

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, November 14, 2022 - 7:00 PM

To attend in person:

City Hall Council Chambers – 2nd Floor
City Hall, 333 – 90th Street
Daly City, CA 94015

To attend virtually via Zoom:

<https://bit.ly/dalycitynov14zoom>

To watch the live telecast:

Comcast Channel 27, <https://www.youtube.com/DalyCityVideoMeetings>, or <https://www.dalycity.org/agendas>

Public Participation:

There are three ways to submit public comment: (1) send written comments by 4:00 pm on meeting day, (2) attend the meeting in person, and (3) join to speak at the meeting via Zoom.

1. To submit a comment in writing, please email cityclerk@dalycity.org and write “Public Comment” in the subject line. In the body of the email, include the item number and/or title of the item as well as your comments. All comments received by 4:00 pm will be emailed to the City Council members prior to the meeting. Those comments received after 4:00 pm will be added to the record and shared with the City Council members following the public meeting. Comments are not read aloud into the record.

2. To speak at the meeting in person, 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.

3. To speak at the meeting via Zoom, join at <https://bit.ly/dalycitynov14zoom>. Zoom will require an email address and name. The name entered will be visible online and will be used to notify you that it is your turn to speak. You may also join by visiting <https://zoom.us/join>. Enter meeting ID: 841 1300 4786, then enter email address and name. The meeting may also be accessed via telephone by dialing +1 669 900 6833 (Local). International numbers available: <https://us02web.zoom.us/j/84113004786>. Enter the meeting ID 841 1300 4786, then press #.

When you would like to speak on an item during the public comment portion of the meeting, you will need to use the “raise hand” feature in Zoom. Public comment is limited to two (2) minutes maximum, and speakers may only comment once per item. You must familiarize yourself with Zoom prior to joining the meeting. The City will not be providing technical support.

If you do not wish to speak, the City requests that you watch the livestream of the meeting on the City’s YouTube Channel at <https://www.youtube.com/DalyCityVideoMeetings>, the City’s agenda website at <https://www.dalycity.org/agendas> or on local Channel 27 (Comcast).

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.

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.

CALL TO ORDER:

PLEDGE TO THE FLAG:

ROLL CALL:

PRESENTATIONS:

1. Proclamation - United Against Hate Week
2. Proclamation - Small Business Saturday
3. Proclamation - Native American Heritage Month

APPROVAL OF MINUTES:

4. Regular Meetings of October 10, 2022 and October 24, 2022

APPROVAL OF AGENDA:

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.

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.

Communications:

5. Accept 2022 Qtr 3 Investment Report

Resolutions:

6. Authorize the City Manager to Execute an Amendment to the Professional Services Agreement with CSG Consultants, Inc. for Map Review and City Surveyor Services
7. Adopt Resolution to Amend Recurrent and Part-time Hourly Rates Schedule in Accordance with City Council Adopted Minimum Wage
8. Approve Resolutions Amending Employer Contributions Under Public Employees' Medical and Hospital Care Act for Members of Each Employee Group

9. Accept Notice of Completion for the Civic Center South Roof Project
10. Authorize the City Manager to Execute a Professional Services Agreement for Project Management and Construction Support Services for Various HVAC, Roofing and Generator Projects
11. Accept Fiscal Year 2022 Annual Report on Collection and Use of Developer Public Facility Fees
12. Authorize City Manager to Execute Agreement for Microsoft Software
13. Adopt Resolution Authorizing the City to Implement Teleconferenced Public Meetings Pursuant to Assembly Bill 361

Check Registers:

14. Check Registers for the Month of October 2022

END OF CONSENT AGENDA

PUBLIC HEARINGS:

15. Introduction of an Ordinance for the 2022 California Building Standards Codes, and Adoption of the 2022 California Fire Code and 2021 International Fire Code Amendments to Recycling and Diversion of Construction and Demolition Debris Ordinance.

STAFF: Mario Sigala

RECOMMENDATION: Open/Close Hearing
Motion for City Attorney to Read by Title Only
Councilmember Introduce Ordinance

16. Amendment to PD 47 Planned Development Standards and Approval of Parking Management Plan for King Plaza Shopping Center (950 – 980 King Drive) - Zone Change ZC-09-21-015237
 - A. Findings
 - B. EA - Categorical Exemption
 - C. ZC-09-21-015237

STAFF: Michael Van Lonkhuysen

RECOMMENDATION: Open/Close Hearing
Motion for City Attorney to Read by Title Only
Councilmember Introduce Ordinance
Adopt Resolution by Roll Call Vote

17. Introduction of an Ordinance of the City Council of the City of Daly City Amending Chapter 2.04 of the Daly City Municipal Code Re: Salaries of City Councilmembers

STAFF: Natalie Sakkal, Rose Zimmerman

RECOMMENDATION: Open/Close Hearing
Motion for City Attorney to Read by Title Only
Councilmember Introduce Ordinance

ORDINANCES:

18. Second Reading, Ordinance No. 1460 Re: Unlawful Possession of Used Catalytic Converter

STAFF: Rose Zimmerman

RECOMMENDATION: Adopt Ordinance by Roll Call Vote

APPOINTMENTS: Board/Commission Membership Committee Appointments

REPORTS:

19. Council Committee
20. City Council
21. Staff

ADJOURNMENT:

Proclamation

United Against Hate Week, November 13-19, 2022

WHEREAS, the United States is a nation of immigrants, whose strength comes from its diversity; and

WHEREAS, the Constitution of the United States confers equality on all individuals, regardless of race, gender, orientation, religion, or political beliefs; and

WHEREAS, recent rhetoric has generated a toxic environment that encourages the propagation of racist, xenophobic, anti-Semitic, sexist, homophobic, Islamophobic, and other negative views by emboldened hate groups and individuals; and

WHEREAS, deep divisions within our country are the result of extreme ideology, further strengthening a cycle of mistrust and suspicion fueled by fear, anxiety, and insecurity; and

WHEREAS, the number of hate crimes across the United States has increased dramatically over the past couple of years; and

WHEREAS, the City of Daly City is committed to being a welcoming, inclusive, tolerant, and safe community for all; and

WHEREAS, education, compassion, and cooperation are key to unlocking understanding and embracing differences between people; and

WHEREAS, the City of Daly City joins other communities around the state in recognizing United Against Hate Week as an important step in bridging divisions as well as strengthening our communities

NOW, THEREFORE, I, RODERICK DAUS-MAGBUAL, Mayor, and members of the City Council, hereby proclaim **November 13-19, 2022, as “UNITED AGAINST HATE WEEK”** in the City of Daly City and encourage the Daly City community to stand together against hate and recognizes that it is an important step in bridging divisions and healing communities.

Signed and sealed by the Mayor and City Council
of the City of Daly City this 14th day of November
2022.

Roderick Daus-Magbual, Mayor

Raymond A. Buenaventura, Vice Mayor

Pamela DiGiovanni, Councilmember

Juslyn C. Manalo, Councilmember

Glenn R. Sylvester, Councilmember

Proclamation

Small Business Saturday

November 26, 2022

- WHEREAS** City of Daly City celebrates our local small businesses and the contributions they make to our local economy and community. According to the United States Small Business Administration, there are 33.2 million small businesses in the United States, they represent 99.9% of firms with paid employees, and they are responsible for 65.1% of net new jobs and create 1.5 million jobs annually; and
- WHEREAS,** small businesses employ 47.1% of the employees in the private sector in the United States, 88% of U.S. consumers feel a personal commitment to support small businesses in the wake of the pandemic, and 92% of small business owners have pivoted the way they do business to stay open during the pandemic; and
- WHEREAS,** 97% of Small Business Saturday shoppers recognize the impact they can make by shopping small, 85% of them also encouraged friends and family to do so, too; and
- WHEREAS,** 58% of shoppers reportedly shopped online with a small business on Small Business Saturday in 2021; and more than 50% of consumers who reported shopping small endorsed a local business on social media or shopped a local business because of a social media recommendation; and
- WHEREAS,** Daly City supports our local businesses that create jobs, boost our local economy, and preserve our communities; and
- WHEREAS,** advocacy groups, as well as public and private organizations, across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

NOW, THEREFORE, I, Roderick Daus-Magbual, Mayor, and members of the City Council, hereby proclaim **November 26, 2022, as Small Business Saturday,** in the City of Daly City and urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

Signed and sealed by the Mayor and City Council
of the City of Daly City this 14th day of November
2022.

Roderick Daus-Magbual, Mayor

Raymond A. Buenaventura, Vice Mayor

Pamela DiGiovanni, Councilmember

Juslyn C. Manalo, Councilmember

Glenn R. Sylvester, Councilmember

Proclamation

Native American Heritage Month

November 2022

- WHEREAS,** the month of November, we celebrate Native American Heritage Month, also known as American Indian and Alaska Native Heritage Month as a chance to recognize the rich and diverse cultures, traditions and stories and important contributions of Native American people, along with acknowledging the population's hardship and struggles both throughout history and continuing today; and
- WHEREAS,** Native American Heritage Month first evolved from "American Indian Week," and was later expanded by Congress and approved by President George Bush in August 1990, designating the month of November as "National American Indian Heritage Month" and later changed to "Native American Heritage Month" under President Barack Obama; and
- WHEREAS,** the history and culture of our great nation have been significantly influenced by American Indians and indigenous peoples who account for 2.9% of the US population, approximately 9.1 million people, and over 175 indigenous languages spoken; and
- WHEREAS,** the contributions of American Indians have enhanced the freedom, prosperity, and greatness of America today and their customs and traditions are respected and celebrated as part of a rich legacy throughout the United States; and
- WHEREAS,** in honor of Native American Heritage Month, community celebrations as well as numerous cultural, artistic, educational, and historical activities have been planned across the United States throughout the month of November.

NOW, THEREFORE, I, Roderick Daus-Magbual, Mayor, and members of the City Council, hereby proclaim **November 2022 as Native American Heritage Month**, in the City of Daly City and urge the residents of our community, and communities across the country, to observe and celebrate this month with appropriate programs, ceremonies, and activities.

Signed and sealed by the Mayor and City Council
of the City of Daly City this 14th day of November
2022.

Roderick Daus-Magbual, Mayor

Raymond A. Buenaventura, Vice Mayor

Pamela DiGiovanni, Councilmember

Juslyn C. Manalo, Councilmember

Glenn R. Sylvester, Councilmember

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OCTOBER 10, 2022

Visit <https://www.youtube.com/c/DalyCityVideoMeetings> to view videos of the City Council meetings

The meeting was called to order by Mayor Daus-Magbual at 7:00 P.M.

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

Staff Present:
Tom Piccolotti, Interim City Manager
Rose L. Zimmerman, City Attorney
K. Annette Hipona, City Clerk

PRESENTATIONS:

Honoring the Creators of the Greetings from Daly City Mural in Top of the Hill

(GrizzArt Art Club (Jefferson High School); Dragonfly Arts; Victoria Magbilang; Shana Wu (Art Club President))

Proclaiming October 2022 as Filipino American History Month

(Chel Gilla, Tselogs; Clint Gerona, Charles Gracie Jiu Jitsu; Malou Rivera-Peoples, WSPA; Patrick Rivera-Cruz, WSPA; Christina Fargas-Newell, WSPA)

APPROVAL OF MINUTES:

Regular Meeting of September 26, 2022

It was moved by Vice Mayor Buenaventura, seconded by Councilmember Manalo and carried to approve the minutes of September 26, 2022, as amended.

APPROVAL OF AGENDA:

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

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

Anthony Yoshida expressed concern with corruption and hate in the community and accused Councilmember DiGiovanni of harassing constituents such as calling or threatening to call Daly City Police on them. Anthony called for the resignation of Councilmember DiGiovanni, referring to racist remarks she made against the Filipino community and the alleged attack against a fellow elected official.

Note on Public Comments: For this meeting, members of the public had the option of attending in person or attending virtually 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.

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Lily Louie; resident, thanked Daly City's elected officials, the Police Department, and all City Departments for keeping the community safe during the height of COVID-19. Lily provided testament for Councilmember Manalo, referring to her as a compassionate, considerate individual who cares about her community.

Mitchell Vinceguerra, NorCal Carpenters, requested adopting labor standards which would result in workers having health care benefits, raising construction standards in the industry, and providing young people more work opportunities. Mitchell looked forward to speaking with the Council one-on-one on these matters.

Cheryll Catuar referred to a letter she sent to the City expressing concern with Councilmember DiGiovanni, racist remarks, and disrespect towards the Filipino community. Cheryll expressed concern with being a target of harassment by Councilmember DiGiovanni, accusing her of falsely calling the police on Cheryll at a City Hall event and a town hall meeting. Cheryll asked for Councilmember DiGiovanni's resignation from Council and to have accountability on these matters.

Fernando Montanes asked for accountability from Councilmember DiGiovanni for her behavior and her allegations of impropriety against the Saints & Sentinels project. Fernando reported the FPPC exonerated those organizations and Councilmember Manalo from Councilmember DiGiovanni's allegations. Fernando asked Councilmember DiGiovanni to step down from the Council.

Anastazja Ragasa referred to an altercation with Councilmember DiGiovanni while Anastazja was a Library Board Commissioner; Anastazja accused Councilmember DiGiovanni of hitting Anastazja across the face with a stack of political signs. Anastazja reported being repeatedly threatened by Councilmember DiGiovanni during Anastazja's time as commissioner, and asked for Councilmember DiGiovanni's resignation.

Julian Chung, local event organizer, attested to the character of Councilmember Manalo including Councilmember Manalo's devotion to public service and her commitment to the Daly City community.

Marie Brizuela provided testament for Councilmember DiGiovanni's character, referring to her constant support of the Police and Fire Departments and her service to the community and other entities. Marie asked Councilmember DiGiovanni to run for re-election, referred to a change in Councilmember Manalo, and expressed disappointment towards the rest of the Council for what was going on at tonight's meeting.

Jeff Francisco provided testament for Councilmember Manalo's character including being an inspiration to many Filipinos and youth and her advocacy for the Filipino American community. Jeff expressed concern with Councilmember DiGiovanni's denial of the allegation of assault made against her by Councilmember Manalo.

Stephanie, community member, asked for accountability and professionalism from Councilmember DiGiovanni, expressing concern over the allegation of assault against Councilmember DiGiovanni made by Councilmember Manalo. Stephanie referred to a 2021 incident in which Councilmember DiGiovanni made inconclusive accusations against local Filipino organizations of financial impropriety and conflict of interest. Stephanie asked for an internal investigation of Councilmember DiGiovanni.

Call-In User thanked the Mayor and Council for moving up the public comments to the front of the meeting as it is helpful for those who wish to participate.

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Christi, community member, denounced violence within any organization or within the City Council and requested an investigation into the allegation of assault made by Councilmember Manalo. Christi expressed concern over the actions of Councilmember DiGiovanni with regard to the assault allegation as well as Councilmember DiGiovanni's accusations against Filipino American organizations without evidence during the Saints & Sentinels event.

Henry Karnilowicz attested to Councilmember Manalo's character including her ability to communicate with various members of the community, her compassion, and her work in supporting 5M construction.

Lorenzo Listana provided testament for Councilmember Manalo and condemned any form of violence and racism. Lorenzo condemned the act of violence against Councilmember Manalo as unacceptable, requested an investigation into the matter, and requested the resignation of Councilmember DiGiovanni.

Rob Chua expressed pride in the celebration of Filipino History Month. Rob expressed concern with the allegations against Councilmember DiGiovanni and supported Councilmember Manalo for speaking out about her assault. Rob referred to patterns of bias and anti-Filipino rhetoric by Councilmember DiGiovanni and asked that the investigation into the case is treated seriously.

Elmira Lagundi attested to Councilmember Manalo's compassion and her work with seniors. Elmira asked that the allegations by Councilmember Manalo are investigated and that violence against Asians is not tolerated.

