

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of June 19, 2007

The City Council of the City of Davis met in regular session beginning at 6:00 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, Don Saylor, Stephen Souza, Sue Greenwald

Councilmembers Absent: None

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

Closed Session Pursuant to Government Code §54957.6 for Conference with Labor Negotiators
Agency Designated Representatives: Don Saylor and Stephen Souza
Unrepresented Employee: City Manager

The Council returned to open session at 6:28 with no reportable action.

Approval of Agenda R. Asmundson moved, seconded by D. Saylor to approve the agenda. Motion passed unanimously.

Ceremonial Proclamations were presented to Chris Ochoa for his service on the Planning Commission and James Allen for his service on the Civic Arts Commission.

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

B. Emlen and H. Steiner advised the Council of trees that were cut down on Union Pacific property that the city planted with grant funds. There is a meeting set up with UP tomorrow at 10:00 to discuss the matter.

Long Range Calendar:
July 5, 2007 in the afternoon for the Council team building.

R. Asmundson moved, seconded by S. Souza to accept the long range calendar. The motion passed unanimously.

AB1234 Reporting: None

Consent Calendar Resolution 07-095 authorizing the City Manager to enter into a two-year contract with the Yolo County Department of Employment and Social Services, related to the administration of Yolo County CalWorks Child Development Services
Approved

Recommendation of the Tree Commission to fund the Neighborwoods proposal by Tree Davis
Received Minutes as Informational with the exception of the Funding Recommendation

Resolution 07-096 authorizing the City Manager to enter into the agreements necessary to amend the agreement for services between the city of Davis and Tree Davis
Approved

Budget Adjustment 132 (\$13,000) for tree preservation
Approved

Resolution 07-097 Authorizing the City Manager to execute consultant agreement with Nexgen Utility Management for Wastewater Computer Maintenance Management System, Program No. 7312
Approved

Resolution 07-098 authorizing the City Manager to amend consultant agreement with Larry Walker Associates for NPDES Permit Renewal, Program 7313
Approved

General Plan/Housing Element Update Steering Committee regular meeting minutes of May 31, 2007
Informational

Historical Resources Management Commission regular meeting minutes of April 26, 2007
Informational

R. Asmundson moved, seconded by D. Saylor, approval of the consent calendar as listed above. Motion passed unanimously.

Ordinance 2292 amending Article 26.04 of the Davis Municipal Code Relating to the Prohibition of the Possession of Open Containers, and the Consumption of, Alcoholic Beverages in Specified Public Places and Around Schools, to Add N Street Mini Park and All Bike Paths and Greenbelts to the List of Public Places Where it is Unlawful to Consume Any Alcoholic Beverage of Possess Any Open Container of an Alcoholic Beverage
Adopted (Introduced 06/12/2007)

R. Asmundson moved, seconded by D. Saylor, approval of the consent calendar as listed above. Motion passed by the following votes:

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

The Council took a short recess.

Public Comment

There were no comments from the public.

Ordinance Amending Sections 10.06.050 of Chapter 10 of the Municipal Code to Address Civil Remedies to Civil Rights Violations

K. Stachowicz provided background information on this item. Resolution 06-180 adopted on September 19, 2006 outlines the charge of the Human Relations Commission. S. Souza gave information regarding the revised ordinance being recommended by the sub-committee of R. Asmundson and S. Souza.

The following citizens spoke against any changes to the ordinance:

M. Stevens, S. Balles (via M. Stevens), D. Johanson (both for himself and on behalf of the Yolo County ACLU Chapter), D. Greenwald, Cecelia Escamilla-Greenwald, B. Ridder, and T. Thomas.

H. Steiner advised that there are no commissions with the exception of the Personnel Board that are set up to do investigations. Many commissions listen to the citizens and then form appropriate recommendations to recommend to the City Council. There is state law with a process for investigating complaints against police officers.

S. Souza moved, seconded by R. Asmundson to leave the ordinance as it currently is and to direct the Council liaison to the Human Relations Commission to clarify the meaning and provide information on the avenues available for mediation and investigation. The motion passed unanimously.

Main motion by L. Heystek, seconded by S. Greenwald that the Council sub-committee reconcile the enabling resolution for the Human Relations Commission with the Civil Rights ordinance of 1986.

H. Steiner advised that the commission can hear the complaint, state their opinion but the commission cannot say they are going to hold a hearing and demand parties to be present.

Substitute motion by R. Asmundson, second by S. Souza to have the Council subcommittee bring back an amendment to the enabling resolution for the HRC clarifying their charge. The substitute motion passed unanimously.

The Council took a recess.

Adoption of Fiscal
Year 2007/2008
Annual Budget

B. Emlen and P. Navazio provided information on the budget.

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

R. Asmundson moved, seconded by S. Souza Urgency Ordinance 2293 approving and adopting the final budget for fiscal year 2007-2008. The motion passed by the following votes:

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

By consensus, the investment policy should be sent to the Finance & Budget Commission to look at investing into local businesses and to be more responsible with investments and support ethical causes.

S. Souza moved, seconded L. Heystek Resolution 07-099 adopting the updated City of Davis Investment Policy. Motion passed unanimously.

R. Asmundson moved, seconded D. Saylor approval of the certification of special taxes for the Parks Maintenance and Open Space Protection and said certification to be signed by Mayor Greenwald. Motion passed unanimously.

S. Souza moved, seconded R. Asmundson the following Resolutions:
Resolution 07-100 fixing the tax rate for CFD# 1990-1 for fiscal year 2007-2008
Resolution 07-101 fixing the tax rate for CFD# 1990-2 for fiscal year 2007-2008
Resolution 07-102 fixing the tax rate for CFD# 1990-3 for fiscal year 2007-2008
Resolution 07-103 fixing the tax rate for CFD# 1990-4 for fiscal year 2007-2008
Resolution 07-104 fixing the tax rate for CFD# 1990-5 for fiscal year 2007-2008
Resolution 07-105 fixing the tax rate for CFD# 1991-2 for fiscal year 2007-2008

The motion passed unanimously.

Motion by S. Souza, second by D. Saylor authorizing the Mayor to sign the Certification of Special Tax. The motion passed unanimously.

Motion by L. Heystek, second by R. Asmundson the following:
Resolution 07-106 determining excess funds and directing application thereof regarding University Research Park Assessment District
Resolution 07-107 determining excess funds and directing application thereof regarding Parking District #3
Authorized the Mayor to sign the Certification of Assessment for University Research Park Assessment District
Authorized the Mayor to sign the Certification of Assessment for Parking District #3

The motion passed unanimously.

Adjournment

The meeting was adjourned at 9:00 p.m.

Margaret Roberts, CMC
City Clerk

MINUTES OF THE DAVIS REDEVELOPMENT AGENCY
Meeting of June 19, 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, Don Saylor, Stephen Souza, Sue Greenwald

Board members Absent: None

Other Officers Present: City Manager Bill Emlen, Agency Attorney Harriet Steiner, Agency Clerk Zoe Mirabile

Approval of Agenda R. Asmundson moved, seconded by D. Saylor to approve the agenda. Motion passed unanimously.

Public Comments None

Adoption of Fiscal Year 2007/2008 Annual Budget R. Asmundson moved, seconded by S. Souza Urgency Ordinance 2293 approving and adopting the final budget for fiscal year 2007-2008. The motion passed by the following votes:

AYES: Asmundson, Heystek, Saylor, Souza, Greenwald

NOES: None

Adjournment The meeting was adjourned at 9:00 p.m.

Margaret Roberts
Agency Clerk