



**DAVIS CITY COUNCIL MEETING
COMMUNITY CHAMBERS
23 RUSSELL BOULEVARD, DAVIS, CA 95616
TUESDAY, JANUARY 12, 2010
6:30 P.M.
AGENDA**

*Members of the City Council:
Ruth Uy Asmundson, Mayor
Don Saylor, Mayor Pro Tempore
Sue Greenwald
Lamar Heystek
Stephen Souza*

*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

Ceremonial Presentation: Proclamation Recognizing January 18, 2010 as Martin Luther King, Jr. Day

Item 2 **Public Comments** (may begin as early as 6:30 p.m.)

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. Budget Adjustment #44 (\$50,497) – Allocating Office of Homeland Security Grant Funds for First Responder Equipment (*Police Chief Landy Black*)

Recommendation: Approve

B. Open Space & Habitat Commission Minutes from the Meetings of April 2 and May 7, 2007

Recommendation: Informational

Regular Calendar

Item 4

Public Hearing: Resolution Establishing Fees for Aquatic Facility Use for Fiscal Year 2010/11 for the Community Services and Parks and General Services Departments – Co-Sponsored User Groups and Private Individual/Group Rentals (*Community Services Director Elvia Garcia-Ayala/Community Services Superintendent Christine Helweg*)

Recommendation: Approve

Item 5

Public Hearing: Consider Joining California Communities CaliforniaFIRST AB 811 Statewide Financing Program (*City Manager Bill Emlen/Parks & General Services Director Donna Silva/Sustainability Program Manager Mitch Sears*)

Recommendation:

1. Approve Resolution Authorizing the City of Davis to Join the CaliforniaFIRST Program; Authorizing the California Statewide Communities Development Authority to Accept Applications from Property Owners, Conduct Contractual Assessment Proceedings and Levy Contractual Assessments within the Territory of the City; and Authorizing Related Actions
2. Approve Resolution Authorizing the County of Sacramento as the Lead Collaborative Entity to Apply for Funds on Behalf of the City of Davis
3. Approve Resolution Approving a Reallocation of City of Davis Energy Efficiency and Conservation Block Grant (EECBG) Funds from Water Conservation (Turf Removal) to Establishment of an AB 811 Financing Program and Authorizing Expenditure of up to \$120,000 of EECBG Funds to Cover Program Start Up Fees, Legal Costs, and Marketing and Administration Costs, Including Costs Associated with Participation in the California Communities CaliforniaFIRST Program

Item 6

Procedures for Davis Cold Weather Shelters upon Reaching Capacity (*Community Services Director Elvia Garcia-Ayala/Housing & Human Services Superintendent Danielle Foster*)

Recommendation:

1. Review and approve the draft Procedures
2. Direct staff to continue monitoring shelter usage and the Davis Community Church Memorandum of Understanding (MOU), to return with an update after the first year of the MOU implementation.
3. Approve Budget Adjustment #44 (\$861) – Allocating funds to cover costs incurred related to cold weather shelter

Item 7

Resolution Adopting a Memorandum of Understanding with Individual Management Employees (Except City Manager and Department Heads) (*City Manager Bill Emlen/Assistant City Manager Paul Navazio/Human Resources Administrator Melissa Chaney*)

Recommendation: Approve

Item 8

Resolution Authorizing the City Manager to Execute Amendment No. 2 to Consultant Agreement with West Yost Associates for Additional Services for the East Area Tank and Booster Pump Station Project, CIP No. 8172 (*Interim Public Works Director/City Engineer Robert Clarke/Senior Civil Engineer Michael Mitchell*)

Recommendation: Approve resolution, authorizing amendment to consultant agreement for additional design and construction engineering services in the amount of \$97,510

Item 9

Aesthetic Considerations for East Area Tank, CIP No. 8172 (*Interim Public Works Director/City Engineer Robert Clarke/Senior Civil Engineer Michael Mitchell*)

Recommendation:

1. Review and comment on the base rendering and visual simulations
2. Determine if one of the two rendering options depicted provides an acceptable level of aesthetic treatment for the tank
3. Provide feedback to staff as to whether to pursue additional aesthetic options, separate from the current construction contract. Other options that might be considered include
 - a. Additional landscaping to further soften the mass of the tank
 - b. A mural or other artistic embellishment of the Davis community
 - c. Other art forms or sign messages that would enhance knowledge of some part of the Davis community, such as the downtown

Item 10

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

Item 11

Closed Session pursuant to Government Code §54954.5. Conference with Legal Counsel – Existing Litigation: Davis Enterprise, Inc. v. Fairfield Publishing Company, et al, Yolo County Superior Court Case No. CV06-68.

Adjournment

I declare under penalty of perjury that the foregoing agenda for the January 12, 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 January 8, 2010, and made available to the public during normal business hours. Zoe S. Mirabile, CMC, City Clerk

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Copying: Kinko's Copy – 313 F Street (corner of F & Third Streets); Navin's Copy Shop – 231 Third Street (corner of Third Street & University Avenue); Postmark's - 417 Mace Boulevard (in the El Macero Shopping Center)

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