

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of February 12, 2008

The City Council of the City of Davis met in regular session beginning at 6:36 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

Approval of Agenda S. Souza moved, second by R. Asmundson approval of the agenda. The motion passed unanimously.

Ceremonial Presentations: A proclamation in appreciation of Inuyama, Japan for hosting the Davis Youth Flute Choir was passed and presented to Maki Cooper and Fred Lange.

Proclamation recognizing Ruth Uy Asmundson for her designation as one of the "100 Most Influential Filipina Women in the United States" was presented to Ruth.

Brief Communications Long Range Calendar: S. Souza moved, second by R. Asmundson to approve the long range calendar. The motion passed unanimously.

AB1234 Reporting: None

Public Comments Comments and concerns expressed by citizens:

- J. Sherman spoke regarding injustice.

Consent Calendar Resolution 08-014 authorizing the City Manager to execute agreement with Yolo County Sheriff's Department for animal control services for FY2007-2008
Approved

Budget Adjustment #57 (\$107,965) – allocation of Office of Emergency Services reimbursement for strike team services provided by Fire Department personnel from August through December 2007
Approved

Resolution 08-015 authorizing the City Manager to execute Agreement No. BTA 07/08-03-YOL-02 for Bicycle Parking Improvements, CIP No. 8192
Approved

Budget Adjustment #58 (\$241,055) – allocation of bicycle transportation account grant funds and construction tax funds
Approved

Resolution 08-016 authorizing the City Manager to execute agreement with the University of California-Davis, FTA pass through for partial funding of Unitrans, Agreement No. UCD08-03929 – Capital and Operating Assistance
Approved

Resolution 08-017 authorizing the City Manager to execute agreement with the University of California-Davis, FTA pass through for partial funding of Unitrans, Agreement No. UCD08-03962 – CMAQ Bus Replacement, Support Equipment, and Security Improvements
Approved

Resolution 08-018 authorizing the purchase of in-apartment recycling bins (iBINS) – sole source purchase utilizing recycling grant funds
Approved

Bicycle Advisory Commission minutes for the regular meeting of December 17, 2007
Informational

Finance and Budget Commission minutes for the regular meeting of December 10, 2007
Informational

Historical Resources Management Commission minutes for the regular meeting of December 3, 2007
Informational

Human Relations Commission minutes for the regular meeting of November 29, 2007
Informational

Natural Resources Commission minutes for the regular meeting of October 22, 2007
Informational

Planning Commission minutes for the regular meeting of May 30, 2007
Informational

Senior Citizens Commission minutes for the regular meetings of November 8 and December 19, 2007
Informational

Social Services Commission minutes for the regular meeting of July 16, 2007
Informational

Removal of Natural Resources Commissioner due to lack of attendance
Approved

Request for conflict of interest waiver from Michael V. Brady
Approved

R. Asmundson moved, second by S. Souza to approve the consent calendar as listed above. The motion passed unanimously.

Items removed from Consent:

Resolution authorizing City Manager to sign amendments to the Verizon Telecommunications agreement – collocation of telecommunications facility at Covell Boulevard and F Street to allow a sub-lease with MetroPCS

L. Heystek moved, second by S. Greenwald to continue this item until February 26, 2008. The motion passed by the following votes:

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

Kevin with Verizon spoke to the item and advised that this has been before the Planning Commission and passed.

Discussion and Clarification of One Percent Growth Guideline Resolution No. 05-27, Adopted by City Council on March 8, 2005

B. Wolcott provided information on the General Plan Housing Element update and background information on the city growth parameter.

J. Jackman, C. Escamilla-Greenwald, J. Watson, S. Hayes, N. Meyer, E. Samitz and M. Williams spoke against the one percent growth policy. Their concerns included:

- The history of the community asking and voting for slow growth
- There is no need to grow one percent in order to carry the city's fair share
- Look towards green growth and open space
- Work to make Measure J requirements permanent
- The city has already met the SACAOG requirements through 2013
- Concerns with traffic and water source quality with additional growth
- False sense of security of slow growth
- Use house numbers and not a percentage
- One percent sounds small but it is not
- There was no public vote on this issue
- This is in direct violation of the 1986 Measure L advisory vote on city growth policies
- Add language that the SACOG REHNA numbers never be exceeded
- The requirements in Resolution 05-27 have not been met

J. Leonard commented that SACOG masquerades as a government agency but they are a growth promoting agency.

K. Wolfe stated that the city should be providing housing for those who come to Davis for school and work. If this is not done people are being forced to drive and increasing global warming.

