



**DAVIS CITY COUNCIL MEETING
COMMUNITY CHAMBERS
23 RUSSELL BOULEVARD, DAVIS, CA 95616
MONDAY, AUGUST 2, 2010
8:30 A.M.
AGENDA**

This meeting will include teleconference participation by one Councilmember (Government Code §54953). The teleconference location, in addition to the address above, is:

Twiddy Properties, 1142 Ocean Trail, Corolla, NC 27927

Members of the City Council:

Don Saylor, Mayor

Joe Krovoza, Mayor Pro Tempore

Sue Greenwald

Stephen Souza

Rochelle Swanson

Bill Emlen, City Manager

Harriet Steiner, City Attorney

PLEASE NOTE – The numerical order of items on this agenda is for convenience of reference. Items may be taken out of order upon request of the Mayor or Councilmembers.

Roll Call

Approval of Agenda

Item 1

Closed Session pursuant to Government Code §54954.5: Conference with Legal Counsel – Existing Litigation:

1. Newpath Networks, LLC v. City of Davis, Federal District Court, Eastern District Case No. 2:10 CV-00236-GEB-KJM
2. City of Davis v. Newpath Networks, LLC, California Public Utilities Commission Case No. C. 10-03-011
3. California Public Utilities Commission: Woodland-Davis 115 kV Pole Replacement Project Advice Letter 3688-E. Protest from the City of Davis.

Item 2 (will begin at 9:30 a.m.)

Public Comments

At this time, any member of the public may address the City Council on matters which are not listed on this agenda. Speakers will be asked to state their name for the record. Citizens should reserve their comments for matters listed on this agenda at the time the item is considered by the Council. An exception is made for members of the public for whom it would create a hardship to stay until their item is heard. Those individuals may address the item after the public has spoken on issues that are not listed on the agenda. City Council may not take action on any item not explicitly listed on the agenda. Presentations may be limited to accommodate all speakers within the time available. Public comments may also be continued to later in the meeting should the time allotted for public comment expire.

Item 3

Consent Calendar

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 City Council in one motion in the form listed below. There will be no separate discussion of these items; however, before the City Council votes on the motion to adopt, members of the City 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. Resolution Authorizing the City Manager to Execute Agreement Between County of Yolo and City of Davis for Animal Control Services – 6-day (Monday-Saturday), 8am-5pm coverage provided by Yolo County Sheriff’s Department (*Police Chief Landy Black*)

Recommendation: Approve

- B. Resolution Establishing City Council Priority Goal Areas for 2010-2012 (*Council Subcommittee on Goal Setting Retreat–Krovoza/Saylor*)

Recommendation: Approve

- C. Resolution to Authorize City Manager to Enter Into Interim Agreement for City Attorney Services (*Assistant City Manager Paul Navazio*)

Recommendation: Approve

- D. Resolution Establishing a Sister City Ambassador to Represent and Coordinate City of Davis Sister City Activities and Appointing Ruth Asmundson as the First Ambassador (*City Manager Bill Emlen/Deputy City Manager Kelly Stachowicz*)

Recommendation: Approve

- E. Administration of UCD Child Care Subsidy Program (*Community Services Director Elvia Garcia-Ayala/Child Care Services Manager Laura Ivans*)

Recommendation:

1. Approve Resolution Authorizing the City Manager to Enter Into an Amendment with the University of California, Davis
2. Approve Budget Adjustment #3 (\$52,333) – Increasing FY2010-11 Budgeted Revenue Based on Actual Amount Received (more than estimated)

- F. Administration of Yolo County CalWORKs Child Development Services Program (*Community Services Director Elvia Garcia-Ayala/Child Care Services Manager Laura Ivans*)

Recommendation:

1. Approve Resolution Authorizing the City Manager to Enter Into an Agreement with the Yolo County Department of Employment and Social Services
2. Approve Budget Adjustment #4 (-\$427,461) – Reducing FY2010-11 Budgeted Revenue Based on Actual Amount Received (less than estimated)

Recommendation: Approve

G. Sixth and G Streets Maintenance Hole Rehabilitation, CIP No. 8204 (*Interim Public Works Director Robert Clarke/Associate Civil Engineer Terry Jue*)

Recommendation:

1. Approve Resolution Awarding Contract of \$66,130 to Arrow Construction for, with a construction contingency of \$6,613
2. Approve Budget Adjustment #6 (\$37,000) – Allocating Sanitary Sewer Line Rehabilitation Funds for Remainder of Construction Costs

H. 2010 Road Rehabilitation, Program No. 7252 [STPL 5238(054)] (*Interim Public Works Director Robert Clarke/Senior Civil Engineer Michael Mitchell*)

