

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
JULY 13, 2020

To view videos of the City Council meetings, visit <http://yt.vu/+dalycitycouncil>

***Note on Public Comments:** For this meeting, members of the public were encouraged to watch the meeting via livestream at <https://bit.ly/dalycityjuly13> and to submit comments through the livestream website and/or submit public comments via email to cityclerk@dalycity.org prior to the public meeting. Persons with disabilities who require auxiliary aids or services in attending or participating in this meeting were instructed to call the office of the City Clerk at 991-8078 prior to the meeting.*

The meeting was called to order by Mayor Sylvester at 7:00 P.M. by video conference call pursuant to Governor Gavin Newsom's Executive Order N-25-20.

ROLL CALL: Councilmembers Present:
Glenn R. Sylvester, Mayor
Juslyn C. Manalo, Vice Mayor
Raymond A. Buenaventura
Rod Daus-Magbual
Pamela DiGiovanni

Staff Present:
Shawna Maltbie, City Manager
Rose L. Zimmerman, City Attorney
K. Annette Hipona, City Clerk

PRESENTATIONS:

Update on City's Financial Forecast (Steve Toller, Management Partners)

APPROVAL OF MINUTES:

Regular Meeting of June 22, 2020

It was moved by Vice Mayor Manalo, seconded by Councilmember DiGiovanni and carried to approve the minutes of the regular meeting of June 22, 2020.

APPROVAL OF AGENDA:

It was moved by Vice Mayor Manalo, seconded by Councilmember DiGiovanni and carried to approve the agenda.

CONSENT AGENDA:

It was moved by Councilmember DiGiovanni, seconded by Councilmember Daus-Magbual and carried to approve the consent agenda with the exception of items # 3, 4 and 5, which were pulled for further discussion.

Resolutions:

Resolution Adopting Health and Welfare Benefits for City Treasurer and City Clerk

Resolution 20-120, Adopting Health and Welfare Benefits for City Treasurer and City Clerk

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
JULY 13, 2020

Page 2

Amending Traffic Regulations to: Install No Parking (red) zone between the driveways of 80 and 88 Fairlawn Court and a red zone north of the driveway at 88 Fairlawn Court

Resolution 20-122, Establishing Traffic Regulations

Resolution Adopting Health and Welfare Benefits for the City Council

Director of Human Resources Natalie Sakkal reported the resolution's structure is consistent with benefits that all bargaining groups receive during labor negotiations. City Attorney Rose Zimmerman provided background and reported the Council has not received health and welfare benefits since 2010.

Assistant City Manager Stephen Stolte clarified the process of receiving public comments through the virtual meeting page which can then be read during the Council meeting. Mr. Stolte read a public comment received: Joshua Rees, AFSCME, questioned the need to increase the money each Councilmember receives for opting out of the City-provided medical plan, stating that \$1,385 is more than what any other City employee receives.

Ms. Zimmerman clarified the amount is not a cash-in-lieu and is equivalent to a deferred compensation retirement welfare benefit which is the maximum amount the Council can receive based on what other groups received.

It was moved by Mayor Sylvester, seconded by Councilmember Daus-Magbual and carried by voice vote to adopt the following resolution:

Resolution 20-121, Adopting Health and Welfare Benefits for City Council

Adoption of Reserve Policies

Director of Finance and Administrative Services Todd High provided background for the proposed policy, which recommends a two to three-month reserve policy as advised by consultants Management Partners.

It was moved by Councilmember DiGiovanni, seconded by Mayor Sylvester and carried by voice vote to adopt the following resolution:

Resolution 20-123, Adopting the Reserves Policies for the City of Daly City

Supporting and Urging Members of the California State Legislature and Governor to Explore New Progressive Revenue Options, Including a Millionaire Tax to Ensure Safety Net Programs are Not Cut Due to an Unprecedented \$54.3 Billion Deficit as a Result of COVID-19 Pandemic and Recession

Vice Mayor Manalo urged Council to support the resolution to ensure that the educational system and other safety net programs which affect our communities are not cut amid the current pandemic and recession.

It was moved by Vice Mayor Manalo, seconded by Councilmember DiGiovanni and carried by voice vote to adopt the following resolution:

Resolution 20-124, Supporting and Urging Members of the California State Legislature and Governor to Explore New Progressive Revenue Options, Including a Millionaire Tax to Ensure Safety Net Programs Are Not Cut Due to an Unprecedented \$54.3 Billion Deficit as a Result of COVID-19 Pandemic and Recession

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
JULY 13, 2020

Page 3

Set Time and Place for a Public Hearing to Consider Revised 2020-21 HUD One Year Action Plan to Reflect Use of HOME Funds for an Emergency HOME TBRA (Tenant Based Rental Assistance) Program

Resolution 20-125, Setting Time and Place of Public Hearing to Consider Revised HUD One-Year Action Plan for Fiscal Year 2020/2021 to Reflect the Use of HOME Funds for Emergency HOME TBRA Program

Approval of Investment Policy

Resolution 20-126, Adopting the Updated Statement of Investment Policy for the City of Daly City

Check Registers

Check Registers for the Month of June 2020

END OF CONSENT AGENDA

PUBLIC HEARINGS:

Public Hearing – Adopting National Pollutant Discharge Elimination System Local Stormwater Program Regulatory Fee

Director of Public Works Richard Chiu provided background for the regulatory fee and explained how the fees are assessed. Mr. Chiu addressed questions on the process to increase the fee which would require a protest hearing as per Proposition 218.

