



**CITY OF DAVIS  
CITY COUNCIL AGENDA  
COMMUNITY CHAMBERS, 23 RUSSELL BOULEVARD, DAVIS, CA 95616  
TUESDAY, OCTOBER 18, 2022  
6:30 P.M.**

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

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

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 Ceremonial Presentations of Proclamations Recognizing:
- A. October as National Breast Cancer Awareness Month
  - B. October as Domestic Violence Awareness Month
  - C. October as Dysautonomia Awareness Month
  - D. October as Filipino American Heritage Month
  - E. October 24 as United Nations Day and October 24-31 as Support UNICEF Week

Item 2

- 6:50
- 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 3

7:00 **Public Comments**

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.

**IN PERSON PUBLIC COMMENTS:**

Any member of the public may address the City Council on matters not listed on this agenda, or on matters listed on the consent calendar. If possible, citizens should reserve

their comments for regular matters listed on this agenda until the time the item is considered by the Council. Speakers will be asked to line up at the podium and state their name for the record. Comments are limited to no more than 2 minutes per speaker.

**REMOTE PUBLIC COMMENTS:**

1. Submit written public comments to [CityCouncilMembers@cityofdavis.org](mailto: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 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 from 12:00 noon until 4:00 p.m. on the day of the meeting. Remote public comments will not be accepted after 4:00 p.m.** 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 4

**Consent Calendar**

7:15 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. Amendment to On-Call Engineering Services Agreement for Additional Services During Construction of the Waste Water Treatment Plant (WWTP) Biofilter Installation Project, CIP No. 8291 (*Acting Public Works Engineering & Transportation Director Dianne Jensen/Principal Civil Engineer Melissa Marshall/Associate Civil Engineer Terry Jue*)

Recommendation: Approve Resolution Authorizing City Manager to Execute Task Order No. 4, Amendment No. 2 for On-Call Engineering Services with West Yost Associates Associated with WWTP Biofilter Installation

B. Amendment to On-Call Engineering Services Agreement for Additional Services During Construction of the Phase 1 Recycled Water Facilities Project, CIP No. 8312 (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Principal Civil Engineer Melissa Marshall/Associate Civil Engineer Terry Jue*)

Recommendation: Approve Resolution Authorizing City Manager to Execute Task Order No. 6, Amendment No. 1 for On-Call Engineering Services with West Yost Associates Associated with Phase 1 Recycled Water Facilities

C. Amendment to On-Call Engineering Services Agreement for Bretton Woods Construction Management and Inspection Services (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Principal Civil Engineer Kevin Fong*)

Recommendation: Approve Resolution Authorizing City Manager to Execute Task Order No. 24.1 Under the Professional Services Agreement with WSP, Inc., for Bretton Woods Construction Management and Inspection Services

- D. Amendment to Extend Ground Lease for Modular Building in Community Park (*Community Development Director Sherri Metzker/Property Management Coordinator Tracie Reynolds*)

Recommendation: Approve Resolution Authorizing the City Manager to Enter Into a Second Amendment to the City's Ground Lease with the Davis American Youth Soccer Organization which Extends the Term of the Ground Lease Five Years

- E. Extension of Durable Encroachment Permit to Use Two City-Owned Parking Spaces for a Parklet on E Street Between First and Second Streets (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Property Management Coordinator Tracie Reynolds*)

Recommendation: Approve Resolution Authorizing the City Manager to Direct Staff to Extend the Term of a Durable Encroachment Permit that would Allow Davis Lofts at 105 E Street to Use Two City-Owned Parking Spaces for a "Parklet" Accessible to the Public on E Street, Between First and Second Streets, for an Additional 10 Years, Pursuant to Specified Terms

- F. Public Transportation Agency Safety Plans (PTASP) Annual Certification (*Acting Public Works Engineering & Transportation Director Dianna Jensen/Assistant PWE&T Director Ryan Chapman/Transportation Planner Jennifer Donofrio/Unitrans General Manager Jeff Flynn/Davis Community Transit Supervisor Linda Alemania*)

Recommendation: Approve Resolution Certifying the PTASP for Davis Community Transit and Unitrans

- G. 2022 California Building Standards Code (*Chief Building Official Brian Fenty/Community Development Director Sherri Metzker/Fire Marshal Patrick Sandholdt/Fire Chief Joseph Tenney*)

Recommendation:

1. Approve Resolution Approving the Findings to Support Local Modifications to the Standards Contained in the 2022 California Building Standards Code, which includes the 2022 California Fire Code; and Directing the City Clerk to Schedule a Public Hearing and Publish a Notice of the Adoption of the 2022 California Building Standards Code Including the 2022 California Fire Code in Accordance with State Law
2. Introduce Ordinance Repealing and Re-Enacting Article 8.01 of Chapter 8 of the Davis Municipal Code, and Adopting by Reference Certain Parts, Including Related Appendices, as Identified, of the California Code of Regulations Title 24, 2022 Edition of the California Building Standards Code

