



**CITY OF DAVIS
CITY COUNCIL AGENDA
TUESDAY, MAY 10, 2022
6:30 P.M.**

*Members of the City Council:
Gloria Partida, Mayor
Lucas Frerichs, Vice Mayor
Will Arnold
Dan Carson
Josh Chapman*

*Mike Webb, City Manager
Inder Khalsa, City Attorney*

*NOTE: City Councilmembers, staff and the public will participate in this meeting via teleconference or otherwise electronically. This meeting is compliant with the AB361 which allows for a deviation of teleconference rules required by the Brown Act during a proclaimed state of emergency. In-person attendance will not be permitted.

REMOTE AUDIO AND VIDEO MEETING PARTICIPATION:

1. Televised live on City of Davis Government Channel 16 (available to those who subscribe to cable television)
2. Livestream online at <https://cityofdavis.org/city-hall/city-council/city-council-meetings/meeting-videos>
3. Join via Zoom:
 - a. From a PC, Mac, iPad, iPhone or Android device with high-speed internet: (If your device does not have audio, please also join by phone)

Please click the following link to join the webinar:
<https://us06web.zoom.us/j/89390442420>

- b. By phone: **Webinar ID: 893 9044 2420**

Dial: 1-669-900-9128
 or 1-346-248-7799
 or 1-253-215-8782
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 or 1-646-558-8656

PLEASE NOTE – The numerical order of items on this agenda is for convenience of reference; **times listed are estimates**. Items may be taken out of order upon request of the Mayor or Council Members. A 4/5 vote of the Council is required to begin consideration of a new item of business after 11:30 p.m.

Roll Call

Approval of Agenda

Item 1

- 6:30 A. City Manager Brief Announcements
 B. City Council Brief Announcements and Liaison Reports from Various 2x2 Meetings and Commission/Board/Inter-jurisdictional Assignments

C. City Council Indication of Intent to Pull Item(s) from the Consent Calendar for Discussion

Item 2

6:40 **Public Comments**

At this time, any member of the public may address the City Council on matters not listed on this agenda, or are listed on the consent calendar. If possible, citizens should reserve their comments for regular matters listed on this agenda at the time the item is considered by the Council.

The Public Comments section is for the City Council to receive comments; except for brief questions for clarification, no discussion or action may be taken on any item that is not listed on the agenda. Public comment may be continued to the end of the meeting if the time allotted for public comment expires.

REMOTE PUBLIC COMMENTS:

1. Submit written public comments to CityCouncilMembers@cityofdavis.org. Emails are distributed to City Council and staff. To ensure the City Council has the opportunity to review information prior to the meeting, send emails by 3:00 p.m. on the meeting date.
2. Submit comments by voice mail prior to and/or during the meeting: Call the city's dedicated phone line (530) 757-5693 to leave a voice mail message for public comment. Staff will play comments during the appropriate agenda item. **Comments will be accepted starting at noon on the day of the Council meeting and will continue to be accepted until the conclusion of public comment for each specific item during the meeting.** Speakers will be limited to no more than two minutes.

Note: You must leave a separate voice mail for each item you wish to comment on. Please indicate your name and which item you are speaking about.

Item 3

Consent Calendar

6:55 All matters listed under the Consent Calendar are considered routine and non-controversial, require no discussion and are expected to have unanimous Council support and may be enacted by the Council in one motion in the form listed below. There will be no separate discussion of these items; however, before the Council votes on the motion to adopt, members of the Council, staff, or the public may request that specific items be removed from the Consent Calendar for separate discussion and action. Item(s) removed will be discussed later in the meeting as time permits.

- A. Construction Contract for Ponteverde Lane and Tulip Lane Bikeway Project, CIP No. 8323 (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Senior Civil Engineer Kevin Fong*)
Recommendation: Approve Resolution Awarding the Construction Contract to Lister Construction Inc. for the Ponteverde Lane and Tulip Lane Bikeway Project and Revising the 21/22 Budget
- B. Construction Contract for Rosecreek Park Greenbelt Enhancements, CIP No. 8295 (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Senior Civil Engineer Kevin Fong*)
Recommendation: Approve Resolution Awarding the Construction Contract to Olympic-Land Construction Inc. for the Rosecreek Park Greenbelt Enhancements and Revising the 21/22 Budget

