

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, May 11, 2009 - 7:00 PM

For those wishing to address the City Council on any Item on the Agenda or under Public Appearances/Oral Communications, please complete a Speaker Card located at the entrance to the Council Chambers and submit to a Staff Member as early in the meeting as possible.

Persons with disabilities who require auxiliary aids or services in attending or participating in this meeting should call the office of the City Clerk at 991-8078 as soon as possible.

CALL TO ORDER:

Minutes: The meeting was called to order by Mayor Torres at 7:00 P.M.; 2:36 PM

PLEDGE TO THE FLAG:

ROLL CALL:

PRESENTATIONS:

Minutes: The City Council commended the students on the work they put into these presentaitons.; 2:36 PM

Proclaiming National Public Works Week (John Fuller)

Minutes: Mayor Torres presented a proclamation proclaiming May 17-23, 2009 as National Public Works Week to Director of Public

AVAILABILITY OF PUBLIC RECORDS:

All public record to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the City Clerk's Office, City Hall located at 333 90th Street, Daly City, CA during normal business hours, at the same time that the public records are distributed or made available to the legislative body.

Works John Fuller in recognition of the contributions which public works employees make every day to our community. Mr. Fuller thanked the Council; 2:36 PM

Jefferson High School SAGE Student for the Advancement of Global Entrepreneurship (Spencer Hohenman)

Minutes: City Manager Patricia Martel stated this presentation is going to be given by the Students for the Advancement of Global Entrepreneurship (SAGE). This program is sponsored by Chico State University. It provides for a global community of teenage entrepreneurship who share a common purpose to make the world a better place. Ms. Martel introduced Spencer Hohenman, of Children's Empowerment Inc.

Spencer Hohenman introduced Student President and Student Secretary-Treasurer of the Jefferson High School SAGE Team.

The Students gave a

PowerPoint presentation on the Students for the Advancement of Global Entrepreneurship (SAGE) Program and Survival Economic Tent (SET). The SAGE Competition has three different levels of competition: regional, national and international. On May 14 and 15, they will compete in the regional competition in San Mateo. SET is a portable unit that is light-weight and environmentally friendly that will provide a roof to the homeless from weather, including rain, cold, fog, and wind. They demonstrated how the SET unit works.; 2:36 PM

Jefferson High School Environmental Club

Minutes: City Manager Patricia Martel stated this presentation is going to be given by the Jefferson High School Environmental Club. Ms. Martel introduced Amy Thwaite, the Club's advisor. The students did a survey on the types of restaurants,

markets and other food outlets in the immediate vicinity of Jefferson High School and the impact that it has on their nutrition.

Amy Thwaite introduced the Student Leaders. The Student Leaders gave a video presentation outlining the food outlets in the area surrounding Jefferson High School and submitted a handout showing the food outlets ratings. We are asking for a moratorium or a ban on new fast food restaurant until we can get restaurants with healthier choices. They submitted a petition for more restaurants that serve healthy food within easy walking distance of Jefferson High School.

; 2:36 PM

APPROVAL OF AGENDA:

Motion on Approve

Motion to approve the agenda.

**Passed For: 0;
Against: 0; Abstain:
0; Absent: 0**

CONSENT AGENDA

All items listed on the Consent Agenda are considered to be routine and may be approved by one roll call vote of the City Council. There shall be no separate discussion of the matters on the Consent Agenda unless requested by a member of the City Council. If discussion is required, that item will be removed from the Consent Agenda and will be considered separately at the end of the Agenda.

Resolutions:

1. Setting Time and Place for Public Hearing to consider an Amendment to HUD Action Plan for Fiscal Year 2008-09 **Set Hearing 06/22/09**

Motion on Adopt

Motion to Adopt
Resolution No. 09-63,
Setting Time and Place
for Public Hearing to
Amend Daly City's
One-Year Action Plan
for Fiscal Year 2008-
2009 Under the
Community
Development Block
Grant and HOME
Programs, Hearing
06/22/2009 - 7:00 P.M.

**Passed For: 5;
Against: 0; Abstain:
0; Absent: 0**

2. Setting Time and Place for Joint Public Hearing with Daly City Redevelopment Agency on a Disposition and Development Agreement (DDA) for 7555 Mission Street **Set Hearing: 06/08/09**

Motion on Adopt

Motion to adopt
Resolution No. 09-64,
Setting Time and Place
of Joint Public Hearing
of the City Council of
the City of Daly City
and the Governing
Board of gthe Daly
City Redevelopment

Agency Re: Proposed
Disposition and
Development
Agreement for 7555
Mission Street
Development (Hearing
Date: 06/08/2009,
Time: 7:00 P.M.)
**Passed For: 5;
Against: 0; Abstain:
0; Absent: 0**

3. Commending Michael D. Edwards Upon His Retirement

Motion on Adopt

Motion to Adopt
Resolution No. 09-65,
Commending Michael
D. Edwards on the
Occasion of his
Retirement
**Passed For: 5;
Against: 0; Abstain:
0; Absent: 0**

