

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of October 4, 2016

The City Council of the City of Davis met in regular session beginning at 6:30 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California. The meeting was called to order by Mayor Davis.

Roll Call:

Councilmembers Present: Will Arnold, Brett Lee, Rochelle Swanson, Robb Davis

Councilmembers Absent: Lucas Frerichs

Other Officers Present: City Manager Dirk Brazil, City Attorney Ethan Walsh,
City Clerk Zoe Mirabile

Approval of Agenda D. Brazil: Staff has removed Davis Police Department's Juvenile Restorative Justice Program from agenda, will return on a future agenda.

W. Arnold moved, seconded by R. Swanson, to approve the agenda as amended above. Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis

NOES: None

ABSENT: Frerichs

City Manager Announcements Dirk Brazil: Creekside Affordable Housing Project received \$12 million in grant funding. Surface water project is ahead of schedule, phases 2 and 3 will be completed by end of week. October 16-Neighbors Night Out. UCD LRDP public meetings: Farmers Market-October 5, Senior Center-October 6.

City Council Announcements R. Swanson & R. Davis: LRDP Subcommittee discussed housing and connectivity.

B. Lee: Will be attending League Of California Cities Annual Conference.

R. Swanson: Will be travelling to San Francisco representing Greater Sacramento Economic Council to discuss increasing jobs in California. Regions interested in working together to bridge the gap.

R. Davis: Attended Natural Resources Commission meeting, discussed Integrated Pest Management and staff proposed way forward to update policy. Also discussed potential ordinance to require recyclable/compostable food containers. Attended luncheon on campus last week, both government and private sector were represented, discussed characteristics to look for in next Chancellor. Relayed interest in close collaboration/relationship with city. Hopefully decision early next year.

City Council Indication of Intent to Pull Item(s) from the Consent Calendar for Discussion

R. Davis & L. Frerichs: Meeting on Community Choice Energy to finalize language in JPA documents. Scheduled for Council adoption on October 25.

R. Davis: Removing item for discussion, to be taken later in the meeting after other regular items: Opposition to Dakota Access Pipeline (*Legislative Subcommittee Arnold/ Frerichs*). Invite public to comment on item during general public comment period.

Consent Calendar

South Davis Channel Fee Assessment Study, CIP 8283

1. Approved Resolution No. 16-141 - Authorizing the City Manager to Execute Task Order No. 1 to the On-Call Professional Services Agreement with West Yost and Associates to Perform the South Davis Channel Fee Assessment Study
2. Approved Budget Adjustment #26 (\$90,000) – allocating Stormwater Drainage Funds

Buyer Selection Pilot Project – Villages at Willowcreek

1. Approved Resolution No. 16-142 - Approving a Pilot Project Buyer Selection Process for the Initial Sale of the Four Affordable Ownership Units in the Villages at Willowcreek Project (500 and 700 Drummond Avenue)
2. Approved Resolution No. 16-143 - Establishing Maximum Unit Prices for the Four Three-Bedroom Low/Moderate Income Affordable Ownership Units in the Villages at Willowcreek Subdivision

Grande Indemnity Agreement

Approved Resolution No 16-144 - Authorizing the City Manager to Execute the Indemnity Agreement for Grande Affordable Units with Davis Joint Unified School District and Grande Village, LLC

Fiscal Year 2015/16 Solid Waste Expenditures

Approved Budget Adjustment #158 (\$500,247) – correcting funding for FY 2015/2016 to reflect the updated contract services with Davis Waste Removal, approved by City Council in February 2015

Sister City Program – Establishment of a Friendship City Designation

Approved Resolution No. 16-145 - Designating Puerto Princesa, Palawan, Philippines as a Friendship City from October 2016 to June 2018

City of Davis Centennial Update

Informational

City Council Minutes from the Meetings of May 3, 17 and 24, 2016

Informational

Commission Minutes:

1. Natural Resources Commission Meeting of June 27, 2016
2. Open Space and Habitat Commission Meeting of June 6, 2016

Informational

W. Arnold moved, seconded by R. Swanson, to approve the consent calendar as listed above. Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis
NOES: None
ABSENT: Frerichs

