

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of July 10, 2018

The City Council of the City of Davis met in special session beginning at 5:30 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California. The meeting was called to order by Mayor Lee.

Roll Call:

Councilmembers Present: Will Arnold, Dan Carson, Lucas Frerichs, Gloria Partida, Brett Lee

Councilmembers Absent: None

Other Officers Present: City Manager Mike Webb, City Attorney Harriet Steiner, City Clerk Zoe Mirabile

Approval of Agenda L. Frerichs moved, seconded by W. Arnold, 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 Labor Negotiators.

Agency Designated Representatives: City Manager Mike Webb; Assistant City Manager Kelly Stachowicz; Human Resources Administrator Janet Emmett; Patrick Clark, Patrick Clark Consulting

Employee Groups/Organizations (under discussion): Davis City Employees Association; Firefighters Local 3494; Fire Management; Unrepresented Employees

B. Conference with Legal Counsel – Anticipated Litigation: Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: 1 case.

City Council returned to open session at 6:43 p.m. with no reportable action.

City Manager Announcements City Manager Mike Webb: Park re-openings—Putah Creek playgrounds, Covell Greenbelt, Central Park playground. July 4th celebration held. Upcoming events—Davis Downtown participatory design workshop July 10-14; City Hall at the Farmers Market July 14; Hacienda Park renovation neighborhood meeting July 16.

Clarification on consent calendar items—surveillance technologies: Items are to set public hearings for future date to discuss use of technologies. Public hearing date will be August 28, 2018.

City Council Announcements None

Public Comments

- Alan Miller, Robert Canning, and Carl Rundgrant: Lot at 203/209 J Street. PG&E has ignored neighborhood concerns; not able to have direct input to PG&E process. Support upcoming neighborhood meeting.
- Stephanie Parerra: Support funding \$173,000 minimum toward police oversight body.
- Phyllis Yorke and James Garver: City should rescind approval of 201 Russell Blvd. renovation. Notice of appeal of zoning. Does not meet requirements of residential restricted zoning.
- Tracey Dewitt: Interested in opening up cannabis delivery business in future.
- Norbie Kumagai: Thanks to elected officials and staff for support during trying times, as well as local churches.

Consent Calendar

Professional Services Agreement to Perform Whole Effluent Toxicity (WET) Testing for the City's Wastewater Monitoring Program
Approved Resolution No. 18-127 – Authorizing the City Manager to Execute an Agreement with Pacific Ecorisk Analytical Laboratory for Acute and Chronic Whole Effluent Toxicity Testing (WET) Testing

Heating, Ventilation and Air Conditioning (HVAC) Preventative Maintenance Agreement for City-Owned Facilities
Approved Resolution No. 18-128 – Authorizing the City Manager to Execute a Preventative Maintenance Agreement with ACCO Engineered Systems for HVAC Systems

Increase Construction Contingency for the Veterans Memorial Center Renovation Project, CIP No. 8233

1. Approved Resolution No. 18-129 – Allocating Additional Contingency Funds for the Veterans Memorial Center Renovation Project, CIP No. 8233
2. Approved Budget Adjustment #152-FY17/18 (\$75,000) – allocating Facilities Management Maintenance Funds

Memorandum of Understanding with the Davis Live Music Collective and Its Affiliate Music Only Makes Sense
Approved Resolution No. 18-130 – Authorizing the City Manager to Enter Into a Memorandum of Understanding Between the City of Davis, and the Davis Live Music Collective, and Its Affiliate Music Only Makes Sense

DavisPathways Agreement Amendment with Yolo Housing
Approved Resolution No. 18-131 – Amending the Existing Intergovernmental Agreement with Yolo Housing to Operate the Getting to Zero Voucher and Supportive Services Program

City Council Meeting Schedule for Legislative Year 2018-2019
Approved Resolution No. 18-132 – Establishing Meeting Dates for Legislative Year 2018-19

Allocation of Revenue and Expenditures for Rental Resources Program
Approved Budget Adjustment #148-FY17/18 (\$111,073) – allocating revenue received and expenditures

Appropriation for Underpayment of Court Revenue
Approved Budget Adjustment #153-FY17/18 (\$168,765) – appropriating general funds to pay the State for the underpayment of the County's share of parking revenues from July 2008 through September 2016

Grand Jury Response - Improving the Yolo County Libraries and Archives
Approved formal City response to the 2018 Improving the Yolo County Libraries and Archives Grand Jury Report

Civic Arts Commission Action Items – Meetings of February 12, April 9, and May 14

1. Received the Civic Arts Commission Minutes as informational
2. Approved commission recommendation to pursue consolidation of city-held public artwork not currently considered as part of the Art in Public Places inventory in order to ensure proper long-term care and maintenance
3. Approved commission recommendation to allocate Municipal Arts Funds toward public art commissions as part of improvement projects at the Senior Center (\$5,000) and Third Street Improvement project (\$5,500)

Civic Arts Commission Action Item – Meeting of June 11; Poet Laureate Appointment

1. Received the Civic Arts Commission Minutes as informational
2. Approved commission recommendation to appoint James Lee Jobe as the next City of Davis Poet Laureate to serve a two-year term from September 2018-September 2020

Commission Minutes:

- a. Bicycling, Transportation, and Street Safety Commission Meeting of May 10, 2018
- b. Finance and Budget Commission Meeting of May 14, 2018
- c. Senior Citizen Commission Meetings of March 8, April 12, May 10, and June 6, 2018

Informational

Emergency Procurement of Equipment Component for Clortec Onsite Sodium Hypochlorite System at Manor Pool

Approved Resolution No. 18-133 - Awarding Equipment Purchasing Contract to De Nora Water Technologies Texas, LLC for the Purchase and Installation of Clortec Onsite Sodium Hypochlorite System

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

Removed from
Consent Calendar:

Item removed by D. Carson.

