



**DAVIS CITY COUNCIL MEETING
COMMUNITY CHAMBERS
23 RUSSELL BOULEVARD, DAVIS, CA 95616
TUESDAY, MAY 17, 2011
5:30 P.M.
AGENDA**

Members of the City Council:

Joe Krovoza, Mayor

Rochelle Swanson, Mayor Pro Tempore

Sue Greenwald

Stephen Souza

Dan Wolk

Paul Navazio, Interim 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 (Also on Redevelopment Agency Agenda, Item 1)

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

- A. Newpath Networks, LLC v. City of Davis, Federal District Court, Eastern District Case No. 2:10 CV-00236-GEB-KJM
- B. City of Davis v. Newpath Networks, LLC, California Public Utilities Commission Case No. C. 10-03-011
- C. Twin Pines Cooperative Foundation v. Davis Area Cooperative Housing Association, Yolo County Superior Court Case No. CV PO 08-3424
- D. Neighborhood Partners, LLC v. Davis Area Cooperative Housing Association, et al., Yolo County Superior Court Case No. CV11-649

Item 2 (will begin no earlier than 6:30 p.m.)

Ceremonial Presentation:

- A. Proclamation Recognizing May 2011 as Older Americans Month
- B. Welcome Delegation from Sister City Sang-Ju, Korea

Item 3

City Manager, City Attorney and City Council 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 4

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 5

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. Escheat Policy for Unclaimed Money – Handling of Un-Cashed Checks in Accordance with California Government Code (*Interim Finance Director Sandra Sato*)
Recommendation: Approve Resolution Approving an Escheat Policy

- B. Sacramento Area Council of Governments (SACOG) Sustainable Communities Consortium (*Deputy City Manager Kelly Stachowicz*)
Recommendation: Approve Resolution Authorizing Interim City Manager to Execute MOU with SACOG to Create a Consortium to Develop a Regional Plan for Sustainable Development

- C. Intent to Levy an Assessment for Visitor Attraction District - Assessment on Hotels, Motels and Bed and Breakfast Establishments in the Visitor Attraction District During Fiscal Year 2011-2012 (*Deputy City Manager Kelly Stachowicz*)
Recommendation:
 - 1. Accept the 2010-2011 Visitor Attraction Annual BID Report and Budget from Yolo County Visitors Bureau, including the proposed 2011-2012 budget, subject to any changes or modifications that may be made subsequent to a public hearing on the request to increase, levy and collect the annual assessment
 - 2. Approve Resolution of Intention to Levy and Collect the Business Improvement District Annual Assessment Fee for the Visitor Attraction District Pursuant to the Parking and Business Improvement Area Law of 1989 (if approved, a public hearing will be held on June 7, 2011, to levy the assessment)

- D. Parents Who Host Lose the Most Campaign (*Deputy City Manager Kelly Stachowicz*)
Recommendation: Reaffirm support for Resolution 10-065, which was adopted by the City Council and the DJUSD School Board in 2010 to discourage underage drinking via the Parents Who Host Lose the Most program

- E. Appropriation of Funds Awarded to the City by the Yolo-Solano Air Quality Management District (YSAQMD) Under the 2010/11 Clean Air Funds Grant (*Interim Finance Director Sandra Sato/Assistant to the Director Juli Hawthorne*)
Recommendation: Approve Budget Adjustment #96 (\$22,714), which provides:
1. \$15,000 to help fund the purchase and installation of one diesel engine particulate exhaust trap on a City backhoe
 2. \$7,714 to purchase two work bikes (human powered work vehicles) to replace the use of conventional gasoline fueled vehicles for certain City work functions
- F. East Area Water Tank and Pump House Art Design Contract Funding (*Community Services Director Elvia Garcia-Ayala/Community Services Supervisor Carrie Dyer*)
Recommendation: Approve Budget Adjustment #98 (\$91,650) – Transferring funds from the East Area Tank construction contingency purchase order to a new purchase order to fund the contract with LC Mural and Design for the approved selected art on the East Area Tank and adjacent Pump House
- G. Extension of Sewer Connection Fee Reduction for Non-Residential Reuse of Existing Space (*Community Development & Sustainability Director Ken Hiatt/Economic Development Specialist Xzandrea Fowler*)
Recommendation: Introduce Ordinance Amending Section 33.02.042 of the Davis Municipal Code to Extend Until July 1, 2012 the Temporary Reduction of Sewer Connection Fees for Reuse of Existing Space for Nonresidential Purposes
- H. Expiration of Extensions for Construction of Development Projects (*Community Development & Sustainability Director Ken Hiatt/Economic Development Specialist Xzandrea Fowler*)
Recommendation: Take no action on this item, thereby allowing Ordinance No. 2360–Granting a Twelve-Month Extension of Specified Land-Use Entitlements through July 1, 2011 to lapse
- I. Commission/Board Minutes:
1. Human Relations Commission Meetings of December 16, 2010; and January 27, February 24, and March 24, 2011
 2. Planning Commission Meeting of October 13, 2010
 3. Woodland-Davis Clean Water Agency Meetings of February 1 and March 17, 2011
- Recommendation: Informational

