

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of June 20, 2023

The City Council of the City of Davis met in regular meeting session beginning at 6:40 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California. The meeting was called to order by Mayor Will Arnold.

Roll Call: Councilmembers Present: Josh Chapman, Donna Neville, Gloria Partida, Bapu Vaitla, Will Arnold

Councilmembers Absent: None

Other Officers Present: City Manager Michael Webb, City Attorney Inder Khalsa, City Clerk Zoe Mirabile

Approval of Agenda J. Chapman moved, seconded by B. Vaitla, to approve the agenda. Motion passed unanimously.

City Manager Announcements City Manager Mike Webb: New open space interactive map on city website. Picnic in the Park Wednesdays 4-8 pm at Central Park through September 13. City hosting 4th of July celebration 4-10pm.

City Council Announcements and Li-
a-
ison Reports W. Arnold: Public comment rules—will be enforcing time limits as noticed on agenda.

Public Comments

- Ellen Kalorick and Gayna Lamb-bang, Interfaith Housing Justice Davis: Support potential city tax measure in November 2024 that prioritizes funding the Housing Trust Fund.
- Alan Miller: Public comment rules should apply to everyone equally. Developer spoke over the allotted public comment time limit and clapping was not discouraged. Previously not allowed. Should not allow people to hold up signs on camera throughout an entire meeting.
- Jennifer Figueroa and Dave Deyenne: Concerns over the redevelopment of the Hibbert Lumber property. Parking issues will impact the surrounding neighborhoods. Need safety enhancements to protect bicycle and pedestrian users.
- Mason Harry: Gender ideology is a social construct that does not apply to everyone. Support creative post gender community—allow people to be comfortable expressing sexuality without gender.
- Beth Bourne: Need to protect vulnerable youth from gender ideology. Experienced a hate crime while attending a Pride event, Antifa followed to car and slashed tires. Ask for help from Council regarding hate crime.

- Dorte Jensen: Beth Bourne informed her about hate crime at Pride event. Council needs to support all residents.
- John Decker, Alta California Regional Center; Peter Mendoza: California Council on Disabilities; and Sarah Cadosh: Support affordable housing for people with disabilities.
- Connor Gorman: Need to push development projects to be as beneficial to community as possible. Need democratically controlled housing.
- Alan Hirsch: Oppose I-80 widening project—Council needs to urge Caltrans and Yolo Transportation District to complete a full I-80 corridor study.
- John Whitehead: Street sweepers create a huge pile of dust, harmful health impacts. Should investigate. Sweepers should include water in order to avoid creation of hazardous dust.

Consent Calendar

City of Davis Investment Policy
Approve Resolution No. 23-071 - Adopting Investment Policy

Fiscal Year 2023-24 Park Maintenance and Open Space Protection Special Taxes

1. Approve Resolution Nos. 23-072 and 23-073 - Requesting Collection of Charges on Tax Roll for (1) Park Maintenance and (2) Open Space Protection Special Taxes for FY 2023-24
2. Authorize Mayor to sign Certifications of Special Tax

Sacramento-Yolo Mosquito & Vector Control District Report: 2023 Current Issues and Challenges Related to Mosquito Control
Informational

Commission Minutes: Open Space & Habitat Commission Meeting of May 1, 2023
Informational

D. Neville moved, seconded by B. Vaitla, to approve the consent calendar. Motion passed unanimously.

Appointments to Advisory Commissions

City Clerk Zoe Mirabile: provided an overview of the recruitment process and Council Subcommittee interview and recommendation process.

Public comments:

- Aaron Wedra, applicant for Social Services Commission.
- Judy Ennis: applicant for Social Services, seeking reappointment.
- Beth Bourne: No medical care available to help people who have de-transitioned. Should have a forum to care about vulnerable in community.

- Mason Harry: Willing to serve on Police Accountability Commission if still need members.
- Greg Rowe: applicant for Planning Commission, seeking reappointment.
- Justine Villanueva: applicant for Social Services Commission.

J. Chapman moved, seconded by D. Neville, to approve modification to Police Accountability Commission membership as follows: reduce the number to 7 regular and 1 alternate (currently 9 regular and 1 alternate) to standardize the membership with other commissions. Motion passed unanimously.

