

MINUTES OF THE DAVIS CITY COUNCIL  
Meeting of May 1, 2007

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 Greenwald.

Roll Call: Councilmembers Present: Ruth Asmundson, Lamar Heystek (via Skype), Don Saylor, Stephen Souza, Sue Greenwald

Councilmembers Absent: None

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

Approval of Agenda R. Asmundson moved, seconded by D. Saylor to approve the agenda as amended. Motion passed unanimously by roll call vote.

Ceremonial Proclamations presenting the 2007 city of Davis Environmental Recognition Awards in honor of outstanding efforts to improve the environmental quality of life in and around Davis were presented in two categories: Individual, recognizing Charlie Rominger, and Non-Profit Organization, recognizing Unitarian Universalist Church of Davis.

Public Comment Comments and concerns expressed by citizens:

- Letter to the editor regarding the lighting around Davis – Suggested a Systematic process for reporting lights that are not functioning, web page for citizens to report lights that are out. Is there a performance clause in the PG&E contract for their portion of the maintenance and upkeep?

Brief Communications Members of the City Council made various announcements including local and regional events, and various meetings with other agencies that they attended.

Long Range Calendar discussed and there were no reports under AB1234.

Consent Calendar Resolution 07-063 accepting the dedication of a relinquishment of direct vehicular access at parcel map no. 4911 (Kaiser Foundation)  
Approved

Second Reading: Ordinance 2286 amending Section 22.07.030 of the Municipal Code of the City of Davis relating to stop intersection designation – Rockwell Drive  
Adopted (Introduced April 17, 2007)

Yolo County referral – wireless telecommunications antenna East of County Road 99, North of Covell Boulevard  
Encouraged Yolo County to grant the project proposal and approve the following comments as suggested conditions of approval:

- Encourage applicant to allow other service providers to co-locate antennas on the monopole where technically and economically feasible
- Require applicant to provide Radio Frequency tests of the site to confirm the antenna system will be in compliance with FCC standards per the estimated frequencies, and at the site distances, submitted to the City of Davis on March 13, 2007

City Council Minutes from the Regular Meetings of March 20 and April 17, 2007  
Approved

Historical Resources Management Commission Regular Meeting of March 19, 2007  
Informational

Safety and Traffic Advisory Commission Regular Meeting of March 1, 2007  
Informational

Planning Commission Regular Meeting of February 7, 2007  
Informational

Bicycle Advisory Commission Regular Meetings of February 12 and March 12, 2007  
Informational

Letter in opposition of Senate Bill 303 – proposed amendment to state housing element law  
Approved and Mayor authorized to sign

Resolution 07-065 establishing unit prices for the five three bedroom low/moderate affordable ownership units and approving additional buyer selection criteria for these low/moderate live-work units in the Parque Santiago Project located at 202 Ensenada Drive  
Approved

Proclamation designating the month of May 2007 as “Asian/Pacific American Heritage Month”  
Ceremonial

Proclamation declaring the week of May 20-26, 2007 as “National Public Works Week” in Davis  
Ceremonial

Status of SACOG fair share determination  
Informational

D. Saylor moved, seconded by S. Souza, approval of the consent calendar as listed above. Motion passed by the following roll call vote:

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

Resolution 07-064 authorizing a contract with Moore Iacofano Goltsman, Inc. for preparation of an update to the Park and Recreation Facilities Master Plan  
Approved

Second Reading: Ordinance 2285 amending Article 2.12 of the Davis Municipal Code relating to provisions of the Conflict of Interest Code  
Adopted (Introduced April 17, 2007)

D. Saylor moved, seconded by S. Souza, approval of Resolution 07-064 and Ordinance 2285 the following roll call vote:

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

Items pulled from consent

S. Souza moved, seconded by R. Asmundson Resolution 07-066 authorizing the City Manager to sign an agreement between the city of Davis and Mace Covell Gateway, LLC, for purchase of a 0.73 acre parcel to the city of Davis for the purpose of the Covell Boulevard Bicycle/Pedestrian Undercrossing, CIP No. 8121. The motion passed by the following roll call vote:

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

Public Hearing: Utility Rates for Sanitary Sewer, Water, Sanitation Fees and Davis Waste Removal Contract

B. Weir discussed the item and gave the information on the noticing that took place for this item.

The public hearing was opened.