Recommendation:

1. Approve Budget Adjustments #142-FY09/10 (-\$116,231) and #7 (\$116,231) - Transferring funds budgeted for the project from FY09/10 to FY10/11
2. Approve Resolution Awarding Contract of \$408,231.10 to Teichert Construction, with a construction contingency of \$28,000

I. Bike Path Reconstruction and Rehabilitation-2010, Program No. 7252 [ESPL 5238(051)] (*Interim Public Works Director Robert Clarke/Senior Civil Engineer Michael Mitchell*)

Recommendation:

1. Reject bid from Hemington Landscape Services as non-responsive
2. Approve Budget Adjustments #141-FY09/10 (-\$956,000) and #8-FY10/11 (\$956,000) – Transferring funds budgeted for the project from FY09/10 to FY10/11
3. Approve Resolution Awarding Contract of \$824,000 to Lister Construction, with a construction contingency of \$82,000]

J. Budget Adjustment #143-FY09/10 (\$551,623) – Appropriating Capital Replacement Funds for Water Well 34, CIP No. 8174 (*Interim Public Works Director Robert Clarke/Senior Civil Engineer Michael Mitchell*)

Recommendation: Approve

K. Second Reading: Ordinance Amending Chapter 22, Article 16 of the Davis Municipal Code Relating to the Parking of Electric and Car Share Vehicles in Specially Designated Parking Spaces – Zipcar Car Sharing Pilot Program

Recommendation: Adopt (Introduced 07/27/2010)

L. New/Revised Job Specifications (*Human Resources Administrator Melissa Chaney*):

New: Accountant, Accounting Technician, Budget Specialist I/II, and Accounting Assistant/Senior Account Assistant

Revised: Financial Supervisor and Financial Planning Specialist

Recommendation: Approve

M. Proposed Updates to Entitlement Review Processes (*Community Development Director Ken Hiatt/Principal Planner Michael Webb*)

Recommendation:

1. Direct staff to initiate processing the necessary code amendments to expand the list of projects that may be approved via the administrative review process to include the following:

- a. Co-location of new antennas/equipment on existing cellular towers not within 500 feet of residential districts
 - b. Final Planned Developments for new commercial buildings or additions
 - c. Revised Final Planned Developments for commercial or residential projects for discrete additions or changes (not wholesale changes to residential subdivisions)
 - d. New homes or additions resulting in six or more bedrooms (continue to require specific findings)
2. Direct staff to initiate processing the necessary code amendment to eliminate the requirement for a CUP for structures over two stories in the Central Commercial (CC) zoning district
 3. Direct staff to undertake necessary research and code amendments to implement an expanded “ministerial” second unit program, including exploration of a “pre-packaged second unit” as described in this report

Regular Calendar

Item 4

Consideration of Phased Implementation of Facility Rental Fees for Ongoing Facility User Community Organizations for Fiscal Year 2010-2011 (*Community Services Director Elvia Garcia-Ayala/Community Services Superintendent Christine Helweg*)

Recommendation:

1. Re-affirm FY2010-11 facility rental fees as previously approved by Council on May 4, 2010 per the amended Facilities Cost Recovery Policy for community organizations and private users
2. Approve Resolution Authorizing Phased Implementation of Facility Rental Fees for Ongoing Community Groups for FY2010-2011, which authorizes staff to implement 50% of the previously approved fee increases from July 1, 2010 through December 2010 and the remaining 50% increase as of January 1, 2011 in order to allow groups time to make adjustments to their annual budgets

Item 5

Memorandum of Understanding (MOU) with Davis Police Officers Association (DPOA) (*City Manager Bill Emlen/Assistant City Manager Paul Navazio/Human Resources Administrator Melissa Chaney*)

Recommendation:

1. Approve Resolution Adopting MOU with DPOA, which would implement a two-year labor contract
2. Approve new/revised job descriptions - New: Police Corporal; Revised: Police Officer and Sergeant

Item 6

Designation of Voting Delegate and Alternate(s) for the League of California Cities Annual Conference – September 15-17, San Diego

Item 7

City Council, City Manager and City Attorney Brief Communications:

- A. This item includes brief announcements, questions to be referred to staff and reports on various 2x2 meetings with other agencies

- B. City Council/Redevelopment Agency Long Range Calendar. The calendar is a fluid, working document used by the Mayor and City Manager to support efficient and effective Council meetings. The calendar is subject to change to best fit items into the time schedule of the Council meetings. At this time, Council may request items be placed on a future meeting agenda.
- C. AB 1234 Reporting of Meetings Attended at City Expense

Adjournment

I declare under penalty of perjury that the foregoing agenda for the August 2, 2010 regular meeting of the Davis City Council was personally delivered to each Councilmember and posted on the outside public bulletin board at City Hall, 23 Russell Boulevard on July 29, 2010 and made available to the public during normal business hours. Zoe S. Mirabile, CMC, City Clerk

How to obtain City Council Agendas: View on the internet: www.cityofdavis.org/meetings/; E-mail subscription: www.cityofdavis.org/email/; Hard copies available at City Hall, main hallway, 23 Russell Boulevard. An agenda summary is printed in the Davis Enterprise newspaper.

