

MINUTES OF THE DAVIS CITY COUNCIL  
Meeting of May 7, 2024

The City Council of the City of Davis met in regular meeting session beginning at 6:39 p.m. in the Community Chambers, 23 Russell Boulevard, Davis, California. The meeting was called to order by Mayor Josh Chapman.

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

Councilmembers Absent: None

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

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

City Manager Announcements M. Webb: May 15—Walnut Park Library meeting, open house format. May 17—Celebrate Davis in Community Park.

City Council Announcements and Liaison Reports None

Public Comments

- Adam Gottlieb, Congregation Bet Haverim: May 19—event celebrating 20 year anniversary of move to current location on Anderson.
- Guy Stevenson: Concern about Fentanyl. Should invest in Narcan and distribute to parks and public works employees.
- Amy and Neal Medovoy, Mark Nikham, and Rodrigo: Disturbed by incidents of antisemitism, community should engage in dialogue and listen to perspectives. Acknowledge differences and commit to peace.
- Ryan Song: Oppose alternative lifestyles. Oppose religions other than Christianity.
- Unnamed individual: Support city council allowing different opinions. Should focus funding and resources on issues in this country, divest from foreign investments. Oppose abortion.
- Connor Gorman: Oppose capitalism. Need to move toward more sustainable systems.
- Elaine Roberts-Musser: Disagree with legal opinion from city attorney to Planning Commission related to Senior Commission input on University Retirement Community Design Review.

- Todd Edelman: Consent calendar item SB1 funding—should remove item from consent and include information regarding public outreach on item.

Consent Calendar

Lake Terrace Sewer Relocation and Abandonment and Service Lateral CIPP Liner and Connection Seal – 2024, CIP No. ET8166

Approve Resolution No. 24-052 - Awarding Construction Contract to Yancy-Gwerder, Inc. for the Lake Terrace Sewer Relocation and Abandonment and Service Lateral CIPP Liner and Connection Seal - 2024, Authorizing City Manager to Execute Contract, and Finding the Project Exempt from Review Pursuant to CEQA Regulation Guidelines Sections §15301 and §15302 Replacement or Reconstruction

Parks Sports Courts Rehabilitation Project Phase 2, CIP No. ET8315

Approve Resolution No. 24-053 - Awarding the Construction Contract to Dryco Construction for the Parks Sports Courts Rehabilitation Project Phase 2 and Authorizing City Manager to Execute Contract, Authorizing City Manager to Execute Task Order No. 32 with WSP, Inc., and Finding the Project Exempt from Review Pursuant to CEQA Regulation Guidelines §15301(C) Existing Facilities and §15302 Replacement or Reconstruction

Central Park Playground Rubberized Surface Replacement Project, CIP No. ET8339

Approve Resolution No. 24-054 - Awarding Construction Contract to McNabb Construction Inc. for the Central Park Playground Rubberized Surface Replacement Project, Authorizing City Manager to Execute Contract, and Finding the Project Exempt from Review Pursuant to CEQA Regulation Guidelines Section §15302 Replacement or Reconstruction

Amendment 1 to Task Order 36 for Design of the Richards Underpass Storm Drain Pump Station (SDS#6) Replacement Project, CIP No. ET0023

Approve Resolution No. 24-055 - Authorizing the City Manager to Execute Task Order No. 36 Amendment 1 with West Yost for the Richards Underpass Storm Drain Pump Station (SDS#6) Replacement Project

Final Map and Subdivision Agreement for 715 Pole Line Road

Approve Resolution No. 24-056 - Approving Final Map 5216 for 715 Pole Line Road, and Authorizing the City Manager to Execute the Subdivision Agreement with 715 East, LLC, a California Limited Liability Company

Extension of Approval of Small Lot Final Map for Bretton Woods Phase 1, Lot 4 (Final Map No. 5180), and Phase 3A (Final Map 5200)

Approve Resolution No. 24-057 - Extension of Small Lot Final Maps for Bretton Woods Phase 1, Lot 4 (Final Map No. 5180), Phase 3A (Final Map No. 5200) and Authorizing the City Manager to Execute the Subdivision Agreement with Denova Homes, Inc., a California Corporation

Extension of Approval of Chiles Ranch Phase 1A, Subdivision No. 4953, and Chiles Ranch Phase 1B, Subdivision No. 5011

Approve Resolution No. 24-058 - Extension of Final Maps Chiles Ranch Phase 1A, (Final Map No. 4953), Phase 1B (Final Map No. 5011) and Authorizing the City Manager to Execute the Subdivision Agreements

Recommended Projects for Fiscal Year 2024-25 Funded by SB1: The Road Repair and Accountability Act of 2017

Approve Resolution No. 24-059 - Adopting a List of Projects for Fiscal Year 2024-25 Funded by SB 1

Memoranda of Understanding (MOUs) between the City of Davis Firefighters Local 3494 General and Management Units

1. Approve Resolution No. 24-060 - Adopting a MOU with Davis Firefighters Local 3494 – Fire General Unit and Amending the FY24 Budget
2. Approve Resolution No. 24-061 - Adopting a MOU with Davis Firefighters Local 3494 – Fire Management and Amending the FY24 Budget

