

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
APRIL 11, 2022

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

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

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

PRESENTATIONS:

Proclaiming April 2022 as Fair Housing Month
(Daniel Williams, Fair Housing Staff Attorney, Project Sentinel)

Proclaiming April 10, 2022 as John Madden Day
(Mayor Daus-Magbual)

APPROVAL OF MINUTES:

Regular Meeting of March 28, 2022

It was moved by Councilmember Manalo, seconded by Vice Mayor Buenaventura and carried to approve the minutes of March 28, 2022.

APPROVAL OF AGENDA:

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

CONSENT AGENDA:

It was moved by Councilmember DiGiovanni, seconded by Councilmember Manalo and carried to approve the consent agenda with the exception of items #4 and #6 which were pulled for further discussion.

Note on Public Comments: For this meeting, members of the public were encouraged to watch the meeting via livestream and speak at the meeting via Zoom, and/or submit public comments via email to the City Clerk's Office 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.

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
APRIL 11, 2022

Communications:

Receive and File Fiscal Year 2013-2014 Through Fiscal Year 2020-2021 Housing Successor Agency Annual Report

Deputy Director of Finance and Administrative Services Abby Veaser provided clarification on the annual filing which is used to report out the activities of the Housing Successor Agency and to demonstrate how the City is using its 20% Housing Set-Aside funding. Housing and Community Development Supervisor Betsy ZoBell clarified how some of the funds were spent on homeless prevention activities.

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

Resolutions:

Authorizing City Manager to Execute a Three-Year Agreement with Looking Point for the Purchase of Cisco UCS Servers and VMware Software

Resolution 22-51, Authorizing Execution Of A Three-Year Agreement With Looking Point For Purchase And Implementation Of UCS Servers And VMware Software

Accepting and Appropriating Funding from the County of San Mateo for Summer Enrichment Programs

Recreation Services Manager Denise Brown reported on a \$20,000 grant funding received from San Mateo County; the funding will be used towards scholarships, added enrichment for summer programs and camps, and enrollment costs for socio-economically disadvantaged youth. Ms. Brown acknowledged Recreation Services Supervisor Gina Magagnini and Senior Recreations Services Supervisor Jennifer Der for their work in obtaining the funding.

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

Resolution 22-52, Accepting And Appropriating Funding From The County Of San Mateo For Summer Enrichment Programs

Setting Time and Place of Public Hearing - Proposed Adoption of Ordinance for Military Equipment Policy (Set Hearing: 5/9/22)

Resolution 22-53, Setting Time And Place Of Public Hearing For Proposed Ordinance Adding Chapter 9.56 To The Daly City Municipal Code Re: Police Acquisition And Use Of Military Equipment

Authorizing the Elimination of Overdue Fines for Library Materials

Resolution 22-54, Eliminating Overdue Fines For Library Materials

Authorizing the City to Implement Teleconferenced Public Meetings Pursuant to Assembly Bill 361

Resolution 22-55, Authorizing Remote Teleconference Meetings By The City Council And All

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
APRIL 11, 2022

Boards, Commissions, And Standing Committees Of The City In Accordance With Assembly Bill 361 For A Period Of Thirty Days

END OF CONSENT AGENDA

PUBLIC HEARINGS:

Zone Change ZC-01-22-15477 – Amendment to Title 17 Zoning Locational Standards for Smoke Shops and Tobacco Stores

Planning Manager Michael Van Lonkhuysen proposed establishing regulations for new smoke shops and tobacco stores, including a 1,000-foot buffer zone from existing like businesses to prevent the concentration of these uses in one area. The Council discussed issues with the proposed regulations and whether or not there should be any amendments to the zone change. Staff provided clarification on the difference between a location standard zone change and a prohibition zone change. Staff addressed questions on how existing smoke and tobacco shops are affected by the zone change, whether there is a potential for overlap with cannabis shops, and the non-transferability of a smoke shop business license.

It was moved by Councilmember Sylvester, seconded by Vice Mayor Buenaventura and carried to open the public hearing.

Call-in User2 requested imposing similar regulations for stores selling alcohol.

It was moved by Councilmember Sylvester, seconded by Councilmember DiGiovanni and carried to close the public hearing.

It was moved by Vice Mayor Buenaventura, seconded by Councilmember Manalo and carried for the City Attorney to read by title only, via the following voice vote:

Ayes: Buenaventura, Manalo, Daus-Magbual

Noes: DiGiovanni, Sylvester

Councilmember Manalo introduced the following ordinance:

Ordinance 1457, Amending Title 17 of Daly City Municipal Code Re: Locational Standards for Smoke Shops and Tobacco Stores

ORDINANCES:

Second Reading, Ordinance No. 1456, Amending Section 2.58.060 of the Municipal Code Re: Small Business Commission Meetings

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

Ordinance 1456, Amending Section 2.58.060 of Title 2 of the Daly City Municipal Code Re: Small Business Commission Meetings

CITY OF DALY CITY
MINUTES – REGULAR MEETING - CITY COUNCIL
APRIL 11, 2022

PUBLIC APPEARANCES:

Call-in User2 voiced concern about Councilmember DiGiovanni being muted during the previous meeting. The caller requested City commissions to center the community and requested having more community outreach to increase community involvement.

REPORTS:

City Council

Councilmember DiGiovanni acknowledged celebrations of Autism Acceptance Month, National Dispatcher Appreciation Week, Ramadan, Passover and Easter. Councilmember DiGiovanni reported attendance at Colma's Town Hall meeting with Assemblymember Phil Ting and Assemblymember Kevin Mullin to discuss the budget surplus.

Vice Mayor Buenaventura provided an update on Pilipino Bayanihan Resource Center's (PBRC) donation drive for relief for the people of Ukraine; he will provide more information on the logistics of the drive and the shipment of goods as it becomes available. Vice Mayor Buenaventura spoke with Caltrain representatives and provided an update on the Alice Bulos City sign.

Mayor Daus-Magbual reported attendance at a general meeting/community town hall with PBRC and its members to discuss community services and the Mayor's State of the City; the Mayor reported on the upcoming opening of the Alice Bulos Community Hub and other community opportunities. Mayor Daus-Magbual met with Peninsula Family Services Project and thanked Maria Damp and Heather Cleary for their service to seniors, the youth and residents of the Bayshore neighborhood. Mayor Daus-Magbual announced the upcoming Ukrainian flag-raising to demonstrate solidarity with the people of Ukraine and to strive for peace; the flag-raising will take place at City Hall on April 13th.

Councilmember Manalo participated in a panel with the League of African American Caucus to celebrate Women's History Month and to discuss issues of equity and representation. Councilmember Manalo acknowledged the 80th commemoration of the Bataan Death March to pay homage to Filipino WWII veterans and American veterans who were in the march; the Philippine Consulate will be holding an exhibit in tribute for the month of April. Councilmember Manalo supported raising the Ukrainian flag to continue to fight against war.

ADJOURNMENT:

Mayor Daus-Magbual adjourned the meeting at 8:36 PM in memory of Jesus Benjamin Pecson, Carlos Manuel Lacayo, Vladimir Ruvinsky and Stephen Soto.

Approved as submitted, this 25th

day of April, 2022.

Mayor

City Clerk