

MINUTES OF THE DAVIS CITY COUNCIL  
Meeting of May 5, 2009

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 Asmundson.

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

Councilmembers Absent: None

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

Approval of Agenda D. Saylor moved, seconded by S. Souza, approval of the agenda. Motion passed unanimously.

Consent Calendar Resolutions 09-044 and 09-045 Approving the City of Davis' Claim for Transportation Development Act:  
1. Local Transportation Funds for Fiscal Year 2008-09  
2. State Transit Assistance Funds for Fiscal Year 2007-08 and 2008-09  
Approved

Early Implementation of Selected FY2009/10 General Fund Cost-Savings Measures (Item also on Redevelopment Agency Consent Calendar)  
1. Authorized the City Manager to implement selected FY2009/10 proposed General Fund cost-savings measures so as to realize nearly \$313,000 in General Fund savings beginning with the current fiscal year  
2. Approved Budget Adjustment #116 (\$312,627) – De-Appropriating FY2008/09 General Fund allocations and providing appropriation authority for costs to be shifted to other funding sources, including \$154,867 to the Redevelopment Agency  
Approved

Commission Minutes:  
1. City / Chamber of Commerce 2x2 Committee Meeting of March 19, 2009  
2. Civic Arts Commission Meeting of March 9, 2009  
3. Finance and Budget Commission Meetings of March 16 and 30, 2009  
4. Historical Resources Management Commission Meeting of March 16, 2009  
5. Human Relations Commission Meeting of March 26, 2009  
Informational

Federal Byrne Justice Assistance Grant Application  
Informational

Treasurer's Report for the Quarter Ended April 5, 2009  
Informational

Proclamation Recognizing May 17-23 as National Public Works Week  
Ceremonial

L. Heystek moved, second by D. Saylor, to approve the consent calendar as listed above. Motion passed unanimously.

Public Com-  
ments

Mark Haas spoke in favor of keeping the 3<sup>rd</sup> & B facility a teen center, and suggested using the Depot as the Bike Museum.

David Greenwald invited Council and community to a Davis Vanguard Town Hall meeting to discuss the city budget on May 20.

Hamza El-Nakhal announced a charity basketball game on May 11.

Removed from  
Consent Calen-  
dar:

Item removed by S. Greenwald.

2007 and 2008  
Office of Home-  
land Security  
(OHS) Law En-  
forcement Grant  
Awards

S. Greenwald moved, seconded by L. Heystek, as follows:

1. Approve receipt of 2007 OHS reimbursement grant award residual funds in the amount of \$11,211 for purchase of specialized equipment for the Davis Police Incident Command vehicle, and receipt of 2008 OHS reimbursement grant award in the amount of \$112,771 for purchase of specialized equipment for the Yolo County Bomb Squad
2. Approve Resolution 09-046 – to Approve Sole Source Contracts with Northrup Grumman Remotec and General Dynamics for Upgrades to Robotic Retrieval Device and Shocktube Remote Firing Device
3. Approve Budget Adjustment #117 (\$128,982) – Appropriating funds to be reimbursed by federal grants

Motion passed unanimously.

Public Hearing:  
Weed Abatement  
– Removal of  
Weeds and  
Grasses to Eliminate Potential  
Fire Hazards

Fire Chief Rose Conroy explained that on April 7, 2009, City Council approved a resolution declaring weeds a fire hazard and public nuisance, directing the Fire Chief to provide notification of intent to destroy weeds, and setting a date for a public hearing to hear any objections.

Mayor Asmundson opened the public hearing, and after no comments, closed the public hearing.

Public Hearing:  
Water, Sanitation  
and Sanitary  
Sewer Rates –  
Effective August

City Manager Bill Emlen reported the city received 26 protests to the proposed rates.

Public Works Director Bob Weir presented an overview of rate setting considerations, which are determined by the operations, maintenance and

1, 2009

capital improvement costs. Assistant Public Works Director Sue Gedestad provided details of the proposed rates.

Mayor Asmundson opened the public hearing.

John Mudd, Dennis Vasquez, Deborah Salon, Rich Hashida, Les Portello, and Jennifer Anderson spoke in opposition to the proposed rates. Comments included: rates have increased nearly 500% since 1980, proposed increases are not sustainable, rates are not an incentive to conserve, renters and small-home owners should not subsidize rate payers, concerned over water rates for large lots, request for a town hall meeting regarding water/wastewater projects, and city should not increase rates in this economy.

Mayor Asmundson closed the public hearing.