Conduct Access
and Connections
Study of
the Davis
Amtrak Station

City Manager Mike Webb: Development of concepts for future use of site. Economic feasibility and economic impact analysis will be included.

D. Carson moved, seconded by L. Frerichs, to approve Resolution No. 18-134 – Approving a Professional Services Agreement with Fehr and Peers to Conduct an Access and Connections Study of the Davis Amtrak Station. Motion passed unanimously.

Surveillance
Technologies –
Impact Reports
and Use Policies

Items removed by L. Frerichs and G. Partida.

Surveillance Technologies – Impact Reports and Use Policies:

1. Cellebrite Universal Forensic Extraction Device
2. Covert Personal Recording Devices
3. GeoTime
4. GPS Tracking Device
5. Remote Public Safety Cameras
6. Trail Cameras
7. Public Works Security Cameras at City Owned Locations

Public comments:

- Francesa Wright, People Power: Policies should have more detail in certain sections. Request staff provide report on performance measures.
- Connor Gorman: Hearings should be postponed until Police Accountability Commission is formed and able to discuss.
- Stephanie Parerra: Concern over need to use technologies in the first place. Will harm marginalized people and those fighting police abuse.

City Manager Mike Webb: Opportunity during 30-day public hearing notice for people to submit questions to staff. Public hearing is opportunity to have dialogue with Council.

By consensus, City Council accepted as informational items.

Trauma and
Grief Support
Program

Police Chief Darren Pytel: Volunteer program serving with the Davis Police and Fire Departments. Types of assistance: Offer comfort through presence, contact and enlist victims' support systems, referrals to resources, follow transport to hospital, perform or assist with death notifications.

Public comments:

- Connor Gorman: Suggest expand services outside public safety when pos-

sible.

- Stephanie Parerra and Luanna Villanueva: Program leaves out victims of police brutality and criminal justice system.
- Robert Canning: Program can provide support not only to public, but also to officers.
- Tim Hoban: Support

City Council recessed at 8:02 p.m. and reconvened at 8:10 p.m.

City Council
Meeting Pro-
cess

B. Lee meeting process and protocol recommendations:

- Individual public comment limited to 2.5 minutes
- General public comment duration limited to 45 minutes at the beginning of the meeting with additional public comment at the end of the meeting for anyone who was not able to speak earlier.
- A mid-meeting break included in the agenda, to help keep meeting items closer to the scheduled times listed on the agenda.
- Use of a timer clearly visible to the audience
- Modifications to staff reports to ease review by Council and the public
- Direct staff to return with a proposed schedule of joint discussions with commissions

Public comments:

- Alan Miller, Robert Canning, Eileen Samitz, Roberta Milstein, Anne Mathis, Ron Glick, and Stephanie Parerra: Oppose 45 minute comment limit. Should not split public comment into 2 sections or limit individual public comment to 2.5 minutes.
- Luanna Villanueva, Tim Hoban, Connor Gorman, and Alan Hirsch: Should keep or extend public comment period. Additional meetings would allow more public comment. Support joint Commission meetings.

City Attorney Harriet Steiner: Many cities take general public comment only on non-agendized items without allowing people to speak early on agendized items.

D. Carson: Support 45-minute general comment block, moving rest to end of meeting. Prioritize comments on consent calendar items so people able to speak prior to action.

L. Frerichs: Consistency in staff reports regarding commission recommendations. Every commission that has reviewed a project needs to be easy to see, towards the front. Joint discussions with commissions—support check ins.

W. Arnold: Support mid-meeting break, timer clearly visible to the audience, modifications to staff reports to ease review, and joint discussions with commissions. Support requesting speakers at 1-2-3 minute intervals. Get a sense of how many want to speak. If many, limit comment times.

G. Partida: Support 1-2-3. Ok with limiting per person if many want to speak. Should not agendize multiple contentious items. Consider adding meetings if needed.

B. Lee: Will try 45-minute allotment for general public comment, ask for how many want to speak. If over 15, then limit to no less than 2 minutes each. If exceed 45 minutes based on how many commenters, Council will determine if 2 minutes or 2.5 minutes. Will work with staff to come up with realistic agenda timings.

2018-2020 City Council Liaison Appointments

Public comments:

- Beth Doby and Helen Thompson, Unleashing the Possibilities: Raising private monies for new animal shelter. Urge city to become part of Animal Shelter JPA.
- Roberta Milstein and Todd Edelman: Council Liaison roles are important. Helpful to have Councilmember present to hear commission conversations.
- Alan Hirsch: Overdue reform of tree ordinance. Need to move item forward.

W. Arnold moved, seconded by D. Carson, to approve the Council Liaison assignments with modifications to the following: Downtown Plan Advisory Committee, Open Space and Habitat Commission, Police Accountability Commission, Yolo County Housing, and Yolo Habitat Conservancy. Motion passed unanimously.

W. Arnold moved, seconded by L. Frerichs, to approve new subcommittee assignments. Motion passed unanimously.

Tentative Meeting Schedule

G. Partida: Agendize giving meters. Agendize report from homeless coordinator.

D. Carson: July 31 meeting—grand jury response on consent: May need to be regular item or postpone to August 28.

Public comments:

- Connor Gorman and M. E. Gladdis: Surveillance items should be taken individually. Allow public to discuss and provide feedback.

Council consensus: Closed session meeting will be held on July 24 at 6pm.

City Manager Mike Webb: Will be on vacation, may be able to teleconference.

Adjournment

Meeting was adjourned at 9:55 p.m.

Zoe Mirabile
City Clerk