

MINUTES OF THE MEETING OF THE DAVIS CITY COUNCIL  
MAY 10, 2005

The City Council of the City of Davis met in regular and closed session at 6:00 p.m. in the Community Chambers, 23 Russell Blvd., Davis, California. The meeting was called to order by Mayor Asmundson.

Roll Call: Councilmembers Present: Sue Greenwald, Ted Puntillo, Stephen Souza, Don Saylor, Ruth Asmundson.

Councilmembers Absent: None.

Other Officers Present: City Manager James Antonen, City Attorney Harriet Steiner, City Clerk Bette E. Racki.

Approval of Agenda T. Puntillo moved, seconded by S. Souza, approval of the agenda as submitted. The motion passed by the following vote:

AYES: Greenwald, Puntillo, Saylor, Souza, Asmundson.  
NOES: None.

Closed Session The City Council ordered a closed session of the City Council be held for the purpose of discussing and, if necessary, taking action on the following issue:

A. Conference with Legal Counsel – Existing Litigation pursuant to subdivision (a) of §54956.9. Sacramento Valley Limited Partnership dba Verizon Wireless v. City of Davis, Case Number CIV.S-04-0744 LKK DAD.

Council moved into closed session and upon returning to open session, Mayor Asmundson announced no reportable actions were taken in closed session.

Ceremonial Presentations:

A. Proclamation Declaring May 2005 Teen Pregnancy Prevention Month Mayor Asmundson presented a Proclamation Declaring May 2005 as Teen Pregnancy Prevention Month.

Teen Pregnancy Prevention Month

Students from Woodland Unified School District presented information on teen pregnancy pointing out that the number of teen pregnancy has decreased, however, there is need for more education directed towards teens. They thanked Council for declaring May Teen Pregnancy Prevention Month.

Council, City Manager and City Attorney Communications.

a. Finance & Budget Commission Meeting.

Councilmember Souza stated the Finance and Budget Commission reviewed the city budget and Covell Village fiscal analysis. A report will be coming to Council.

b. Yolo County Transit Board Meeting.

Councilmember Puntillo attended the Yolo County Transit Board meeting where they discussed their goals for the next five years. The discussion including earmarking retail tax for transportation.

c. Division Meeting of League of California Cities Meeting.

Councilmember Saylor and City Manager Antonen attended the division meeting of the League of California Cities in the City of Redding. They reported on the events that took place.

Public Comment

Freddie Oakley, County Clerk, stated Yolo County Elections Office purchased new voting equipment that will support choice voting if there is a decision to go to a choice voting system.

She stated the reason she is before the Council is to speak about an early voting project that was conducted at the University of California, Davis. The early voting project was conceived by Brian McGinnis and Norbie Kumagai and was successful resulting in the Elections Office extending early voting in Yolo County to include locations in West Sacramento and rural Yolo County. She stated early voting removes a barrier to voting resulting in increased voting during the last presidential election.

Brian McGinnis, Director on Board of Associated Students UCD, spoke about the voting turnout of students as result of early voting.

Ellie Fairclough, Assistant to Congressman Thompson, thanked Brian McGinnis for his work on this project and read a congressional report honoring Brian.

Melissa Tofoya spoke about her work with political outreach and ways to increase voter registration.

Norbie Kumgai reported students are voting in larger numbers.

Jim Barrett spoke about choice voting and bringing the vote to the people.

Consent Calendar.

Plans, Specification and Estimate Approval for Senior Center/King High Parking Lot Resurfacing, Program No. 4512.

Approved.

Facility Fee Waiver Requests:

League of Women Voters Request for Use of the Community Chambers and Videotaping Equipment/Services (\$791.00).

Approved budget adjustment #61.

Kappa Alpha Theta Request for Use of Central Park for a Fundraising Event. (\$104.00).

This item was removed at the request of a citizen for further discussion and separate vote.

Model United Nations Request for Use of 3<sup>rd</sup> & B Center for Social Event (\$729.50).

This item was removed by S. Greenwald for further discussion and separate vote.

Bicycle Safety Video Produced by City Departments to Assist With Numerous Bicycle Safety Issues.

Informational.

Resolution No 05-54 - of the City Council of the City of Davis in Support of Senate Bill No. 1 Million Solar Roofs Initiative.

Approved.

Ordinance No. 2202 - Amending Chapter 33 of the Davis Municipal Code Relating to Sewer Rates.  
Adopted (Introduced 5/3/05).

Ordinance No. 2203 - Amending Chapter 33.07 of the Davis Municipal Code Relating to Storm Sewer Water Quality Rates.  
Adopted (Introduced 5/3/05).

Ordinance Amending Section 40.01.090 of Chapter 40 of the City of Davis Municipal Code to Rezone Approximately 5.14 Acres of the Parcel Located at 3058 & 3060 Sycamore Lane from Planned Development (P-D) #2-90 (Single-Family Residential) to Planned Development (P-D) #17-03 (Single-Family Residential) – Cassel Estates Subdivision.  
This item was removed by S. Greenwald for further discussion and separate vote.