Call-In User, John Daly, requested a response to e-mails sent to the City, stating a person is innocent until proven guilty. John expressed concern with Vice Mayor Buenaventura for bringing up the allegation to the public at the last meeting and asked for proof and a police report from management and police to resolve the matter. John expressed concern with David Canepa for giving his opinions on the allegation, and commended the police for their work in determining a resolution to the allegation.

Sug Smith referred to an incident in which Councilmember DiGiovanni attended Sug's event and made racist remarks after not being allowed to make a campaign speech. Sug asked Councilmember DiGiovanni to vacate her seat on the Council.

Dorie Paniza expressed appreciation to Councilmember DiGiovanni for appointing her as Arts & Culture Commissioner, but expressed concern with the verbal abuse she received from Councilmember DiGiovanni. Dorie referred to a City event, where she was yelled at and insulted by Councilmember DiGiovanni. Dorie asked Councilmember DiGiovanni for professionalism and to show respect for others.

Luis Landos accused Councilmember DiGiovanni of slapping Luis during a campaign event. Luis denounced any violent act from councilmembers and supported equal treatment for all. Luis asked for a police investigation of Councilmember DiGiovanni for her actions and asked for Councilmember DiGiovanni's resignation from Council.

CONSENT AGENDA:

It was moved by Councilmember Sylvester, seconded by Councilmember DiGiovanni and carried to approve the consent agenda except item numbers 7, 9, 11, and 12, which were removed for discussion.

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Resolutions:

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

Resolution 22-168, 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

Authorize Application to the Pedestrian and Bicycle Program Cycle 6 for Measures A and W Grant Funding for the Daly City Vision Zero Design Standards Project

Resolution 22-169, Vision Zero Design Standards Project And Submitting An Application To The San Mateo County Transportation Authority For Cycle 6 Pedestrian And Bicycle Program Funding

Authorize Application to the Pedestrian and Bicycle Program Cycle 6 for Measures A and W Grant Funding for the Lake Merced Boulevard Lane Reconfiguration and Bicycle Lane Protection Project

Resolution 22-170, Supporting The Lake Merced Boulevard Lane Configuration And Bicycle Lane Protection Project And Submitting An Application To The San Mateo County Transportation Authority For Cycle 6 Pedestrian And Bicycle Program Funding

Adopt Resolution in Support of the Caution Against Racially and Exploitative Non-Emergencies (CAREN) Act

The Council discussed the proposed resolution including its intent and its legality. City Attorney Rose Zimmerman addressed questions regarding the language used in the resolution, its legality, and its intent as a statement of support.

It was moved by Councilmember Manalo and seconded by Vice Mayor Buenaventura to make an amendment to include all complaints that are made to all City Departments. The motion carried by unanimous roll call vote to adopt the following resolution, as amended:

Resolution 22-171, In Support of the Caution Against Racially and Exploitative Non-Emergencies (CAREN) Act

Request Use of Federal Asset Forfeiture Funds to Purchase Protective Ballistic Shields for the Daly City Police Department

Resolution 22-172, Authorizing Use Of Federal Asset Forfeiture (DEA) Funds To Purchase Protective Ballistic Shields

Notice of Completion for the Polaris Park Improvement Project Playground Equipment Installation

Assistant to the Director of Public Works Jeff Fornesi provided the staff report.

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

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Resolution 22-173, Accepting Completion Of Certain Project In The Department Of Public Works (Polaris Park Improvement Project Playground Equipment Installation)

Set Time and Place for a Public Hearing to Consider an Ordinance for the Adoption of New Building Codes & Building and Construction Municipal Code Updates (Set Hearing 11/14/22)

Resolution 22-174, Setting Time And Place Of Public Hearing For Proposed Ordinance Adopting New Building And Fire Code Updates

Set Time and Place of Public Hearing - Proposed Adoption of Ordinance for Unlawful Possession of Catalytic Converters (Set Hearing 10/24/22)

Acting Police Chief Cameron Christensen provided the staff report and addressed questions on the thefts of catalytic converters and the types of prosecution pursued for these thefts.

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

Resolution 22-175, Setting Time And Place Of Public Hearing For Proposed Ordinance Amending Chapter 9.56 To The Daly City Municipal Code Re: Unlawful Possession Of Catalytic Converters

Adopt Resolution in Support of the City and County Association of Government's (C/CAG) Transportation Demand Management (TDM) Program

Director of Economic and Community Development Tatum Mothershead provided the staff report.

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

Resolution 22-176, Supporting City And County Association Of Government's Transportation Demand Management Program

Check Registers

Check Registers for the Month of August 2022

END OF CONSENT AGENDA

AWARD/REJECTION OF BIDS/CONTRACTS:

Reject All Bids for the Mussel Rock Sediment Removal Project

Director of Public Works Department Richard Chiu provided the staff report and referred to the September 9th City Council Study Session where staff made recommendations regarding the project. Mr. Chiu addressed questions regarding the bids received, the erosion activity happening at the site, and other studies that may be needed at the site.

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

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Resolution 22-177, Approving Rejection Of All Bids For The Mussel Rock Sediment Removal Project

RESOLUTIONS:

Developer Selection and Authorization to Prepare an Agreement to Negotiate Exclusively for 1837 Junipero Serra Blvd. Daly City, California (Requesting Motion to Continue to 10/24/2022)

Ms. Mothershead requested continuance of the item to the meeting of October 24, 2022, in order to have the full availability of consultants. Ms. Mothershead addressed questions regarding the dates.

It was moved by Councilmember Sylvester, seconded by Councilmember Manalo and carried to continue the item to the regular meeting of October 24, 2022.

Response to the San Mateo County Civil Grand Jury Report "The Other Water Worry: Is Your Water Provider Prepared for the Big One?"

Acting Department of Water and Wastewater Joshua Cosgrove provided the staff report which included the City's response to the grand jury report.

It was moved by Councilmember DiGiovanni, seconded by Councilmember Manalo and carried to approve the written response.

REPORTS:

City Council

Councilmember Sylvester attended a CalCities seminar to discuss Prop. 47 which has resulted in an increase in catalytic converter thefts and retail thefts; discussion around thefts looked at the 4 D's (dismantle, disrupt, deter and divert). Councilmember Sylvester proposed the creation of a task force to include the community, victims, retail stores, and law enforcement to look at these thefts and to create a database. Councilmember Sylvester requested this matter is brought back for consideration by Council. Councilmember Sylvester recommended setting up a fund for residents to have a unique number etched onto their catalytic converters to thwart thefts. Councilmember Sylvester requested agendaizing a Park and Recreation Department item involving problems the use of T.R. Pollicita's field. Councilmember Sylvester reported on a young child being injured at Gellert Park and requested Park and Recreation to look into the safety of the park for younger children, suggesting using rubber paddings at the facility. Councilmember Sylvester commended the Finance IT staff, Ms. Ramos, and Mr. Piccolotti and his staff for putting the first hybrid Council meeting together.

Vice Mayor Buenaventura commended the Recreation staff, the Arts & Culture staff and everyone involved with putting together the Kasayahan celebration. Vice Mayor Buenaventura acknowledged the event's success and commended the lineup, the music, the food and everyone who participated.

Councilmember Manalo commended the Recreation staff for their work on cultural events including the Filipino American History Month events and the Latinx Hispanic Heritage Event at Gellert Park; Councilmember Manalo acknowledged the cultural dancers, the vendors, the music and the food at the aforementioned events. Councilmember Manalo commended Mayor Daus-Magbual for his leadership

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and City staff for executing the process of putting together tonight’s in-person meeting. Councilmember Manalo reported on working with Interim City Manager Piccolotti to host an art piece honoring the legacy of Larry Itliong and which continues the celebration Filipino American History Month. Councilmember Manalo acknowledged the Mayor and the youth for speaking truth to power at the Filipino American History Month Event.

Mayor Daus-Magbual gave kudos to the producers and the directors of *Lumpia with a Vengeance*, including Director Patricio Ginelsa; the movie is currently showing at theaters across the nation. The Mayor commended Denise Brown and Recreation staff for their work on the Senior Gala events and all the other events in Daly City. Mayor Daus-Magbual commended City staff for putting the hybrid meeting together. The Mayor acknowledged former City employee Angie Padilla, thanking her for her work and requested honoring her at a future meeting. Mayor Daus-Magbual acknowledged World Mental Health Day.

Councilmember DiGiovanni commended the Recreation staff, Opal Fuller and Redi-Wheels for the senior event at Pacelli Center. Councilmember DiGiovanni acknowledged the vendors at the Filipino American Heritage event and acknowledged the continuation of Hispanic Heritage Month at Gellert Park. Councilmember DiGiovanni acknowledged Indigenous Day, Italian Heritage Month, and Octoberfest for Germans and Austrians in the community. Councilmember DiGiovanni acknowledged police officers for wearing their pink patches in support of Breast Cancer Awareness Month and recommended annual mammogram checks for early detection.

Staff:

Mr. Piccolotti acknowledged the Mayor’s leadership, City Manager’s staff and the staff behind the scenes, particularly Cielo Lima and Matthew Juhl, for their work in ensuring a smooth transition into hybrid meetings, which enhances public participation. Mr. Piccolotti reported staff will look into City park safety issues and into the task force as recommended by Councilmember Sylvester. Mr. Piccolotti commended the Recreation Department for all their work on City events.

ADJOURNMENT:

Mayor Daus-Magbual adjourned the meeting at 9:43 PM in memory of the victims of the Las Vegas stabbing.

Approved as submitted, this 14th

day of November, 2022.

Mayor

City Clerk

CITY OF DALY CITY
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OCTOBER 24, 2022

Visit <https://www.youtube.com/c/DalyCityVideoMeetings> to view videos of the City Council meetings

The meeting was called to order by Mayor Daus-Magbual at 7:00 P.M.

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

Staff Present:
Tom Piccolotti, Interim City Manager
Rose L. Zimmerman, City Attorney
K. Annette Hipona, City Clerk

PRESENTATIONS:

Art & Lit Fest and Daly City Youth Poet Laureate

(Aileen Cassinotto, 2019-2022 San Mateo County Poet Laureate & Victoria Magbilang, DCPLA Executive Director)

San Mateo County Shared Micromobility Feasibility Study and Implementation Plan

(Kim Weaver, Transportation Program Specialist, C/CAG)

Proclamation - Domestic Violence Awareness Month

(Anastasia Flores Jr., President, ALLICE Kumares and Kumpares)

Proclamation - National Breast Cancer Awareness Month

APPROVAL OF AGENDA:

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

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

Wayne Lee, San Mateo API Caucus President, thanked the City for hosting their inter-annual internship program. Wayne read a letter on behalf of their Board of Directors which expressed concern with the incident at City Hall involving Councilmember Manalo and Councilmember DiGiovanni. Wayne requested certain actions be taken: a thorough investigation by law enforcement; keeping the community informed of the matter; actions to be taken if there is a finding of fault; and City measures be implemented to prevent this from happening again.

Azja Ragasa referred to an altercation with Councilmember DiGiovanni while Azja was a Library Board Commissioner. Azja claimed being repeatedly threatened by Councilmember DiGiovanni during Azja's time as commissioner and consequently asked for Councilmember DiGiovanni's resignation from the Council.

***Note on Public Comments:** For this meeting, members of the public had the option of attending in person or attending virtually 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.*

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Anthony Yoshida expressed concerns with the community's trust in the City due to no action being taken since the last meeting. Anthony requested Councilmember DiGiovanni step down from Council, referring to a loss of trust from constituents, and requested the Council take action to right these wrongs.

Brendan Sinclair voiced concern with aggressions by Councilmember DiGiovanni towards Councilmember Manalo, referring to the recent allegation of assault. Brendan questioned the implication of Councilmember DiGiovanni's actions, her focus, and the example she is setting for the youth, and questioned how Councilmember DiGiovanni's decisions shape the community.

Mabel Tai expressed concern with the opening of a cannabis shop near Skyline Plaza and its promotion of drug use to teenagers whose brains are still developing. Mabel reported on addiction to nicotine, on fake IDs being created and used to purchase cannabis, and on people smoking and vaping at Fernando Rivera and Westmoor Schools.

Dorie Paniza expressed concerned with parking problems at King Plaza Shopping Center, particularly around the Manila Oriental supermarket. Dorie requested Council's assistance in this matter and asked for fairness with regards to parking.

Cheryll Catuar thanked Council for the City proclamation on domestic violence awareness, referred to being a survivor, and thanked the police. Cheryll reported of being subjected to harassment and intimidation after sending a letter to the City with regards to racist remarks by Councilmember DiGiovanni. Cheryll stated Councilmember DiGiovanni asked police to have Cheryll removed from the premises on two occasions. Cheryll requested Councilmember DiGiovanni respond to the allegations made against her by the community at a town hall.

Lorenzo Listana, Tenderloin Filipino Association, voiced concern with the alleged assault against Councilmember Manalo and attested to Councilmember Manalo's work to help Filipino Veterans and low-income families. Lorenzo denounced any violence, proclaiming the alleged assault was racist and asked for Councilmember DiGiovanni's accountability and resignation.

Elmira Lagundi, Samahang Pinoy Canon, attested to Councilmember Manalo's work to help seniors in the community. Elmira requested further investigation into the alleged assault against Councilmember Manalo, denouncing the act as unacceptable.

Alyssa Tolentino denounced the alleged assault against Councilmember Manalo and referred to Councilmember DiGiovanni's lack of professionalism. Alyssa denounced people in power using violence as a weapon in politics or promoting hatred and racism and called for Councilmember DiGiovanni's resignation.

Quinn commended Councilmember DiGiovanni and Councilmember Sylvester for coming to the Franciscan Mobile Park and helping to distribute food, and expressed appreciation for the rest of the Council. Quinn denounced unsubstantiated allegations against Councilmember DiGiovanni, asked people to have compassion for her, stating a person is innocent until proven guilty.

Rudy Valentino, United Players, denounced any type of violence and stated that everyone is innocent until proven guilty. Rudy voiced support for Councilmember Manalo's word and attested to her work with gun buybacks and efforts in stopping anti-Asian hate. Rudy supported an investigation into the matter and asked for accountability if the allegations are found to be true.

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Call-In User, the Truth, requested October 10, 2022 meeting minutes, and being an artist, reported coming up with an idea to showcase art in the City. The Truth accused Councilmember Manalo of perjury and filing a false police report, stating Councilmember DiGiovanni is free due to a lack of evidence. The Truth voiced concern with Vice Mayor Buenaventura controlling the matter to secure re-election, accused Mayor Daus-Magbual of racism, and asked the community to wake up and get educated.

Call-in User, translating for Marianne Martinez, voiced concern with the allegations made by Councilmember Buenaventura for Councilmember Manalo, questioned why Councilmember Manalo did not initially contact police, and referred to Councilmember DiGiovanni not being in police custody. Caller denounced convicting someone without proof, denounced the racism within the Council, and asked for Vice Mayor Buenaventura and Councilmember Manalo's resignations due to a lack of trust.

David Mesa, National Filipino American Lawyers Assoc., acknowledged the accomplishments of FilAm lawyers and community members and Councilmember Manalo as the first FilAm woman voted into Daly City Council. David expressed support for Councilmember Manalo and expressed optimism that the investigation will justify appropriate disciplinary action for Council DiGiovanni.

Jamie Balandra, resident, requested further investigation of the allegations made against Councilmember DiGiovanni and asked for public announcements on how the Council plans to address this issue.

CONSENT AGENDA:

It was moved by Councilmember Sylvester, seconded by Councilmember DiGiovanni and carried to approve the consent agenda except item number 7, which was removed for discussion.

Resolutions:

Adopt Resolution for the State Lands Commission Lease - Vista Grande

Resolution 22-178, Approving And Authorizing Execution Of Lease Agreement With The State Lands Commission Regarding The Vista Grande Drainage Basin Improvement Project (Lease No. 1364)

Set Time and Place for a Public Hearing on Community Development and Housing Needs, and Authorizing the Solicitation of Request for Proposals of CDBG Funds (Set Hearing: 12/12/22)

Resolution 22-179, Setting Time And Place Of Public Hearing Re: Assessment Of Community Development And Housing Needs

Commend Angela Padilla on the Occasion of Her Retirement

Mayor Daus-Magbual read a resolution honoring Ms. Padilla on her professional accomplishments during her 38 years of service for the City of Daly City. The Council commended and thanked Ms. Padilla for her dedication, work ethic, and professionalism and wished her all the best in her retirement.