City Council recessed at 7:30 p.m. and reconvened at 7:45 p.m.

Council voted through use of a grid system. Staff tallied the votes and read them into the record:

Bicycling, Transportation, and Street Safety Commission							
2 Regular (6/30/2027); 1 Regular (6/30/2025); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Bates, Nick	R	R	R	R	R	5 R	Regular (6/30/2027)
Blough, Jordan						0	
Ma, Fei	R	R	R	R	R	5 R	Regular (6/30/2027)

Civic Arts Commission							
4 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Fisk, Chad	R	R	R	R	R	5 R	Regular
Mead, William	R	R	R	R	R	5 R	Regular
Santer, Ruth	R	R	R	R	R	5 R	Regular
Williams, Judith	R	R	R	R	R	5 R	Regular

Finance and Budget Commission 3 Regular (6/30/2027); 1 Regular (6/30/2025); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Rodman, Laura						0	
Vaitla, Rekha	R	R	R	R	R	5 R	Regular (6/30/2027)

Historical Resources Management Commission 3 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Blough, Jordan						0	
Castanenda, Daniel	R	R	R	R	R	5 R	Regular
Marino, Marcus	R	R	R	R	R	5 R	Regular

Human Relations Commission 3 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Mvondo, NJ	R	R	R	R	R	5 R	Regular
Pickett, Leonie	R	R	R	R	R	5 R	Regular

Natural Resources Commission 3 Regular (6/30/2027); 1 Regular (6/30/2025); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Blough, Jordan	R	R	R	R	R	5 R	Regular (6/30/2027)
Byrne, Jacob	R	R	R	R	R	5 R	Regular (6/30/2027)

Rodman, Laura						0	
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Open Space and Habitat Commission 3 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Blough, Jordan						0	
Geonczy, Sara	R	R	R	R	R	5 R	Regular
Rodman, Laura						0	
Vayssieres, Marc	R	R	R	R	R	5 R	Regular

Planning Commission 4 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Bennett, Alan	A	A	A	A	A	5 A	Alternate
Blough, Jordan						0	
McLaughlin, Vince	R	R	R	R	R	5 R	Regular
Rodman, Laura						0	
Rowe, Greg	R	R	R	R	R	5 R	Regular
Troost, Johannes	R	R	R	R	R	5 R	Regular
Valencia, Georgina	R	R	R	R	R	5 R	Regular

Police Accountability Commission 1 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Griswold, Elizabeth	A	R	A	R	R	3 R 2 A	Alternate

Ma, Fei						0	
Sherman, Donald	R	R	R	R	R	5 R	Regular

Recreation and Park Commission 4 Regular (6/30/2027)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Blough, Jordan						0	
LeFlore, Richard	R	R	R	R	R	5 R	Regular
Marigo, Tony	R	R	R	R	R	5 R	Regular
Ono, Robert	R	R	R	R	R	5 R	Regular
Siegel, David	R	R	R	R	R	5 R	Regular

Senior Citizen Commission 3 Regular (6/30/2027)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Cole, Ronald	R	R	R	R	R	5 R	Regular
Gavin, L. Carol	R	R	R	R	R	5 R	Regular
Rodman, Laura						0	
Shack, Kathryn	R	R	R	R	R	5 R	Regular

Social Services Commission 3 Regular (6/30/2027); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Blough, Jordan						0	
Ennis, Judith	R	R	R	R	R	5 R	Regular

Ma, Fei						0	
Sverdlov, Deanna	R	R	R	R	R	5 R	Regular
Troost, Johannes						0	
Villanueva, Justine	R	R	R	R	R	5 R	Regular
Wang, Tina						0	
Wedra, Aaron	A	A	A	A	A	5 A	Alternate

Tree Commission							
3 Regular (6/30/2027); 1 Regular (6/30/2025); 1 Alternate (6/30/2025)							
Commission Applicants	WA	JC	DN	GP	BV	TOTAL	APPOINT
Cramer, Jim	R	R	R	R	R	5 R	Regular (6/30/2027)
Gamage, Alana	R	R	R	R	R	5 R	Regular (6/30/2025)
Rodman, Laura	R	R	R	R	R	5 R	Regular (6/30/2027)
Schawel, Adam	R	R	R	R	R	5 R	Regular (6/30/2027)