Mayor Sylvester opened the public hearing.

Mr. Stolte read a public comment received: Ray Satorre stated discharge elimination systems can be adopted without increasing the regulatory fees by working within their budgetary allocations.

Mayor Sylvester closed the public hearing.

It was moved by Mayor Sylvester, seconded by Councilmember Buenaventura and carried by unanimous roll call vote to adopt the following resolution:

Resolution 20-127, Maintaining Regulatory Fees Necessary to Fund the City's Local Specific Stormwater Management Plan Program Activities as to the National Pollutant Discharge Elimination System (NPDES) and Authorizing their Collection on the Property Tax Roll

Proposed New Fee for Lap Swim at Giammona Pool

Director of Library and Recreation Services Joseph Curran presented the proposed fee increase from \$6 to \$10, provided background on how the current health orders have impacted the use of city pools, and requested input on whether the time was right to re-open the pool. Mr. Curran addressed questions on time duration for lap swim, health and safety concerns for swimmers and staff, the number of staff utilized during pool hours, the demand for pool use, and the outreach to potential swimmers. Due to the rise of coronavirus cases and the Governor's new order, Ms. Maltbie advised it would be understandable for Council to revisit this item at a future meeting.

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
JULY 13, 2020

Page 4

Mayor Sylvester opened the public hearing.

Mr. Stolte read a public comment received: Ray Satorre requested for a moratorium to all increases in City fees and salaries while the City is in a pandemic and to keep constituents in mind during the election year.

Mayor Sylvester closed the public hearing.

It was moved by Vice Mayor Manalo, seconded by Councilmember DiGiovanni to table the matter to a future meeting.

ORDINANCES:

Second Reading, Ordinance No. 1439, Amending the Daly City Zoning Map by Amending Ordinance No. 1260 to Planned Development Zone (PD -54A) and Establishing Planned Development Standards

It was moved by Vice Mayor Manalo, seconded by Mayor Sylvester and carried by unanimous roll call vote to adopt the following ordinance:

Ordinance 1439, Amending the Daly City Zoning Map by Amending Ordinance No. 1260 to Planned Development Zone (PD-54A) and Establishing Planned Development Standards (Rezoning of Redevelopment Blocks 50, 51 and 52, Junipero Serra Boulevard (portion) Daly City)

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

Mr. Stolte read public comments received.

The following members of the public expressed concerns with the City's response to the Black Lives Matter Movement (BLM). Public commenters urged the Council and the City to take various actions to address these concerns: to pass a City resolution supporting BLM; to create an Oversight Committee; to create a Human Rights Committee; to redistribute/reallocate police department funds towards prevention-oriented services (namely community services, health and social services, affordable housing, library and recreation services, education and youth services); to defund the police department due to the portion it receives of the City budget; to provide executive summaries of the City's and police budgets that are accessible to the public; to look at how other cities have responded to BLM, and to have more of a community participatory process. Related concerns also included a City-conducted survey discussing City priorities and public comments not being read by staff during the meetings.

Holly Lim, resident
Joseph Nelson, resident
Josh Berry, resident

Janette Armas, resident
Scott Hongdsusit, resident
Shakeel Ali, resident

Kailee Kerr, resident
Joanna Rosales, resident
Nick Occhipinti, resident

REPORTS:

Council Committee – June 21 - July 12, 2020

Affordable Housing (Sylvester/Manalo)
Cannabis (Buenaventura/Daus-Magbual)

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
JULY 13, 2020

Page 5

City Council

Councilmember Daus-Magbual acknowledged the comments received on the Black Lives Matter Movement (BLM), assuring the public that Council and staff are working on a statement about this crucial national issue. Vice Mayor Manalo added that Council is working on a resolution for BLM and racial inequity and thanked the Mayor for the upcoming Special Council meeting to address this.

As a member of the Equity Recovery Group with the County, Vice Mayor Manalo reported the group provided recommendations with a Recovery Coordinating Committee Plan and discussed ways to ensure minority and small businesses have support and assistance, particularly in applying for upcoming County grants. Vice Mayor Manalo thanked Ms. Maltbie and Mr. Stolte for representing the City by sitting on the Public Information and Outreach Committee.

Staff

City Manager Shawwna Maltbie provided Council with a memo update on the ongoing City services provided during the pandemic, highlighting the relief that the City has provided to its residents. Ms. Maltbie commended Director of Water and Wastewater Resources Tom Piccolotti for making the recommendation to defer the water rate increase to January 2021, noting the deferral can be absorbed through that department's funding.

Mr. Piccolotti reported during the budget process, his department was able to identify cost savings in order to defer the 9.5% water rate increase to the citizens and businesses at this crucial time. Mr. Piccolotti thanked Council and Ms. Maltbie for their leadership and support, noting the department will be able to do the deferral with little to no impact on critical water projects.

ADJOURNMENT:

At 9:57 PM, Mayor Sylvester adjourned the meeting in memory of Bill Duplissea, Sonny Batara, John Eric Swing, and Jane Guillory.

Approved as submitted, this 27th

day of July, 2020.

City Clerk

Mayor