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

Resolution 22-180, Commending Angela "Angie" Padilla on the Occasion of Her Retirement

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Adopt Memorandum of Understanding and Salary Schedule between the City of Daly City and Fire Management

Resolution 22-181, Adopting Composite Summary Memorandum Of Understanding With The Daly City Fire Management Bargaining Unit (October 1, 2022 Through September 30, 2025)

Authorize the Purchase of Submersible Well Pump

Resolution 22-182, Authorizing Purchase Of Submersible Well Pump For The Sullivan Well

Check Registers:

Check Registers for the Month of September 2022

PUBLIC HEARINGS:

Introduction of Ordinance Adding Chapter 9.58 - Re: Unlawful Possession of Used Catalytic Converter

Acting Chief of Police Cameron Christensen provided the staff report and addressed questions on whether there are identifying parts for catalytic converters and the language on the proposed ordinance. Councilmember Sylvester requested having a mechanism for the owner's applied number to be engraved onto the catalytic converters to thwart theft.

It was moved by Councilmember Sylvester, seconded by Councilmember DiGiovanni and carried to open the public hearing. There were no public comments on the matter.

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

It was moved by Councilmember DiGiovanni, seconded by Councilmember Sylvester and carried for the City Attorney to read the ordinance by title only.

Councilmember DiGiovanni introduced the ordinance:

Ordinance 1460, Adding Chapter 9.58 To The Daly City Municipal Code Regarding Unlawful Possession Of Used Catalytic Converter

COMMUNICATIONS:

Developer Selection and Authorization to Prepare an Exclusive Negotiating Agreement for 1837 Junipero Serra Blvd. Daly City, California

Director of Economic and Community Development Tatum Mothershead provided the staff report and a summary of the two development teams being considered for the agreement – JM McLennan Development and L.F. George Properties Corporation.

The development team representatives, Mr. McLennan and Mr. Green, addressed questions including - whether labor group(s) will be utilized in construction and operations; any community benefits from the project; whether there are plans for local hire; and the impetus for their proposed projects.

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Ken Hira, Consultant, Kosmont, addressed questions on the following: market forecast(s) for the hotel industry as society recovers from the pandemic, the capacity and vacancy rate(s) of existing hotels, and the costs for different types of construction.

The following speakers expressed support for selecting JM McLennan Development for the project. People from the building trades were in support of owner Bob McLennan due to his engagement with the local labor groups and for signing an agreement for all-union construction of the project. Speakers listed the benefits of the project being proposed by JM McLennan including the addition of a hotel, tax revenue for the City, a conference center/event center, and a fitness facility. Individuals cited the importance of working for unions including - well-paying jobs, health benefits, safety measures and opportunities for upward social mobility. Employees, former colleagues, and community members provided testimonials for Mr. McLennan on his engagement with the community, his work to help beautify the community, his promotion of health and fitness, his charitable donations, and his efforts to have a diverse staff.

John Medina, Sprinkler Fitters 483
Stella Roberts, Planet Fitness
Nick King, Glaziers Local 718
Greg Hardeman, IUEC Local 8
Scott Beale, UA Local 467
Victoria Magbilang, resident
Moises Villeda, Carpenters Local 217
Leonard Burgo, Union 217
Weng Tam, Carpenters Local 217
Isabel Pardo, UBC
Thomas Nuris
Bart Pantoja, San Mateo Building & Construction Trade Council

Charity Garcia, resident
Father Ed Dura, St. Augustine Church
Nestor Fernandez, Telegraph Hill Neighborhood Ctr.
Anthony Nuanus, Int'l. Union of Painters & Allied Trades
Jeunesse Raymundo, St. Vincent De Paul, St. Augustine
Tom Trayer, SMART Local Union 104
Matt Russo, Elevator Constructors Local 8
Bryan Shields, Carpenters Local 217
Juan Espinoza, NorCal Carpenters
Nell DeLander, Union Carpenter of San Mateo
Anthony Viscuso, Heat and Frost Insulators Local 16

Call-in User, John Daly, voiced support for unions but expressed concern for the surrounding apartments and residents near the project. John referred to the low vacancies at other hotels and recommended looking into creating a mental health clinic or sports auditorium instead.

The Council made its deliberations and staff addressed questions. Developer representatives addressed questions on parking spaces for their respective projects.

It was moved by Councilmember Manalo, seconded by Councilmember DiGiovanni and carried by the following roll call vote to select JM McLennan Development, via a resolution.

Ayes: Buenaventura, DiGiovanni, Manalo, Daus-Magbual
Noes: Sylvester

Resolution 22-183, Approving Selection Of Developer And Preparation Of An Exclusive Negotiating Agreement For 1837 Junipero Serra Boulevard

Parking Variance for Day Care Center at 92 Hill Street – Variance VARC-5-22-15962

Assistant Planner Brian Paland provided the applicant's proposal for a parking variance to allow operation of a daycare center to serve up to 80 children and employ 8 staff members.

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

Resolution 22-184, Affirming Categorical Exemption (CEQA), Adopting Findings Of Fact And Imposing Conditions Of Approval On Variance (VARC-5-22-15962) For Parking Variance For Day Care Center At 92 Hill Street

Parking Variance for Restaurant Use at 6540 Mission Street – Variance VARC-5-22-15680

Mr. Paland provided the applicant's proposal for a parking variance to allow an increase in the number of patrons (12 to 39) for indoor dining at the existing restaurant. Mr. Paland addressed questions on the building code and the occupancy rating.

Frederico Candido, King's West Coast Pizzeria owner, requested approval of the variance, supported bringing more local businesses into the community, shared information about the family-owned Brazilian restaurant, and invited the community to try their unique dishes.

Suheil Shatara, architect, requested the number of patrons be maximized to 49 seats due to ample parking across the site.

Adilene Sanchez, King's West Coast Pizzeria, supported approval of the item in order for the business to serve more customers in the community. Adilene reported plenty of parking around the area and supported allowing small businesses to thrive.

Sennai voiced support for the owners of King's West Coast Pizzeria and for having in-person dining.

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

Resolution 22-185, Affirming Categorical Exemption (CEQA), Adopting Findings Of Fact And Imposing Conditions Of Approval On Variance (VARC-5-22-15680) For Parking Variance For Restaurant Use At 6540 Mission Street

Appeal of Administrative Use Permit AUP-5-22-15728 AT&T Wireless Facility Use Permit Renewal and Modification, 1000 Crocker Avenue, Daly City (APN 004-450-130)

Mr. Paland provided the staff report and recommended denying the appeal request and upholding the Planning Division approval of the administrative use permit subject to modified conditions. Mr. Paland addressed questions on the location of the antenna pole and the radiofrequency emissions.

It was moved by Councilmember Sylvester, seconded by Mayor Daus-Magbual and carried, via the following roll call vote, to adopt the resolution.

Ayes: Buenaventura, Manalo, Sylvester, Daus-Magbual
Noes: DiGiovanni

Resolution 22-186, Adopting Appeal Of Administrative Use Permit (AUP-5-22-15728) Renewal And Modification Of AT&T Wireless Facility (1000 Crocker Avenue – APN 004-450-130))

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Report of Planning Commission Action Related to Zone Change ZC-09-21-015237 – Amendment to King Plaza Planned Development Zoning (PD 47)

Planning Manager Michael Van Lonkhuysen requested Council to consider further action on the matter and provided them with three options.

The following speakers urged the City to create a parking solution at King Plaza Center. Patrons voiced concern with the difficulty in locating a parking space. Individuals recommended a time limit on spaces to increase parking turnover since some vehicles park for 4-8 hours at a time. Business owners expressed concern over the negative economic impacts as many patrons who cannot locate a parking end up leaving the plaza. While some urged the Council to make a decision at tonight's meeting using the data provided by Planning, others supported holding a public hearing.

Gaber Shalaby, patron	Tiffany Huang, patron	Sunny Kwong, patron
Tony Spitaleni, patron	Vicky Wu, patron	John B., patron
Paul Lee, patron	Edwin Ho, business owner	David Leung, patron
Joji Mercado, business owner	James Barrett, business owner	Simon Wu, patron
Steven Suen, patron	Beth Santiago, patron	Manny Cabrera, patron
Raymond Chung, patron	Nancy F. , patron	Jay, patron
Paula Deen, patron	Enrique Yuan, patron	Peter W. , patron
IM, patron	Chloe W. , patron	Anthony , patron
Cathy Wang, patron	Edwin Ho, patron	

Janet Fogarty, Attorney for King Plaza Center, discussed the parking problems at the site and expressed concern that the conditions of approval for parking and zoning, originally approved in 1998, have not been met. Janet urged the Council to schedule the item for the next available meeting to resolve the problem.

Tammy Ho, King Plaza Center Owner, discussed how the center serves a large part of the community and relayed complaints from tenants that customers who are unable to find parking end up leaving the plaza. Tammy urged Council to avoid any delay in coming up with a parking plan to address the issue.

John Fitzgerald, PVP Investments Attorney, reported on being in litigation with King Plaza Center with the case going to trial on November 21. John stated the easement is related to the parking issues since it allows Classic Bowling to access the parking and referred to employees taking parking spots from patrons. John requested to await the results of the trial after experts have weighed in on a parking plan for the plaza.

Matt DeVincenzi, Classic Bowling Center Manager, discussed the business's operation in the city for 40 years, referring to it as a community center for many residents who patronize frequently. Matt requested hiring an independent parking consultant to understand the needs of all the businesses in the plaza and stated that time-limited parking would likely put Classic Bowl out of business.

James Barrett, representing Manila Oriental Market, reported on working with DBP on an agreement which will be submitted to the Planning Division prior to the next meeting. James asked the Council to review their submittal.

Mark Hudak, Attorney for DBP, voiced concern with the proposed parking management plan, questioning who prepared it and the data used to create it, and pointing out that 50% of the spaces would be off limits to bowlers. Instead, Mark proposed hiring an independent parking consultant to prepare the data and come up with an unbiased parking plan.

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The Council deliberated on the data and options given by staff, as well as the comments made by the community, and opted to hold a public hearing on the item on the first regular meeting of next month, specifically on November 14, 2022.

It was moved by Councilmember Sylvester and seconded by Councilmember DiGiovanni to set a public hearing date of November 14, 2022 to hear the item . The motion carried by unanimous roll call vote via the adoption of the following resolution:

Resolution 22-187, Setting Time And Place Of Public Hearing For Zone Change ZC-09-21-015237 Amendment To King Plaza Planned Development Zoning (PD 47)

REPORTS:

City Council

Councilmember DiGiovanni wished all a Happy Diwali, which is an Indian tradition.

Councilmember Manalo reported attendance at Housing Leadership Day (San Mateo County) to discuss housing issues and to look at ways to finance deeper affordability and low-income housing.

Mayor Daus-Magbual requested staff to look into the issue of misuse of City vehicles after receiving complaints from members of the public regarding a member of the Council. The Mayor wanted to discuss the matter for accountability and to set a precedent for the terms of City vehicle use.

Vice Mayor Buenaventura proposed having a City policy for the use of City vehicles so that it can be followed. The Vice Mayor also requested a status update on the recruitment of a City Manager.

Staff:

Interim City Manager Tom Piccolotti confirmed receipt of a public records request expressing concern regarding City vehicle use and reported updating the Council on his responsibilities in the matter. Staff looked at the City policy and will attempt to enforce the policy concerning to any future City vehicle misuse.

City Attorney Rose Zimmerman provided an update on the recruitment process for the position of City Manager, reporting the process has been stalled due to timing, but will proceed beginning in January of next year. Until the Council begins the recruitment process again, Interim City Manager Tom Piccolotti will maintain his role.

ADJOURNMENT:

Mayor Daus-Magbual adjourned the meeting on Tuesday, October 25, 2022 at 12:42 AM in memory of DeRong Zhang.

Approved as submitted, this 14th

day of November, 2022.

City Clerk

Mayor

CITY OF DALY CITY / SANITATION DISTRICT

Pooled Cash Investments

As of September 30, 2022

City Treasurer

INSTITUTION	ACCOUNT NUMBER /CUSSIP	TYPE OF INVESTMENT	TERM	MATURITY DATE	INTEREST RATE	CURRENT YIELD	SHARES HELD	COST	MARKET VALUE	TAXED COST	UNREALIZED GAIN/LOSS	Market Value Factor	PERCENT OF PORTFOLIO
Local Agency Investment Fund City of Daly City Sacramento, CA	98-41-238	Pooled Investment				1.513%	\$ 5,439,991	\$ 5,439,991	\$ 5,335,543	\$ 5,335,543	\$ (104,448)	0.9808	2.67%
Local Agency Investment Fund Sanitation District Sacramento, CA	70-41-005	Pooled Investment				1.513%	\$ 399,511	\$ 399,511	\$ 391,840	\$ 391,840	\$ (7,671)	0.9808	0.20%
County of San Mateo Investment Pool Redwood City, CA	3364	Pooled Investment				1.437	\$ 179,316,312	\$ 179,316,312	\$ 173,721,643	\$ 173,721,643	\$ (5,594,669)	0.9688	88.05%
Total Pooled Investment							\$ 185,155,815	\$ 185,155,815	\$ 179,449,027	\$ 179,449,027	\$ (5,706,787)		

