

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
OCTOBER 11, 2021

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The meeting was called to order by Mayor Manalo at 7:00 P.M. by video conference call pursuant to Governor Gavin Newsom's Executive Order N-29-20.

ROLL CALL: Councilmembers Present:

Juslyn C. Manalo, Mayor
Raymond A. Buenaventura
Pamela DiGiovanni
Glenn R. Sylvester

Councilmembers Absent:

Rod Daus-Magbual, Vice Mayor

Staff Present:

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

PRESENTATIONS:

Proclaiming October 2021 as Filipino-American History Month

(Dorie Paniza & Ray Satorre, Board of Directors, Pilipino Bayanihan Resource Center (PBRC))

APPROVAL OF MINUTES:

Regular Meeting of September 27, 2021

It was moved by Councilmember DiGiovanni, seconded by Mayor Manalo and carried to approve the minutes of the Regular Meeting of September 27, 2021, as amended.

APPROVAL OF AGENDA:

It was moved by Councilmember Sylvester, seconded by Councilmember DiGiovanni and carried to approve the agenda.

CONSENT AGENDA:

It was moved by Councilmember Sylvester, seconded by Councilmember DiGiovanni and carried to approve the consent agenda with the exception of items #6, #8 and #10 which were removed from consent for further discussion.

Note on Public Comments: For this meeting, members of the public were encouraged to watch the meeting via livestream at <https://bit.ly/dalycityoct11> and to register and speak at the meeting via Zoom, 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.

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Resolutions:

Notice of Completion for the Gellert Park Renovations - Prefabricated Restroom Building Installation

Resolution 21-133, Accepting Completion of Certain Project in the Department of Public Works (Gellert Park Renovations - Prefabricated Restroom Building Installation)

Notice of Completion for the Gellert Park Renovations Project

Resolution 21-134, Accepting Completion of Certain Project in the Department of Public Works (Gellert Park Renovations Project)

Notice of Completion for the 2019-2020 Original Daly City/Civic Center Slurry Seal Project

Resolution 21-135 , Accepting Completion of Certain Project in the Department of Public Works (2019-2020 Original Daly City/Civic Center Slurry Seal Project)

Authorizing City Manager to Execute Agreement with Off the Grid Services, LLC

Denise Brown, Recreation Manager, provided information on the \$2 million funding allocated by the San Mateo County Board of Supervisors to assist former Great Plates Delivered participants that have severe nutrition risk without delivered meals. Ms. Brown recommended the City contract with Off the Grid Services, a meal deployment operation, to deliver meals to seniors and participants through the end of the calendar year. The Council thanked Ms. Brown and her staff for all their hard work.

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

Resolution 21-136, Authorizing Execution of Agreement with Off the Grid Services, LLC

Final Acceptance of the Subdivision Improvements for the Lausanne Subdivision, Acceptance of the Offer of Dedication of a Public Right-Of-Way Easement, and Acceptance of a Water Meter Easement from the Ping and Lily C. Hsu Trust Dated July 25, 2003

Resolution 21-137, Approving Final Acceptance of the Subdivision Improvements for the Lausanne Subdivision, Acceptance of the Offer of Dedication of a Public Right-Of-Way Easement and Acceptance of a Water Meter Easement

Adopting Resolution Authorizing Remote City Council Meetings Under New State Brown Act Requirements (AB 361)

City Attorney Rose Zimmerman provided information on AB361 signed by the Governor on September 16, 2021 as an urgency measure to amend the Brown Act and to authorize all public meetings remotely. The Council must comply with AB361 and pass the proposed resolution to continue meeting remotely for a period of 30 days, and subsequent resolutions to extend the use of remote meetings for additional periods of 30 days thereafter.