Public Comments

- Valentino Chenko, Sister City Los Banos & Munoz: support sister city program and friendship city designation—consent calendar item.
- Darryl Dicky: 29 weeks of the year with green waste on street. Seeing enormous green piles, 50 foot piles, 10 times bigger than they are supposed to be.
- Jon Li: Davis Planning Commission should be attending League of California Cities Planning Commissioners Academy.
- Rebecca Paine, Connor Gormand, Lynne Nettler, Francisco, Carole Standingelk, and Ann Bressler spoke in support of consent calendar item Opposition to Dakota Access Pipelines. Comments included: Should not wait until end of meeting to hear item, many are in audience to see resolution passed. Public stance matters. City has opportunity to join ranks of other cities that support. Stand against private corporations and their unchecked power. Global issue.
- Alan Hirsch: City should consider asking UC Davis to include Nishi Gateway in their LRDP analysis.
- Alan Miller: Consent calendar item-Oppose proposed resolution related to Dakota Access Pipeline. City should deal with matters that only reflect Davis. Blocking one form of transportation will not block use or transportation of oil. Midwestern oil trains will not stop running unless people stop driving. Request Council drop resolution.
- Colin Walsh: Neighbors in College Park are not happy with what is proposed in LRDP related to Russell Fields. As community and campus become more dense, need to respect open spaces.

W. Arnold moved, seconded by R. Swanson, to amend the order of agenda items to discuss Opposition to Dakota Access Pipeline immediately following general public comments. Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis
NOES: None
ABSENT: Frerichs

Removed from Consent Calendar:

Public comments:

- Juliette Beck: Support indigenous rights, sovereignty, environment.

Opposition to Dakota Access Pipeline

- Alan Hirsch: Support resolution. Balancing act as to when to hear agenda items.

W. Arnold moved, seconded by R. Davis, to approve Resolution No. 16-146 - Supporting the Opposition to the Dakota Access Pipeline Process and Project. Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis

NOES: None

ABSENT: Frerichs

Public Hearing: Revenue & Pricing Policy; Cost Recovery Targets; Modifications to the Funding Distribution of the Parks Maintenance Tax for FY 2017-18; Fees & Charges for Recreation Programs, Services & Public Facility Rental Fees

Parks & Community Services Director Dale Summersille: Recommendations vetted through Recreation & Park and Finance & Budget Commissions.

Community Services Superintendent Christine Helweg: Community outreach process to seek input from user groups, series of community meetings, reviewed by commissions. Overview of proposed policy changes, summarized proposed fees.

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

W. Arnold: Request check-in on participation levels 1 year after implementation

R. Davis: Consider how other cities are providing services. Alternative ways, such as non-profits. Subsidies – actual percent provided, dollar amount of extra revenue derived.

B. Lee moved, seconded by W. Arnold, as follows: :

1. Approve Resolution No. 16-147 - Adopting the Revenue and Pricing Policy, Establishing Fees and Charges for Recreation Programs, Services and Public Facilities and Modifying the Funding Distribution of the Parks Maintenance Tax for FY2017-18 for the Parks & Community Services Department
2. Receive Fee Subsidy/Scholarship summary information and direct staff to come back with specific recommendations on potential alternative program models as recommended by the Recreation and Park Commission

Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis

NOES: None

ABSENT: Frerichs

D. Brazil: Will look at revenue amounts as well as participation levels

City Council recessed at 8:19 p.m. and reconvened at 8:27 p.m.

Update of City's Investment Policy

Monique Spyke: PFM Asset Management: Overview of policy and strategy. City's principal investment objectives: safety, liquidity, yield.

R. Swanson moved, seconded by B. Lee, as follows:

1. Approve Resolution No. 16-148 - Adopting City of Davis Investment Policy, as amended to include greater restrictions related to weapons manufacturing and fossil fuels
2. Staff to provide a check-in after three months
3. Council to participate in iterative process on potential changes regarding maximum allocation

Consultant Clarification: Organically phase in policy changes, come back in a couple months with check in.

P. Day: Investment Policy is reviewed annually; investment information is provided in quarterly treasurer's report.

Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis

NOES: None

ABSENT: Frerichs

Revised Street Standards

Assistant City Engineer Brian Mickelson: Existing standards adopted in 1991, summarized changes. Staff recommendation: Adopt Working Group Recommendations for 11 ft. lanes for major arterials. The inside lane against the median would have 1 ft. added to it, consistent with the General Plan Transportation Element.