US Bank	6736302210												
FHL	3134GWUG9	BOND		9/24/2025	0.57%	0.64%	\$ 1,000,000	\$ 978,059	\$ 892,940	\$ 982,187	\$ (89,247)		
Federal Home Loan Bank	3130A3DU5	BOND		3/12/2027	3.00%	3.15%	\$ 1,380,000	\$ 1,329,579	\$ 1,312,960	\$ 1,329,579	\$ (16,620)		
Federal Home Loan Bank	3130AMLL4	BOND		5/26/2026	0.95%	1.08%	\$ 1,020,000	\$ 1,020,000	\$ 898,620	\$ 1,022,801	\$ (124,181)		
Federal Home Loan Bank	3133837F2	BOND		8/30/2023	2.16%	2.20%	\$ 1,000,000	\$ 1,012,423	\$ 980,530	\$ 1,010,794	\$ (30,264)		
Federal Home Loan Bank	3130A3VC5	BOND		12/8/2023	2.25%	2.30%	\$ 1,510,000	\$ 1,495,774	\$ 1,474,742	\$ 1,495,774	\$ (21,033)		
Federal Home Loan Bank	3130ASBU2	BOND		9/23/2024	3.00%	3.10%	\$ 1,000,000	\$ 994,004	\$ 968,850	\$ 997,228	\$ (28,378)		
Federal Home Loan Bank	3130AT3H8	BOND		3/8/2024	3.38%	3.42%	\$ 2,000,000	\$ 2,000,000	\$ 1,971,980	\$ 2,000,000	\$ (28,020)		
US Treasury Note	9128CCG4	BOND		6/15/2024	0.25%	0.27%	\$ 1,000,000	\$ 956,041	\$ 934,020	\$ 960,164	\$ (26,144)		
GNMA	36200MQW6	GNMA'S		7/15/2033	4.50%	4.60%	\$ 49,463	\$ 49,463	\$ 48,387	\$ 57,081	\$ (8,694)		
GNMA	32691HTQ7	GNMA'S		3/15/2034	5.50%	5.39%	\$ 38,408	\$ 38,408	\$ 39,200	\$ 38,408	\$ 792		
GNMA	36291YRM1	GNMA'S		3/15/2035	5.50%	5.45%	\$ 2,087	\$ 2,087	\$ 2,106	\$ 2,087	\$ 20		
GNMA	36295WJ24	GNMA'S		3/15/2038	5.00%	5.06%	\$ 24,222	\$ 24,222	\$ 23,950	\$ 24,222	\$ (272)		
GNMA	36202E6D6	GNMA'S		6/20/2039	4.50%	4.55%	\$ 301,033	\$ 301,033	\$ 297,465	\$ 301,033	\$ (3,567)		
SubTotal Government Obligations							\$ 10,325,212	\$ 10,201,093	\$ 9,845,750	\$ 10,221,357	\$ (375,607)		5.07%
Ally Bank	02007GQH9	CD	4 YR	4/28/2026	2.85%	3.00%	\$ 246,000	\$ 246,000	\$ 233,889	\$ 246,000	\$ (12,111)		
American Express	02589AA44	CD	3 YR	3/17/2023	0.85%	0.86%	\$ 247,000	\$ 247,000	\$ 243,636	\$ 247,000	\$ (3,364)		
Bank Hapoalim	06251A2Q2	CD	5 YR	12/15/2025	0.50%	0.56%	\$ 249,000	\$ 249,000	\$ 220,557	\$ 249,000	\$ (28,443)		
Barclays Bank	06740KPB7	CD	3 YR	3/10/2025	1.70%	1.81%	\$ 247,000	\$ 247,000	\$ 232,111	\$ 247,000	\$ (14,889)		
Baycoast Bank	072727BG4	CD	5 YR	3/31/2025	0.90%	0.98%	\$ 247,000	\$ 247,000	\$ 227,114	\$ 247,000	\$ (19,886)		
Bell Bank	07815ABD8	CD	3 YR	3/24/2023	0.85%	0.86%	\$ 247,000	\$ 247,000	\$ 243,438	\$ 247,000	\$ (3,562)		
BMO Harris Bank	05600XBQ2	CD	5 YR	12/18/2025	0.50%	0.56%	\$ 249,000	\$ 249,000	\$ 220,348	\$ 249,000	\$ (28,652)		
Captiol One Bank	14042TCX3	CD	3 YR	3/27/2023	1.00%	1.01%	\$ 248,000	\$ 248,000	\$ 244,528	\$ 248,000	\$ (3,472)		
Captiol One Natl Assoc	14042RQB0	CD	5 YR	11/17/2026	1.10%	1.25%	\$ 248,000	\$ 248,000	\$ 217,707	\$ 248,000	\$ (30,293)		
Community Commerce Bank	20367GBC2	CD	3 YR	7/28/2025	3.00%	3.11%	\$ 249,000	\$ 249,000	\$ 240,128	\$ 249,000	\$ (8,872)		
Discover Bank	254673B70	CD	5 YR	4/28/2025	2.80%	2.91%	\$ 246,000	\$ 246,000	\$ 236,915	\$ 246,000	\$ (9,085)		
EagleBank	27002YES1	CD	3.5 YR	10/4/2022	1.85%	1.85%	\$ 245,000	\$ 245,000	\$ 244,971	\$ 245,000	\$ (29)		
EnerBank	29278LL2	CD	3.5 YR	3/13/2023	1.80%	1.85%	\$ 245,000	\$ 245,000	\$ 242,812	\$ 245,000	\$ (2,188)		
First Financial Bank	32022RSG3	CD	5 YR	8/2/2027	3.30%	3.47%	\$ 249,000	\$ 249,000	\$ 236,839	\$ 249,000	\$ (12,161)		
First National Bank of America	32110YYH2	CD	5 YR	7/29/2027	3.45%	3.60%	\$ 249,000	\$ 249,000	\$ 238,495	\$ 249,000	\$ (10,505)		
Goldman Sachs Bank	38149MXJ7	CD	5 YR	7/28/2026	0.95%	1.08%	\$ 249,000	\$ 249,000	\$ 219,399	\$ 249,000	\$ (29,601)		
JP Morgan Chase	48128UQJ1	CD	5 YR	10/30/2025	0.50%	0.56%	\$ 249,000	\$ 249,000	\$ 221,523	\$ 249,000	\$ (27,477)		
Live Oak	538036NE0	CD	5 YR	2/10/2026	0.50%	0.57%	\$ 249,000	\$ 249,000	\$ 219,075	\$ 249,000	\$ (29,925)		
Luana Savings	549104TK3	CD	5 YR	11/18/2025	0.40%	0.45%	\$ 249,000	\$ 249,000	\$ 220,455	\$ 249,000	\$ (28,545)		
Medallion Bank	58404DJN2	CD	5 YR	1/29/2026	0.45%	0.51%	\$ 249,000	\$ 249,000	\$ 218,918	\$ 249,000	\$ (30,082)		
Merrick Bank	59013KEL6	CD	3 YR	12/30/2022	1.80%	1.81%	\$ 247,000	\$ 247,000	\$ 246,064	\$ 247,000	\$ (936)		
Morgan Stanley	61690UQU7	CD	5 YR	12/26/2024	1.90%	2.00%	\$ 247,000	\$ 247,000	\$ 234,393	\$ 247,000	\$ (12,607)		
Morgan Stanley	61768U2E6	CD	3.25 YR	1/27/2024	0.30%	0.31%	\$ 249,000	\$ 249,000	\$ 236,814	\$ 249,000	\$ (12,186)		
Nelnet Bank	64034KBE0	CD	5 YR	3/9/2027	1.90%	2.11%	\$ 247,000	\$ 247,000	\$ 222,426	\$ 247,000	\$ (24,574)		
Prime Alliance	74160NHE3	CD	3 YR	3/27/2023	1.00%	1.01%	\$ 248,000	\$ 248,000	\$ 244,528	\$ 248,000	\$ (3,472)		
Promiseone	74348HAG3	CD	5 YR	3/26/2025	0.90%	0.98%	\$ 247,000	\$ 247,000	\$ 227,077	\$ 247,000	\$ (19,923)		
Raymond James	75472RAU5	CD	3 YR	12/30/2024	1.85%	1.95%	\$ 247,000	\$ 247,000	\$ 234,008	\$ 247,000	\$ (12,992)		
Sallie Mae Bank	7954506X8	CD	5 YR	6/30/2026	0.90%	1.02%	\$ 249,000	\$ 249,000	\$ 219,546	\$ 249,000	\$ (29,454)		
State Bank of India, NY	856285XK2	CD	5 YR	9/28/2026	1.10%	1.25%	\$ 248,000	\$ 248,000	\$ 218,719	\$ 248,000	\$ (29,281)		
Synchrony Bank	87165ET98	CD	5 YR	9/3/2026	0.90%	1.03%	\$ 248,000	\$ 248,000	\$ 217,412	\$ 248,000	\$ (30,588)		
Toyota	89235MLE9	CD	5 YR	7/29/2026	0.95%	1.08%	\$ 249,000	\$ 249,000	\$ 219,381	\$ 249,000	\$ (29,619)		
Traid Business	89580DAK8	CD	2.25 YR	8/12/2024	3.10%	3.17%	\$ 249,000	\$ 249,000	\$ 243,739	\$ 249,000	\$ (5,261)		
UBS Bank	90348JP61	CD	5 YR	7/8/2026	0.90%	1.02%	\$ 249,000	\$ 249,000	\$ 219,165	\$ 249,000	\$ (29,835)		
US Alliance	90352RCU7	CD	5 YR	9/30/2027	4.00%	4.08%	\$ 249,000	\$ 249,000	\$ 244,130	\$ 249,000	\$ (4,870)		
SubTotal Corporate Obligations							\$ 8,180,000	\$ 8,429,000	\$ 7,850,257	\$ 8,429,000	\$ (578,743)		4.02%
Non-Pooled Total							\$ 18,505,212	\$ 18,630,093	\$ 17,696,007	\$ 18,650,357	\$ (954,351)		
Grand Total Investments							\$ 203,661,027	\$ 203,785,907	\$ 197,145,034	\$ 198,099,384	\$ (6,661,138)		100%

Our portfolio conforms to our Statement of Investment Policy and is in compliance with Government Code Section 53646, which requires the ability to meet its expenditure requirements for the next six months. Market Value information provided by Local Agency Investment Fund, San Mateo County Investment Pool, and Union Bank.

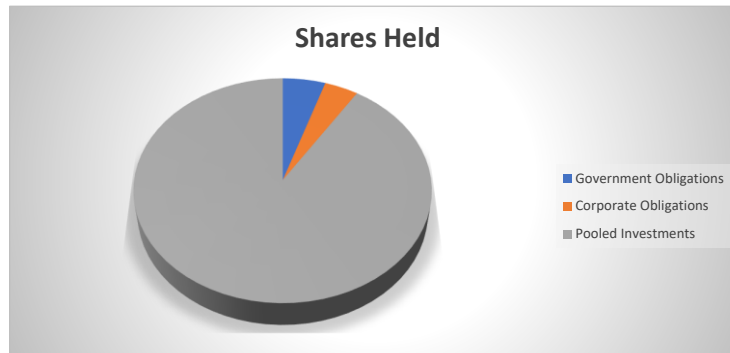
**CITY OF DALY CITY
NORTH SAN MATEO COUNTY SANITATION DISTRICT**

**Principal Portfolio Summary
Fiscal Year 2022-2023**

Quarter ending Sept 30, 2022

	<i>Shares Held Current Quarter</i>
Beginning Value	\$ 221,339,492
Ending Value	\$ 203,661,027
Investment Loss/Gain	\$ (17,678,465)

	Shares Held	Market Value	Percentage of Portfolio
Government Obligations	\$ 10,325,212	\$ 9,845,750	5.07%
Corporate Obligations	\$ 8,180,000	\$ 7,850,257	4.02%
Pooled Investments	\$ 185,155,815	\$ 179,449,027	90.91%
	\$ 203,661,027	\$ 197,145,035	100.00%



New Purchases in Quarter ending September 30, 2022

NAME	CUSIP	TYPE	TERM	PURCHASE DATE	INTEREST RATE	AMOUNT
Federal Home Loan Bank	3130A3VC5	BOND	1 YR 5 MO	7/28/2022	2.25%	\$ 1,495,774
COMMUNITY COMMERCE BANK	20367GBC2	CD	3 YR	7/28/2022	3.00%	\$ 249,000
FIRST NATIONAL BANK OF AMERICA	32110YYH2	CD	5 YR	7/29/2022	3.45%	\$ 249,000
1ST FINANCIAL BANK USA	32022RSG3	CD	5 YR	8/1/2022	3.30%	\$ 249,000
TRIAD BUSINESS BANK	89580DAK8	CD	2 YR 3 MO	8/12/2022	3.10%	\$ 249,000
Federal Home Loan Bank	3130AT3H8	BOND	1 YR 7 MO	8/25/2022	3.375%	\$ 2,000,000
Federal Home Loan Bank	3130A3DU5	BOND	4.5 YR	9/26/2022	3.00%	\$ 1,380,000
US ALLIANCE	90352RCU7	CD	5 YR	9/30/2022	4.00%	\$ 249,000

Matured Investments in Quarter ending September 30, 2022

NAME	CUSIP	TYPE	TERM	MATURITY DATE	INTEREST RATE	AMOUNT
BMW Bank	05580ASH8	CD	3 YR	9/20/2022	2%	\$ 245,000.00



City Council Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Authorize the City Manager to Execute an Amendment to the Professional Services Agreement with CSG Consultants, Inc. for Map Review and City Surveyor Services

Recommended Action

Staff recommends that the City Council authorize the Interim City Manager to execute an amendment to the professional services agreement with CSG Consultants, Inc (CSG) of Foster City, California, for additional as needed tasks related to map review and City Surveyor Services in the amount of \$120,000.00 for a total not to exceed contract amount of \$330,000.00 and extend the agreement an additional two years to December 14, 2024.

Background

Consultant services are needed to review maps, legal descriptions, and plats prepared for private development projects. Map review and City Surveyor services will ensure that the documents are comprehensive of City requirements and completed in accordance with the California Subdivision Map Act and local ordinances. The consultant will review documents submitted by private developers, owners, engineers and/or surveyors, provide comments, and sign final documents when approved. The consulting City Surveyor will meet and coordinate with the City Engineer and private applicants as needed.

On November 13, 2018, City Council awarded a contract to CSG in the amount of \$40,000.00 for map review and City Surveyor services.

On December 14, 2020, City Council authorized an amendment to the contract with CSG in the amount of \$170,000.00 for a total contract amount of \$210,000.00 to extend review services through December 2022.

Discussion

The agreement with CSG is set to expire in December of 2022. Based on task orders from the last two years, it is estimated that CSG will need approximately \$120,000.00 of additional budget. If approved, the amendment with CSG will provide review services through December 2024.

The scope of work with CSG consist of reviewing Final Maps, Parcel Maps, Lot Line Adjustments, Lot Mergers, and/or other documents per the following:

- Review of record documents (deeds and maps) of the subject and adjacent properties
- Review of survey information presented for technical accuracy
- Review of closure calculations
- Review for compliance with the California Subdivision Map Act
- Review for compliance with the Professional Land Surveyor's Act
- Review for conformance with relevant sections of the City's Municipal Code
- Review for compliance with the approved Tentative Map and Conditions of Approval (maps)

- Review of title information for the property, including existing easements and any other relevant land encumbrances, based on information contained in a preliminary title report and other documents to be furnished by the applicant
- Review, seal, and sign final Mylar copies and certificates as consulting City Surveyor or Technical Reviewer
- Assist with preparation of Staff Report for City Council Approvals.
- Review for conformance with project improvement plans and other documents

For each review authorized by the City, CSG will include the estimated fee, with indication of associated personnel and personnel hours required. CSG will monitor project budget, prepare invoices, and communicate with the City by telephone and e-mail regarding project status and issues. CSG will track costs separately for each review associated with a developer's project so that the City can determine appropriate costs to be charged to the developer.

Fiscal Impact

No additional appropriation is needed for this recommendation. For each evaluation associated with a development project, fees will be paid by the developer and will include a 20% City Administration fee. For City design project evaluations, the appropriate CIP project budget will pay for the fees.

Summary/Conclusion

Staff recommends that the City Council authorize the Interim City Manager to execute an amendment to the professional services agreement with CSG of Foster City, California, for additional as needed tasks related to map review and City Surveyor Services in the amount of \$120,000.00 for a total not to exceed contract amount of \$330,000.00 and extend the agreement an additional two years to December 14, 2024.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,



Roland Yip
Senior Civil Engineer



Richard Chiu Jr.
Director of Public Works

Attachments:

1. CSG Agreement Amendment No. 2



**CITY OF DALY CITY
PROFESSIONAL SERVICES AGREEMENT WITH
CSG CONSULTANTS, INC. FOR MAP REVIEW AND
CITY SURVEYOR SERVICES**

AGREEMENT AMENDMENT NO. 2 Pages 1-3

DATE:	November 14, 2022
OWNER:	City of Daly City Kevin Fehr, City Engineer 333 – 90 th Street, Daly City, CA 94015 (650) 991-8163
CONSULTANT:	CSG Consultants, Inc. 550 Pilgrim Drive Foster City, CA 94404

I. DESCRIPTION OF AGREEMENT AMENDMENT

- A. The Professional Services Agreement with CSG Consultants, Inc. shall be amended for Map Review and City Surveyor Services in the amount of \$120,000.00 for a total not to exceed contract amount of \$330,000.00 and to extend the agreement an additional 2 years to December 14, 2024 per the attached proposal dated August 23, 2022. \$120,000.00

TOTAL \$120,000.00

II. CONDITIONS OF AGREEMENT AMENDMENT

It is understood and agreed that this Agreement Amendment is pursuant to and in accordance with all relevant provisions, conditions and requirements contained in the fully executed agreement dated November, 13, 2018.

The Consultant is responsible for reaching settlements with all subconsultants, suppliers, and vendors whose work, materials or services were associated with this Agreement Amendment, including all claims arising out of this Agreement Amendment and holds the City of Daly City harmless from any and all claims and defense costs relating to such entities.

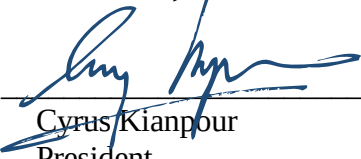
III. ADDITIONAL CONDITIONS OF AGREEMENT AMENDMENT

Amendment hereby extends the contract an additional 2 years to December 14, 2024.

