

MINUTES OF THE DAVIS CITY COUNCIL
MEETING OF JUNE 20, 2006

The City Council of the City of Davis met in regular session beginning at 6:31 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, Don Saylor, Stephen Souza, Ruth Asmundson

Councilmembers Absent: None

Other Officers Present: City Manager Bill Emlen, City Attorney Harriet Steiner, City Clerk Margaret Roberts

Approval of Agenda T. Puntillo moved, seconded by D. Saylor, approval of the City Council regular agenda as submitted. The motion passed by the following vote:

AYES: Asmundson, Greenwald, Saylor, Souza, Puntillo

NOES: None

Country Clerk Freddie Oakley gave an update on the June 6, 2006 election process and reporting. She discussed the fact that the voting technology was decertified and therefore new voting system was necessary. The final canvas was the first to the Secretary of State for the entire state.

Graffiti Abatement Presentation S. Dietrich gave a presentation on the graffiti abatement program. She provided information on the activities around Davis as well as the success of the program.

Public Comment R. Mills spoke to number twelve of the ground rules adopted by the council and stated that he would like to see the Council look at all the facts on issues prior to making a decision.

J. Murray-Garcia spoke to the police-community relations.

There were six citizens that spoke regarding the Buzayan case, three citizens on police issues and three on the behavior of the Human Relations Commission.

Consent Calendar Resolution 06-100 Designating Official Recordings of City Council, Boards and Commissions Meetings
Approved

Human Relations Commission Regular Meeting of April 27, 2006
Informational

Safety Advisory Commission Regular Meeting of May 4, 2006
Informational

Senior Citizen Commission Regular Meeting of May 11, 2006
Informational

Planning Commission Regular Meeting of May 24, 2006
Informational

Historic Resources Management Commission Regular Meeting of April 17, 2006
Informational with the following exceptions:

Acknowledge the preference of the Historic Resources Management Commission

regarding the tank house, and address issues of preservation through the ongoing EIR process

Budget Adjustment #95 (\$46,126) – Contract Amendment for the Second Street Crossing EIR Contract with Raney Planning and Management
Approved

Resolutions Fixing Tax Rates for Community Facilities Districts 1990-1, 1990-2, 1990-3, 1990-4, 1990-5 and 1991-2 for the Fiscal Year 2006/2007; Certification of Special Tax
Community Facilities District 1990-1 – Resolution 06-101
Community Facilities District 1990-2 – Resolution 06-102
Community Facilities District 1990-3 – Resolution 06-103
Community Facilities District 1990-4 – Resolution 06-104
Community Facilities District 1990-5 – Resolution 06-105
Community Facilities District 1991-2 – Resolution 06-106
Approved

Resolutions Determining Excess Funds and Directing Application Thereof for University Research Park Assessment District and Parking District No. 3; Certifications of Assessment
Excess Funds for University Research Park Assessment District – Resolution 06-107
Excess Funds for Parking District No. 3 – Resolution 06-108
Approved resolutions and authorize Mayor to sign Certifications of Assessment

Resolution 06-109 Approving the Contract Award for Dummand Avenue / Alhambra Drive Improvements, CIP No. 8145

Zoe add: Budget Adjustment #97 (\$22,597)
Approved

Ordinance Amending Section 22.07.030 of the Municipal Code of the City of Davis Adding a Stop Sign on Third Street and D Street
Introduced

Approval of Plans, Specifications and Estimate for VMC Theater Rigging Rehabilitation Project, CIP 8160 and Authorize the City Manager to Award the Project
Approved

Budget Adjustment #96 (\$60,000) – Allocating Funds to Create a New CIP
Approved

Resolution 06-110 Authorizing the City Manager to Execute Agreement No. C05-00261E, Amendment 1 with the University of California Davis, TDA Pass Through for Partial Funding of the Operation and Maintenance of Unitrans
Approved

Resolution 06-111 Authorizing the City Manager to Submit and Execute the FTA Grant Application for the University of California Davis, for the Operations and Capital Assistance Project Number CA-90-Y453
Approved

Approval of Plans, Specifications and Estimate for Putah Creek Bicycle Path Lighting, Dark Sky Light Conversions Project, CIP No. 8130
Approved