Public comments:

- Mont Hubbard, Bike Davis: New standards are 10 ft. for minor but 11 ft. for major. Narrower lanes are safer. Should be 10 ft. lanes for major arterials.
- Diane Swan, Bike Davis: Safety analysis should focus on injury. Use design elements to affect behavior and lower speeds. Both too narrow and too wide increase crashes. Pedestrians and bicyclists have increased risks.
- Anthony Palmere, Unitrans/Working Group: Unitrans is comfortable supporting narrower lanes in new street standards. Operating envelope of bus is 10.5 ft. wide. Wider vehicles can be accommodated in narrower lanes if they are designed with buses in mind. Yolobus has much of their operation on higher speed roads, and wider is safer; operate in rural and more isolated suburbs. Unitrans vision is more pedestrian oriented environment.
- Alan Miller: Consider adopting standard that pedestrians and bicyclists come first in design and autos come second. San Francisco is considering new design for streets "protected bike lane" and "protected street" where bike lanes are placed on inside of parking.
- Alan Hirsch: Complete streets include trees, should include review by Tree Commission. Tree setback from gutter is important, 3 feet for maintenance as well as safety. Certain trees inappropriate for certain hardscapes. Narrower lanes are safer. Arterials are defined by volume traffic.

- Steve Tracy, Bike Davis/Working Group: Narrow lane is best tool to address speeds. Would like to see process that documents when city exercises judgment as to lane widths. Should restrict at 10 ft., don't need buffer against medians.

R. Swanson moved, seconded by W. Arnold, to approve street widths as follows: 10 ft. in core on both sides. 10 ft. travel lanes on inside, 11 foot on outside for major arterials.

W. Arnold moved substitute motion, seconded by R. Davis, to approve maximum 10 ft. lanes everywhere in the city. Substitute motion failed by the following vote:

AYES: Arnold, Davis
 NOES: Lee, Swanson
 ABSENT: Frerichs

Main motion failed by the following vote:

AYES: Swanson
 NOES: Arnold, Lee, Davis
 ABSENT: Frerichs

B. Lee moved, seconded by R. Swanson, to approve 10 ft. on inside lane, 10.5 ft. on outside lane. Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis
 NOES: None
 ABSENT: Frerichs

W. Arnold moved, seconded by R. Swanson, to approve Resolution No. 16-149 – Adopting the 2016 Public Works Section V Transportation System Design Standards with the approved street widths as set above. Motion passed by the following vote:

AYES: Arnold, Lee, Swanson, Davis
 NOES: None
 ABSENT: Frerichs

Public Comment Procedures at City Council Meetings

B. Lee: Suggest default of 2 minutes. Based on number of people lining up, Mayor has discretion to increase length. If few than 10 people, Mayor can increase. Allows people to plan for 2 minutes, but might have as long as 3.

Public comment:

- Alan Miller: Optimal time is 2.5 minutes. 2 minutes is a bit limiting, but 3 minutes is not necessary.
- Alan Hirsch: Comfortable with two minutes. Giving groups more time is a good idea. Writing Council ahead of time is a good idea. Stability is important, people want to know what to expect, legitimacy. Going back to smaller times with exceptions is appropriate.

- Colin Walsh: Public comment is important part of meeting. Like rules as they were set out, 3 minutes. Want to encourage participation two minutes may seem very short.
- Eileen Samitz: Concerned about changing policy. Meetings are about public input. Procedures should stay in place.
- Connor Gormand: Keep 3 minutes default, can reduce to minimum of 2 minutes but no lower.

W. Arnold: Support 3 minutes

R. Swanson: Consider general public comment 2 minutes with up to 3 minutes during comments on regular items.

R. Davis: Ask for more time to manage meetings utilize current tools, maintain 3 as default. Will call for a show of hands from everyone who wants to speak, then ask for 1 minute to speak first, followed by 2 minutes, then 3 minutes. Encourage people to designate spokesperson. Will refer to rules before each item. Council consensus.

City Council
Brief Commu-
nications

None

Long Range
Calendar

R. Davis: Next regular meeting on October 25 (changed from October 18). Closed session only on October 11.

Adjournment

Meeting was adjourned at 10:52 p.m.

Zoe Mirabile
City Clerk