenues
2. Approved Resolution No. 15-041 – Approving Contract with AIM Consulting for Public Outreach for Innovation Center Applications

Low Carbon Transit Operations (LCTOP) Funding for Fixed Route Transit Services

Approved Resolution No. 15-042 – Authorizing the Regents of the University of California, Acting on Behalf of Unitrans, to Act as the Authorizing Agent on Behalf of the City of Davis for the Purpose of Obtaining and Administering Low Carbon Transit Operations Program (LCTOP) Funding, and to Execute All Documents Related Thereto

Alternative Fuels Readiness Plan Grant

Approved Budget Adjustment #97 (\$240,000) – appropriating grant funding, with \$200,000 funded from grant reimbursement and \$40,000 from city matching funds

Office of Emergency Services Reimbursement for Fire Department Strike Team Services During Summer and Fall 2014

Approved Budget Adjustment #98 (\$243,287) – appropriating OES funding

Allocation of Community Development Block Grant (CDBG) Funds for City ADA Projects - Audible Signals, Playground ADA Improvements & Facility ADA Improvements

Approved Budget Adjustment #99 (\$107,138) – correcting budget estimates provided in the FY 2014/15 budget for City ADA Projects with the actual allocations approved by City Council

Appointment to an Ad Hoc Council Subcommittee on Downtown Planning Issues

Appointed Mayor Wolk and Councilmember Lee to the Subcommittee

Treasurer's Report for the Quarter Ended December 31, 2014

Accepted the report

City Council Minutes from the Meetings of December 16, 2014, and January 13 and 20, February 3, 17, and 24, and March 17, 2015

Approved

Commission/Committee/Board Meeting Minutes:

1. Bicycling, Transportation and Street Safety Commission Meeting of February 12, 2015
2. Finance and Budget Commission Meeting of February 9, 2015
3. Social Services Commission Meetings of January 26 and March 2, 2015
4. Woodland-Davis Clean Water Agency Board Meeting of January 15, 2015

Informational

Picnic Day Update

Informational

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

Public Hearing:
Visitor Attraction Business Improvement District Annual Reauthorization of Assessment for 2015-2016

Deputy City Manager Kelly Stachowicz: Annual reauthorization process for the Visitor Attraction Business Improvement District, and proposal to increase the assessment from 1% to 2%.

Mayor Wolk opened the public hearing, and after no comments, closed the public hearing.

L. Frerichs moved, seconded by R. Davis, as follows:

1. Approve Resolution No. 15-043 – Confirming the Assessment Report and Approving the Levy of an Assessment for the Visitor Attraction District Pursuant to the Parking and Business Improvement Area Law of 1989, and to authorize City Manager to execute Administrative Agreement with Yolo County Visitors Bureau to implement the activities of the Visitors Attraction District.

2. Introduce Ordinance Amending Davis Municipal Code Article 15.18.080 to Increase Visitor Attraction Assessment, from 1% to 2%, effective July 1, 2015.

Motion passed unanimously.

City-wide Organics Program

Conservation Coordinator Jennifer Gilbert: Summarized proposed Organics Program; will help city achieve waste reduction goals. Letters of support received from Cal Recycle and Californians Against Waste. Next steps include public outreach meetings and adoption of Ordinance in May.

Public comments:

- Otto Raabe, Brian Hanley, Carl Hiller, Heather Harris, Matt McPherson, Alex Dhronass, and Cynthia Gerber spoke in opposition to organics program. Comments included: Reduction of weekly yard waste collection by claw to once a month will negatively impact residents with large trees and gardens; will take a significant amount of time to get rid of waste in bins from routine garden maintenance; some residents will have to seek assistance with trimming in order to fit into cart. Concerned about hidden costs. If yard service providers no longer have the option of street removal, will have to transport themselves; result in more trips to landfill, higher carbon footprint.
- Mark Murray, Californians Against Waste, Darryl Dickey, Trish Price, Alan Pryor, and Michelle Millet spoke in support of the organics program. Comments included: May need to make adjustments in future to reduce claw service to meet diversionary goals. Need to have non contamination clause incorporated in Ordinance to protect diversion efforts. Concerned that Ordinance still allows partial blocking of bike lanes. Concerned about enforcement on piles that may be left out for up to a month. Will increase bike safety.
- Barbara King: Chopping up branches may be a mobility issue for some due to health issues. Consider having extra claw pickups in spring, same as in winter leaf season.

