

MINUTES OF THE DAVIS CITY COUNCIL  
Meeting of May 11, 2010

The City Council of the City of Davis met in regular session beginning at 5:30 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

Closed Session City Council convened a closed session pursuant to Government Code §54954.5 for a Conference with Labor Negotiators:

Agency Designated Representatives: City Manager Bill Emlen, Assistant City Manager Paul Navazio, Human Resources Administrator Melissa Chaney, City Attorney Harriet Steiner

Unrepresented Employees: Assistant City Manager and Individual Department Heads (Community Development Director, Community Services Director, Fire Chief, Police Chief, Public Works Director)

City Council returned to open session at 6:32 p.m. Mayor Asmundson announced there was no reportable action.

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

L. Heystek read Council Ground Rules 3-5 and 8-12 into the record.

Ceremonial Presentations: Councilmember Heystek presented the Proclamation Recognizing May 16-22, 2010 as National Public Works Week.

2010 Environmental Recognition Awards Honoring Contributions Toward Improving the Environmental Quality of Life in and Around Davis:

- Councilmember Souza presented the Individual award to Marshall Hunt
- Councilmember Greenwald presented the Business award to Hallmark Inn
- Mayor Pro Tem Saylor presented the Non-Profit Organization award to The Davis Farm to School Connection

City Council recessed at 6:50 p.m. and reconvened at 7:05 p.m.

Public Comments Doug Wilstein spoke regarding a proposal to remove pine trees along Harris Boulevard in the West Davis Stonegate neighborhood as part of the bikepath re-

surfacing project. He submitted a neighborhood petition opposing the tree removal. He stated staff did not appropriately notify neighbors and urged the city to pursue other options.

Michelle Clark, Yolo Land Trust, introduced herself as the new Executive Director and announced an event on June 6 to celebrate conservation easements between Davis and Woodland.

Lydia Della-Schlosser and Rochelle Swanson, Davis High School Blue and White Foundation, spoke regarding the proposed Civic Arts grant for a public art piece at the Steve Larson Plaza on the Davis High School campus. Comments included: plaza is a focal point for community activities, art project will demonstrate city and school collaboration, RFP should include language that projects above the estimated \$10,000 cost will be considered in certain circumstances.

Max Connor, The Laundry Lounge, spoke in opposition to the proposed utility rates.

Consent Calendar

Second Reading of Resolution No. 10-057 - Opposing Budget Solutions Targeting Low-Income, Elderly, and Disabled Californians  
Approved

Second Reading of Resolution No. 10-058 - Support of the League of California Cities Initiative *Local Taxpayer, Public Safety, and Transportation Protection Act of 2010*  
Approved

Thong Hy Huynh Memorial Award Nominations for 2010  
Approved Human Relations Commission nominations (Awards will be presented at the May 18 City Council meeting)

Planning Commission Minutes from the Meetings of January 27 and March 10, 2010  
Informational

D. Saylor moved, seconded by L. Heystek, approval of consent calendar as listed above. Motion passed unanimously.

Removed from Consent Calendar:

Item removed by City Manager Bill Emlen.

Civic Arts Commission Minutes from the Meeting of March 8, 2010

Community Services Supervisor Carrie Dyer explained that at the March 8, 2010 Civic Art Commission meeting, the Davis High School Blue and White Foundation requested the Commission consider placing a public art piece at the Steve Larson Plaza on the Davis High School campus. The Commission unanimously recommended releasing a Request for Proposals (RFP) for the project in an amount not to exceed \$10,000.

D. Saylor moved, seconded by S. Souza, to retain the \$10,000 amount as

estimated project costs, and add language to the RFP that would provide for consideration of proposals over that amount with the decision to be made when the final proposal is submitted.

S. Greenwald moved substitute motion, seconded by L. Heystek, to receive the Civic Arts Commission Minutes from the Meeting of March 8, 2010 as informational and approve commission recommendation to:

1. Utilize \$10,000 of the existing Municipal Art Fund budget to commission and install a public art piece at the multi-use sports complex/stadium at Davis Senior High School
2. Authorize staff to enter into negotiations with the Davis Joint Unified School District to establish a license agreement for placement of the project and return to Council for final approval

Motion to include the understanding that projects may be resubmitted if an unusual opportunity comes along.

