

MINUTES OF THE DAVIS CITY COUNCIL
Meeting of July 18, 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 and via teleconference at 31 Pickerel Lane, Belgrade, ME 04917, and 46050 Moulay Bouzarqtoune, The Serai, Essaouira, Marrakesh-Safi, Morocco. The meeting was called to order by Mayor Will Arnold.

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

Councilmembers Absent: None

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

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

City Manager Announcements City Manager Mike Webb: Tulip/Ponteverde Bike Path ribbon cutting on July 20. Weather relief stations open July 21-23 with water, power for charging devices, air conditioning, and restrooms. Caltrans I-80 work underway: 1.4 miles of work east of Mace Boulevard to the Sacramento River Bridge.

City Council Announcements and Li-
a-
ison Reports None

Public Comments

- Jenny Lee, representative from Sister City Sang-Ju, Korea: Participating in exchange program between Davis and Sang Ju for one year. Invite Davis residents to visit and attend 2023 Sang Ju World Hat Festival in October.
- Stephen Streeter: Consent calendar item Proclamation Recognizing Steven Tingus. Support recognition of disability rights activist who passed away in December 2022.
- Beth Bourne: Drag shows and sexuality talks at school without parental consent—child safeguarding issues. Yolo County Davis Branch Library teen section has a book with inappropriate information and is eligible to be checked out by youth.
- Dorte Jensen: Library books containing sexuality topics should only be available to adults.

- John Dwyer: One of 25 people from Africa participating in Mandela fellowship, cultural exchange, business initiative. Thanks to community for warm welcome, and UCD and Department of Global Affairs for tour of campus and community.
- Alan Hirsch: During Yolo County Transportation meeting last night, there was no mention that Davis residents oppose project to widen I-80; Davis City Council was not represented.
- Janet and Joe Krovoza: Request item be removed from consent calendar—Arroyo Park Picnic Area Shade Structure Project; should have separate discussion of item. Recreation & Park Commission discussed the shade structure over a year ago and it had a much lower cost, project has now doubled in cost. Project should return to commission to determine if this is a funding priority.
- John Galland: Disappointed that Davis is strictly interpreting state law regarding building accessory dwelling units (ADUs) without involving community in discussion. Personally impacted by neighbor's ADU.
- Connor Gorman: Consent calendar item Second Reading of Ordinance Updating Affordable Rental Housing Requirements—should consider affordability by bedroom as well as by unit.

Consent Calendar

City Hall Portable Office Trailer, CIP No. ET0010

Approve Resolution No. 23-094 - Approving the Purchase of City Hall Portable Office Trailer, Authorizing the City Manager to Execute the Contract, and Find Project Exempt From Review Pursuant to CEQA Guidelines Section §15302 Replacement or Reconstruction

Additional Construction Contingency for H Street Sewer Rehabilitation, CIP No. ET8166

Approve Resolution No. 23-095 - Increasing Construction Contingency to McGuire and Hester for the H Street Sewer Rehabilitation and Authorizing City Manager to Execute Contract

Stormwater Utility Annual Fund Review / Rate Adjustment Recommendation

1. Receive informational report on the financial status of the City's Stormwater Utility (collectively Funds 541, 542 and 543) for fiscal year 2022-2023
2. Approve Resolution No. 23-096 - Enacting Modification to City of Davis Customer Rates for Stormwater Service Fees Effective July 1, 2022 to Implement Rate Adjustment on August 1, 2023.

Amendment to Varsity Theater Lease

Approve Resolution No. 23-097 - Authorizing the City Manager to Execute a Sixth Amendment to the City's Lease With Fenske/Novakovic,

Inc. for the Varsity Theater, Which (1) Reduces Rent for 18 Months Beginning August 2023 and (2) Extends the Term of the First Extension Option 18 Months to Allow Time for the Theater to Reposition Itself Within the Changed In-Theater Movie Market

Memorandum of Understanding (MOU) Between the City of Davis and Program Administrative and Support Employees Association
Approve Resolution No. 23-098 - Adopting MOU With Program Administrative and Support Employees Association

2023 Capital Region Creative Corps Grant
Approve Resolution No. 23-099 - Accepting the 2023 Capital Region Creative Corps Grant

2023 Community Resilience Centers Program Grants

1. Receive information about the Strategic Growth Council's Community Resilience Centers (CRC) Program
2. Approve Resolution No. 23-100 - Authorizing City to Submit a Planning and Development Grant Application and Accept a CRC Grant, if awarded, and Authorize City Manager to Execute all Related Documents and Enter Into an Agreement With the Strategic Growth Council

Revised Records Retention Schedule

Approve Resolution No. 23-101 - Adopting a Revised Records Retention Schedule and Authorizing the Destruction of Records Pursuant to the Schedule

City Manager Purchasing and Approval Authorization During City Council Recess

Approve Resolution No. 23-102 - Authorizing the City Manager to Execute Professional Services Contracts, Award Construction Contracts, Manage Grants and Approve Budget Adjustments During the City Council Recess From July 19, 2023 Through August 28, 2023

Second Reading: Ordinance Re-Adopting a Military Equipment Use Policy and Re-Approving the Use, Acquisition, and Seeking of Funding for Military Equipment

Adopt Ordinance No. 2645 (Introduced 06/20/2023)

Second Reading: Ordinance Amending Davis Municipal Code Article 18.05 to Update Affordable Rental Housing Requirements

Adopt Ordinance No. 2646 (Introduced 06/27/2023)

Proclamation Honoring Steven Tingus for His Disability Rights Advocacy
Ceremonial

D. Neville moved, seconded by G. Partida, to approve the consent calendar. Motion passed unanimously.

Removed from Consent Calendar:

Item removed by D. Neville.