R. Davis moved, seconded by D. Wolk, to introduce Ordinance Amending Various Sections of Chapter 32.01 of the Davis Municipal Code to Implement a City-Wide Organics Collection Program, amended as follows: 32.01.090.A3 shall read “No yard refuse piles shall be placed or maintained in any part of a bicycle lane.”

B. Lee proposed friendly amendment: Based upon comments received during community outreach, staff may return to Council with revised language for another first reading of the Ordinance if something is brought up that could result in improvement to program. Accepted by mover and second.

H. Steiner: Staff will discuss Ordinance amendment with Police Department; may have to draft a follow-up modification to Ordinance to provide clarity if there are any issues with criminal enforcement.

Motion passed unanimously.

City Council recessed at 9:05 p.m. and reconvened at 9:14 p.m.

R. Swanson left the meeting.

Council Goals
2014-2016

Chief Innovation Officer Rob White: Staff updated Goal objectives and tasks. Intent is for Goal Matrix to be a living document; check-ins to occur frequently as well as changes in timelines and priorities as needed.

Public comments:

- Alan Pryor, Davis Citizens Against Fluoridation: Oppose task—Distribute children’s dental information related to fluoride. Previous goal discussions have not included anything related to fluoridation.
- Nancy Price: Goal—Drive Innovation and Economic Vitality. Many are concerned that innovation parks will not attain high level of sustainability, net zero energy, low water use, etc. Citizen groups are not provided same opportunity to provide input at innovation park outreach meetings as developers and their consultants.

City Manager Dirk Brazil: Staff does not intend to provide promotional campaign to support fluoridation.

Council comments included:

- B. Lee: Request more concrete language regarding road and bike maintenance, and more general language regarding children’s health. Suggest something such as: Invest and encourage childhood health with promotional efforts.
- D. Wolk: Suggest 6 month check in.
- R. Davis: Request staff reports state when items are listed in Council Goals. Also, specify when items are not in Goal document, and instead fall into realm of routine workload.
- R. Davis: Request comprehensive overview during budget, then again 6 months later. Suggest addressing in budget document when items are directly related to Council Goals.

R. Davis moved, seconded by L. Frerichs, to adopt final objectives, tasks and timelines for the approved 2014-2016 Council Goals.

B. Lee proposed friendly amendment to modify language related to fluoride in Goal 7, Objective 6D.

D. Brazil: Staff will remove “including an emphasis on fluoride”
Accepted by mover and second.

Motion passed by the following vote:

AYES: Davis, Frerichs, Lee, Wolk

NOES: None
ABSENT: Swanson

City Council
Brief Communi-
cations

R. Davis:

- Attended LAFCO workshop on shared services at County level. Future efforts to focus on simplifying JPA structures.
- City-County 2x2 will be hosting a homeless stakeholder meeting in June
- Council Subcommittee (Davis/Swanson) hosting Innovation Center Listening Tour meetings; one held last week, next one scheduled for April 11 at New Harmony.

Long Range
Calendar

D. Brazil: April 21—Meeting will not include participation by D. Brazil or R. Swanson. Items include: Commission/Committee appointments (Historical Resources Management and Natural Resources Commission, Utility Rate Advisory Committee) and the Environmental Recognition Awards. May 5—Quarterly water conservation report.

R. Davis: First meeting for budget is June 2, then adoption a few weeks later. Any opportunity to provide input earlier?

D. Brazil: Mid-year budget information will be presented May 5. Goal is to provide as much as possible to Council. City Manager will be meeting with Councilmembers individually prior to May 5.

Adjournment

Meeting was adjourned at 10:02 p.m.

Zoe S. Mirabile
City Clerk