

MINUTES OF THE DAVIS CITY COUNCIL  
Meeting of May 24, 2016

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 Dan Wolk.

Roll Call:

Councilmembers Present: Robb Davis, Lucas Frerichs, Brett Lee, Rochelle Swanson, Dan Wolk

Councilmembers Absent: None

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

Approval of Agenda R. Swanson moved, seconded by L. Frerichs, 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: 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; Patrick Clark, Patrick Clark Consulting Employee Groups/Organizations (under discussion): Davis City Employees Association; Firefighters Local 3494

City Council returned to open session at 6:33 p.m. with no reportable action.

Ceremonial Presentation Proclamation Declaring June 2, 2016 as National Gun Violence Awareness Day was presented by Mayor Wolk.

City Manager Announcements D. Brazil: Surface water project is scheduled to be active on June 1. Northstar Deck was completed last weekend. Beginning work on Oak Deck in Central Park, scheduled to be completed by July 4<sup>th</sup>. May 25-National Senior Health and Fitness Day.

Public Comments

- Jon Li: Support General Plan update and initiating charter city process.
- Katie Russ: Consent calendar item- Declaring Davis a Trans-Pacific Partnership (TPP) Free Zone: Concerned about what is best for environment, state and future. Trans Pacific Partnership Agreement provides new tools, has economic benefits.
- Juliette Beck: Consent calendar item-TPP: Social movements against trade agreements, pose threat to democracy. Designed to favor corporations, less accountable to local interests.

- Matt Williams: Budget season, interesting challenges and opportunities ahead. Should look at reducing annual debt service costs every year, redirect savings to infrastructure needs.

Consent Calendar

Batching of General Plan Amendments with Previously Adopted Resolutions of Intent (Planning Application #16-05: General Plan Amendment #1-16)

Approved Resolution No. 16-061 - Amending the General Plan Land Use Map of the City of Davis for the following:

1. To Redesignate Lot "O" (APN #071-440-025 and 071-450-001) in the Verona Subdivision Generally Located at the Southwest Corner of Fifth Street and Alhambra Drive Totaling Approximately 1.13 Acres from "Park/Recreation" to "Residential-Medium Density"
2. To Redesignate 2751 Del Rio Place (APN #071-404-001) Located at the Southwest Corner of Pena Drive and Fifth Street and North of Del Rio Place Totaling Approximately 1.02 Acres from "Business Park" to "Neighborhood Mixed Use"
3. To Redesignate 3200 Cowell Boulevard/500 Drummond Avenue (APN #69-530-26) Located at the Southeast Corner of Cowell Boulevard and Drummond Avenue Totaling Approximately 1.59 Acres from "Neighborhood Retail" to "Residential-Medium Density"
4. For Changes in the Boundaries to the "Neighborhood Greenbelt" and "Residential-Low Density" Areas for the Properties Located at 2627 East Covell Boulevard and 2675 Moore Boulevard Generally Located in the Paso Fino Subdivision

Lease and Sublease to Operate and Expand the Soccer Fields located at County Road 105D in South Davis

Approved Resolution No. 16-062 - Authorizing the City Manager to Enter Into a Lease with Davis 2660 and a Sublease with Davis Legacy Soccer Club to Operate and Expand the Soccer Fields Located at County Road 105D in South Davis

Wastewater Treatment Plant Scum Skimmer Replacement, Program No. 7313

1. Approved Resolution No. 16-063 - Awarding Contract to W.M. Lyles Co. for the WWTP Scum Skimmers Replacement Project, in the amount of \$135,000 and approve a construction contingency in the amount of \$13,500
2. Approved Budget Adjustment #118 (\$148,500) – allocating sewer funds

Summary Vacation of Portions of Public Street Right-of-Way Adjacent to Cowell Boulevard, Drummond Avenue and Koso Street

Approved Resolution No. 16-064 - Approving the Vacations of Portions of Public Street Right-of-Way Adjacent to Cowell Boulevard, Drummond Avenue and Koso Street