3. Introduce Ordinance Repealing and Re-Enacting Article 13.01 of Chapter 13 of the Davis Municipal Code, and Adopting by Reference Certain Parts, Including Related Appendices, as Identified, of the California Code of Regulations Title 24, 2022 Edition of the California Fire Code
  4. Schedule a Public Hearing for November 15, 2022 for the approval of Ordinances regarding the adoption of the 2022 California Building Standards Code and the 2022 California Fire Code
- H. Davis Municipal Code Clean-Up Ordinance: Amendments to the Davis Municipal Code to Clarify and Update Provisions (*City Clerk Zoe Mirabile*)  
Recommendation: Introduce Ordinance Amending Various Sections of the Davis Municipal Code to Clarify and Update Certain Specified Provisions in Chapters 2, 3, 5, 6, 8, 10, 14, 15, 18, 20, 26, 31, and 39
- I. Second Reading: Ordinance Amending Davis Municipal Code Article 18.05 to Extend the Sunset Date for Affordable Alternative Rental Housing Requirements  
Recommendation: Adopt (Introduced 09/20/2022)
- J. Second Reading: Ordinance Amending Sections 40.03.040, 40.04.040, 40.04A.040, 40.06.040 of Articles 40.03 (R-1 District), 40.04 (R-2 District), 40.04A (R-2-CD District), 40.06 (R-R District) and Similar Planned Development Districts of Article 40 of the Davis Municipal Code to Require a Conditional Use Permit for Additions, Conversions, or New Construction That Result in Six or More Bathrooms in a Dwelling Unit  
Recommendation: Adopt (Introduced 09/20/2022)
- K. 2022 Davis Conflict of Interest Code Biennial Review Notice (*City Clerk Zoe Mirabile/Deputy City Clerk Victor Jaimes*)  
Recommendation: Receive the Conflict of Interest Code Local Agency Biennial Review Notice. Staff will return to Council with proposed amendments to the Conflict of Interest Code.
- L. 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 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
- M. Commission/Committee Minutes:
1. Bicycling, Transportation, and Street Safety Commission Meeting of July 14, 2022
  2. Civic Arts Commission Meetings of September 12 and October 10, 2022

3. Finance and Budget Commission Meetings of May 9, June 13, and July 11, 2022
4. Open Space and Habitat Commission Meeting of September 12, 2022
5. Unitrans Advisory Committee Meeting of April 28, 2022
6. Utilities Commission Meetings of March 16, May 1, and July 20, 2022  
Recommendation: Informational

### Regular Calendar

**\*See above instructions for public comments\***

#### Item 5

- 7:20 Independent Police Auditor Annual Update (*City Manager Mike Webb/Police Auditor Michael Gennaco*)  
Recommendation: Receive informational report from Police Auditor Michael Gennaco of the OIR Group

#### Item 6

- 8:20 2022-23 Emergency Winter Shelter (*Social Services & Housing Director Dana Bailey/Council Subcommittee on Homelessness—Chapman & Frerichs*)  
Recommendation:
1. Receive an update on the provision of the 2022-23 Emergency Winter Shelter program
  2. Direct staff to undertake implementation of the proposed shelter program, including approving Resolution Authorizing the City Manager to Enter Into Agreements to Provide Emergency Code Weather Shelter for the 2022-2023 Season
  3. Approve Resolution Authorizing the City Manager to Amend the Current Agreement with Yolo County to Provide Funding to 4<sup>th</sup> and Hope

#### Item 7

- 9:05 Consideration of Downtown Streets Team Pilot Employment Program for People Experiencing Homelessness (*Social Services & Housing Director Dana Bailey/Council Subcommittee on Homelessness—Chapman & Frerichs*)  
Recommendation:
1. Receive an update on the Downtown Streets Team program
  2. Direct staff to undertake implementation of the proposed pilot program, and approve Resolution Authorizing the City Manager to Enter Into an Agreement with Downtown Streets Team for the Provision of a Downtown Streets Team in Davis to Assist the Homeless, and Amend Fiscal Year 2022-23 General Fund Budget

#### Item 8

- 9:35 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 October 18, 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 October 14, 2022, and made available to the public during normal business hours.

Meetings may be viewed online. They are live streamed and archived meetings are available for review at <http://cityofdavis.org/city-hall/city-council/city-council-meetings/meeting-videos>.

City Council meetings are televised live on City of Davis Government Channel 16 (available to those who subscribe to cable television) and replayed at the following schedule: Wednesday at 9:00 a.m.; Thursday at 7:00 a.m., 1:00 p.m. and 7:00 p.m.; and Saturday at 1:00 p.m.

If you have any questions regarding televised meetings or the Government Channel in general, please call 530-757-5667.

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- 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](mailto:Clerkweb@cityofdavis.org).