B. Vaitla moved, seconded by W. Arnold, to approve Council votes for commission appointments. Motion passed unanimously.

Continued
Item from
June 6, 2023:
Report Back
on Long
Range Growth
Subcommittee
Status Report

City Manager Mike Webb: Suggested changes to rubric scoring include ideal residential and nonresidential density, rental and for-sale affordable percentage, conform agricultural land and jobs/housing proximity to current requirements, possible bonus points and weighted measuring. Possible decision points for Council consideration:

Specific Plan/Project Review Options:

- a. Undertake Specific Plan for northeast area of Davis
- b. Review specific proposals subject to decision points and proceed with General Plan update

Rubric Options:

- a. Approve rubric as interim pilot to evaluate current peripheral proposals, seek commission input over the next year

- b. Refer to commissions for review by date certain, return to Council for further consideration prior to using as interim pilot
- c. Choose not to use rubric and/or refer to other factors of consideration/decision

Project Review/Environmental Impact Report (EIR) Direction

- a. Full project review and EIR preparation for one or more proposals without delay
- b. One or more, but check in with Council on project description status prior to issuing the EIR Notice of Preparation (NOP)
- c. Not pursue EIR at this time, pending outcome of rubric direction or other direction

Timing, if Direction Given to Undertake Project Review/EIRs

- a. Target completion of application review and EIR for specific ballot measure dates
- b. Undertake review and EIR with ballot dates TDB at later time

Public comments:

- Beth Foraker, Co-Director of UC Davis Redwood Seed Scholars Program; Elizabeth Cates; Nora; and Debra Biel: Support housing geared toward individuals with intellectual disabilities. Support Shriners project.
- Alan Miller: Transportation—need connectivity and thru roads for bicyclists. Hibbert Lumber project—concern over no parking.
- Peter Mendoza, State Development Disabilities Regional Office: Housing needs to be inclusionary. Public transportation should be located where people with disabilities live.
- Eileen Samitz: Oppose Specific Plan for northwest Davis. Need to proceed with General Plan update and meet Regional Housing Need Allocation (RHNA) requirements. Should move forward with Shriners project.
- Judy Ennis: Support rubric and shaping development process. Need housing and smart growth.
- Norbie Kumagai: Village Farms will provide affordable housing. Support Council proceeding with consideration of Village Farms project.
- Ron Glick: Need to decide to build housing. Get something done.
- Michael Foust, representing Pioneer Community Project: Need to show distinction between pre-application and application process. Opportunities for each project are learned through conversations with staff. Important to start having conversations.
- George Phillips, representing Shriners project: Completed and submitted self scoring based on the proposed rubric. If rubric is modified, would like opportunity to resubmit. Timing—short turnaround if trying to target November 2024 for a Measure J/R/D ballot measure.

- Rochelle Swanson, representing Village Farms Davis project: Appreciate Council attention to this matter. Interested in targeting ballot measure by 2025.

B. Vaitla moved, seconded by J. Chapman, to have the Long Range Growth Subcommittee integrate work regarding infill, what we need from periphery development, and establish targets for affordable housing. Look at how periphery contributes to long range growth. Following discussion, motion withdrawn.

W. Arnold moved, seconded by D. Neville, to direct staff as follows:

1. Undertake project review and Environmental Impact Report preparation for two proposals, Village Farms and Shriners
2. Check in with Council on project description status prior to issuing the EIR Notice of Preparation (NOP) for each project.

Motion passed by the following vote:

AYES: Chapman, Neville, Partida, Arnold

NOES: Vaitla

M. Webb clarification: Projects will be reviewed based on whatever state the rubric will be at that time.

D. Neville: Interested in directing staff to have conversations with Pioneer applicants on their pre-application.

M. Webb: If Council wishes, staff can perform high level and preliminary review of pre-application, fundamental questions that should be looked into and discussed. Staff can come up with reasonable timeframe, have conversations as able up to certain number of hours. Suggest signal to applicant to put in a letter what they are hoping to get out of review, what input they are looking for, at what level and how many staff hours. Staff can return to Council with consent calendar item with details of what can be accomplished. Council consensus support.