IV. COST ANALYSIS

Original Agreement Total:	\$40,000.00
Agreement Amendment No. 1:	\$170,000.00
Agreement Amendment No. 2:	\$120,000.00
Revised Current Agreement Total:	\$330,000.00
All Agreement Amendments as Percentage of Original Agreement Total	725%

ACCEPTED:
CONSULTANT:
CSG Consultants, Inc.

BY: 
Cyrus Kianpour
President

DATE: 10-4-2022

ACCEPTED:
OWNER:
City of Daly City

BY: _____
Kevin Fehr
City Engineer

DATE: _____

BY: _____
Richard Chiu, Jr.,
Public Works Director

DATE: _____

BY: _____
Thomas J. Piccolotti
Interim City Manager

DATE: _____

August 23, 2022

Mr. Roland Yip
Engineering Division
City of Daly City
333 90th Street
Daly City, CA 94015

RE: **On-Call Map Review & City Surveyor Services – Proposal Amendment No. 2**

Dear Mr. Yip,

The following presents a general scope of work for the preparation of a second amendment to CSG's *Proposal for On-Call Map Review & City Surveyor Services for the City of Daly City* (City), dated October 10, 2018. The original contract was executed November 13, 2018, in an amount of \$40,000 and expired November 13, 2020. The first amendment was executed December 14, 2020, in an amount of \$170,000, for a total contract amount of \$210,000, and extending the contract term to December 14, 2022. We understand that the City wishes to extend the contract term another two years and increase the contract amount by \$120,000 for a total of \$330,000.

General Scope of Work

Our scope of work will continue to be as described in the original proposal, including but not necessarily limited to the review of Final and Parcel Maps, Lot Line Adjustments, Lot Mergers, and other documents. Each review will include the following as may be appropriate by project type:

- *Review of record documents (deeds and maps) of the subject and adjacent properties*
- *Review of survey information presented for technical accuracy*
- *Review of closure calculations*
- *Review for compliance with the California Subdivision Map Act*
- *Review for compliance with the Professional Land Surveyor's Act*
- *Review for conformance with relevant sections of the City's Municipal Code*
- *Review for compliance with the approved Tentative Map and Conditions of Approval (maps)*
- *Review of title information for the property, including existing easements and any other relevant land encumbrances, based on information contained in a preliminary title report and other documents to be furnished by applicant*
- *Review, seal and sign final Mylar copies and certificates as City Surveyor*
- *Assist with preparation of Staff Report for City Council Approvals (as needed)*
- *Review for conformance with the project improvement plans and other documents (as needed)*

In addition to the review scope described above, work may also include the preparation of Parcel Maps, Lot Line Adjustments, and Lot Mergers for City-owned properties, review of various deeds and maps for

City-owned properties and preparation of exhibits, and topographic or boundary / Right-of-Way survey work for Capital Improvement Projects.

Staff Resources

Sophie Truong, PE, PLS, will remain as Project Manager and primary point of contact, and other responsible personnel will remain as listed in the original proposal, with the addition of Lori Weis, PLS.

Hourly Rates

CSG's hourly rates are shown on **Exhibit A** (*2022 Engineering Division Hourly Rates*) and will become effective upon expiration of the first amendment term (December 14, 2022). On the anniversary of the new contract amendment start date, CSG may initiate a rate increase based on change in CPI-U for the applicable region.

If you have any questions or need additional information, please contact me at sophiet@csgengr.com or (650) 522-2505.

Sincerely,
CSG Consultants, Inc.



Sophie Truong, P.E., PLS
Principal Engineer

Cc: Kevin Fehr, City Engineer – City of Daly City (email)
Hatem Ahmed, VP, Engineering – CSG (email)

Exhibit A - 2022 Engineering Division Hourly Rates

CSG services are billed on a time-and-materials basis according to our Standard Rates, shown below.

Professional Engineering Services	2022 Hourly Rate
Engineering Trainee	\$70
Administrative Assistant	\$80
Analyst	\$135
Engineering Designer/CASp Inspection & Consultation	\$145
Construction Inspector	\$150
Senior Analyst	\$160
Assistant Resident Engineer	\$175
Assistant Engineer	\$150
Associate Engineer	\$180
Senior Construction Inspector	\$165
Senior Engineer	\$205
Senior Land Surveyor	\$205
Resident Engineer	\$210
Structure Representative	\$210
Senior Structural Engineer	\$225
Senior Project Manager	\$225
Principal Engineer	\$240
Senior Principal Engineer	\$260
Two-Person Survey Crew	\$340
Sustainability Program Management Services	Hourly Rate
Sustainability Program Analyst	\$140
Sustainability Program Senior Analyst	\$165
Sustainability Program Manager	\$195

All hourly rates include overhead costs including, but not limited to, salaries, benefits, Workers Compensation Insurance, travel and office expenses. CSG will coordinate the pickup and return of plans to and from CSG offices. Overtime work will be billed at 1.5x the hourly rates indicated in the table above. On each anniversary of the contract start date, CSG will initiate a rate increase based on change in CPI-U for the applicable region. CSG will mail/email an invoice every month for services rendered during the previous month.



City Council Meeting Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Adoption of Resolution to Amend Recurrent and Part-time Hourly Rates Schedule in Accordance with City Council Adopted Minimum Wage

Recommended Action

That the City Council adopt a resolution to amend Recurrent and Part-time Hourly Rates Schedule.

Background

Effective January 1, 2023, the City of Daly City minimum wage will increase to \$16.07 an hour.

Discussion

The hourly rates have been amended to comply with the City of Daly City Minimum Wage Ordinance.

Fiscal Impact

Hourly rates have been increased to meet Daly City's Minimum Wage Ordinance requirements.

Summary/Conclusion

Staff requests that City Council adopt a resolution to amend the Recurrent and Part-time Hourly Rates schedule effective January 1, 2023 to conform with Daly City's Minimum Wage Ordinance. Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,

Natalie Sakkal
Director of Human Resources

Attachment

RECURRENT AND PART TIME HOURLY RATES
EFFECTIVE JANUARY 1, 2023

<u>Range H101</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>
Kitchen Aide	16.07	16.87	17.72	18.60	19.53
Police Intern					
Recreator I					
<u>RANGE H102</u>					
Library Page	16.64	17.47	18.35	19.27	20.23
<u>RANGE H103</u>					
Clerical Aide	17.57	18.45	19.37	20.34	21.36
Delivery Clerk					
Materials and Supplies Delivery Clerk					
Recreator II					
<u>RANGE H104</u>					
Public Works Aide	17.84	18.73	19.67	20.65	21.68
Senior Library Page					
<u>RANGE H105</u>					
Food Services Assistant	18.69	19.62	20.60	21.63	22.71
Information Services Student					
Library Aide					
Lunch Program Assistant					
Nutrition Site Manager					
Police Cadet					
Recreation Leader					
Recreator III					
Video Technician					
<u>RANGE H106</u>					
Utility Worker Aide	19.34	20.31	21.33	22.39	23.51
<u>RANGE H107</u>					
Engineering Intern I	21.86	22.96	24.10	25.31	26.58
ISD Intern I					
Recreator IV					
<u>RANGE H108</u>					
Engineering Intern II	24.72	25.95	27.25	28.61	30.05
ISD Intern II					
Nutrition Education Coordinator					
Swim Team Coach					
<u>RANGE H109</u>					
Police Intern II	27.93	29.33	30.80	32.34	33.95
Recreator V					

RECURRENT AND PART TIME HOURLY RATES
EFFECTIVE JANUARY 1, 2023

<u>RANGE H110</u>	<u>STEP 1</u>	<u>STEP 2</u>	<u>STEP 3</u>	<u>STEP 4</u>	<u>STEP 5</u>
Recreator VI	35.20	36.96	38.81	40.75	42.79
Greenhouse/Nursery Specialist					
<u>RANGE H111</u>					
	42.49	44.61	46.84	49.18	51.64
<u>RANGE H112</u>					
Administrative Support Technician	52.67	55.30	58.06	60.97	64.02
After School Education and Safety (ASES) Program Teacher					
Court Liaison					
Financial Administrator/Grants					
Per Diem Police Officer					
Rangemaster					
Red Light Photo Enforcement Program Administrator					



City Council Meeting Agenda Report

Item # ____

Meeting Date: November 14, 2022

Subject: Resolutions Amending Employer Contributions Under Public Employees' Medical and Hospital Care Act for Members of Each Employee Group

Recommended Action

Staff recommends that the City Council adopt the resolutions amending employer contributions as required under the Public Employees' Medical and Hospital Care Act for each employee group.

Background/Discussion

During negotiations for the 2019-2022 MOU contracts, the City met and conferred with all bargaining groups to limit retiree health benefits for new employees. In order to implement this change, the City is required to submit a new health resolution to CalPERS to define the City's revised retiree health contribution structure to comply with the equal and minimum contribution rules. The Public Employees' Medical and Hospital Care Act (PEMHCA) requires that the City contribute the minimum monthly required employer contribution defined by PEMHCA.

Thus, all employees hired prior to this resolution that retire from the City and existing retirees will receive the PEMHCA monthly minimum contribution towards their health care benefits and the City will need to reimburse any amount that they were eligible to receive prior to the effective date of this resolution. All employees hired on or after the City Council adopts this resolution to amend employer contributions to the PEMHCA monthly minimum contribution will only receive that minimum payment.

Pursuant to Government Code Section 22892(b), the City is required to file a certified copy of each adopted resolution with the Public Employees' Retirement System so that we may amend the employer's contribution for employees and the employer's contribution for annuitants. Resolutions are for the following employee groups:

Code	Description
002	CITY COUNCIL PERS Active
003	SAFETY INSPECTORS
004	POLICE CAPTAIN, LT & SGT
005	ELIGIBLE UNREPRESENTED
006	POLICE OFFICERS
007	FIREFIGHTERS LOCAL 1879
008	FIRE MANAGEMENT
010	MANAGEMENT EMPLOYEES
011	AFSCME LOCAL 919
012	ENGINEERS,LOCAL 39
013	TEAMSTERS LOCAL 856

City Council Agenda Report

Subject: Resolutions Amending Employer Contributions Under Public Employees' Medical and Hospital Care Act for Members of Each Employee Group

Meeting Date: November 14, 2022

Page 2 of 2

Code	Description
014	SELECT CLERICAL TECHNICAL
015	UNAFFILIATED SAFETY
016	UNAFFILIATED MISC
017	UNAFFILIATED ALTERNATE
018	PLANT MAINTENANCE ASSOC
019	SECRETARY III ASSOC
020	ECONOMIC & COMMUNITY DEV.
021	CITY CLERK/CITY TREASURER
022	PARAMEDIC/EMT
709	CITY COUNCIL (NON-PERS)

Fiscal Impact

The City negotiated the change to retiree health benefits for newly hired employees in the 2019-2022 MOUs to save costs on future retiree health benefits and reduce the City's Other Post-Employment Benefits (OPEB) liability. The adopted change will require some minor costs for the City as staff plans to pay an outside provider to administer the health benefit reimbursements to retirees.

Summary/Conclusion

Staff recommends the City Council adopt the resolutions amending employer contributions under the Public Employees' Medical and Hospital Care Act for employees and annuitants for members of each employee group effective February 1, 2023.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,



Natalie Sakkal
Director of Human Resources

Attachment

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO CITY COUNCIL (PERS)

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **City Council (PERS)**; and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO CITY COUNCIL (PERS)

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO SAFETY INSPECTORS

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Safety Inspectors**; and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO SAFETY INSPECTORS

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO POLICE CAPTAIN,
LIEUTENANT AND SERGEANT

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Police Captain, Lieutenant and Sergeant**; and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further

RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO ELIGIBLE UNREPRESENTED

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Eligible Unrepresented**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO ELIGIBLE UNREPRESENTED

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly
City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the
following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO POLICE OFFICERS

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Police Officers**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO POLICE OFFICERS

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CIT

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO FIREFIGHTERS LOCAL 1879

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Firefighters Local 1879**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO FIREFIGHTERS LOCAL 1879

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO FIRE MANAGEMENT

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Fire Management**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO FIRE MANAGEMENT

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO MANAGEMENT EMPLOYEES

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Management Employees**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO MANAGEMENT EMPLOYEES

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO AFSCME LOCAL 919

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **AFSCME Local 919**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO AFSCME LOCAL 919

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO ENGINEERS LOCAL 39

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Engineers Local 39**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO ENGINEERS LOCAL 39

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO TEAMSTERS LOCAL 856

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Teamsters Local 856**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO TEAMSTERS LOCAL 856

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO SELECT CLERICAL TECHNICAL

- WHEREAS, City of Daly City is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Select Clerical Technical**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, City of Daly City has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of City of Daly City shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that City of Daly City would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of City of Daly City all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO SELECT CLERICAL TECHNICAL

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO UNAFFILIATED SAFETY

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Unaffiliated Safety**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO UNAFFILIATED SAFETY

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO UNAFFILIATED
MISCELLANEOUS

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Unaffiliated Miscellaneous**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further

RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO UNAFFILIATED ALTERNATE

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Unaffiliated Alternate**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO UNAFFILIATED ALTERNATE

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly
City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the
following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO MAINTENANCE ASSOCIATION

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Maintenance Association**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, (e) That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO MAINTENANCE ASSOCIATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO SECRETARY III ASSOCIATION

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Secretary III Association**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further
- RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO SECRETARY III ASSOCIATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO ECONOMIC AND COMMUNITY
DEVELOPMENT PROFESSIONAL STAFF ASSOCIATION

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Economic and Community Development Professional Staff Association**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further

RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO CITY CLERK/CITY TREASURER

- WHEREAS, City of Daly City is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **City Clerk/City Treasurer**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, City of Daly City has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of City of Daly City shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that City of Daly City would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of City of Daly City all functions required of it under the Act; and be it further

RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO PARAMEDIC/EMT

- WHEREAS, City of Daly City is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **Paramedic/EMT**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, City of Daly City has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of City of Daly City shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that City of Daly City would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of City of Daly City all functions required of it under the Act; and be it further
- RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO PARAMEDIC/EMT

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RESOLUTION NO. _____

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC
EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR
EMPLOYEES AND ANNUITANTS WITH RESPECT TO CITY COUNCIL (NON-PERS)

- WHEREAS, **City of Daly City** is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act") for participation by members of **City Council (Non-PERS)**, and
- WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of **the PEMHCA Minimum** per month, plus administrative fees and Contingency Reserve Fund assessments; and be it further
- RESOLVED, **City of Daly City** has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further
- RESOLVED, That the participation of the employees and annuitants of **City of Daly City** shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that **City of Daly City** would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further
- RESOLVED, That the executive body appoint and direct, and it does hereby appoint and direct, **the Director of Human Resources** to file with the Board a verified copy of this resolution, and to perform on behalf of **City of Daly City** all functions required of it under the Act; and be it further

RESOLVED, That coverage under the Act be effective on **February 1, 2023**.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY



City Council Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Notice of Completion for the Civic Center South Roof Project

Recommended Action

Staff recommends City Council authorize the filing of a Notice of Completion and accept the improvements completed in compliance with the agreement with Garland/DBS, Inc., for the Civic Center South Roof Project.

Background

The City's adoption of the 2022 Comprehensive Annual Capital Budget included an appropriation of \$400,000 for the Civic Center South Roof Project. The original project scope included replacement of the entire roofing system. Based on a detailed inspection of the roof, staff recommended an alternative scope of work for this project that included repairs to failed areas and the application of a new roof membrane coating over the entire roof. The alternative scope of work was more cost effective and less disruptive to the tenants. The fluid applied roof membrane has a manufacturer's guarantee of 15 years and has an estimated lifespan of 20 to 25 years.

On March 14, 2022, the City Council approved Resolution No. 22-46, authorizing the City Manager to execute a construction contract in the amount of \$256,339.00 with Garland/DBS, Inc., for the Civic Center South Roof Project. The City Council also authorized the City Manager, or her designee, to execute amendments to the contract in an amount up to \$295,000 (including contingency).