4. Commending Thomas James Anderson Upon His Retirement

Motion on Adopt

Motion to Adopt
Resolution No. 09-66,
Commending Thomas
James Anderson on the
Occasion of his
Retirement
**Passed For: 5;
Against: 0; Abstain:
0; Absent: 0**

5. Authorizing Budgetary Adjustments

Motion on Adopt

Motion to Adopt
Resolution No. 09-67,

Authorizing Budgetary
Adjustments and
Appropriations for
Fiscal Year 2008-2009
Passed For: 5;
Against: 0; Abstain:
0; Absent: 0

- A Appropriation of \$1,840 One-Time-Only Grant from San Mateo County Aging and Adult Services for Congregate Nutrition at Lincoln Community Center and Doelger Senior Center
- B Appropriation of \$3,000 Budget Transfer from Supporters of Doelger Senior Center. Supporters Received a Donation from Daly City Serramonte Center LLC
- C Appropriation of \$10,000 Budget Transfer from Supporters of Doelger Senior Center. Supporters Received a Donation from Westlake Village Apartments
- D Appropriation of \$2,000 Private Donation from Friends of The Library

Check Registers:

- 6. Check Registers for the Month of April 2009

Motion on Approve

Motion to Approve
Check Registers for the
Month of April 2009
Passed For: 0;
Against: 0; Abstain:
0; Absent: 0

END OF CONSENT AGENDA

AWARD OF BIDS/CONTRACTS:

- 7. Street Slurry Seal and Cape Seal 2009

**Minutes: Director of
Public Works John
Fuller reviewed the
Agenda Report and**

**recommended that
the City Council
award a construction
contract for the Street
Slurry Seal and Cape
Seal 2009 to the
lowest responsible
bidder, Bond
Blacktop, Inc. of
Union City in the
amount of
\$796,912.10.
; 2:36 PM
Motion on Adopt**

Motion to adopt
Resolution No. 09-68,
Authorizing Execution
of Construction
Contract with Bond
Blacktop Inc., of Union
city, California (Street
Slurry Seal and Cape
Seal 2009)
**Passed For: 5;
Against: 0; Abstain:
0; Absent: 0**

RESOLUTIONS:

8. Approval of Water Supply Agreement and Individual Water Sales Contract with the City and County of San Francisco

**Minutes: Director of
Water and
Wastewater
Resources Patrick
Sweetland
recommended that
the City Council
authorize the City
Manager to execute
the Water Supply
Agreement and
Individual Water
Sales Contract with**

**the City and County
of San Francisco.
Daly City's current
Settlement Agreement
and Master Water
Sales Contract,
entered into in 1984
with San Francisco, is
set to expire on June
30, 2009.**

**Mr. Sweetland
summarized the key
terms and major
components of the
negotiated agreement
as outline in the
report, a copy of
which is on file in the
Office of the City
Clerk.; 2:36 PM
Motion on Adopt**

Motion to Adopt
Resolution No. 09-69,
Adopting Findings for
the Purposes of the
California
Environmental Quality
Act in Connection with
Approval of a Water
Supply Agreement with
the City and County of
San Francisco

Resolution No. 09-
69A, Approving
Individual Water Sales
Contract with the City
and County of San
Francisco

Resolution No. 09-69B,
Approving Water
Supply Agreement with
the City and County of

San Francisco
**Passed For: 5;
Against: 0; Abstain:
0; Absent: 0**

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

NOTE: Speakers are limited to two minutes, unless modified by the Mayor. The Council cannot take action on any matter raised under this item

Minutes: Robert Lloyd, resident of the Franciscan Mobile Home Park, spoke on behalf of a group of residents proposing an alternative plan to cover the deficit which includes reducing the rent increase. In the short term, LINC and Pacific Management should consider reducing their fees and have the City of Daly City forgo their fees and possibly provide a short term loan. There should be improvement in the response to the low income questionnaires.

Sonny Quinquini, resident of the Franciscan Mobile Home Park, stated he is representing the poor residents that are now living in extreme anxiety because of the pending rent increase and decrease in

security at the gate.
He asked the Council
to move the activity
date, the rent increase
and the decrease in
security for at least
sixty days after June
1st.

Nadia Bledsoe,
Business Agent with
AFSCME Local 829,
representing 140
miscellaneous
employees with the
City, was present to
discuss concerns with
the concession
proposals being
offered in order to
address the budget
deficit both in terms
of the severity of the
proposals but also the
impact on the
collected bargaining
process.

Angela Waters
explained how her life
will unfold after the
Council votes on the
concession proposal,
and how she will be
struggling as she
continues to serve this
City.