- C. On-Call Engineering Services Task Order for Design Services for the El Macero Sewer Lift Station #1 Force Main Replacement Project, CIP No. 8166 (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Senior Civil Engineer Kevin Fong/Associate Civil Engineer Terry Jue*)
Recommendation: Approve Resolution Approving and Authorizing the City Manager to Execute a Design Task Order for the El Macero Sewer Lift Station #1 Force Main Replacement Design
- D. Amendment to On-Call Engineering Services Task Order for the Howatt Ranch Recycled Water Pipeline Preliminary Design Report, CIP No. 7313 (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Senior Civil Engineer Kevin Fong/Associate Civil Engineer Terry Jue*)
Recommendation: Approve Resolution Authorizing City Manager to Execute Task Order No.5, Amendment No. 2 for On-Call Engineering Services with Brown and Caldwell Associated with Howatt Ranch Recycled Water Pipeline
- E. Amendment to On-Call Engineering Services Task Order for Continued Inspection Services for Projects (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Construction Manager Mike Davis*)
Recommendation: Approve Resolution Authorizing City Manager to Execute Task Order No. 16 for On-Call Engineering Services with WSP Associated with Continued Inspection Services
- F. Amendment to On-Call Engineering Services Task Order for Pavement Design and Construct Support for Transportation Infrastructure Rehabilitation, CIP No. 8250 (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Principal Civil Engineer Michael Mitchell/Senior Civil Engineer Melissa Marshall*)
Recommendation: Approve Resolution Approving Amendment 2 to Task Order 16 Under the Professional Services Agreement with Wood Rodgers for Pavement Design and Construction Support
- G. Arroyo Park - Shade Structure for the Aquatics Complex (*Parks & Community Services Director Dale Summersille*)
Recommendation: Approve Resolution Authorizing the City Manager to Execute a Contract with Park Planet for the Purchase and Installation of Shade Structures at Arroyo Park
- H. Arroyo Park - Proposed Cricket Field Improvements (*Parks & Community Services Director Dale Summersille*)
Recommendation:
1. Approve the proposed donation of materials and labor from the Davis Cricket League for Phase 1 field improvements at Arroyo Park
 2. Approve Resolution Authorizing the City Manager Enter to an Agreement with Davis Cricket League to Allow Field Improvements

- I. Purchase of Para-Transit Bus Utilizing a Cooperative Purchase Agreement (*Public Works Utilities & Operations Director Stan Gryczko/Fleet Services Manager David Cattaneo/PWUO Deputy Director Alexis Eastwood*)
Recommendation: Approve Resolution Approving Purchase of One Para-Transit Bus and Acceptance of FTA Grant Funding for Fiscal Year 2021/22

- J. Davis Live Fair Share Contribution, and UC Davis Reimbursement Agreement for the Wake Forest and Oxford Circle Pavement Rehabilitation Improvements (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Senior Civil Engineer Kevin Fong*)
Recommendation: Approve Resolution Accepting the Davis Live Fair Share Contribution and Authorizing the City Manager to Execute the UC Davis Reimbursement Agreement for the Wake Forest and Oxford Circle Pavement Rehabilitation Improvements

- K. Summary Vacation of Public Service Easements at Hyatt House and Acceptance of Public Service Easements (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Senior Civil Engineer Kevin Fong/Assistant Engineer Luis Hernandez*)
Recommendation: Approve Resolution Approving the Summary Vacation of Public Service Easements at Hyatt House and Acceptance of Public Service Easements

- L. Yolo County Homelessness Coordination Agreement (*Assistant City Manager Kelly Stachowicz/Social Services & Housing Director Dana Bailey*)
Recommendation: Approve Resolution Authorizing the City Manager to Execute a Contract with Yolo County for Homelessness Coordination

- M. City and Chamber of Commerce Memorandum of Understanding (*Interim Community Development & Sustainability Director Sherri Metzker/Business Engagement Manager Sarah Worley*)
Recommendation: Approve Resolution Approving a Memorandum of Understanding Between the City of Davis and the Davis Chamber of Commerce

- N. Authorizing 2022 Pyrotechnic Displays (*Management Analyst Carrie Dyer*)
Recommendation: Approve Resolution Approving Pyrotechnic Displays for the Purpose of Celebrate Davis and Fourth of July Celebrations

- O. Revised Salary Table Effective May 10, 2022 (*Human Resources Director Janet Emmett*)
Recommendation: Approve Resolution Approving Citywide Salary Table

- P. Updates to Chapter 30 of the Davis Municipal Code Updating Stormwater Rates (*Public Works Utilities & Operations Director Stan Gryczko/Assistant to the Director Adrienne Heinig*)

Recommendation:

1. Receive report on the revisions to Chapter 30 of the City's Municipal Code (Stormwater Management and Discharge Control)
2. Introduce Ordinance Amending Chapter 30 of the City of Davis Municipal Code Related to the Stormwater Rates (as approved by City Council, July 2021)

- Q. Second Reading: Ordinance Repealing Section 22.08.210 of the Davis Municipal Code Regarding Peddler's, etc., Vehicles, Carts, etc.