Fiscal Year 2024/25 Mello-Roos Community Facilities Districts Tax Assessments

1. Approve Resolution Nos. 24-062 through 24-069 - Fixing Fiscal Year 2024/25 Tax Rates for the following:
  - A. Community Facilities District 1990-1 (East Davis)
  - B. Community Facilities District 1990-2 (East Davis/Mace)
  - C. Community Facilities District 1990-3 (North Central Davis)
  - D. Community Facilities District 1990-4 (South Davis)
  - E. Community Facilities District 1990-5 (West Davis)
  - F. Community Facilities District 1991-2 (East Davis/Mace)
  - G. Community Facilities District 2007-2 (East Davis/Mace Ranch II)
  - H. Community Facilities District 2015-1 (Cannery)
2. Approve Resolution Nos. 24-070 through 24-073 - Requesting Collection of Charges on Tax Rolls for Fiscal Year 2024/25 for the following:
  - A. Community Facilities District 2009
  - B. Community Facilities District 1991-2 (East Davis-Mace Ranch Area)
  - C. Community Facilities District 2007-2 (East Davis Mace Ranch Area II)
  - D. Community Facilities District 2015-1 (Cannery)

3. Authorize Mayor to sign Certifications of Special Tax

Fiscal Year 2024-25 Park Maintenance and Open Space Protection Special Taxes

1. Approve Resolution Nos. 24-074 & 24-075 - Requesting Collection of Charges on Tax Roll for (1) Park Maintenance and (2) Open Space Protection Special Taxes for FY 2024-25
2. Authorize Mayor to sign Certifications of Special Tax

J. Chapman recused due to business location within 500ft of E Street Plaza.

Second Reading: Ordinance Adding Section 22.08.155 to Article 22.08 of the Davis Municipal Code Regarding the Use of the Davis Municipal Parking Lot, Commonly Known as the E Street Plaza Parking Lot  
Adopt Ordinance No. 2657 (Introduced 04/23/2024)

Motion passed by the following vote:

AYES: Arnold, Neville, Partida, Vaitla

NOES: None

ABSTAIN: Chapman (recuse)

Development Impact Fee Annual AB1600 Report for FY2021-2022  
Receive Annual Development Impact Fee Report prepared pursuant to Government Code Sections 66006(b) and 66001(d) for the fiscal year ending June 30, 2022

Annual Comprehensive Financial Report and Other Audit Reports for the Fiscal Year Ended June 30, 2021

Receive the City's ACFR, along with required auditor communication letters, for the fiscal year ending June 30, 2021

Proclamation Declaring May 2024 as "May is Bike Month" in the City of Davis

Informational

D. Neville moved, seconded by W. Arnold, to approve consent calendar. Motion passed unanimously.

Public Hearing: 2024 Weed Abatement Proceedings – Removal of Weeds and Grasses to

Fire Marshal Patrick Sandholdt: Explained weed abatement process, including notification to property owners.

Mayor Chapman opened the public hearing for property owners who wish to protest the abatement of weeds on their property, and after no comment, closed the public hearing.

Eliminate Potential Fire Hazards

Public Hearing: Third Amendment to the Chiles Ranch Development Agreement - Planning Application #24-12 for DA (Extension) Amendment #02-24

Senior Planner Eric Lee: Overview of project, amendments to date, and proposed amendments in current planning application. Summarized Planning Commission recommendations. Developer considered commission recommendations and worked with staff on proposed language to address.

Mayor Chapman opened the public hearing.

- George Phillips, representing applicant: Project approved in 2009, includes updated features such as sustainability. Amount of affordable housing is greater than required. Extensive design features. Project is included as part of RHNA numbers. Project is ready to move forward, critical juncture.

Mayor Chapman closed the public hearing.

B. Vaitla: Request applicant increase community benefit fund fee from \$3,000 per market unit to \$6,000 with funds allocated to Housing Trust Fund.

D. Neville: Interested in construction starting sooner.

City Council recessed at 7:49 p.m. and reconvened at 8:00 p.m.

G. Phillips: Applicant response to council requests—Will agree to \$6,000 per unit, and city may allocate funds as they see fit. Request retain 2027 date for commencement.

W. Arnold moved, seconded by B. Vaitla, to introduce Ordinance Approving the Third Amendment to the Development Agreement Regarding the Chiles Ranch Project, amended to include an increase in community benefit fund from \$3,000 to \$6,000 per market-rate unit, with funding to be allocated to Housing Trust Fund. Motion passed unanimously.

City of Davis Investment Policy

Finance Director Elena Adair: Proposed amendments to investment policy are in response to revisions in Government Code and audit findings.

Public comments:

- Nick Buxton, Erica, Alanna, Jessica Shavoe, Dean, Sherryl Futrell, Johnathon London, Connor Gorman, and Deema Tamimi: Investment policy should reflect Davis community values and social re-

sponsibility. Should divest from companies that are unethical, not environmentally sustainable and use fossil fuels, and weapons manufacturers. Oppose investing in Caterpillar, General Dynamics, Barleys and Amazon, and Honeywell.

Monique Spike, Investment Advisor: Need clear, measurable directives and objectives statements. Currently prioritize safety, liquidity, and reporting back to city.

B. Vaitla moved, seconded by J. Chapman, to form a Council Subcommittee of B. Vaitla and D. Neville to review and propose revisions to the City's Investment Policy. Motion passed unanimously.

W. Arnold moved, seconded by D. Neville, to approve Resolution No. 24-076 - Updating the City of Davis Investment Policy for Fiscal Year 2024/25. Motion passed unanimously.

AB 1234 Reporting

None.

Long Range Calendar

M. Webb: No changes to long range as proposed.

Public comments:

- Connor Gorman: City Council should consider ban on facial recognition technology and reconsider use of surveillance drones.

G. Partida: Should have a plaque on Covell Blvd acknowledging that Mayor Covell and the City passed a resolution affirming the prevention of Japanese citizens to return to their homes. Land acknowledgement—should have something on the wall in Chambers.

M. Webb: Council directed the Human Relations Commission to review land acknowledgement. Staff will follow up with commission.

D. Neville: June 18—informational item on status of legislative bills that council is following.

Adjournment

Meeting was adjourned at 9:27 p.m. in memory of Delaine Eastman.

Zoe Mirabile  
City Clerk