D. Saylor moved, seconded by S. Souza, as follows:

1. Introduce Ordinance Amending Chapter 33.04.050-(A) Residential of the Davis Municipal Code Relating to Sewer Rates
2. Introduce Ordinance Amending Chapter 39 of the Davis Municipal Code Related to Water Rates
3. Approve Resolution No. 09-047 - Establishing Customer Rates for Sanitation Services
4. Approve Resolution No. 09-048 - Authorizing the City Manager to Execute Amendment No. 4 to the Agreement with Davis Waste Removal Company, Inc. for Waste Removal Services, setting contract rates for FY2009/10

Motion passed by the following vote:

AYES: Greenwald, Saylor, Souza, Asmundson

NOES: Heystek

S. Souza moved, seconded by D. Saylor, to direct staff and the Natural Resources Commission to develop consumption based services and tiered rates for volume-based sanitation. Motion passed unanimously.

City Council recessed at 8:21 p.m. and reconvened at 8:31 p.m.

Teen Programming / Third and B Facility Reuse Feasibility / US Bicycling Hall of Fame Headquarters and Museum Location

(Item discussed

Community Services Supervisor Anne Marquez provided an overview of teen programming and challenges. Property Management Coordinator Anne Brunette provided additional details in the context of Central Park area and improvements in city over 20 years. Deputy City Manager Ken Hiatt provided specific details of the reuse proposals.

Bill Roe, CA Bicycle Museum Board, explained the Board has been meeting for a year and a half to plan for a museum, which would be a good attribute for Davis. Although teen programming needs clear direction, the Hall of Fame must be assured that Davis will meet its requirements.

by both City Council and Re-development Agency Board)

Steve Greenfield, Davis Chamber of Commerce, spoke in support of locating the Hall of Fame in Davis, but questioned the use of RDA funds for purchasing the building.

City Council

S. Souza moved, seconded by R. Asmundson, to direct staff to:

1. Develop a Youth Advisory Task Force in conjunction with the Recreation and Parks Commission to provide input on teen programming and recommendations on the development of interim and new facilities for the teen program
2. Dedicate the game room and patio at the Veterans Memorial Center or another appropriate space as an interim facility for the teen program
3. Incorporate into the city's FY 2009/2010 budget an additional \$42,000 (a portion of the funds currently dedicated to facility maintenance) for use in providing expanded teen programs, facility rentals, and interim center improvements
4. Direct that the building facilities component of the city's Parks and Facilities Master Plan Update include options for conversion of existing or development of new facility(ies), including a new multi-use facility, designated for hosting teen program activities
5. Initiate transfer of ownership of the Third and B Building to Davis Redevelopment Agency for the purpose of developing a more intensive use of the building that enhances the park and downtown as a destination and return to the City Council with a purchase and sales agreement
6. Incorporate the revenue from the purchase of Third and B into a special account to supplement Park Impact Fees and Quimby Fees used to implement the city's updated Parks and Facilities Master Plan that incorporate alternative facility(ies) to accommodate teen programming

Motion passed by the following vote:

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

S. Greenwald moved, seconded by R. Asmundson, to accept staff analysis of reuse options of the facility, but direct staff to not pursue a café at the site. S. Greenwald amended the motion to include pursuing synergistic opportunities with Davis Downtown Business Association or Yolo County Visitors Bureau if there is ancillary room.

D. Saylor proposed a friendly amendment to state the priority is the operation of the museum and Hall of Fame, and only if there is room available for other ancillary activities would a food facility be considered. Not accepted by mover.

D. Saylor moved substitute motion, seconded by S. Souza, as follows:

1. Determine, based on research conducted by staff and feedback from local teens, that opportunities exist to enhance teen services/programming through alternative program models and funding levels that could be accommodated at one or more alternate facilities within the community
2. Determine that the Third & B Building is ideally located and can easily be adapted for use as the US Bicycling Hall of Fame headquarters and museum, rendering it the preferred option at this point, due to its potential to be a significant national, and even international destination that is uniquely fitting to the Davis' reputation as the nation's leading bicycle city and a commitment that furthers the city's downtown and economic development goals

Motion passed unanimously.

Redevelopment Agency Board

D. Saylor moved substitute motion, seconded by S. Souza, as follows:

1. Direct staff to initiate transfer of ownership of the Third and B Building to Davis Redevelopment Agency for the purpose of developing a more intensive use of the building that enhances the park and downtown as a destination and return to the Redevelopment Agency Board with a purchase and sales agreement
2. Direct staff to commence negotiations on a lease agreement with the US Bicycling Hall of Fame and/or the California Bicycle Museum for the use of Third and B as the Hall's headquarters combined with a nationally prominent bicycle museum

Motion passed unanimously.

City Council recessed at 11:10 p.m. and reconvened at 11:16 p.m.