Resolution Authorizing the Parks and Community Services Director to Approve Fee Waiver Requests for City Facilities Through an Administrative Process.  
This item was removed by S. Greenwald for further discussion and separate vote.

S. Greenwald moved, seconded by S. Souza, approval of the Consent Calendar as submitted. The motion passed by the following vote:

AYES: Greenwald, Puntillo, Saylor, Souza, Asmundson.  
NOES: None.

Fee Waiver Request by Kappa Alpha Theta for Use of Central Park for Fundraising Event.

Rebecca Heaton, Kappa Alpha Theta, requested that Council grant a fee waiver for the use of Central Park for a benefit concert to support CASA.

Parks and Community Services Director Donna Silva stated staff recommends denial of the request because it does not meet the established criteria. She spoke about a resolution on the agenda to change the fee waiver policy.

Following discussion, T. Puntillo moved to grant fee waiver request from Kappa Alpha Theta. The motion failed due to lack of a second.

Fee Waiver Request from Model United Nations for Use of 3<sup>rd</sup> & B Center.

S. Greenwald moved, seconded by R. Asmundson, approval of fee waiver request from Model United Nations for use of 3<sup>rd</sup> & B Center as it is an economic benefit for the City. The motion passed by the following vote:

AYES: Greenwald, Puntillo, Saylor, Asmundson.  
NOES: Souza.

Resolution 05-55 -- Authorizing the Parks and Community Services Director to Approve Fee Waiver Requests for City Facilities Through an Administrative Process.

D. Saylor moved, seconded by S. Souza, approval of Resolution 05-55 Authorizing the Parks and Community Services Director to Approve Fee Wavier Request for City Facilities Through an Administrative Process. Appeals will be forwarded to the City Manager or his/her designee. Staff will prepare quarterly reports to the City Council regarding the status of fee waivers request. The motion passed by the following vote:

AYES: Greenwald, Puntillo, Saylor, Souza, Asmundson.  
NOES: None.

S. Greenwald moved, seconded by R. Asmundson, to direct staff to revise the application to require the applicant to define the economic development activities and clarify other matters that may be beneficial to the city for waiving fees. Staff and Council Subcommittee will review the application. The motion passed by the following vote:

AYES: Greenwald, Puntillo, Saylor, Souza, Asmundson.  
NOES: None.

Public Hearing: Extension of Urgency Ordinance Addressing High Bedroom County Additions/ Modifications to Single/ Two Family Dwellings

Community Development Director Bill Emlen provided background information on Urgency Interim Zoning Ordinance No. 2200 adopted by Council on April 5, 2005 and set to expire on May 20, 2005. The ordinance established a moratorium on new building permits in R-1, R-2, R-R and similarly zoned planned developments that would result in more than five bedrooms within a dwelling. Pursuant to State law, the moratorium may be extended for an additional ten months and fifteen days until April 4, 2006.

Mayor Asmundson opened the public hearing and hearing no comments closed the public hearing.

Following discussion, S. Greenwald moved, seconded by D. Saylor, adopt Urgency Ordinance 2204 – Extension of Urgency interim zoning Ordinance Establishing a Moratorium on Any and All New Building Permits for Certain Types of Interior Modifications and Building Additions Proposed to Existing Single or Two Family Dwellings that Result in Additional Bedrooms in the R-1, R-2, R-R and Similarly Zoned Planned Developments from may 21, 2005 Through and Including April 4, 2006 Unless Extended by Further Action of the City Council to Take Effect Immediately.

The motion passed by the following vote:

AYES: Greenwald, Puntillo, Saylor, Souza, Asmundson.  
NOES: None.

Presentation of City Manager's Proposed Budget for Fiscal Year 2005/2006

City Manager Jim Antonen presented the proposed budget for fiscal year 2005/06 and provided a general overview of the budget, summarized highlights and identified issues for Council consideration.

Finance Director Paul Navazio reviewed General Plan Expenditures, staffing trends since 96-97 to 05-06, General Fund revenues including the General Fund revenues forecast from 2002 to 2011. He explained the five year forecast for the general fund expenditures and revenues. He spoke about the Governor's proposed budget which can change over the next six months. He discussed the anticipated impact to the budget with and without the renewal of the Park Preservation Tax.

Written Communications

Correspondence from Yolo County Visitors Bureau regarding tourism.  
Informational.

Correspondence from Old North Davis Neighborhood Association regarding School District headquarters property.  
Informational.

Correspondence from Steve Hamilton, The Urban Environmental Affairs Council, regarding proposed A ^ A Ready Mixed Concrete Cement Import Facility to be established within the Port of Sacramento.  
Informational.

Correspondence from David Thompson, Neighborhood Partner, LLC., regarding development impact fees.  
Referred to Finance and Community Development Departments.

Adjournment

The meeting adjourned at 8:35 p.m. to the next regularly scheduled meeting.

Respectfully submitted,

BETTE E. RACKI, City Clerk