Final Map for Villages at Willow Creek, Subdivision No. 5061 and Subdivision No. 5062

Approved Resolution No. 16-065 - Approving Villages at Willow Creek North and South Subdivision Nos. 5061 and 5062 and Authorizing the City Manager to Execute the Subdivision Agreement with Elacora Willow Creek, a Colorado Limited Liability Company

Intent to Levy an Assessment for Visitor Attraction District

1. Accepted the 2015-2016 Visitor Attraction Annual Assessment Report and 2016-2017 proposed budget from the Yolo County Visitors Bureau, subject to any changes or modifications that may be made subsequent to a public hearing on the request to increase, levy and collect the annual assessment.
2. Approved Resolution No. 16-066 - of Intention to Levy and Collect the Business Improvement District Annual Assessment Fee for the Visitor Attraction District Pursuant to the Parking and Business Improvement Area Law of 1989 for fiscal year 2016-2017. If adopted, a public hearing will be held on June 21, 2016, to levy the assessment.

Climate Action and Adaptation Plan – Solar Goals Update

1. Approved Resolution No. 16-067 - Updating Solar Photovoltaic Goals, acknowledging achievement of 2015 goals and setting new goals for 2020
2. Directed staff to work with Cool Davis, other community based organizations, and solar businesses to execute the solar components of the Cool Community Campaign as outlined in the December 2015 City/Cool Davis Memorandum of Understanding

Modification of the Personnel Board Membership to Allow for an Alternate Position

Introduced Ordinance Amending Chapter 29 of the Davis Municipal Code Relating to the City's Personnel System and Personnel Board

Second Reading: Ordinance Amending Section 22.07.030 of the Davis Municipal Code Relating to Stop Intersection Designation (Second Street/Cantrill Drive)  
Adopted Ordinance No. 2479 (Introduced 05/17/2016)

Minutes from the Social Services Commission Meetings of December 17, 2015, and March 21 and April 18, 2016

Informational

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

Removed from  
Consent Calendar:

Item removed by D. Wolk.

Public comments:

- Nancy Price: Impact to Davis, state and nation. Provisions of TPP are much lower than local rules. Will allow acceleration of oil and gas fracking.

Council Legislative Subcommittee (*Davis/ Frerichs*):

- Alan Pryor, Sierra Club Yolano Group: Only 3 of 30 sections in TPP actually address trade, others are protections for corporations. Goes beyond what is a fair trade agreement.

Declaring Davis a Trans-Pacific Partnership (TPP) Free Zone

R. Swanson: Don't consider this within Council purview. What does it mean to be a TPP free zone? Turn away businesses?

L. Frerichs: City has history of taking positions on trade agreements. Over 1,500 organizations across country are opposed to agreement as it currently stands. Were approached by citizens and organizations to consider a stance. Nexus with Davis—trade agreements could have local implications.

B. Lee: Would be more comfortable expressing opposition to signing.

B. Lee moved, seconded by R. Davis, to approve Resolution No. 16-068 - Stating the City of Davis is in Opposition to the Current Trans-Pacific Partnership (TPP). Resolution was amended as follows: instead of declaring a TPP free zone, state Davis City Council is in opposition to signing the TPP agreement as it stands today. Motion passed by the following vote:

AYES: Davis, Frerichs, Lee, Wolk

NOES: Swanson

Development of Scope for a Potential Bike Track Project

Item removed by D. Wolk.