Design of Russell at Arlington Roundabout, CIP No. ET0011

D. Neville: Request additional analysis to make sure roundabout is the correct solution and determine if there is grant funding available.

M. Webb: Majority of grants are geared toward construction. Assistant Public Works Engineering & Transportation Director Ryan Chapman: If pursue grant for design, will postpone project substantially.

B. Vaitla: Support current design including roundabout; should not postpone project with additional analysis. Many community members participated in Russell Boulevard Corridor Plan.

Public Works Engineering & Transportation Director Dianna Jensen: There is a little flexibility in contract to look at a couple alternatives, but probably not full analysis. Moving toward more roundabouts in town, more sustainable, less maintenance. Will be pursuing all grant opportunities.

D. Neville moved, seconded by J. Chapman, to approve Resolution No. 23-103 - Authorizing the City Manager to Execute a Professional Service Agreement with GHD Inc. for the Design of the Russell at Arlington Roundabout. Motion passed unanimously.

Arroyo Park Picnic Area Shade Structure Project, CIP No. ET0005

Item removed by G. Partida.

Public Works Engineering & Transportation Director Dianna Jensen: Entire project cost has always been anticipated to be \$400,000+. Grant funding for project is \$250,000.

M. Webb: Remaining funds for project are Park Impact Fees, which cannot be used for maintenance purposes.

Public comment:

- Alan Hirsch: Should be planting more trees in parks instead of paying high cost for shade structure.
- Alan Miller: Too costly for shade structure and picnic tables. Should discontinue project and return grant funds.
- Dina Rossey: Need to prioritize funding for removal of weeds and replacement of unsafe uneven surfaces. Parks have degraded.

- Unnamed individual: Shade prevents sun cancer. Consider dual use such as solar panels. Think about providing project at more reasonable cost.

G. Partida moved, seconded by J. Chapman, to approve Resolution No. 23-104 - Awarding Construction Contract to F. Loduca Company for the Arroyo Park Picnic Area Shade Structure, Authorizing the City Manager to Execute Contract, and Finding Project Exempt From Review Pursuant to State CEQA Regulation Guidelines Section §15303 New Construction or Conversion of Small Structures. Motion passed by the following vote:

AYES: Chapman, Partida, Vaitla, Arnold

NOES: Neville

UC Davis & City of Davis Shared Micromobility Services MOU;

Service Agreement Between Spin, UC Davis & City the Davis

Senior Transportation Planner Jennifer Donofrio: Spin will be the second micromobility operator in Davis. Five vendors responded to Request for Proposals process; two vendors were selected to present and share devices with city and UCD. Spin offered the best pricing, experienced operating in cities and universities, riding and parking technology advancements, adaptive devices, messaging capabilities, efficient and nimble redistribution of devices. Next steps include finalizing agreements and deployment of devices.

Public comments:

- Unnamed individual: Pricing for services is too high.
- Alan Miller: High rate. Oppose age requirements. Should encourage youth to use alternative modes of transportation.
- Alan Hirsch: Is city subsidizing micromobility?
- Connor Gorman: Micromobility is useful and important. Age should be lower than 18, consider 16 for bikes. Support peer based program where underage youth can use devices if they meet certain criteria. Need to be accessible, with ability to carry cargo such as groceries. Weight limits need to be sufficiently high.
- Todd Edelman: Oppose minimum age of 18. State has no age limit if participants have driver's license.

Derek Stehlin, Spin Micromobility: Spin access plan is available to anyone who qualifies for a federal, state, or local program low income program; rates are 50 cents to unlock, 10 cents per minute to ride. Spin requires participants to be 18 because of insurance and liability standards; that is standard across the U.S.

D. Neville moved, seconded by B. Vaitla, as follows:

1. Approve Resolution No. 23-105 - Authorizing the City Manager to Finalize and Execute a Memorandum of Understanding Between the City of Davis and UC Davis to Provide Shared Micromobility Services

2. Approve Resolution No. 23-106 - Authorizing the City Manager to Finalize and Execute a Service Agreement Between City of Davis, UC Davis, and Tier Mobility (Spin) for Shared Micromobility Services
Motion passed unanimously.

City Council recessed at 8:36 p.m. and reconvened at 8:41 p.m.

Fleet Electrification Transition Plan

Public Works Engineering & Transportation Director Dianna Jensen: Overview of plan and timeline.

Public comments:

- Alan Hirsch: Support. Council needs to focus on efforts to reduce greenhouse gas.
- Alan Miller: Electricity use is only as clean as the grid. Some electric plants burn natural gas. Need to transition away from natural gas.

B. Vaitla moved, seconded by D. Neville, to approve Resolution No. 23-107 - Authorizing the City Manager to Adopt the City of Davis Fleet Electrification Transition Plan. Motion passed unanimously.

AB 1234 Reporting

None

Long Range Calendar

M. Webb: Will be scheduling closed session meetings during summer recess.

Public comments:

- Alan Hirsch: Should oppose widening of I-80.
- Connor Gorman: Support not holding council meetings on any election day, even if it is not a city election. Also support consideration of vacancy tax and universal health care.

B. Vaitla: Support agendizing discussion of widening of I-80.

M. Webb: Will return to Council with comments on Caltrans I-80 project Environmental Impact Report when draft is released for public comments.

B. Vaitla: When will rezoning commercial sites for residential be agendized?

M. Webb: Will confer with staff regarding timing.

D. Neville: When will Old North Davis Neighborhood Association parking district will be agendized?

M. Webb: Will confer with staff regarding timing.

Adjournment Meeting was adjourned at 9:05 p.m. in memory of disability rights activist Steven Tingus.

Zoe Mirabile
City Clerk