C. Ehrlich spoke regarding the city to incorporate action towards global warming – simple and profound changes to how things are done.

Amendment

E. Duff spoke in protest of the increase due to limited income and what will happen to them.

M. Smith stated that she likes Davis' parks but they are not energy efficient. What is the city doing to cut down on water usage as well as the time to keep the lawns mowed?

With no further comments, the public hearing was closed.

The ordinance amending Chapter 33 of the Davis Municipal Code relating to sewer rates – Effective August 1, 2007 was introduced.

D. Saylor moved, seconded by R. Asmundson, approval of Resolution 07-067 authorizing customer rates for sanitation services effective August 1, 2007. Motion passed by the following roll call vote:

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

S. Souza moved, seconded by L. Heystek, approval of Resolution 07-068 authorizing the City Manager to execute Amendment No. 2 to the agreement with Davis Waste Removal Company, Inc., for waste removal services. Motion passed by the following roll call vote:

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

Presentation of the City Manager's Fiscal Year 2007/2008 Proposed Budget

B. Emlen introduced the item and P. Navazio presented the preliminary proposed budget.

P. Navazio will put together a list of information as questions come in from the Council so that everybody has the same information going through the budget process.

L. Heystek did not participate in closed session.

Closed Session

The City Council went into closed session regarding the following 3 items::

- Conference with Real Property Negotiator (Gov't Code §54956.8)  
Property: APN 071-262-23  
Agency Negotiator: City Attorney Harriet Steiner  
Negotiating Parties: Mark Rutheiser, Steve Boschken, Brad Lawson  
Under negotiation: Price and terms of payment
- Conference with Legal Counsel – Existing Litigation (Gov't Code §54956.9(a))  
Union Pacific v. City of Davis, CV05-903.
- Conference with Legal Counsel – Existing Litigation (Gov't Code §54956.9(a))  
City of Davis v. City of Dixon, Solano County Superior Court Case No. 02877

The Council approved in a 4-0 (L. Heystek absent) vote to approve a settlement in the Union Pacific v. City of Davis, CV05-903 case in the amount of \$325,000 and there is no reportable action for the other two items.

Adjournment

The meeting was adjourned at 10:55 p.m.

Margaret Roberts, CMC  
City Clerk

MINUTES OF THE DAVIS REDEVELOPMENT AGENCY  
Meeting of May 1, 2007

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

Roll Call: Board members Present: Ruth Asmundson, Lamar Heystek (via Skype), Saylor, Stephen Souza, Sue Greenwald

Board members Absent: None

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

Approval of Agenda R. Asmundson moved, seconded by D. Saylor to approve the agenda as amended. Motion passed unanimously by roll call vote.

Public Comments There were none.

Consent Calendar Yolo County referral – wireless telecommunications antenna East of County Road 99, North of Covell Boulevard  
Determined that the proposed project is “urban development” under the Pass-Through Agreement; however, the Redevelopment Agency does not object to the use

Budget Adjustments Appropriating Redevelopment Housing Set-Aside Revenue:  
Budget Adjustment #102 (\$900,000) – Allocating funds for purchase of and improvements to property at Cowell and Lillard for future use as affordable housing site  
Approved

Budget Adjustment #103 (\$170,632) – Allocating funds for development costs for Homestead Housing Rehabilitation  
Approved

Redevelopment Agency Minutes from the Regular Meeting of March 20, 2007  
Approved

D. Saylor moved, seconded by S. Souza, approval of the consent calendar as listed above. Motion passed by the following roll call vote:

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

Adjournment The meeting was adjourned at 10:55 p.m.

Margaret Roberts, CMC  
Agency Clerk