Fifth Street Corridor

(Item discussed by both City Council and Redevelopment Agency Board)

Principal Planner Mike Web summarized the process and next steps. City Engineer Bob Clarke outlined option categories and possible concepts to be analyzed under each category:

- A. Maintain the existing four lane road configuration, provide improvements to alternative corridors for cyclists
- B. Maintain a four lane roadway, provide a bicycle corridor within the Fifth Street right of way
- C. Reduce the number of lanes from 4 to 3, provide on-street bicycle lanes

Steve Tracy, Old North Davis Neighborhood Association; Russell Reagan; Jim Thorne; Igor Raynar, Davis Bicycles; Ken Bradford; Eric Jujuski; Christal Waters; Betty Berteaux; and Dennis Dingemans, Old North Davis Neighborhood Association, spoke in support of Option C. Reasons included: bicycle and pedestrian safety, Option A does not address the primary problem of safety on Fifth Street and Option B is not supported by community members, and benefits all users.

Jennifer Anderson, Downtown Business Association, stated Council should

not exclude any options, and DDBA is concerned over use of RDA funds and impact on downtown if road diet is implemented.

Steve Greenfield, Davis Chamber of Commerce, stated he is concerned over traffic flow into and out of downtown and also spoke in opposition to using RDA funding for this study.

Wendy Lau spoke in support of studying the reconfiguration of Fifth Street.

Mia Ezzedine stated the city should minimize conflicts between pedestrians, bicycles and motorists.

Doby Fleeman stated the city should not focus too much on bicycle traffic, and needs to have a balanced view of vehicle patterns and future impacts of bicycle traffic.

Dr. Jang explained UCD students had worked on traffic models to include pedestrians and bicycles.

L. Heystek moved, seconded by S. Souza, to approve the following project options for further consideration:

- A. Maintain the existing four lane road configuration, provide improvements to alternative corridors for cyclists
- B. Removed from consideration
- C. Reduce the number of lanes from 4 to 3, provide on-street bicycle lanes

S. Greenwald moved substitute motion, seconded by R. Asmundson, to direct staff to not study any of the project options, and instead implement a trial experiment for Option C (reduce the number of lanes from 4 to 3, provide on-street bicycle lanes) in the quickest and least expensive manner possible. S. Greenwald amended the motion to allow for community forums as needed.

S. Greenwald moved substitute, substitute motion, seconded by D. Saylor, to direct staff to proceed with a basic community engagement project, to include a low-cost pilot project as part of Option C, with staff-level analysis taking into consideration university models as appropriate; to return to Council in the fall, to keep Options A & C and go back to the community, with Option C to include a low-cost component. Motion passed unanimously.

Plans and Specifications for East Area Water Tank, CIP No. 8172

City Engineer Bob Clarke and Principal Civil Engineer Dianna Jenson explained that I-Bank awarded low interest funding to Davis on April 29, and city must proceed with project within 90 days.

S. Souza moved, seconded by R. Asmundson, to authorize a bid advertisement for the project, with any other recommendations to return to

Council after staff provides details on project costs. Motion passed by the following vote:

AYES: Saylor, Souza, Asmundson

NOES: Greenwald, Heystek

By consensus, Council directed staff to analyze the life cycle cost of concrete v. steel water tanks.

Brief Communi-  
cations

L. Heystek requested Council agendaize a proposal to direct staff to prepare a recommendation for consideration by Recreation and Park Commission and Open Space and Habitat Commission to rename Northstar Ponds and/or Park in memory of former Mayor Julie Partansky. Council concurred.

Council reviewed the agenda items from the joint meeting between the School Board and the City. L. Heystek requested that staff add teen programming. By consensus, Council agreed that 2x2 committee members will help determine agenda items.

Adjournment

The meeting was adjourned at 1:34 a.m. in memory of Edward Brunelle, Richard Adamsky, and Hugh Damesyn.

Zoe S. Mirabile, CMC  
City Clerk

MINUTES OF THE DAVIS REDEVELOPMENT AGENCY BOARD  
Meeting of May 5, 2009

The Redevelopment Agency Board 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 Board Chair Asmundson.

Roll Call: Board Members Present: Ruth Asmundson, Sue Greenwald, Lamar Heystek, Don Saylor, Stephen Souza

Board Members Absent: None

Other Officers Present: Executive Director Bill Emlen, Agency Counsel Harriet Steiner, City Clerk Zoe Mirabile

Approval of Agenda D. Saylor moved, seconded by S. Souza, approval of the agenda. Motion passed unanimously.

Public Comment None

Consent Calendar Early Implementation of Selected FY2009/10 General Fund Cost-Savings Measures

1. Authorize the City Manager to implement selected FY2009/10 proposed General Fund cost-savings measures so as to realize nearly \$313,000 in General Fund savings beginning with the current fiscal year
2. Approve Budget Adjustment #116 (\$312,627) – De-Appropriating FY2008/09 General Fund allocations and providing appropriation authority for costs to be shifted to other funding sources, including \$154,867 to the Redevelopment Agency

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L. Heystek moved, seconded by D. Saylor, to approve the consent calendar as listed above. Motion passed unanimously.

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(Item discussed by both City



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