Discussion

The Civic Center South Roof Project was completed on October 6, 2022. During the project two change orders were approved. The following table summarizes the total cost of the project:

Description	Cost	Comments
Original Contract Sum	\$256,339.00	Infrared scan of roof, roof repairs, apply roofing membrane.
Change Order # 1	\$2,425.37	Change Order # 1 – Provide labor and material to repair concrete spalling, coat exposed rebar, and patch concrete surface.
Change Order # 2	\$9,472.47	Change Order # 2 – Provide and install new roof access ladder and ladder up post.
Total Project Cost	\$268,236.84	

Notice of Completion for the Civic Center South Roof Project

Meeting Date: November 14, 2022

Page 2 of 2

Garland/DBS, Inc., completed all improvements required by the agreement for a total amount of \$268,236.84. Upon authorization by City Council, the Notice of Completion will be recorded, and retention payment will be released after noticing period has been completed.

Fiscal Impact

The contract was completed in the total amount of \$268,236.84 with funds available in FY 2021-22 Capital Projects Fund – Civic Center South Roof Project account 31-313-908.

Summary/Conclusion

Garland/DBS, Inc., has completed all work described in the agreement. Staff recommends that the City Council authorize the filing of the Notice of Completion and accept the completed improvements.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,



Jeffery Fornesi
Asst. to the Director of Public Works



Richard Chiu, Jr.
Director of Public Works

Attachments:

1. Notice of Completion
2. Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DALY CITY ACCEPTING
COMPLETION OF CERTAIN PROJECT IN THE
DEPARTMENT OF PUBLIC WORKS

(CIVIC CENTER SOUTH ROOF PROJECT)

A. The Project Manager has advised that the project set forth hereinafter has been completed in accordance with the terms of the contract with the City of Daly City and Garland/DBS, Inc., a Corporation.

B. The City Council of the City of Daly City desires to acknowledge the completion of such project so that notice of completion may be given.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Daly City that pursuant to the above, the City of Daly City does hereby accept as complete the following described project:

CIVIC CENTER SOUTH ROOF PROJECT

BE IT FURTHER RESOLVED by the City Council of the City of Daly City that said project be, and it is hereby accepted as complete, and at the expiration of fifty-five (55) days from this date, final payment in connection with this project be, and it is hereby authorized, provided that all statutory liens, claims and withholds are satisfied pursuant to law.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City, California, at a regular meeting thereof held on the _____ day of _____, 2022, by the following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO

OFFICE OF THE CITY CLERK
CITY OF DALY CITY
333 - 90th Street
Daly City, California 94015

Notice of Completion

NOTICE IS HEREBY GIVEN as follows:

1. The date of completion of the work of improvement is:
2. The owner of the work of improvements is: City of Daly City, a Municipal Corporation.
3. The address of the owner of the work of improvement is: City Hall
333 - 90th Street
Daly City, California 94015
4. The nature of the owner's interest or estate is: In fee.
5. The work of improvement is located in Daly City, California, and is particularly described as follows:

CIVIC CENTER SOUTH ROOF PROJECT

The name of the original contractor for the work of improvement is:

Garland/DBS, Inc.
3800 E 91st St.
Cleveland, OH 44105

Dated: _____

The undersigned, being duly sworn, says: That he is the owner of the aforesaid interest or estate in the property described in the foregoing notice; that he has read the same, and knows the contents thereof, and that the facts stated therein are true.

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

CITY OF DALY CITY, OWNER

Richard Chiu, Jr., Public Works Director

STATE OF CALIFORNIA,

COUNTY OF SAN MATEO } ss.

Subscribed and sworn to (or affirmed) before me on this _____ day of _____, 2022,

by _____, proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature _____

Name (Typed or Printed)
Notary Public in and for said County and State



City Council Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Authorize the City Manager to Execute a Professional Services Agreement for Project Management and Construction Support Services for Various HVAC, Roofing and Generator Projects

Recommended Action

Staff recommends that the City Council authorize the City Manager to execute an agreement and any needed amendments for professional services with Swinerton Builders DBA Swinerton Management & Consulting, Inc. of San Francisco, California, to provide project management and construction support services for the City Hall HVAC & Civic Center Generator Replacement, Doelger Art Center HVAC & Roof Replacement, and War Memorial HVAC Replacement Projects.

Background

On November 22, 2021, the City Council approved the use of American Rescue Plan Act (ARPA) funds for HVAC and associated improvements at City Hall, Doelger Art Center, and War Memorial Community Center as part of the Public Health Infrastructure proposed to respond to COVID-19 concerns. Additional funds for replacement of the Civic Center Generator were previously approved.

Discussion

The Public Works Engineering Division is seeking professional services of an outside consultant for the project management (procurement of design services) and construction support services (inspection and materials testing) for the City Hall HVAC & Civic Center Generator Replacement, Doelger Art Center HVAC & Roof Replacement, and War Memorial HVAC Replacement Projects. Due to the multifaceted needs of implementing complex facility improvement projects, the services of a firm with both project management and construction management experience with facility and HVAC projects is desired.

Swinerton Builders DBA Swinerton Management & Consulting, Inc. (Swinerton) has sufficient staff and the qualifications needed for the project. Construction of the three projects is anticipated to commence in late 2023 and be completed in 2024 and 2025.

The scope of professional services includes, but is not limited to the following elements:

- Coordinate with city departments regarding plans for each facility
- Project scoping
- Compliance with funding requirements and deadlines

Authorize the City Manager to Execute a Professional Services Agreement for Project Management and Construction Support Services for Various HVAC, Roofing and Generator Projects

Meeting Date: November 14, 2022

Page 2 of 2

- Oversee and manage the development of design plans, specifications, and construction cost estimates (PS&E), with said PS&E being developed by a consultant firm to be selected at a later date
- Bid construction and support
- Construction management services to interpret the contract documents and provide direction to the contractor on issues of a technical and non-technical nature
- Construction inspection services to perform observation, coordination and acceptance of testing as specified in the contract specifications

The proposed professional services agreement does not include full design and development of plans, specifications, and estimates (PS&E) at this time. Swinerton would assist the City to procure and manage the design services for full PS&E development for each project, and would oversee additional consultants and contractors on the City's behalf.

Fiscal Impact

The professional services agreement provides for a not-to-exceed fee of \$264,565.00. An additional \$26,456.00 (10%) is needed for contingencies for a total amount not to exceed \$291,021.00.

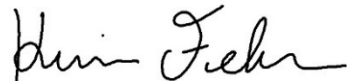
Sufficient funds are available in the previously approved and appropriated Fiscal Year 2021-22 General Capital Project Fund – City Hall HVAC project account 31-313-930, Civic Center Emergency Generator Replacement project account 31-313-511, Doelger Art Center HVAC & Roofing project account 31-313-931, and War Memorial Community Center HVAC project account 31-313-932.

Summary/Conclusion

Staff recommends that the City Council authorize the City Manager to execute an agreement and any needed amendments for professional services with Swinerton Builders DBA Swinerton Management & Consulting, Inc. of San Francisco, California, to provide project management and construction support services for the City Hall HVAC & Civic Center Generator Replacement, Doelger Art Center HVAC & Roof Replacement, and War Memorial HVAC Replacement Projects.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,



Kevin Fehr
City Engineer



Richard Chiu, Jr.
Director of Public Works

Attachment: Professional Services Agreement

**AGREEMENT WITH SWINERTON BUILDERS DBA SWINERTON MANAGEMENT &
CONSULTING
FOR PROFESSIONAL SERVICES
FOR PROJECT MANAGEMENT AND CONSTRUCTION SUPPORT SERVICES FOR
VARIOUS HVAC, ROOFING AND GENERATOR IMPROVEMENTS
City of Daly City**

This Agreement, made and entered into this ____ day of _____, 2022 (the "Effective Date") by and between the **CITY OF DALY CITY**, a municipal corporation existing under the laws of the State of California ("CITY"), and Swinerton Builders DBA Swinerton Management & Consulting a California C-Corporation ("CONSULTANT"):

Swinerton Builders DBA Swinerton Management & Consulting
260 Townsend St
San Francisco, CA 94107

R E C I T A L S :

A. CITY desires certain construction document services hereinafter described as the professional services for project management and construction support services for Various HVAC, Roofing and Generator Improvements.

B. CITY desires to engage CONSULTANT to provide these consulting services by reason of its qualifications and experience for performing such services and CONSULTANT has offered to provide the required services on the terms and in the manner set forth herein.

NOW, THEREFORE, IT IS AGREED as follows:

SECTION 1 - SCOPE OF SERVICES

The scope of services to be performed by CONSULTANT under this Agreement is as described in Exhibit A to this Agreement, the proposal from Swinerton Builders DBA Swinerton Management & Consulting, Inc. dated September 15, 2022 and updated on November 2, 2022, and Exhibit B to this Agreement, the Cost Proposal dated September 26, 2022, each attached and incorporated by reference.

SECTION 2 - DUTIES OF CONSULTANT

CONSULTANT shall be responsible for the professional quality, technical accuracy and coordination of all work furnished by CONSULTANT under this Agreement. CONSULTANT shall, without additional compensation, correct or revise any errors or deficiencies in its work.

CONSULTANT represents that it is qualified to furnish the services described under this Agreement.

CONSULTANT shall be responsible for employing or engaging all persons necessary to perform the services of CONSULTANT.

SECTION 3 - DUTIES OF CITY

CITY shall provide pertinent information regarding its requirements for the project.

CITY shall examine documents submitted by CONSULTANT and shall render decisions pertaining thereto promptly, to avoid unreasonable delay in the progress of CONSULTANT'S work.

SECTION 4 - TERM

The services to be performed under this Agreement shall commence on the Effective Date and be completed within two (2) years.

SECTION 5 - PAYMENT

Payment shall be made by CITY only for services rendered and upon submission of a payment request upon completion and CITY approval of the work performed. In consideration for the full performance of the services set forth in Exhibit A, CITY agrees to pay CONSULTANT, on a time and materials basis, pursuant to rates stated in Exhibit A to this Agreement, attached and incorporated by reference. In no event shall CONSULTANT's total compensation under this Agreement exceed two hundred sixty-four thousand five hundred sixty-five and 00/100 dollars (\$264,565.00).

SECTION 6 – TERMINATION

Without limitation to such rights or remedies as CITY shall otherwise have by law, CITY shall have the right to terminate this Agreement or suspend work on the Project for any reason, upon ten (10) days' written notice to CONSULTANT. CONSULTANT agrees to cease all work under this Agreement upon receipt of said written notice.

Upon termination and upon CITY'S payment of the amount required to be paid, documents become the property of CITY, and CONSULTANT shall transfer them to CITY upon request without additional compensation.

SECTION 7 - OWNERSHIP OF DOCUMENTS

All documents prepared by CONSULTANT in the performance of this Agreement, although instruments of professional service, are and shall be the property of CITY, whether the project for which they are made is executed or not.

SECTION 8 - INDEPENDENT CONTRACTOR

It is understood that Consultant, in the performance of the work and services agreed to be performed, shall act as and be an independent contractor and shall not act as an agent or employee of the City. Consultant shall obtain no rights to retirement benefits or other benefits which accrue to City's employees, and Consultant hereby expressly waives any claim it may have to any such rights.

SECTION 9 - CONFIDENTIALITY

All reports and documents prepared by CONSULTANT in connection with the performance of this Agreement are confidential until released by CITY to the public. CONSULTANT shall not make any such documents or information available to any individual or organization not employed by CONSULTANT or CITY without the written consent of CITY before any such release.

SECTION 10 - INTEREST OF CONSULTANT

CONSULTANT covenants that it presently has no interest, and shall not acquire any interest, direct or indirect, financial or otherwise, which would conflict in any manner or degree with the performance of the services under this Agreement.

SECTION 11 – USE OF SUBCONSULTANTS

CONSULTANT shall not subcontract any services to be performed by it under this Agreement without the prior written approval of the CITY, except for service firms engaged in drawing, reproduction, typing, and printing. CONSULTANT shall be solely responsible for reimbursing any subconsultants and the CITY shall have no obligation to them.

SECTION 12 - CONSULTANT'S STATUS

It is expressly agreed that in the performance of the professional services required under this Agreement, CONSULTANT shall at all times be considered an independent CONSULTANT as defined in Labor Code Section 3353, under control of the CITY as to the result of the work but not the means by which the result is accomplished. Nothing herein shall be construed to make CONSULTANT an agent or employee of CITY while providing services under this Agreement.

SECTION 13 – SB 1383 COMPLIANCE

To the extent applicable, CONSULTANT shall comply with the requirements set forth in SB 1383 and Public Contracts Code Section 22150 for the procurement of recycled paper products. To the extent that the fitness and quality are equal, CONSULTANT shall purchase recycled products, as defined in Public Contracts Code Section 12200 instead of nonrecycled products. Upon completion of the term of this Contract, CONSULTANT shall provide records to the CITY demonstrating compliance with this section, including copies of all invoices, receipts, or other proofs of purchase that detail the procurement of paper products.

SECTION 14 - INDEMNITY

To the fullest extent permitted by law (including, without limitation, California Civil Code Sections 2782 and 2782.6), Consultant and Consultant's sureties agree to defend (with legal counsel acceptable to the City), indemnify and hold harmless the City, its officers, agents, officials, representatives, employees and volunteers (collectively "Indemnitees") from and against any and all claims, demands, actions, losses, damages, injuries, and liability, direct or indirect (including, without limitation, incidental and consequential damages, court costs,

attorneys' fees, litigation expenses and fees of expert consultants or expert witnesses incurred in connection therewith and costs of investigation), that arise out of, pertain to, or relate to, directly or indirectly, in whole or in part, the negligence, recklessness, or willful misconduct of Consultant, any Subconsultant, anyone directly or indirectly employed by them, or anyone that they control (collectively "Liabilities"). Such obligations to defend, hold harmless and indemnify any Indemnatee shall not apply to the extent that such Liabilities arise out of the sole negligence, active negligence, or willful misconduct of Indemnatee.

Acceptance by the City of the work performed under this Agreement does not operate as a release of Consultant from such professional responsibility for the work performed pursuant to this Agreement.

The duty of Consultant and its sureties to indemnify and hold harmless as set forth above, shall include the duty to defend as set forth in Section 2778 of the California Civil Code, provided, however, that nothing herein shall be construed to require the Consultant to indemnify the City, its subsidiary districts, its officers, agents or employees against any responsibility for liability in contravention of Section 2782 of the California Civil Code. To the extent there is an obligation to indemnify under this Section, Consultant shall be responsible for incidental and consequential damages resulting directly or indirectly, in whole or in part, from Consultant's negligence, recklessness, or willful misconduct.

Consultant and its sureties expressly and specifically agree to waive any and all subrogation rights it may have against the City, its subsidiary districts, officers or employees. Indemnification and waiver of subrogation contained in this section shall remain operative and in full force and effect regardless of any termination of this Agreement.

SECTION 15 - INSURANCE

CONSULTANT shall procure and maintain for the duration of the contract and three years thereafter (five years for building or major improvements) insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder and the results of that work by the CONSULTANT, his agents, representatives, employees or subcontractors.

MINIMUM SCOPE OF INSURANCE

Coverage shall be at least as broad as:

1. **Commercial General Liability (CGL):** Insurance Services Office (ISO) Form CG 00 01 12 07 covering CGL on an "occurrence" basis, including products-completed operations, personal & advertising injury, with limits no less than **\$2,000,000** per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. **Automobile Liability:** ISO Form Number CA 00 01 covering any auto (Code 1), or if CONSULTANT has no owned autos, hired, (Code 8) and non-owned autos (Code 9), with limit no less than **\$1,000,000** per accident for bodily injury and property damage.