Recommendation: Adopt (Introduced 04/19/2022)

- R. Ratification of 2022 Annual Golden Heart Award Selection (*Management Analyst Carrie Dyer*)

Recommendation: Ratify the recommendations from the selection committee for the recipients of the 2022 Golden Heart Awards: Rohan Baxi, Yanni Lowry, and Erin McAllister. The award ceremony will be held prior to the City Council meeting on May 24, 2022.

- S. Re-Authorize Continuation of Remote Public Meetings (*City Manager Mike Webb*)

Recommendation:

1. Consider the circumstances of the state of emergency and determine to re-authorize continuation of remote (Zoom/teleconference) public meetings for all legislative bodies pursuant to Assembly Bill 361.
2. Make the following finding: There continues to be a proclaimed state of emergency and meeting in person would present imminent risks to the health or safety of attendees.

- T. Commission Minutes:

1. Historical Resources Management Commission Meeting of March 21, 2022
2. Open Space and Habitat Commission Meeting of March 7, 2022
3. Social Services Commission Meetings of February 28 and March 28, 2022

Recommendation: Informational

- U. Ceremonial Proclamations Recognizing:

1. Asian American and Pacific Islander Heritage Month
2. Older Americans Month
3. May is Bike Month
4. National Public Works Week – May 15 through 21

Recommendation: Ceremonial

Regular Calendar

See above instructions for remote public comments

Item 4

7:00 Sacramento-Yolo Mosquito & Vector Control District Presentation: 2022 Mosquito Control Update – Current Issues and Challenges (*SYMVCD District Manager Gary Goodman*)

Item 5

7:15 Yolo County Animal Services Presentation: 2022 Animal Services Update (*Yolo County Administrator's Office Management Analyst Joanne Van Hoosear*)

Item 6

7:45 Public Hearing: 2022 Weed Abatement Proceedings – Removal of Weeds and Grasses to Eliminate Potential Fire Hazards (*Fire Chief Joseph Tenney*)
Recommendation: Conduct a public hearing for property owners who wish to protest the abatement of weeds on their property

Item 7

7:50 Public Hearing: Olive Drive Mixed Use Project at 1031, 1037, 1041 and 1047 Olive Drive Consisting of Four Apartment Buildings Containing 47 One-Bedroom Units, Office Space, and Ground Floor Commercial Space; Appeal of March 23, 2022 Planning Commission Recommendation for Approval of Planning Application; and General Plan Amendment, Gateway/Olive Drive Specific Plan Amendment, Affordable Housing Plan; Lot Merger/Lot Line Adjustment, and Design Review (*Interim Community Development & Sustainability Director Sherri Metzker/Planner Ike Njoku*)

Recommendation:

1. Deny Appeal Application #1-22, for reasons that include:
 - a. the City Council is required by code to conduct a public hearing on the proposed project that has not occurred;
 - b. the City Council is not obligated to accept the Planning Commission recommendation on the proposed project,
 - c. the appellant has the opportunity to make the same comments stated as grounds for the appeal during the City Council public hearing on the proposed project; and
 - d. the appellant's claim that the appeal will accord him equal access to the City Council hearing on issues raised as grounds for the appeal appears to acknowledge that a public hearing by the City Council is required, but inaccurately assumes that the appellant's comments may not be allowed during deliberation on the proposed project.