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

Resolution 21-138, Authorizing Remote Teleconference Meetings by the City Council and All Boards, Commissions, and Standing Committees of the City in Accordance with Assembly Bill 361 for a Period of Thirty Days

Approve Second Amendment to Peninsula Traffic Congestion Relief Alliance JPA

Resolution 21-139, Approving Second Amendment and Restatement of the Joint Powers Agreement Establishing the Peninsula Congestion Relief Alliance

Approving the City of Daly City Procedure and Conduct Guidelines for Elected and Appointed Officials

Mayor Manalo thanked City Manager Maltbie, Assistant City Manager Stolte and City Attorney Zimmerman for their work on the procedure and guidelines. It was moved by Mayor Manalo, seconded by Councilmember Buenaventura and carried by voice vote to table the item in respect to Vice Mayor Daus-Magbual who was not present for the meeting.

END OF CONSENT AGENDA

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

Call-In User_1, who identified themselves as Curt, complained about the Council meetings not starting on time, requested to speak for 5 minutes without interruption, requested answers for the death of Roger Allen, cited conflicts of interest, supported citizens' rights, and raised issues with law enforcement.

Ray Satorre fully endorsed the proposed procedure and conduct guidelines to promote public confidence, public interests, a norm of conduct, and ethical procedures during meetings while the City delivers services to its residents. Mr. Satorre looked forward to the implementation of the guidelines for proper and professional conduct for the City Council, the City Manager, City Officials, City Commissioners, and everyone.

Call-In User_2, who identified themselves as "The Public", asked for everyone's resignations and reported that agencies have been contacted regarding unanswered complaints and a recall. The Public requested the Council not to comment on The Public's comments and complained about the City Clerk, the City Manager, and the Police.

John Jones empathized with the Council for the personal abuse they have been receiving regarding the case of Mr. Allen. Mr. Jones hoped no money will be paid by the City on this claim.

Rita Chow spoke as a member of the 2021 Supervisory District Lines Advisory Commission. Ms. Chow reported the commission uses 2020 census data to draw lines to ensure all residents of the County have equal representation. On behalf of the commission, Ms. Chow invited everyone to get involved in this important process by visiting [Smedistrictlines.org](https://smcdistrictlines.org) to find a wealth of information as well as an online survey to collect community input. Ms. Chow also encouraged residents to participate at the Commission's public meetings.

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Desi Danganan, Executive Director of Kultivate Labs, stated that no financial impropriety occurred at the event at Gellert Park for Saints and Sentinels. He reported the community-led event, whose goal was to address Asian hate crimes, raised funds amounting to \$1400 which was used for free martial arts/self-defense classes to the community and to pay for the insurance for the event. Mr. Danganan stated no money was paid to Mayor Manalo or Eskabo Daan Martial Arts from the grassroots event.

Christi Morales-Kumasawa, Filipino Mental Health Initiative, stated her organization was one of the groups (along with Pilipino Bayanihan Center and Kultivate Labs) involved in coming together for the Saints and Sentinels to address the anti-Asian sentiment and attacks. Ms. Morales-Kumasawa stated the money raised was used to fund self-defense classes for scared community members, shared her experience at the event, and thanked Mayor Manalo for her support in the grassroots effort.

Cheryll Catuar read a letter she sent to the Council as a concerned citizen regarding an incident she had with Councilmember DiGiovanni at Serramonte Center on September 19. In the letter, Ms. Catuar recounted that Councilmember DiGiovanni stated she would file a complaint against fellow Councilmembers regarding fraudulent activities, which included County Supervisor Canepa, and that never again will another person of Filipino race sit on the Council after what they did to her, and that others should be given the opportunity to represent, and the union does not want another Filipino in the Council. Ms. Catuar agreed with the statement about more diversity but asked Councilmember DiGiovanni not to generalize a race. Ms. Catuar stated she previously supported Councilmember DiGiovanni because she displayed a great deal of concern for Daly City by being accessible, but the incident showed Ms. Catuar that Councilmember DiGiovanni was not respectful in her interactions and displayed racist opinions and thoughts during the meeting with Ms. Catuar.