3. **Workers' Compensation:** as required by the State of California, with Statutory Limits, and Employer's Liability Insurance with limit of no less than **\$1,000,000** per accident for bodily injury or disease.
4. **Professional Liability (Errors and Omissions):** Insurance appropriate to the CONSULTANT's profession, with limit no less than \$1,000,000 per occurrence or claim, \$2,000,000 aggregate

If the CONSULTANT maintains higher limits than the minimums shown above, the City requires and shall be entitled to coverage for the higher limits maintained by the CONSULTANT.

Other Insurance Provisions

The insurance policies are to contain, or be endorsed to contain, the following provisions:

Additional Insured Status

The City, its elected and appointed officials, employees, and agents are to be covered as insureds on the auto policy for liability arising out of automobiles owned, leased, hired or borrowed by or on behalf of the CONSULTANT; and on the CGL policy with respect to liability arising out of work or operations performed by or on behalf of the CONSULTANT including materials, parts or equipment furnished in connection with such work or operations. General liability coverage can be provided in the form of an endorsement to the CONSULTANT's insurance (at least as broad as ISO Form CG 20 10, 11 85 or both CG 20 10 and CG 20 37 forms if later revisions used).

Primary Coverage

For any claims related to this contract, the **CONSULTANT's insurance coverage shall be primary** insurance as respects the City, its elected and appointed officials, employees, and agents. Any insurance or self-insurance maintained by the City, its elected and appointed officials, employees, or agents shall be excess of the CONSULTANT's insurance and shall not contribute with it.

Notice of Cancellation

Each insurance policy required above shall provide that **coverage shall not be canceled, except after thirty (30) days' prior written notice** (10 days for non-payment) has been given to the City.

Waiver of Subrogation

CONSULTANT hereby grants to City a waiver of any right to subrogation which any insurer of said CONSULTANT may acquire against the City by virtue of the payment of any loss under such insurance. CONSULTANT agrees to obtain any endorsement that may be necessary to effect this waiver of subrogation, but this provision applies regardless of whether or not the City has received a waiver of subrogation endorsement from the insurer.

Deductibles and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by the City. The City may require the CONSULTANT to purchase coverage with a lower deductible or retention or provide proof of ability to pay losses and related investigations, claim administration, and defense expenses within the retention.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII, unless otherwise acceptable to the City.

Claims Made Policies (note – should be applicable only to professional liability, see below)

If any of the required policies provide claims-made coverage:

1. The Retroactive Date must be shown, and must be before the date of the contract or the beginning of contract work.
2. Insurance must be maintained and evidence of insurance must be provided ***for at least five (5) years after completion of the contract of work.***
3. If coverage is canceled or non-renewed, and not replaced ***with another claims-made policy form with a Retroactive Date prior to*** the contract Effective Date, the CONSULTANT must purchase "extended reporting" coverage for a minimum of ***five (5) years after completion of work.***

Verification of Coverage

CONSULTANT shall furnish the City with original certificates and amendatory endorsements or copies of the applicable policy language effecting coverage required by this clause. All certificates and endorsements are to be received and approved by the City before work commences. However, failure to obtain the required documents prior to the work beginning shall not waive the CONSULTANT's obligation to provide them. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

SECTION 16 - NONASSIGNABILITY

Both parties hereto recognize that this Agreement is for the personal services of CONSULTANT and cannot be transferred, assigned, or subcontracted by CONSULTANT without the prior written consent of CITY.

SECTION 17 - RELIANCE UPON PROFESSIONAL SKILL OF CONSULTANT

It is mutually understood and agreed by and between the parties hereto that CONSULTANT is skilled in the professional calling necessary to perform the work agreed to be done under this Agreement and that CITY relies upon the skill of CONSULTANT to do and perform the work in the most skillful manner, and CONSULTANT agrees to thus perform the work. The acceptance of CONSULTANT's work by CITY does not operate as a release of CONSULTANT from said obligation.

SECTION 18 - WAIVERS

The waiver by either party of any breach or violation of any term, covenant, or condition of this Agreement or of any provisions of any ordinance or law shall not be deemed to be a waiver of such term, covenant, condition, ordinance or law or of any subsequent breach or violation of the same or of any other term, covenant, condition, ordinance or law or of any subsequent breach or

violation of the same or of any other term, condition, ordinance, or law. The subsequent acceptance by either party of any fee or other money which may become due hereunder shall not be deemed to be a waiver of any preceding breach or violation by the other party of any term, covenant, or condition of this Agreement or of any applicable law or ordinance.

SECTION 19 – SEVERABILITY

If any term or portion of this Agreement is held to be invalid, illegal, or otherwise unenforceable by a court of competent jurisdiction, the remaining provisions of this Agreement shall continue in full force and effect.

SECTION 20 - COSTS AND ATTORNEY FEES

Attorney fees in total amount not exceeding \$5000, shall be recoverable as costs (by the filing of a cost bill) by the prevailing party in any action or actions to enforce the provisions of this Agreement. The above \$5000 limit is the total of attorney fees recoverable whether in the trial court, appellate court, or otherwise, and regardless of the number of attorneys, trials, appeals, or actions. It is the intent of this Agreement that neither party shall have to pay the other more than \$5000 for attorney fees arising out of an action, or actions to enforce the provisions of this Agreement.

SECTION 21 - NON-DISCRIMINATION

CONSULTANT warrants that it is an Equal Opportunity Employer and shall comply with applicable regulations governing equal employment opportunity. Neither CONSULTANT nor any of its subconsultants shall discriminate in the employment of any person because of race, color, national origin, ancestry, physical handicap, medical condition, marital status, sex, or age, unless based upon a bona fide occupational qualification pursuant to the California Fair Employment and Housing Act.

SECTION 22 - MEDIATION

Should any dispute arise out of this Agreement, any party may request that it be submitted to mediation. The parties shall meet in mediation within 30 days of a request. The mediator shall be agreed to by the mediating parties; in the absence of an agreement, the parties shall each submit one name from mediators listed by either the American Arbitration Association, the State Mediation and Conciliation Service, or other agreed-upon service. The mediator shall be selected by a blind draw.

The cost of mediation shall be borne equally by the parties. Neither party shall be deemed the prevailing party. No party shall be permitted to file a legal action without first meeting in mediation and making a good faith attempt to reach a mediated settlement. The mediation process, once commenced by a meeting with the mediator, shall last until agreement is reached by the parties but not more than 60 days, unless the maximum time is extended by the parties.

SECTION 23 - LITIGATION

CONSULTANT shall testify at CITY'S request if litigation is brought against CITY in

connection with CONSULTANT'S services under this Agreement. Unless the action is brought by CONSULTANT, or is based upon CONSULTANT'S wrongdoing, CITY shall compensate CONSULTANT for preparation for testimony, testimony, and travel at CONSULTANT'S standard hourly rates at the time of actual testimony.

SECTION 24 - NOTICES

All notices hereunder shall be given in writing and mailed, postage prepaid, addressed as follows:

To CITY: Kevin Fehr
Department of Public Works
333 90th Street
Daly City, CA 94015

To CONSULTANT: Swinerton Builders DBA
Swinerton Management & Consulting
Attn: Jeffrey S. Gee
260 Townsend St
San Francisco, CA 94107

SECTION 25 - AGREEMENT CONTAINS ALL UNDERSTANDINGS; AMENDMENT

This document represents the entire and integrated agreement between CITY and CONSULTANT and supersedes all prior negotiations, representations, and agreements, either written or oral.

This document may be amended only by written instrument, signed by both CITY and CONSULTANT.

SECTION 26 – AUTHORITY TO ENTER INTO AGREEMENT

CONSULTANT has all requisite power and authority to conduct its business and to execute, deliver, and perform the Agreement. Each party warrants that the individuals who have signed this Agreement have the legal power, right, and authority to make this Agreement and to bind each respective party.

SECTION 27 - GOVERNING LAW AND VENUE

This Agreement shall be governed by the laws of the State of California and, in the event of litigation, venue will be in the County of San Mateo.

IN WITNESS WHEREOF, CITY and CONSULTANT have executed this Agreement the day and year first above written.

CITY OF DALY CITY

CONSULTANT

SWINERTON BUILDERS DBA
SWINERTON MANAGEMENT &
CONSULTING

Thomas Piccolotti
Interim City Manager



Jeffrey S. Gee
Vice President | General Manager

APPROVED AS TO FORM

Rose Zimmerman
City Attorney



PROPOSAL

CITY OF DALY CITY

PUBLIC WORKS DEPARTMENT

333 90th Street
Daly City, CA 94015

Attention: **MR. KEVIN FEHR**
City Engineer

SWINERTON
MANAGEMENT & CONSULTING



FOR

PROJECT AND CONSTRUCTION MANAGEMENT SERVICES

FOR

VARIOUS HVAC | ROOFING | GENERATOR IMPROVEMENTS

**Exhibit A - updated by
Swinerton November 2, 2022**

SEPTEMBER 15, 2022

Striving for Civic Excellence...

"Let us Never Forget that Government is Ourselves
and Not an Alien Power Over Us"

~ Franklin D. Roosevelt ~

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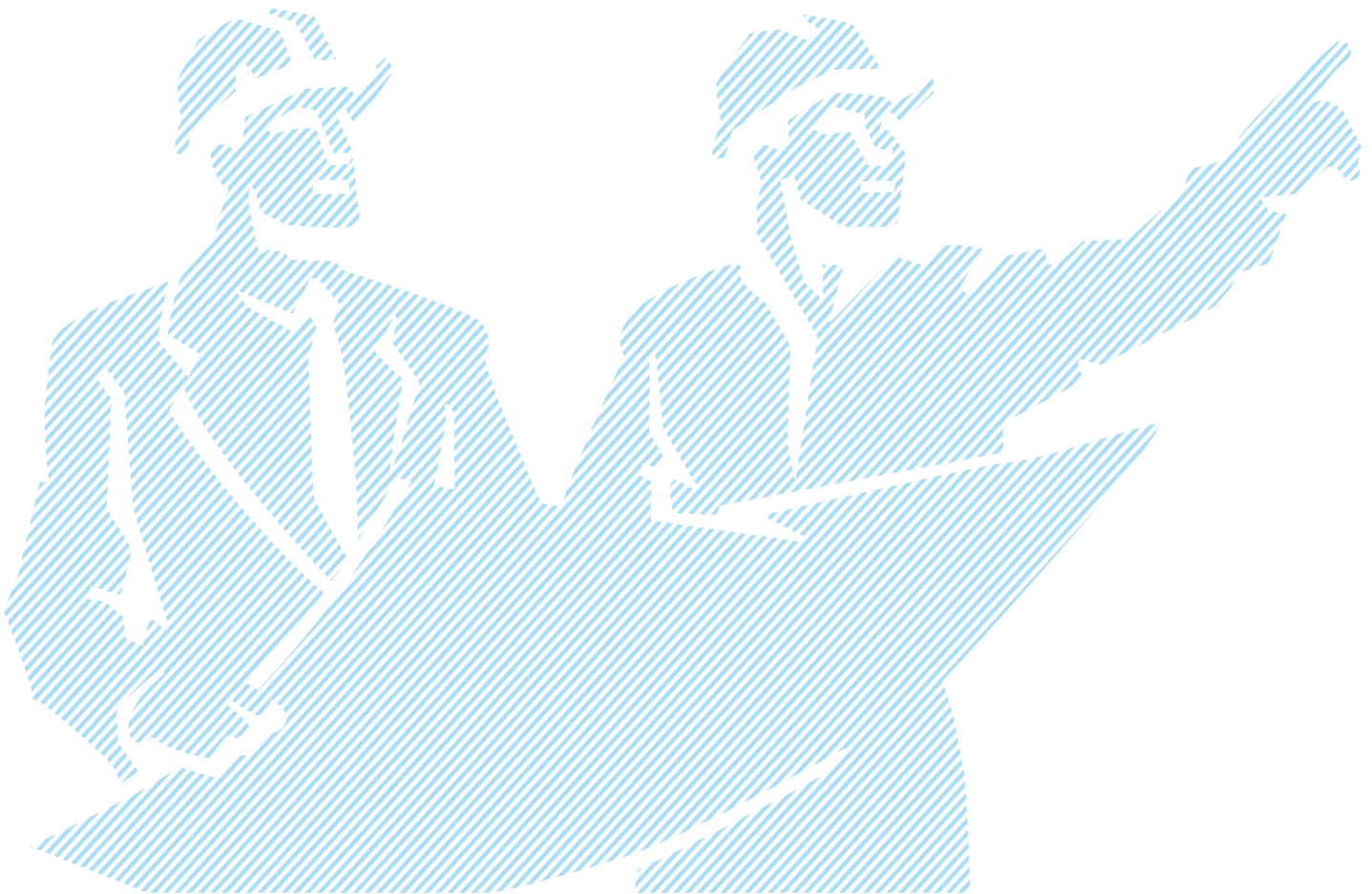
Cost Proposal - *Under Separate Cover at a Later Date*

Striving for Civic Excellence...

"The Supreme Power of Leadership is Unquestionably Integrity"
~ Dwight D. Eisenhower~

TRANSMITTAL COVER LETTER

Tab 1
Transmittal Cover Letter



01 TRANSMITTAL COVER LETTER

September 15, 2022

Mr. Kevin Fehr
City Engineer
CITY OF DALY CITY
Engineering Division | Public Works Department
333 90th Street
Daly City, CA 94015

Re: Proposal for Project and Construction Management Services for
Various HVAC | Roofing and Generator Improvements

Mr. Fehr:

Swinerton Management & Consulting (Swinerton) is pleased to present our Proposal for Project and Construction Management Services for the **City of Daly City's Various HVAC, Roofing and Generator Improvements**. Swinerton has an accomplished history managing projects for public agencies, including over \$2 Billion of such projects in the Greater San Francisco Bay Area over the past decade. We have achieved a high level of success through our management of the public design-bid-build process, understand the **City of Daly City's** goals for these projects, and bring specific expertise with HVAC and Generator Improvement projects.

The Project Team we are proposing has achieved a high level of success providing quality program, project, construction management, land development engineering and staff augmentation services to public agency clients on complex infrastructure and building projects including, HVAC replacements, generator upgrades, storm drains, sanitary sewer, streets, bridges, walkways, bike lanes, streetlights and traffic. Our Team has the right experience and focus to manage these projects successfully. We achieve this success by creating and maintaining a highly collaborative team environment with all of the stakeholders. Our experience has allowed us the opportunity to build advocacy through the quality of our services and project deliverables, and we look forward to the opportunity to work with the **City of Daly City**.

Swinerton is a full-service Program, Project and Construction Management firm with the ability to deliver high level management services that align well with the City's program including, but not limited to: design management, bid management, schedule and budget management, and construction management including: construction contract administration, coordination of utility relocation, inspections, quality control, claims avoidance & mitigation, contract change control, document control, compliance with regulatory & funding agencies, and project close-out and commissioning.

Although we do not have a local office in Daly City we do have a local office in the City of San Francisco at 260 Townsend Street, San Francisco, CA, a short distance away giving us the ability to do the majority of work locally. In addition, many of our employees call the County of San Mateo home and many are working in other cities nearby. This combination of working and living in the County has enabled us to build strong relationships with public agencies, elected officials, labor and the community. These established relationships enable us to move quickly and strategically as necessary on your behalf, and to resolve issues timely.

We acknowledge and will comply with the State of California's prevailing wage rate requirements in accordance with California Labor Code and all Federal, State and Local laws and Ordinances. We also acknowledge and will comply with any Federal DBE Goals that would be applicable.

We are excited to be given the opportunity to offer our project and construction management services to **City of Daly City**. Please note that as Vice President | General Manager, I have the authorization to legally execute agreements and amendments and enter into a contract with the **City of Daly City**. Should you have any questions or desire any additional information, please do not hesitate to contact me at 650.483.7412 or Peter Vorametsanti at 650.740.7368.