W. Arnold moved, seconded by G. Partida, to direct staff to target completion of application review and preparation of Environmental Impact Report(s) for specific ballot measure dates as follows:

- Village Farms for March 2025 election
- Shriners for 2026 election

Motion passed unanimously.

B. Vaitla moved, seconded by W. Arnold, to refer rubric to various commissions for review by end of September 2023, with commission input to return to Council for further consideration prior to utilizing as an interim pilot. Motion passed unanimously.

M. Webb: Recommend staff work with Peripheral Growth Subcommittee to determine which commissions review the rubric. Council consensus.

City Council recessed at 10:55 p.m. and reconvened at 11:10 p.m.

Public Hearing: Surveillance Technology Renewals

Police Chief Darren Pytel: Annual review and reauthorization of surveillance technologies. Summarized use, request to purchase replacement Crisis Negotiations Equipment with new cellular technology, no modifications to policies. Police Accountability Commission reviewed technologies and policies.

- A. Accurint Virtual Crime Center (AVCC)
- B. Body-Worn Cameras/In-car Cameras
- C. Care Trak System
- D. Cellebrite Universal Forensic Extraction Device
- E. Covert Personal Recording Device
- F. Crisis Negotiating Equipment
- G. Explosive Ordnance Disposal (EOD) Robot
- H. GeoTime Computer Program
- I. Global Positioning System (GPS) Trackers
- J. Automated License Plate Readers (ALPR)
- K. Remote Public Safety Cameras
- L. Trail Cameras
- M. First/F Parking Garage Cameras
- N. 1818 Fifth Street Corporation Yard Security Cameras
- O. Davis Community Transit Cameras
- P. Wildlife Trail Cameras
- Q. Wildlife Video Cameras
- R. Public Works Security Cameras

Mayor Arnold opened the public hearing.

Connor Gorman: Can Care Trak system be moved out of Police Department and into Social Services and Housing Department? Should move resources away from policing and into other matters that create safety.

Mayor Arnold closed the public hearing.

B. Vaitla moved, seconded by J. Chapman, as follows:

1. Determine that the continued use of the technologies is balanced with the need to investigate and prevent crimes; protect crime victims and society from those who commit crimes; protect civil rights and civil liberties, including privacy and free expression; and the costs to the city
2. Approve the continued use of each technology and the respective use policies

Motion passed unanimously.

B. Vaitla moved, seconded by D. Neville, to take up next item. Motion passed unanimously.

Public Hearing: Davis Police Department Equipment Annual Report and Renewal

Police Chief Darren Pytel: State law requires law enforcement agencies to receive approval prior to purchasing or using military equipment such as drones or bomb disposal robots, armored vehicles, chemic agents used by SWAT, kinetic energy munitions, rifles, breaching tools. New request for noise flash diversionary device. Annual review includes report posted to internet website, and hold a public meeting. Staff report was submitted to the Police Accountability Commission for review.

Mayor Arnold opened the public hearing.

- Mason Harry: Question policy that allows Police Department to use equipment even without authorization, then follow up for Council approval.
- Allan Miller: The city's armored vehicle looks like an Amazon delivery vehicle.
- Connor Gorman: Oppose use of military equipment in Davis or anywhere.

Mayor Arnold closed the public hearing.

D. Pytel: Clause in policy, if there are exigent circumstances with immediate need will proceed with use, then required to go to Council within 30 days.

G. Partida moved, seconded by J. Chapman, as follows:

1. Adopt findings pursuant to Government Code §§ 7070 et seq.
2. Introduce Ordinance Re-Adopting a Military Equipment Use Policy and Re-Approving the Use, Acquisition, and Seeking of Funding for Military Equipment

Motion passed unanimously.

AB 1234 Reporting

None

Long Range Calendar

City Manager Mike Webb: Next meeting is June 27. Wastewater rates postponed to July. Will be polling Council to determine if next meeting is July 11 or July 18.

B. Vaitla: Parking minimums—discuss elimination. Look into Enhanced Infrastructure Financing Districts to help catalyze construction of affordable housing.

Public comment:

- Alan Hirsch: Should agendaize for next meeting letter to Caltrans and Yolo Transportation District to request a full I-80 corridor study and add transit alternatives.

Adjournment Meeting was adjourned at 12:02 a.m.

Zoe Mirabile
City Clerk