REPORTS:

Council Committee

Social Justice Committee (Buenaventura/Manalo)

City Council

Councilmember DiGiovanni wished everyone a happy Indigenous Day and requested reviving Italian Heritage Month in Daly City by having a Daly City delegation in the Italian Heritage Parade. Councilmember DiGiovanni clarified when she reached out to City Attorney Zimmerman regarding conflict of interest issues, Ms. Zimmerman advised she sent all Councilmembers a document defining what a conflict of interest is, that Council can decide for themselves whether there is a conflict, and that Ms. Zimmerman never mentioned to Mayor Manalo that she did not have a conflict of interest. Councilmember DiGiovanni reported attendance at the Police Athletic League dinner and acknowledged participation by Pacific Islands Together (PIT) members including Theresa Faapuaa, Phil, Ruth and Reyna. Councilmember DiGiovanni reported the Police Athletic League has donated funds, along with Supervisor Canepa, towards the soccer turf at Woodrow Wilson School and acknowledged Chief Gamez and Police Officer Ortiz.

Councilmember Buenaventura reported on San Mateo County engaging in a process to balance out the population sizes for each district based on the recent census data. In Daly City, known as District 5, there are talks of drawing district lines that will dilute the votes in Daly City – i.e. one map has Pacifica

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being drawn into District 5, which Councilmember Buenaventura objected to. Councilmember Buenaventura urged the public to pay attention to district lines discussion and to engage by speaking at a meeting or drawing their own map or supporting a proposed map. At the upcoming next meeting of October 21, several maps will be displayed as draft proposals and the public will have an opportunity to study those and provide input during the meeting; Smedistrictlines.org also provides various tools such as drawing a new map. Councilmember Buenaventura expressed appreciation for all employees and requested if something can be done by the City to show its thanks and appreciation.

Mayor Manalo agreed on the importance of community members being involved in the creation of district lines and civic engagement. Mayor Manalo stated that funds at the Gellert Park event were utilized for the community as heard tonight from various organizations. Mayor Manalo reported contacting City Attorney Zimmerman and was informed by Ms. Zimmerman that there was no conflict of interest and stated she had no monetary gain from the Gellert Park event. ***Mayor Manalo stated “stop vilifying me” directed to Councilmember DiGiovanni. Mayor Manalo thanked staff for their work on the Filipino American History Month Event and asked staff and her colleagues to look at how the City can honor Indigenous People’s Day next year and perhaps work with Dr. Jonathan Cordero, a professor and leader in the Ramaytush Ohlone community. Mayor Manalo reported attendance at the Project Pearls event (held at Tanforan), a community-led effort for donations that gives back to the Philippines by donating toys, acknowledging participation by Tony Bayuden, Supervisor Canepa’s Chief of Staff. Mayor Manalo attended the Police Athletic League’s annual golf tournament which has provided for the youth; Republic Services and City Toyota also attended the event. Mayor Manalo reported many residents have been vaccinated and acknowledged the many challenges and work ahead; the Mayor thanked her colleagues and staff, thanking all workers from all departments for their consistency and hard work during this time. Mayor Manalo thanked City Manager Maltbie for thinking of the employees and hiring a local vendor. Mayor Manalo addressed members of the public, stating that although the Council cannot respond to the public’s comments, the Council is listening to all input.

Councilmember Sylvester requested City Manager Maltbie for an update on police body-worn cameras and to place this item on an upcoming Council agenda,

Staff:

City Manager Shawwna Maltbie acknowledged the incredible work force from top to bottom. Ms. Maltbie reported an upcoming event by Human Resources to celebrate employees from all departments via a lunch from a local merchant and invited the Council to join the event.

ADJOURNMENT:

Mayor Manalo adjourned the meeting in memory of Ezekiel Dazzle Cruz and Beverly Halbur at 8:30 PM.

Approved as submitted, this 25th
day of October, 2021.

City Clerk

Mayor

***** Mayor Manalo made amendment to the October 11, 2021 minutes at the October 25, 2021 meeting**