Raymond Keenan was
upset about the
changes that are being
made in the Clean
Community
Committee;
volunteers having to
use their own cars

**and insurance as well
as having to take
pictures verifying the
complaints referred to
the Clean Community
Committee.; 2:36 PM**

APPOINTMENTS: Board/Commission Membership Committee Appointments

**Minutes:
Councilmember Klatt
re-appointed Jack
Paster to the Parks
and Recreation
Commission and
Denise Kelly to the
Planning Commission
; 2:36 PM**
Motion on Re-Appoint

Motion to Re-Appoint
Jack Paster and Denise
Kelly
**Passed For: 0;
Against: 0; Abstain:
0; Absent: 0**

REPORTS:

9. Council Committee

A Council Committee Meetings from April 28 -
May 10, 2009

**Minutes: The Council
Committee reported
on the following:**

**General Plan Steering
Committee Meeting
(Gomez/Klatt)
Five-Year
Implementation Plan
for the Bayshore
Redevelopment
Project**

**(Klatt/Guingona);
2:36 PM**

10. City Council

Minutes: Klatt announced that the PBRC is going to have free basic Tagalog classes starting May 20 to July 22 on Wednesday only from 6:00 P.M. to 8:00 P.M. at 2121 Junipero Serra Boulevard.

Mayor Torres stated last Thursday the San Mateo County Hispanic Chamber of Commerce held the first Mayor's Diversity Award. This award is given by the Mayor to an individual in the community that represents the diverse nature of that community. Mayor Torres presented the award to Alvaro Rios owner of Al Fin Restaurant in Daly City.

Mayor Torres announced that next Thursday the NCPA Regional Golf Tournament is coming to Daly City at Lake Merced. He stated in this time of fiscal crisis, it would have been great to

**have a hotel here.
This City needs a
major hotel because
Lake Merced and the
Olympic Club always
host Regional
tournaments in hopes
of hosting a National
NCAA Tournament
that brings in dollars
that go directly to the
City.**

; 2:36 PM

11. Staff

A Third Quarter Budget Update

**Minutes: City
Manager Patricia
Martel followed up on
the need to expand
our revenue base in
an effort to continue
to be able to fund the
services that are
critical to this
community as well as
to provide the
competitive salaries
and benefits. It is
critical for us to
ensure that we curtail
un-necessary
spending around the
City to have a
balanced budget. Ms.
Martel and Mr.
McVey updated the
City Council on the
City's financial
condition since the
February 2009 City
Council Budget Study
Session.**

Director of Finance and Administrative Services Don McVey provided an overview on the decrease of property tax and sales tax for this year, which are major revenue sources in the City's general funds. The County Assessor was in the process of an automatic re-valuation of property sales that occurred in the County between 2002 and now. The decrease in assessed valuation in the City is minus 4.6% for next year. We will not have a final answer on the re-valuation until the end of June so that has resulted in about another \$125,000 decrease next year in the estimated property tax revenue. The sales tax for the Christmas quarter, which we received in the first quarter of this year, decreased 12% over prior years.

Our sales tax would be slightly less than we originally predicted, a little under \$200,000 this fiscal year. We are estimating next year to be down about

**4.5% over this year.
If we obtain the
budget savings we are
trying to get, we
would essentially
balance between the
two years.**

**Ms. Martel stated we
are trying to build a
coalition in the
County among all the
cities to wage an
onslaught to the
Governor and the
Legislators about the
impacts of the
potential loss of
revenue should these
tax measures on the
May 19 ballot not be
approved by the
voters.**

**City Manager
Patricia Martel
reported on the two
upcoming Housing
Element Workshop
that will be held on
Tuesday, May 12 at
the Al Tegli
Community Center
from 2:00 P.M. to
4:00 P.M. and on
Wednesday, June 3, in
the City Council
Chambers from 6:00
P.M. to 8:00 P.M.
The purpose of these
workshops is to gain
public input on
housing issues facing
Daly City and to
introduce the
preliminary version of**

a draft Housing Element to be reviewed and commented on by the public.

Ms. Martel presented an update on the program that BART is commencing in the area of the Daly City BART Station. BART is going to be doing some seismic upgrading to the Daly City BART Station and area around the station beginning in late April or early May. this is part of a larger system wide Earthquake Safety Program that is intended to strengthen the physical structures at the Daly City BART Station to withstand future earthquakes.

PM areported fallow up on the General Plan and Housing Workshop. Information on Website soliciting public input. First meeting 5/12 at Al Tegli Comm Center 2PM and 6.3 CC in the evening. Housing Element meeting for public input. The workshop are to flush out issues that have not been worked out.

PM reported on an activity public DC BART Station BART is commencing seismic upgrades to ensure the BART rider safety. Areas will be fenced in and there will be equipment. It will take 1.5 years. We are trying to recognize the residents living in the area. 7-8. periodic night work but will notify the residents and have a number to call. BART will keep her updated.

; 2:36 PM

ADJOURNMENT:

**Minutes:
Councilmember Guingona stated he wanted to adjourn the minute in memory of Virginia Morenos**

Mayor Torres wanted to adjourn in memory of Robert Steers and Rosario Talabis and Juan Jose Vazquez.

; 2:36 PM
Motion on Adjourn

Motion to Adjourn in
Memory of Virginia
Morenos, Robert
Steers, Rosario Talabis

and Juan Jose Vazquez
Passed For: 0;
Against: 0; Abstain:
0; Absent: 0