Public comments:

- Ken Bradford, Bike Park Alliance: Proposed bike track located north of Pelz overcrossing, far from first choice. Request Community Park site be included in discussion. Davis Bike Park Alliance will build the track, provide professional design and pay for construction. Request moving forward before proposed 2017/18.
- John Watterson, Bike Park Alliance: Children have to go elsewhere to enjoy bike track, need to establish as soon as possible. Unique opportunity for public/private partnership. Would like to see built in visible location.
- Matt Sensor: Volunteer park designer, construction, maintenance for Bike Park Alliance; primarily involves grading and shaping. Water usage estimates are less than a single family home. Repairs can be performed easily by Bike Park Alliance staff and volunteers.
- Nick Waterson: Started dialogue at Recreation and Park Commission in 2014. Considered sites at Community, Northstar Park, Dave Pelz Overcrossing and on Drummond. Would like to reconsider Community Park, expedite project.
- Joe Pickens: Leave town at least twice a month for pump tracks and bike parks. Fun for all ages and ability levels. Have been working on Davis project for several years, would like to move forward as quickly as possible. Request letter of intent from city to partner, able to apply for grants and other funding sources.

Parks & Community Services Director Dale Summersille: Staff will work on fine tuning project and return to Council.

R. Swanson: Request information be distributed to all user groups of Community Park if location change occurs.

B. Lee: If controversy regarding location, staff should return to Council.

R. Swanson moved, seconded by L. Frerichs, to direct staff to analyze the scope and cost of a potential project to build a Bike Track at a location to be determined. Staff will consider incorporating a potential project in the FY 2017/18 budget process for consideration by the City Council. Motion passed unanimously.

Public Hearing:  
2015 Urban  
Water Manage-  
ment Plan

Environmental Resources Manager Richard Tsai: Required to submit Urban Water Management Plan to state every 5 years.

Conservation Coordinator Dawn Calciano: Water shortage contingency planning—to be revised separately, include more public involvement, bring back to Council in January 2017 to incorporate any new state mandates. Individualized conservation standard calculations due to State Water Resources Control Board by June 21.

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

R. Swanson moved, seconded by L. Frerichs, to approve Resolution No. 16-069 – Adopting the 2015 Urban Water Management Plan. Motion passed unanimously.

City Council recessed at 7:52 p.m. and reconvened at 8:02 p.m.

Workshop: Ag-  
ricultural Land  
Mitigation Re-  
quirements

Property Management Coordinator Tracie Reynolds: Overview of agricultural land mitigation ordinance, hasn't been utilized yet.

Public comments:

- Patrick Huber: Important tool for open space preservation. Would be helpful if agricultural mitigation plan reviewed concurrently with development proposals, make decision as to whether or not address open space values.
- Matt Williams: Powerful tool for protecting open space and aligning with values of community.

R. Swanson: Would like to see mechanism to identify parcels without triggering increases in land value. Consider unintended consequences.

City Attorney Harriet Steiner: Only land that is annexed to city is subject to city regulations. If development occurs outside city limits and is not anticipated to be annexed, will be subject to county regulations.

Proposed Capital Improvement Projects for Fiscal Year 2016/2017

City Engineer Dianna Jensen: Summarized proposed Capital Improvement Projects. Total number of CIPs: 41. Total cost: \$59 million. Final CIP Program will be included in City Budget, scheduled for adoption on June 21.

Public comment:

- Matt Williams: Most of the projects identified are one-time events, separate from ongoing and maintenance needed for sustainable budget.

R. Davis: Request summary of projected versus actual for large projects.

L. Frerichs: Request 6-month status updates on new CIP Russell Bike Path

City Council Brief Communications

R. Davis: Attended Natural Resources Commission meeting, discussed subcommittee formation to look at greenhouse gas mitigation policy.

Long Range Calendar

B. Lee: Request agendaize parking update—status of current projects, potential next steps, parking utilization survey

R. Davis: June 21 or July 12—Review of 2-year Council goals. Final check-in, update what has occurred in last 6 months.

R. Davis: Fee study discussion. Would like item to return to Council to discuss issue of subsidy and whether default should be full cost recovery.

City Attorney Harriet Steiner: Would need to be informational policy discussion by Council. If want to make changes to fees, will need to re-notice and hold a public hearing.

R. Davis: Discussion about how to approach setting fees. No new analysis of fees.

Adjournment

Meeting was adjourned at 9:07 p.m.

Zoe S. Mirabile  
City Clerk