Approval for the Putah Creek Bicycle Path Lights to Remain on All Night As Part of

CIP Project 8130
Approved

Authorize the City Manager to Sign an Agreement for Yolo County Fire Services Mutual Aid
Approved

Ordinance 2255 Amending Section 22.08.310 of the Municipal Code of the City of Davis Relating to Parking – Prohibiting Parking on South Side Cowell Boulevard
Adopted (Introduced 06/13/2006)

Ordinance 2256 Amending Section 22.07.030 of the Municipal Code of the City of Davis Relating to Stop Intersection Designation – Hartley Street at Sloan Street
Adopted (Introduced 06/13/2006)

T. Puntillo moved, seconded by S. Greenwald, approval of the consent calendar as submitted. The motion passed by the following vote:

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

Items pulled from the Consent Calendar

Approval to Maintain the Existing Parking Restrictions on B Street 8th Street to 14th Street; No Parking 7 a.m. to 6 p.m. – Monday through Friday

T. Puntillo moved, seconded by R. Asmundson, approval to maintain the existing parking restrictions on B Street, 8th to 14th Streets; no parking 7 a.m. to 6 p.m. – Monday through Friday.

Substitute motion by S. Greenwald, D. Saylor seconded to agendaize this for a future meeting for a public hearing and discussion.

R. Namazi advised that over 300 notices were mailed out and for this meeting as well.

D. Saylor advised that there has been enough conversation to warrant the item to be held over to another meeting.

The substitute motion passed by the following vote:

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

Urgency Ordinance of the City of Davis Approving and Adopting Final Budget of the City of Davis for the Fiscal Year 2006/2007

B. Emlen introduced the item.

D. Saylor moved, seconded by T. Puntillo, approval of Urgency Ordinance 2257 approving the final budget for fiscal year 2006/2007. The motion passed by the following vote:

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

Resolution Adopting a General Fund Reserve Policy for the City of Davis

S. Souza moved, seconded by D. Saylor, approval of Resolution 06-112, adopting a General Fund Reserve Policy. The motion passed by the following vote:

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

Resolution Adopting an Updated City of Davis Investment Policy

S. Souza moved, seconded by D. Saylor, approval of Resolution 06-113, adopting an updated city of Davis Investment Policy. The motion passed by the following vote:

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

Continued Public Hearing:

The Public Hearing on the SW Corner of Fifth Street and Alhambra Boulevard, and NW Corner of Mace Boulevard and Alhambra Boulevard – Rezoning and General Plan Amendment, Residential Use and Neighborhood Retail Use was opened and continued to the meeting of June 27, 2006

Public Hearing: Proposed Fiscal Year 2006/2007 Sanitation Rates

B. Weir introduced that item and advised that this is the annual increase in rates as well as an amendment for the Davis Waste Removal Company contract. He discussed green waste issues.

The public hearing was opened and with no comments was closed.

Resolution Approving Sanitation Rates, effective September 1, 2006

T. Puntillo moved, seconded by S. Greenwald, approval of Resolution 06-114, approving sanitation rates effective September 1, 2006. The motion passed by the following vote:

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

Resolution authorizing the City Manager to Execute Amendment No. 1 to the Agreement with Davis Waste Removal Company (DWR) to Adjust Contractor Payment Rates Effective August 1, 2006

T. Puntillo moved, seconded by S. Souza, approval of Resolution 06-115, authorizing the City Manager to execute Amendment No. 1 with Davis Waste Removal Company (DWR) to adjust contractor payment rates effective August 1, 2006. The motion passed by the following vote:

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

Target Store/Second Street Crossing Application – Proposed Location at Eastern Intersection of Faraday Avenue and Second Street

B. Emlen introduced the item briefly and provided updates from the information that came up from the last meeting. The key recommendation at this time from staff is for the Council to take action and then have the voters ratify their decision in the November election. M. Webb advised that the applicant has expressed an interest in option B as recommended in the staff report.

Motion by S. Souza, seconded by D. Saylor to extend the time limit to 9:00 and then close public comments and deliberate.

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

There were twenty members of the public against, three for and three without an opinion on the Target project moving forward.

Motion made by S. Souza that the public sit down and he asked Samantha leave as requested and if not, then he asked that the meeting be adjourned until 4:30 tomorrow. There have been 163 comments made on this item. The Council must be allowed to conduct business.

