

MINUTES OF THE DAVIS CITY COUNCIL

Meeting of September 25, 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, Don Saylor, Stephen Souza, Sue Greenwald

Councilmembers Absent: None

Other Officers Present: City Manager Bill Emlen, Assistant City Attorney Ethan Walsh, City Clerk Margaret Roberts

The meeting began with the Pledge of Allegiance to our flag and a moment of silence.

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

Ceremonial Proclamation in Recognition of Family Week September 22-29, 2007 was presented to Heidi Bay.

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:

L. Heystek requested a proclamation declaring October 2, 2007 as Antoinette "Butterscotch" Clinton Day and a proclamation declaring Bi-National Health Week at the joint meeting with Social Services Commission.

B. Emlen advised that there would be an item on the October 2, 2007 agenda regarding the assessment of re-use options of city owned buildings in downtown.

S. Souza requested a proclamation on October 2, 2007 for Banned Books Week. Upcoming items on the long range for quite some time; the Planning Commission and the Safety and Parking Commission are meeting on parking issues and in the December meeting on the budget the 9-1-1 User Fee needs to rise to the top for discussion.

D. Saylor requested that the time and location be added to the Long Range Calendar for the joint meetings. The motion passed unanimously.

R. Asmundson moved, seconded by S. Souza to accept the Long Range Calendar. The motion passed unanimously.

AB1234 Reporting: none

Public Comments Comments and concerns expressed by citizens:

- H. El-Nakhal it is the month of Ramadan and is a month of sharing and hunger. Every year the Muslim community invites the entire community to attend a dinner on October 5th in the Senior Citizen Center.
- D. Early feels she has been treated unfairly by the first time home-buyers program in Davis. She was asked to contact the City Manager tomorrow.

Consent Calendar Budget Adjustment #155 (FY06-07) (\$30,946) – Appropriation of Office of Emergency Services Funds
Approved

Civic Arts Commission Regular Meeting of July 9, 2007
Informational

Planning Commission Regular Meetings of June 13 and July 25, 2007
Informational

Safety & Parking Advisory Commission Regular Meeting of August 9, 2007
Informational

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

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

Items Removed
from the Consent
Calendar

City Council
Minutes from the
Regular Meeting of
September 11,
2007

L. Heystek requested a change to the minutes.
L. Heystek moved, seconded by D. Saylor to approve the September 11, 2007 City Council minutes with the word "purported" added under the first comment during public comment. The motion passed unanimously.

Finance & Budget
Commission Regu-
lar Meeting of Au-
gust 13, 2007

D. Saylor moved, seconded by S. Souza to accept the August 13, 2007 Finance & Budget Commission minutes. The motion passed unanimously.

Housing Element
Update Status Re-
port

B. Wolcott gave an oral presentation on the Housing Element Steering Committee and their work.

S. Greenwald moved, seconded by L. Heystek to direct that staff come back with a revised City Council growth policy resolution which lowers the growth goals of the city of Davis until the year 2013 from 1% minus the affordable housing which comes to approximately 325 units per year, to the fair share guidelines given to us by the Regional Housing Needs Allocation (RHNA) with possible exemptions for projects that might serve a major city planning need such as a good infill project. The motion failed by the following votes:

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

General Plan An-
nual Progress Re-
port for Fiscal Year
2006/2007

D. Saylor moved, seconded by L. Heystek to accept the annual report and direct staff to forward the report to the Governor's Office of Planning and Research (OPR) and the State Department of Housing and Community Development (HCD). The motion passed by the following votes:

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

Public Hearing:
Community Devel-
opment Block Grant
(CDBG) and Hous-
ing Investment
Partnership
(HOME) Consoli-

E. Garcia-Ayala provided information on the item.

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

R. Asmundson moved, seconded by S. Souza to approve CAPER submission to the U.S. Department of Housing and Urban Development. The motion was approved unanimously.

dated Annual Performance and Evaluation Report (CAPER) for Program Year 2006

D. Saylor moved, seconded by L. Heystek to direct the Social Services Commission and Senior Citizen Commission to review the Adult Day Health Care service needs in Davis and a potential facility in Davis. The motion passed unanimously.

Appeal of June 13, 2007 Planning Commission Decision Regarding Proposed Remodel Project at 3449 Oyster Bay Avenue

L. Mehlhaff provided the proposed project and the history of the Planning Commission's actions.

L. Woodhouse, the appellant, is in favor of the remodel and is opposed to a portion of the remodel. She explained the appeal is based on the allowable floor area ratio and the privacy violation.

The applicant, S. Towler spoke to the remodel project. There is a trend in the neighborhood to exceed the 40% floor area ratio. The rear staircase is a safety issue for her because her son was killed due to the lack of egress in a home.

B. Towler stated that the privacy issue is mitigated by the trees and the house is well screened. This renovation will improve the neighborhood.

There were nine residents that spoke in favor of the project and four against the project.

D. Saylor moved, seconded by R. Asmundson to uphold the Planning Commission decision to approve Revised Final Planned Development #11-05 and Design Review #43-05. The motion passed unanimously.

City Council Subcommittee Report Regarding Walnut Park Aquatics Facility

D. Silva and J. Cochran provided information on the challenges in a future complex including staffing and maintenance. There was a community committee that looked at park design, and came up with five different designs but focused on the option that included a spray park feature, recreation pool, capacity for a water slide and two lap lanes.

The Council sub-committee, D. Saylor and S. Souza commented on the facility.

S. Souza moved, seconded by L. Heystek to refer the subcommittee report and renderings to the Recreation and Parks Commission for review and recommendations related to:

- Use of Parks impact Fees, and other funding sources for construction financing
- Relative merits of lap lanes for the proposed recreation pool
- Feedback regarding the proposed aquatics facility Option D (spray park feature, recreation pool, capacity for water slide and two lap lanes) approve the recommendations as listed below.
- Outreach to user and the community groups

The motion passed unanimously.

D. Saylor moved, seconded by R. Asmundson to direct staff to prepare a report describing the recommendations of the Recreation and Parks Commission, updated construction cost and operating cost estimates, and other project recommendations in time for the project to be evaluated by the Finance & Budget Commission and the City Council as part of the 2008-2009 budget process. The motion passed unanimously.

Adjournment

The meeting was adjourned at 10:31 p.m.

Margaret Roberts, CMC
City Clerk