And separately,

1. Determine that the project is statutorily exempt from CEQA pursuant to Sections 21094.5 (Infill Project) and 21155.1 (Transit Priority Project) of the Public Resources Code (PRC), based upon findings of fact as set forth in the Resolution Finding the Olive Drive Mixed Use Project Exempt from CEQA) Pursuant

- To Public Resources Code Sections 21094.5 And 21155.1 and CEQA Guidelines Section 15183.3, and direct staff to file a Notice of Exemption
2. Approve Planning Application #19-48 (Olive Drive Mixed Use Project), which includes the entitlements listed below, subject to the findings and conditions of approval:
 - a. Resolution to Amend the General Plan of the City of Davis to Change the Land Use Designations of Four Properties (Approximately 0.56-Acre) Located at 1031, 1037, 1041, and 1047 Olive Drive (APNS: 070-260-004, -005, -006, and -007), from “Residential Medium Density” and “Commercial Service” to “Mixed Use” (GP Amendment #19-48)
 - b. Resolution to Amend Gateway / Olive Drive Specific Plan by Adding the General Plan Land Use Category of “Mixed Use” to Change the Land Use Designations of Four Properties (APNS: 070-260-004, -005, -006, and -007), from “Residential Medium Density” and “Commercial Service” to “Mixed Use” Land Use, Including Updating Applicable Tables and Adding Texts to Establish Uses, Development Standards and Design Guidelines’ to Ensure Internal Consistency and Accommodate the Proposed Olive Drive Mixed Use Project (GODSP Amendment #2-19)
 - c. Affordable Housing Plan #1-19, establishing the affordable housing plan for the project
 - d. Lot Merger/Lot Line Adjustment #3-19, to combine the four parcels into one parcel to accommodate the project
 - e. Design Review #17-19, for the site plan and architectural review of the project

Item 8

9:05 Russell Boulevard Corridor Vision Plan (*Public Works Engineering & Transportation Director Robert Clarke*)

Recommendation:

1. Approve Resolution Accepting the Russell Blvd Corridor Vision Plan, CIP No. 8342, as the long-term vision for future conditions on Russell Blvd between B Street and County Road 98.
2. Direct staff to develop a long-term phasing and implementation strategy in partnership with UC Davis and Yolo County in FY 2022/23 to fund and construct corridor improvements over time.
3. Provide staff with input on potential corridor elements to propose for initial funding in the FY 2022/23 budget.

Item 9

10:35 Authorization to Enter Tax Exchange Agreement and Traffic Improvements MOU between the City of Davis, Yolo County, and Developer Relating to the Davis Innovation and Sustainability Campus (DiSC 2022) Project (*City Manager Mike Webb/City Attorney Inder Khalsa/Interim Community Development & Sustainability Director Sherri Metzker*)

Recommendation: Approve Resolution Approving Property Tax Exchange Agreement for the DiSC 2022 Property Annexation to the City of Davis and Authorizing Memorandum of Understanding between City, County, and the Project Developer on Implementation of the Developer's Obligations on Transportation Infrastructure

Item 10

10:55 Second Reading: Ordinance Adopting a Military Equipment Use Policy and Approving the Use, Acquisition, and Seeking of Funding for Military Equipment; and Police Accountability Commission Input from Their Meeting of May 2 (*City Manager Mike Webb/Assistant City Manager Kelly Stachowicz*)

Recommendation:

1. Review the Police Accountability Commission's recommendation regarding the Military Equipment Ordinance: *recommend the City Council request usage data for each item and have the Police Chief respond with information prior to the approval of the ordinance.*
2. Direct staff to include past usage information in the annual review process to begin next year.
3. Adopt Ordinance (Introduced 04/16/2022)

Item 11

11:10 A. City Council Communications:

1. Council Announcements/Communications continued as needed
 2. AB 1234 reporting of meetings attended at City expense
- B. City Council Long Range Calendar. The calendar is a fluid working document used to support efficient and effective meetings and is subject to change. At this time, Council may request items be placed on a future meeting agenda

Adjournment.

The foregoing agenda for the May 10, 2022 meeting of the Davis City Council was delivered to each Councilmember and posted on the outside public bulletin board at City Hall, 23 Russell Boulevard on May 6, 2022, and made available to the public during normal business hours.

General Notes:

- By request, alternative agenda document formats are available to persons with disabilities. To arrange an alternative agenda document format or to arrange aid or services to modify or accommodate persons with a disability to participate in a public meeting, contact the City Clerk by calling 530-757-5648 (voice) or 530-757-5666 (TDD).
- Staff recommendations are guidelines to the City Council. On any item, the Council may take action which varies from that recommended by staff.
- The City does not transcribe its proceedings. Anyone who desires a verbatim record of this meeting should arrange for a court reporter or for other acceptable means of recordation. Such arrangements will be at the sole expense of the individual requesting the recordation.
- For questions about this agenda, call the City Clerk's Office 530-757-5648 or email Clerkweb@cityofdavis.org.