E. Garcia-Ayala suggested including language in the RFP that would set the amount at \$10,000, yet still leave some openness to allow consideration of projects above that amount in certain circumstances.

L. Heystek proposed a friendly amendment to include proposed language by staff in the RFP.

D. Saylor moved substitute, substitute motion, seconded by L. Heystek, to receive the Civic Arts Commission Minutes from the Meeting of March 8, 2010 as informational and approve commission recommendation to:

1. Utilize \$10,000 of the existing Municipal Art Fund budget to commission and install a public art piece at the multi-use sports complex/stadium at Davis Senior High School
2. Authorize staff to enter into negotiations with the Davis Joint Unified School District to establish a license agreement for placement of the project and return to Council for final approval

RFP will include the following language: Projects costs are expected not to exceed \$10,000. Exceedance of this amount may be considered for projects of exceptional character. Motion passed unanimously.

Public Hearing:  
Water and Sanitary Sewer Rates

Assistant Public Works Director Sue Gedestad outlined the proposed rates, namely, 5% increase for water and 3% for sanitary sewer, and explained these rates would generate the necessary revenue for operations, maintenance and replacement projects. Further, she explained that although staff is not recommending customer rate increases for sanitation, the franchise agreement with Davis Waste Removal provides for a yearly CPI adjustment.

Mayor Asmundson opened the public hearing.

Doug Fetterly stated additional water conservation efforts are needed and the city should take a greater role in encouraging reductions.

John Munn stated most residents will be paying more than \$500 per year in utility rates and urged the city to maintain affordability for residents.

Mayor Asmundson closed the public hearing.

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

1. Introduce Ordinance Amending Chapter 33.04.050 (a) and (b) 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 Authorizing the City Manager to Execute Amendment No. 5 to the Agreement with Davis Waste Removal Company, Inc. for Waste Removal Services

L. Heystek moved substitute motion, seconded by S. Greenwald, to continue the public hearing to May 25, 2010. Motion passed unanimously.

L. Heystek moved, seconded by S. Souza, to approve Resolution No. 10-059 - Authorizing the City Manager to Execute Amendment No. 5 to the Agreement with Davis Waste Removal Company, Inc. for Waste Removal Services. Motion passed unanimously.

City Council recessed at 8:40 and reconvened at 8:54 p.m.

Budget Workshop: Review of Fiscal Year 2010/11 Budget Recommendations, Budget-Balancing and Contingency Planning, and Departmental/Program Impacts

City Manager Bill Emlen and Assistant City Manager Paul Navazio summarized the budget recommendations budget-balancing measures, funding shifts, position reductions and city-wide restructuring. Department and program impacts were provided by B. Emlen, Community Development Director Ken Hiatt, Community Services Director Elvia Garcia-Ayala, Parks and General Services Director Donna Silva, Police Chief Landy Black, Interim Fire Chief William Weisgerber, and Interim Public Works Director Bob Clarke.

R. Asmundson moved, seconded by D. Saylor, to continue discussion until workshop is completed. Motion passed unanimously.

David Greenwald stated City Council may take until the end of June to adopt a budget and urged against a compressed timeline. Also, street maintenance should be prioritized, lack of residential housing growth should equal fewer planners on staff, City Council should discuss chain of command and whether or not the levels of supervision are needed.

Discussion of Capital Improvement Program and Redevelopment Agency budgets were deferred until the next Council meeting.

Brief Communications

S. Souza moved, seconded by D. Saylor, to extend the meeting another five minutes. Motion passed unanimously.

Deputy City Manger Kelly Stachowicz reported that city staff attended a meet-

ing at UC Davis wherein discussion focused on a debrief of Picnic Day activities and issues, and plans for next year's event, to include the formation of a Task Force by UC Davis.

Adjournment      The meeting was adjourned at 12:18 a.m.

Zoe S. Mirabile, CMC  
City Clerk