



**DAVIS CITY COUNCIL MEETING
COMMUNITY CHAMBERS
23 RUSSELL BOULEVARD, DAVIS, CA 95616
TUESDAY, FEBRUARY 2, 2010
6:30 P.M.
AGENDA**

This meeting will include teleconference participation by one Councilmember (Gov. Code Section 11125.4(c)). The teleconference location, in addition to the address above, is:

4 Harrison Bend, Maybunga Pasig, Manila, Philippines 1607

*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

Public Comments (will begin at 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 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 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 City Manager to Execute the 2010 PG&E Agreement Between the City of Davis and PG&E to Extend the City of Davis Clothes Washer Rebate Program through Calendar Year 2010 (*Interim Public Works Director Robert Clarke/Utilities Manager Jacques DeBra*)

Recommendation: Approve

- B. Resolution of Intention to Vacate a Portion of Easement Along Rowe Place in the City of Davis – 525 Rowe Place, Midtown Veterinary Clinic (*Assistant City Engineer Will Marshall/Associate Civil Engineer Jennifer Border*)

Recommendation: Approve

- C. Golden Heart Awards Recipients for 2010 – Recognizing Outstanding Youth in the Davis Community for Overcoming a Personal Challenge or Performing Significant Community Service (*Community Services Superintendent Christine Helweg/Community Services Coordinator Caitlyn Hughes*)

Recommendation: Approve award recipients (to be honored at the February 16, 2010 City Council meeting)

- D. Americans with Disabilities Act (ADA) Preliminary Self Evaluation and Transition Plan (*Community Services Director Elvia Garcia-Ayala/Social Services Program Coordinator/ADA Coordinator Teri Spiritosanto*)

Recommendation

1. Approve the preliminary Self Evaluation and Transition Plan (SETP), authorizing this information to be utilized in the upcoming Community Development Block Grant (CDBG) funding cycle
 2. Direct staff to begin implementation of the preliminary transition plan and continue work on the completion of the final transition plan to address the methods and timeline for barrier removal in both City buildings and facilities and in City programs, services and activities
- E. Request from the Planning Commission for Authorization to Hold a Green Building Workshop to Explore Ways to “Green” Existing Building Infrastructure in the Community (*Community Development Director Katherine Hess/Principal Planner Michael Webb*)

Recommendation: Approve

- F. Commission Minutes:

1. Business and Economic Development Commission Meetings of August 31, October 26, November 23 and December 14, 1009
2. Civic Arts Commission Meetings of November 9 and December 14, 2009
3. Open Space and Habitat Commission Meetings of January 4 and March 3, 2008
4. Recreation and Park Commission Meeting of November 19, 2009
5. Safety and Parking Advisory Commission Meetings of August 6 and October 1, 2009

6. Telecommunications Commission Meetings of July 2, August 6, September 3, October 1, November 5, November 13 and December 10, 2008; and January 14, February 11, March 18, May 6 and June 10, 2009

Recommendation: Informational

Regular Calendar

Item 3

Public Hearing: Carlton Plaza Senior Assisted Living Care Facility / 2726 Fifth Street
(Community Development Director Katherine Hess/Principal Planner Michael Webb/
Planner Cathy Camacho)

Recommendation

1. Determine that Mitigated Negative Declaration #06-08 prepared for this project adequately addresses the environmental impacts associated with the proposed project
2. Approve Resolution of Intent to Amend the City of Davis General Plan Land Use Map to Redesignate 2726 Fifth Street (APN #071-404-04-1) Located South of Fifth Street, East Cantrill Drive, North of Second Street and West of Pena Drive, from "Industrial" to "Public/Semi Public", and Resolution to Amend the Public/Semi "Allowable Uses" (General Plan Land Use Map and Text Amendment #02-08)
3. Introduce Ordinance Amending Chapter 40 of the Davis Municipal Code, Rezoning the Parcel Located at 2726 Fifth Street, Consisting of Approximately 2.52 Acres, from Planned Development #4-88, Industrial Subarea, to Public-Semi-Public (P-SP) (Rezone/Preliminary Planned Development #04-08)
4. Approve Conditional Use Permit #08-08 and Design Review #26-08, based on the findings and subject to the conditions for each application

Item 4

Resolution Adopting a Memorandum of Understanding with Program Administrative and Support Employees Association (PASEA) (City Manager Bill Emlen/Assistant City Manager Paul Navazio/Human Resources Administrator Melissa Chaney) (Item continued from January 26, 2010)

Recommendation: Approve

Item 5

West Village Annexation Analysis-Current Status and Recommendations (City Manager Bill Emlen/Assistant City Manager Paul Navazio/Administrative Analyst Stacey Winton/
West Village City Council Subcommittee (Asmundson/Saylor))

Staff Recommendation

1. Receive staff report outlining status of discussions between the City, UC Davis, and Yolo County relative to the West Village project and the annex/no annex question
2. Consider staff's and the Council subcommittee's assessment that revenue-generation potential for the West Village project is insufficient to cover short and long term costs to annex and service West Village
3. Further evaluate staff's and the subcommittee's analysis that annexation without the City assuming many of the services typically provided within the annexed area (to achieve fiscal neutrality) may create circumstances whereby future West Village resi-

- dents might approach the City with service/governance issues that the City would have minimal control over
4. Consider the legal and practical factors that may hinder the ability to facilitate annexation without concurrence and agreement of all three entities
 5. Provide direction on whether the City should continue to expend time to pursue annexation on West Village
 6. Direct staff to continue to work with UC Davis to ensure timely implementation of EIR mitigation measures applicable to the West Village project
 7. Reaffirm interest in working with UC Davis on a new agreement that updates the prior Memorandum of Understanding for the UCD LRDP approved in 1989

Subcommittee Recommendation

Discontinue efforts to pursue the West Village annexation due to fiscal and service/cost delivery issues summarized above and further discussed in detail in the staff report.

Item 6

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 7

Closed Session: Conference with Labor Negotiators pursuant to Government Code §54954.5:

Agency Designated Representatives: City Manager Bill Emlen, Assistant City Manager Paul Navazio, Human Resources Administrator Melissa Chaney, City Attorney Harriet Steiner

Employee Groups/Organizations: Davis City Employees Association

Adjournment

I declare under penalty of perjury that the foregoing agenda for the February 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 January 28, 2010, and made available to the public during normal business hours. Zoe S. Mirabile, CMC, City Clerk

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Review: Davis Branch Library, 315 E 14th Street; Peter Shields Library, Government Documents Section, UC Davis; City Hall, main hallway, 23 Russell Boulevard; During Council meetings: rear of Community Chambers