Main motion by L. Heystek, second by S. Greenwald to direct staff to return with a revised resolution to include the language "as low as legally possible" which was contained in 1986 Ballot Measure L that passed.

Substitute motion by S. Souza, second by R. Asmundson to approve staff recommendation of Resolution 08-019, which supersedes Resolution 05-27, to clarify that the one percent growth guideline is:

- A cap not to be exceeded, except for units that are specifically exempted and allowed by City Council as an infill project with extraordinary circumstances and community benefits.
- To provide for identified housing needs without compromising City standards for development quality.

Substitute, substitute motion by S. Greenwald, second by L. Heystek to rescind the current growth resolution (05-27) and proceed on a project by project basis and grow no faster than the Regional Housing Needs Allocation (RHNA) numbers with exception to projects of student housing, infill with exceptional merit, non-profit and senior projects.

The substitute, substitute motion failed by the following votes:

AYES: Heystek, Greenwald

NOES: Asmundson, Saylor, Souza

The substitute motion passed by the following votes:

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

S. Souza moved, second by D. Saylor, to direct staff to look at the timing and scope to clarify the housing needs and that the Council look at a mid-course correction in the one percent growth cap.

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

Appeal of December 11, 2007 Tree Commission Decision to Retain the Street Tree at 5242 Glide Drive

R. Cain explained that the tree located on Glide Drive as being in good health.

R. Asmundson moved, second by L. Heystek to uphold the Tree Commission decision to retain the tree located at 5242 Glide Drive. The motion passed unanimously.

Community Sustainability Project Update and Appointments to the Climate Action Team and Science Advisory Team Ad Hoc Committees

B. Emlen introduced the item and explained the recommendation for adding a member of the Bicycle Advisory Commission to the Climate Action Team. There will be another report coming back to the City Council on the Science Advisory Team.

The Council put forward the following names as their community members:

D. Saylor – Ruth Williams
L. Heystek – Julie Partansky
S. Souza – Dorothy Rosenberg
R. Asmundson – Jennifer Segar
S. Greenwald – Bill Kopper

D. Saylor moved, second by L. Heystek, approval of Resolution 08-020 modifying the membership of the Ad Hoc Davis Climate Action Team, adding a representative of the Bicycle Advisory Commission, bringing the total membership to twenty. The motion passed unanimously.

S. Souza moved, second by R. Asmundson, confirming the community members to serve on the CAT, as listed above and if a member is unable fulfill the obligation that the council member may come back with an alternate name for appointment. The motion passed unanimously.

S. Souza moved, second by R. Asmundson, affirming the appointments to the Climate Action Team (CAT) as listed below. The motion passed unanimously.

Dean Newberry – Natural Resources Commission
Mark Braly – Planning Commission
Kemble Pope – Open Space and Habitat Commission
Sid England – UC Davis Sustainability Advisory
James Morante – Pacific Gas & Electric
Stacie Greichs – The Sierra Club, Yolo Chapter
James Cramer – Care for God's Creation
Dirk Brazil/John Mott-Smith – Yolo County

The following groups have been contacted but have not selected a representative. The Davis Energy Group, The Davis Joint Unified School District, Associates Students of UC Davis, Davis High School Student Government and Local Environmental Organization.

Follow-Up Report to the December 11, 2007 City Council Long Range Planning Workshop

- R. Asmundson moved, second by D. Saylor approval of the following:
- Direct staff to refine their preliminary recommendation related to long-range financial planning for possible City Council action to place one or more measures before the voters no sooner than the election of March, 2009
 - Direct staff to include appropriate community and commission outreach to best inform the final staff recommendations, gauge community sentiment, and enhance broad-based support for addressing priority funding needs

The motion passed unanimously.

S. Souza moved, second by D. Saylor to begin expeditiously with an informational effort as to the unmet needs in the community. The motion passed unanimously.

Resolution of Agreement Between Yolo County and Cities Within Yolo County Related to Imposition of County Development Impact Fees

P. Navazio explained that this agreement will not result in any change to existing county impact fees, nor authorize any future increases or establishment of any new fees without prior consultation with cities party to the agreement.

S. Souza moved, second by D. Saylor to approve Resolution 08-021, a resolution of agreement between Yolo County and cities within Yolo County related to imposition of county developer impact fees. The motion passed by the following votes:

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

Adjournment

The meeting was adjourned at 10:54 p.m.

Margaret Roberts, MMC
City Clerk