S. Greenwald moved, seconded by D. Saylor to proceed with the discussion on this

item tonight, motion carried unanimously.

T. Puntillo amended his motion to start with the EIR and work towards option B; D. Saylor agreed to this amendment.

Motion for order of discussion to begin with option B, motion carried.

Staff answered a multitude of questions from the Council on the project.

D. Saylor moved, seconded by T. Puntillo approval of Resolution 06-115 certifying the EIR (SCH #2005062142) with findings of fact, statement of overriding considerations, and mitigation monitoring plan. The motion carried by the following vote:

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

D. Saylor moved, seconded by T. Puntillo to uphold Appeal Application #04-05, thereby reversing the Planning Commission determinations made at the May 24, 2006 public hearing. The motion carried by the following vote:

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

H. Steiner advised that to place this on the ballot, as one action, it would be easier to do with one ordinance. The discussions could take place on each topic prior to that.

D. Saylor moved, seconded by T. Puntillo to have the first reading of the consolidated ordinance to approve placing this item on the ballot and come back next week for second.

The motion carried by the following vote:

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

D. Saylor moved, seconded by S. Souza to direct staff to draft resolution to place a binding measure on the ballot in November. Motion carried by the following vote:

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

Update Report on
Surface Water and
Wastewater Projects
City Council Com-
munications

This item will be heard at the July 11, 2006 Council meeting.

Next week's meeting will begin at 4:30 with closed session.

T. Puntillo would like to agendize the Human Relation Commission's membership and other matters related to this commission for the next Council meeting.

Adjournment

The meeting adjourned at 12:20 a.m.

Margaret Roberts, CMC

MINUTES OF THE DAVIS REDEVELOPMENT AGENCY
MEETING OF JUNE 20, 2006

The Redevelopment Agency of the City of Davis met in regular session beginning at 6:31 p.m. in the Community Chambers, 23 Russell Blvd., Davis, California. All meetings were called to order by Mayor Asmundson.

Roll Call: Board members Present: Sue Greenwald, Don Saylor, Stephen Souza, Ted Puntillo, Ruth Asmundson

Board members Absent: None

Other Officers Present: Interim City Manager Bill Emlen, RDA Counsel Harriet Steiner, City Clerk Margaret Roberts

Approval of Agenda T. Puntillo moved, seconded by D. Saylor, approval of the Redevelopment Agency agenda as submitted. The motion passed by the following vote:

YES: Greenwald, Puntillo, Saylor, Souza, Asmundson

NOES: None

Resolution Approving the Expenditure of Supplemental Funding (\$66,000) to the Davis Downtown Business Association (DDBA) for the Marketing, Management and Promotion of the Downtown

K. Hiatt gave the background for this funding request.

T. Puntillo moved, seconded by S. Souza, approving RDA Resolution 1186, approving the expenditure of supplemental funding of \$66,000 to the Davis Downtown Business Association (DDBA) for the marketing, management and promotion of the downtown. The motion passed by the following vote:

AYES: Asmundson, Greenwald, Souza, Puntillo

NOES: None

ABSENT: Saylor

Resolution Authorizing Housing Loan for the Cesar Chavez plaza Project

J. Cochran gave a brief presentation on this request.

D. Saylor moved, seconded by T. Puntillo, approval of RDA Resolution 1187 authorizing a housing loan for the Cesar Chavez Plaza Project. The motion passed by the following vote:

AYES: Asmundson, Greenwald, Saylor, Souza, Puntillo

NOES: None

Urgency Ordinance Approving and Adopting Final Budget of the City of Davis for the Fiscal Year 2006/2007,

B. Emlen introduced the item.

S. Souza moved, seconded by S. Greenwald, approval of Urgency Ordinance 2257 approving and adopting final budget of the City of Davis for fiscal year 2006/2007 and providing for the post auditing of paid demand certified or approved as conforming to such approved Budget and determining the appropriations limits of the City of Davis pursuant to Article XIII-B of the State Constitution. The motion passed by the following vote:

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

Adjournment The meeting was adjourned at 12:20 a.m.

Margaret Roberts, CMC
Clerk of the Board