Regular Calendar

Item 6

Public Hearing: SP Depot At-Grade Bike/Pedestrian Crossings Project Mitigated Negative Declaration

Recommendation: Open and continue public hearing to May 24, 2011

Item 7

Presentation of City Manager's FY2011/12 Proposed Budget (*Interim City Manager Paul Navazio/Budget Manager Kelly Fletcher*)

Recommendation: Receive formal introduction of the Proposed Budget

Item 8 (Also on Redevelopment Agency Agenda, Item 3)

Dresbach-Hunt-Boyer Tankhouse Rehabilitation (*Community Development & Sustainability Director Ken Hiatt/Property Management Coordinator Anne Brunette*)

Recommendation: Direct staff to put Tankhouse Rehabilitation project out to bid and return with the bid results and budget adjustment

Item 9

Crown Castle Distributed Antenna System (DAS) Network Pre-application Processing Direction (*Community Development & Sustainability Director Ken Hiatt/Principal Planner Michael Webb*)

Recommendation:

1. Receive summary of feedback received during the pre-application review of the Crown Castle DAS Network
2. Review and comment on key issues and the proposed process for review for a full application anticipated to be submitted by Crown Castle

Item 10 (Also on Redevelopment Agency Agenda, Item 4)

Third Street Improvements Project (CIP #8164) – Streetscape Design and Construction Project of the Two-Block Segment of Third Street between A Street and B Street as well as the B Street Alley between Second Street and Fourth Street (*Community Development & Sustainability Director Ken Hiatt/Transportation Planner Brian Abbanat/Assistant City Engineer Will Marshall/Community Services Supervisor Carrie Dyer*)

Recommendation:

1. Accept the Third Street Improvements project Draft Final Report as adequate for decision-making purposes for Phase 2: Plans and Specifications
2. Approve Third Street Improvements Draft Final Streetscape Design Concept B (Circular Paving Pattern and Gateway Monument) with Circulation Concept 1 (Preserve Existing Circulation)
3. Approve City Council and Redevelopment Agency Resolutions Authorizing the Interim City Manager/Interim Executive Director to Execute a Professional Services Agreement with Royston Hanamoto Alley & Abbey (RHAA) for Preparation of Plans and Specifications for the Third Street Improvements Project, for an amount not to exceed \$475,980
4. Approve Budget Adjustment #100 (\$475,980) to fund Phase 2: Plans and Specifications
5. Direct staff to release a Request for Qualifications from a qualified artist or team of artists to contribute to the Third Street Improvements project
6. Direct staff to evaluate conversion of existing on-street parallel parking to diagonal parking on the east side of University Avenue between Fourth Street and Russell Blvd to compensate for parking removal on Third Street
7. Upon construction completion, direct staff to initiate a traffic calming survey on University Avenue between Second Street and Fourth Street, pursuant to existing Policies and Guidelines on Installation of Undulations, Other Traffic Calming Devices and, Preferential Parking Districts to determine if the segments meet traffic calming criteria

Adjournment

*Davis City Council Agenda
May 17, 2011*

I declare under penalty of perjury that the foregoing agenda for the May 17, 2011 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 May 11, 2011 and made available to the public during normal business hours. Zoe S. Mirabile, CMC, City Clerk

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