City Council agenda packets are available for review or copying at the following locations: Review: View on the internet: www.cityofdavis.org/meetings/; Davis Branch Library, 2801 2nd Street; Peter Shields Library, Government Documents Section, UC Davis; City Hall, main hallway, 23 Russell Boulevard; During Council meetings: rear of Community Chambers. Copying: City Hall, City Clerk's Office, 23 Russell Boulevard.

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. Meetings are also televised live on the web at www.cityofdavis.org/media/. Meetings from the previous three months are also available for review. Videotapes of City Council meetings since 1995 are available for review at the Davis Branch of the Yolo County Library. The tape of the most recent meeting will normally be available by the Monday following the meeting. If you have any questions regarding televised meetings or the Government Channel in general, please call 757-5667 or visit <http://www.cityofdavis.org/pcs/>

General Notes:

- Meeting facilities are accessible to persons with disabilities. 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 757-5648 (voice) or 757-5666 (TDD).
- Any writing related to an agenda item for the open session of this meeting distributed to the City Council less than 72 hours before this meeting is available for inspection at City Hall, City Clerk's Office, 23 Russell Blvd. These writings will also be available for review at the City Council meeting in the public access binder in the rear of the Community Chambers.
- 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 attendance by a court reporter or for other acceptable means of recordation. Such arrangements will be at the sole expense of the individual requesting the recordation.
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**DAVIS REDEVELOPMENT AGENCY
COMMUNITY CHAMBERS
23 RUSSELL BOULEVARD, DAVIS, CA 95616
MONDAY, AUGUST 2, 2010
9:30 A.M.
AGENDA**

This meeting will include teleconference participation by one Councilmember (Government Code §54953). The teleconference location, in addition to the address above, is:

Twiddy Properties, 1142 Ocean Trail, Corolla, NC 27927

*Members of the Board:
Don Saylor, Chair
Joe Krovoza, Vice Chair
Sue Greenwald
Stephen Souza
Rochelle Swanson*

*Bill Emlen, Executive Director
Harriet Steiner, Agency Counsel*

Roll Call

Approval of Agenda

Item 1

Public Comments

At this time, any member of the public may address the Agency Board on matters which are not listed on this agenda. Citizens should reserve their comments for matters listed on the agenda when that matter is considered by the Agency. No formal action may be taken on any issue unless it is included on this agenda.

Item 2

Consent Calendar

All matters listed under the CONSENT CALENDAR are considered routine and non-controversial, require no discussion and are expected to have unanimous Agency Board support and may be enacted in one motion in the form listed below. There will be no separate discussion of these items; however, before the Agency Board votes on the motion to adopt, members of the Agency, staff, or the public may request specific items be removed from the Consent Calendar for separate action. Item removed will be discussed later on the agenda.

A. Resolution Approving a Tenant Selection Process for Initial Occupancy of the Solar Community Housing Association Cooperative Affordable Housing Project at 233 and 239 J Street (*Community Services Director Elvia Garcia-Ayala/Housing & Human Services Superintendent Danielle Foster*)

Recommendation: Approve

Regular Calendar

Item 3

Consideration of Providing Automotive Dealer Financing to Hanlees Volkswagen (*Community Development Director Ken Hiatt/Redevelopment Administrator Katherine Hess/Economic Development Coordinator Sarah Worley/Administrative Analyst Stacey Winton*)

Recommendation:

1. Review options for the Agency to provide financial assistance for locating a new auto dealership at a vacated/blighted parcel within the project area
2. Approve Resolution Authorizing the Executive Director to Execute an Owner Participation Agreement with Hanlees Partners
3. Approve Budget Adjustment #5 (\$1,000,000) – Allocating Redevelopment-Economic Development funds

I declare under penalty of perjury that the foregoing agenda for the August 2, 2010 regular meeting of the Davis Redevelopment Agency was personally delivered to each Board Member and posted on the outside public bulletin board at City Hall, 23 Russell Boulevard, on July 29, 2010 and made available to the public during normal business hours.

Zoe S. Mirabile, CMC, City Clerk

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