

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of May 26, 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 R. Asmundson moved, seconded by D. Saylor, approval of the agenda to include the time allotted for each item as designated in the timed agenda with additional time to be approved by a majority of the Council. Motion passed unanimously.

Public Comments Joe Sherman spoke regarding religious freedom and civil liberties.
David Greenwald questioned the appropriateness of placing large-budget items on the consent calendar, and stated there should be clear guidelines as to what is controversial.

Bob Richard spoke in support of AB1121, a bill to allow local jurisdictions to implement choice voting.

Eric Nelson, West Davis Neighbors and DANG (Davis Advocates for Neighborhood Groceries); Katherine West, DANG; Tom Worth; and Russell Snyder spoke in support of a Council proposed resolution to reaffirm the grocery component of neighborhood shopping centers. Comments included: thanks to Council for listening to concerns of neighborhood group, and many residents in west Davis have difficulty getting to central Davis to grocery shop.

Claire St John, Davis Enterprise reporter, introduced Crystal Lee, who will be covering the Davis government beat.

Mayor Asmundson presented Proclamation honoring Claire's service and an Honorary Citizen Certificate.

UC Davis Government and Community Relations Presentations Michelle Johnston, Health Promotions Supervisor, presented information on the Safer CA Universities Project, a 5-year statewide project to evaluate risk management approach to alcohol problem prevention. She summarized the 2005 Safe Party Initiative, which includes Social Host Safe Party Campaign; Joint

tion – Update on Safe Party Initiative

Patrols & DUI Checkpoints; Good Neighbor Activities; and Promotional Activities at safeparty.ucdavis.edu.

L. Heystek requested the City Attorney to review city regulatory authority regarding the sale of alcohol, especially in the early morning hours on Picnic Day. S. Greenwald questioned the difference in regulation of policies on campus v. within city limits. R. Asmundson requested the City Attorney to review possible regulation opportunities.

Yolo County Agriculture Commission Presentation – Light Brown Apple Moth Quarantine

Yolo County Agricultural Commissioner Rick Landon presented information regarding the Light Brown Apple Moth and related quarantine. He explained a state and/or federal quarantine has large implications to the community, and the Commission is working with local growers, farmers market, etc. to meet requirements of quarantine.

Consent Calendar

Resolution No 09-062 - Finding a Severe Fiscal Hardship Will Exist if Additional Local Property Tax Funds are Seized and Additional Unfunded Mandates are Adopted by the State of California

Approved

Budget Adjustments Allocating State Department of Education and Yolo County Department of Employment and Social Services Funds and Transferring Funds within the Child Care Services Budget for Computer Upgrades and Professional Services:

1. #137 (\$190,509) – Stage Three Subsidies
2. #138 (\$114,716) – Stage Two Subsidies
3. #139 (\$5,000) – Stage One Subsidies
4. #140 (\$29,645) – Resource and Referral Block Grant
5. #141 (\$12,554) – Federal Block Grant
6. #142 (\$3,800) – Resource and Referral

Approved

Budget Adjustment #143 (\$152,144) – Allocating Transportation Development Act and State Transit Assistance Grant Funds

Approved

Appointment of Inter-Commission Liaison from the Finance and Budget Commission to the Business and Economic Development Commission

Ratified Finance and Budget Commission appointment of Donald Palm as liaison

2009 Thong Hy Huynh Memorial Award and May 14, 2009 Human Relations Commission Special Meeting Minutes

1. Approved nominations from the Human Relations Commission for 2009

Awards

2. Accepted remainder of minutes as informational

Commission Minutes:

1. City-UCD Student Liaison Commission Meeting of April 15, 2009
2. Civic Arts Commission Meeting of April 13, 2009
3. Finance and Budget Commission Meeting of April 13, 2009
4. Planning Commission Meetings of March 25 and April 29, 2009

Informational

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

Presentation of
City Manager's
Fiscal Year
2009/2010 Pro-
posed Budget

City Manager Bill Emlen presented an overview the proposed fiscal year 2009/10 budget. Assistant City Manager Paul Navazio presented information on the five-year financial forecast and presented tiered reduction proposals.

City Council recessed at 8:36 p.m. and reconvened at 8:47 p.m.

Council provided comments to staff including:

- Suggested a plan to manage increased citizen complaints
- Suggested looking at city organizational chart and bargaining group MOUs
- Requested the cumulative costs of consultant services and design costs for water/wastewater projects
- Suggested posting the tiered reduction proposal on the city's website and allowing for public comments

Item Submitted
by Councilmem-
ber: Resolution
Regarding Advi-
sory Actions –
Preferred Process
and Vote
Threshold

D. Saylor explained he brought this issue forward as a response to concerns from community members regarding Council adoption of advisory measures such as: Council does not provide the opportunity for all community members to weigh in, Council may have acted too quickly, and advisory measures are not a good use of Council time and resources. He stated Council should have a higher standard to understand will of community.

S. Souza moved, seconded by D. Saylor, to approve Resolution 09-063 – Resolution by the City Council of the City of Davis on Advisory Actions, as amended by removing the following sections:

- Any matter providing comment, endorsement or opposition of an action by another jurisdiction shall only be considered adopted if 80% of the members of the City Council votes in support of the action.
- The requirements of this resolution regarding 80% vote and two meetings may be waived by the City Council if a local government agency specifically requests that the Council take an action to support a measure adopted by the other local agency.
- The requirements of this resolution regarding 80% vote and two meetings shall not be applied to circumstances for which there are specific comment

processes and timelines, such as comments on documents produced pursuant to the provisions of the California Environmental Quality Act and similar processes.

Motion passed by the following vote:

AYES: Greenwald, Saylor, Souza, Asmundson

NOES: Heystek

Brief Communications By consensus, Council designated D. Saylor as the Council representative at the TANC meeting on Monday night.

S. Greenwald relayed a request from Jim Becket for Hattie Weber Museum volunteers.

S. Souza requested Council agendaize a Resolution in Support of AB 1121 to Allow Local Jurisdiction to Implement Choice Voting. By consensus, Council directed to staff for analysis.

Adjournment Meeting was adjourned at 10:40 p.m. in memory of Steve Larsen.

Zoe S. Mirabile, CMC
City Clerk