Very truly yours,

SWINERTON MANAGEMENT & CONSULTING



Jeffrey S. Gee, AIA
Vice President | General Manager
Principal-In-Charge

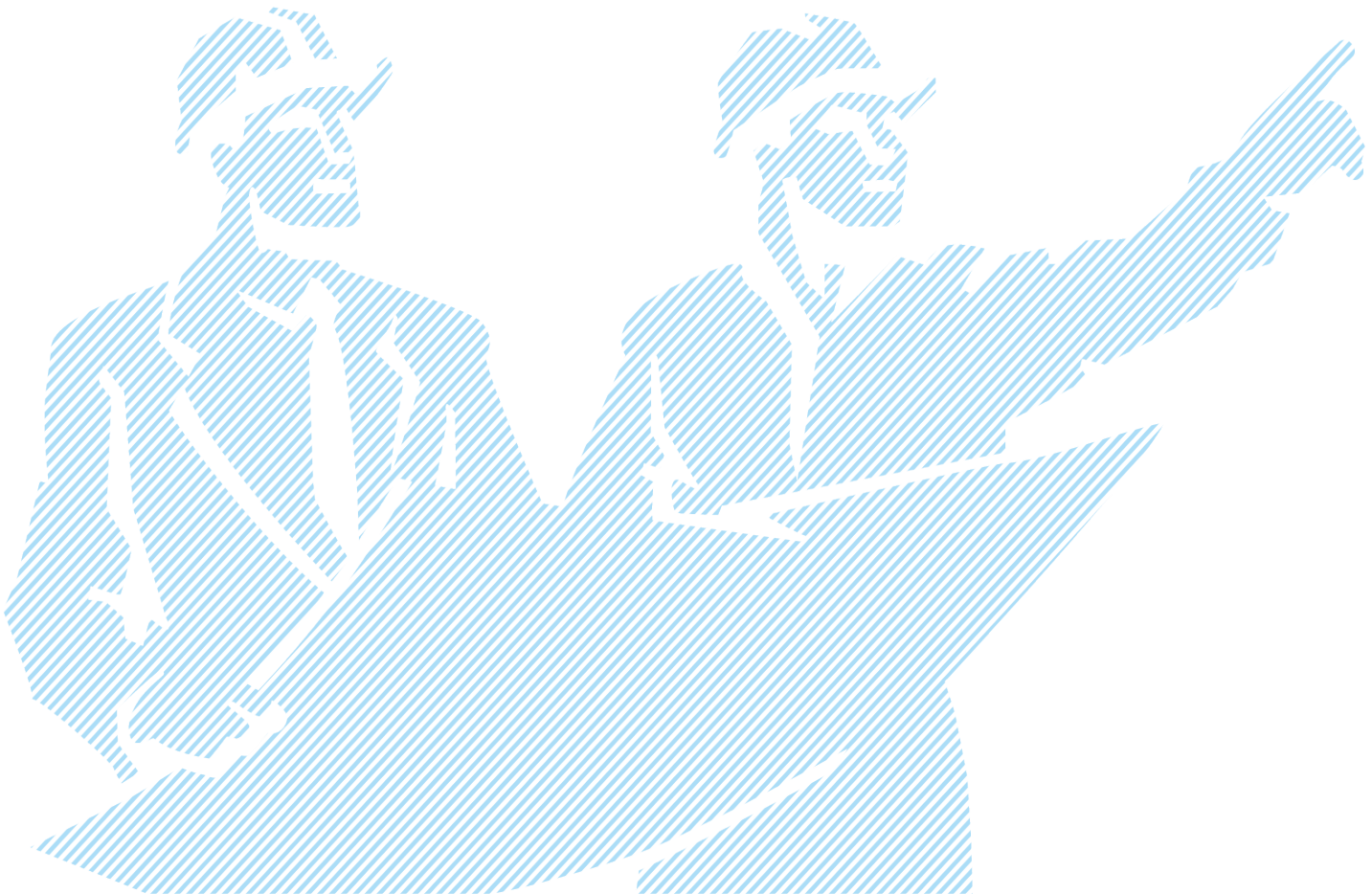
Striving for Civic Excellence...

"When you Get Together in a Team, It Becomes Family"

~ Albert Hammond Jr. ~

FIRM PROFILE AND PROJECT TEAM

Tab 2
Firm Profile and Project
Team



02 FIRM PROFILE AND PROJECT TEAM

TRUSTED PARTNER

Since our inception in 1888, we remain a forward-thinking company operating on accountability and integrity.

The Swinerton Family of Companies, established in 1888, has remained a forward-thinking company operating on accountability and Integrity. Throughout the years, the Company has established its identity and reputation for high quality construction and professional services,, integrity, customer satisfaction, financial stability and project team excellence. The family spirit and values of the Swinerton Companies has been the keystone of our successful 133-year history. These values are still apparent, having provided a consistent theme to successive generations of management, and are deeply embedded in the culture of the Company today.

Clients benefit from the continuity of knowledge and experience represented by the many employees who have lengthy tenure with the company. Our coast-to-coast geographic reach and diversity of talent further solidifies the value we deliver to our clients.

DELIVERING PROFESSIONAL SERVICES IS NOT JUST WHAT WE DO; IT'S WHO WE ARE

As construction projects became increasingly more complex and expensive, clients found it imperative to ensure their projects were better planned, designed and executed. Swinerton, Inc. responded to these needs in 1994 by consolidating all Program and Construction Management and Consulting services into one Division. This division has evolved into **Swinerton Management & Consulting (Swinerton)**.

As a 100% employee-owned company, pride of ownership drives us to deliver innovative solutions that go beyond the expected. Our seamless integration into the greater project team maintains transparency, communication, and quality. Every day we earn our stripes because we thrive on making things better than before for every client and opportunity.

Clients and project partners gain peace of mind through our collaborative collection of ideas, solutions and problem-solving efforts with all team members contributing their collective knowledge and understanding to every project. Our open and intentional communication, intensive planning and diligent execution drive our teams to excellence.



134

YEARS IN BUSINESS
PEACE OF MIND



100%

EMPLOYEE OWNED



4,000+

EXPERTS



19

OFFICES
NATIONWIDE

STABILITY AND FINANCIAL STRENGTH

Throughout Swinerton's history, we are proud to say that Swinerton has remained strong and steadfast. Thanks to the Company's robust financial health and our breadth of work within multiple market sectors, we are achieving remarkable success in the industry across a wide range of markets. We can serve projects of all sizes and complexities with no project too small or too big.

As employee owners, we have a vested interest in outstanding performance. Our personal sense of ownership generates extra effort, dedication, and a collaborative team attitude that delivers significant value to clients, going well beyond just dollars and cents.

Swinerton today is one of America's most stable Construction Service companies. The Swinerton Family of Companies revenues were over \$3.5 Billion in 2019.

DEPTH OF ORGANIZATION - EMPLOYEE RESOURCES

Swinerton currently employs over 4,000+ employees, with offices in major cities nation wide. As owners of the company, Swinerton's employees have a vested interest in outstanding performance. Their personal sense of ownership generates extra effort, dedication, and a collaborative team attitude that delivers significant value to clients — going well beyond just dollars and cents. All resources of the Swinerton Group are available to support the project team in any and all disciplines.

IN-HOUSE RESOURCES

All resources of the Swinerton family are available to support our project teams in any and all disciplines, including: Estimating, LEED/Sustainability, Solar Solutions, HazMat, Constructability Reviews, Risk Management, Safety | Environmental, BIM | VD&C, Community Outreach and MEP Coordination.

2.

SWINERTON VALUES



INTEGRITY

Simply put, we say what we mean and do what we say. In every encounter we establish trust with candor and fairness.



LEADERSHIP

We build an environment for success through solution driven teamwork—in our company, with our partners throughout the design and construction process, and within our communities.



PASSION

Our employee-owners are relentlessly driven, accountable, and enthusiastic in the pursuit of perfection. Building is not just what we do; it is who we are.



EXCELLENCE

We continuously strive to achieve the highest level of execution in everything we do—from safety, quality, and innovation to our attention to detail in each and every task.

CORPORATE RESOURCES

As owners of the company, Swinerton's employees have a vested interest in outstanding performance. Their personal sense of ownership generates extra effort, dedication, and a collaborative team attitude that delivers significant value to clients — going well beyond just dollars and cents. All resources of the Swinerton Group are available to support the project team in any and all disciplines.

All resources of the Swinerton family are available to support our project teams in any and all disciplines, including: Estimating, LEED/Sustainability, Solar Solutions, HazMat, Constructability Reviews, Risk Management, Safety / Environmental, BIM / VD&C, Community Outreach and MEP Coordination.

COMMITMENT TO SUSTAINABILITY

The Swinerton Family of Companies has long recognized the importance and value of employing design and construction practices that conserve resources, reduce waste, and create healthier and more productive built environments. This long-standing commitment to the environment has resulted in industry recognition that Swinerton is a leader in green building. Our corporate commitment is embodied in our Green Mission:

- Cost Effective Green Solutions
- Waste Reduction and Recycling
- Continuous Education and Training
- Preservation of Natural Resource

CORPORATE STATISTICS

Swinerton, Inc.

Swinerton Management & Consulting:

Legal Entity:

Federal ID #:

Ownership:

Types of Business:

134 Years in Business | Year Established 1888 | License No. 92

28 Years in Business | Year Established 1994 | License No. 993242

Corporation

94-149-9330 | DIR No. . 1000000296 | Dunn & Bradstreet No. 00-946-0791

100% Employee Owned

Program, Project, Construction Management Services and General Contracting

3.

"When you work with Swinerton, the projects go so smoothly and the District ends up saving money."

Ms. Victoria Lamica
District Contract Managers
Chabot-Las Positas Community College District

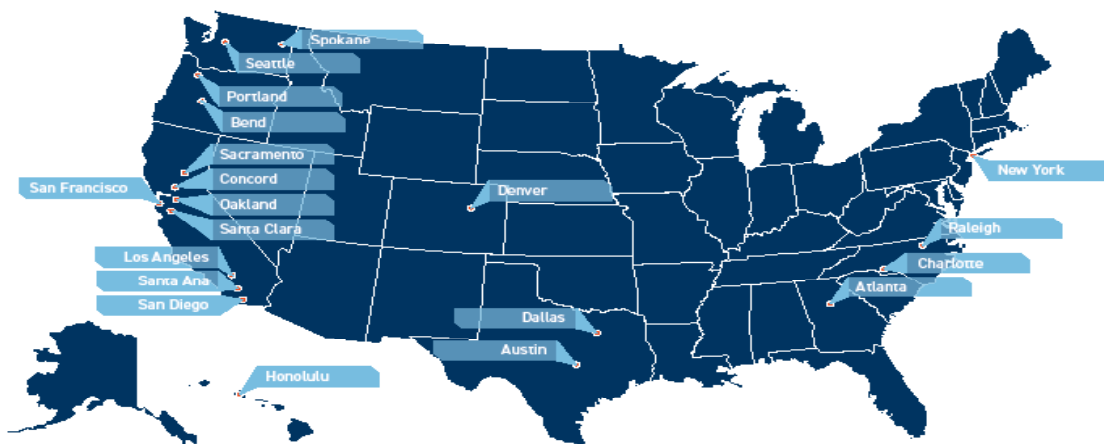
02 FIRM PROFILE AND PROJECT TEAM

LOCATIONS

We work toward a common purpose: to be the preferred and trusted partner in every market we serve, proudly leading with integrity, passion and excellence.

Swinerton's specialized divisions have the skills and experience to tackle the many demands of modern buildings. From small tenant improvement projects to LEED-certified green building to ground-up residential towers to solar power plants, Swinerton is prepared to handle all scales and all types of projects.

Over 134 years of building has granted us the insights and experience to make strong strategic decisions and to help our clients achieve their goals. We serve, while we build, and we help our clients' visions become a reality. We provide the peace of mind to our clients.



CO

Swinerton believes in building a better world for all. We believe in copy, safety, health and wellness, innovation, collaboration, and ensuring we are environmentally conscious in all of our operations. Corporate Social Responsibility (CSR) is not merely a department; it is the very DNA of our organization. All of us working together with a common CSR vision can ensure that Swinerton remains a sustainable company that builds better communities, better lives, better leaders and a better tomorrow.

Swinerton has been in partnership with the small and disadvantaged business community throughout the years, averaging 30% Participating Company-Wide.

THE SWINERTON FOUNDATION

The Swinerton Foundation was founded in 2002 to honor our obligation to be a committed corporate citizen. As a corporate family, we believe it is our duty to better the communities in which we live, work, and build. The Foundation has been certified by the Internal Revenue Service and the State of California as a 501(c)(3) nonprofit organization. The value of that status is that the Foundation can receive and make tax-deductible contributions. Those contributions benefit non-profit organizations that support youth, health, human services, and culture and the arts. The Foundation adopted a philosophy, that we have a responsibility to help those in need and to support our employees to do the same. We believe this philosophy mirrors the attitude of our employees and properly reflects the "soul" of the company. Since its inception, the Foundation has donated over \$4.7 Million to local organizations.

COMMITMENT TO EDUCATION

Swinerton has a comprehensive Educational Program, "Swinerton University" that encourages self-improvement and continuing education amongst our employees. Our Program is inclusive of both vocational and academic education including specific technical certifications. Swinerton views their employees as their greatest asset and is committed to each individual's betterment and well-being.

4.

SERVICES

Swinerton's specialized divisions offer the skills and experience to tackle the many demands of modern facilities.

From small tenant improvement projects to LEED Certified green building to ground-up residential towers and solar power plants, Swinerton is prepared to handle all scales and all types of projects.



PROGRAM | PROJECT | CONSTRUCTION MANAGEMENT

As construction projects became increasingly more complex and expensive, clients found it imperative to ensure their projects were better planned, designed and executed. Swinerton responded to these needs by consolidating all Program and Construction Management and Consulting services into one Division. This division has evolved into [Swinerton Management & Consulting \(SMC\)](#). SMC provides comprehensive program, project, and construction management services. Our teams of seasoned construction professionals act as an extension of an owner or developer's staff to ensure that complex projects are efficiently planned, designed, and executed.

CORPORATE SERVICES

Swinerton has developed a unique business model specifically for corporate clients with multi-site requirements. We dedicate an account executive responsible for ensuring seamless program delivery to every one of our clients, providing them with account management across every market. This single point of contact gives our clients peace of mind that they can benefit from our trained project teams no matter the size and scope of their building needs. This added benefit of total consistency helps our clients build confidently across the nation.

GENERAL CONTRACTING

Managing construction projects means systematically controlling every point along the sequence and flow of the work. Through 131 years of experience, we've gained the wisdom and ingenuity to make responsible, informed decisions at every step of the process. By leveraging our experience and best practices to achieve quality construction for our nation's biggest and most important industries, we give our clients peace of mind by fulfilling their objectives for function, aesthetics, sustainability, cost, and schedule, all while minimizing disruptions.

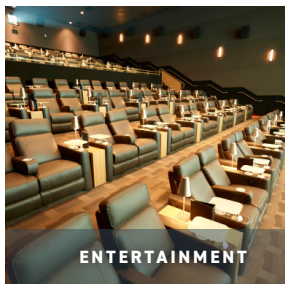
PRECONSTRUCTION

Swinerton believes that the success of any project begins with preconstruction, forging a strong foundation between builder and client well before groundbreaking. Swinerton is dedicated to providing our clients with the information and expertise they need to make the best business decisions, and as a result, we put a critical emphasis on preconstruction in our work. We ardently believe that our end products are enhanced by that early collaboration between us and our clients.

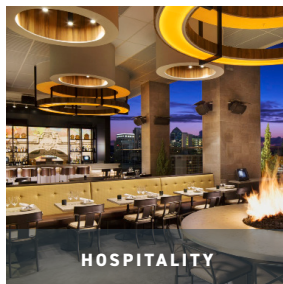
MARKETS WE SERVE



PUBLIC SECTOR



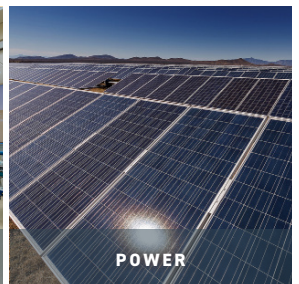
ENTERTAINMENT



HOSPITALITY



HEALTHCARE



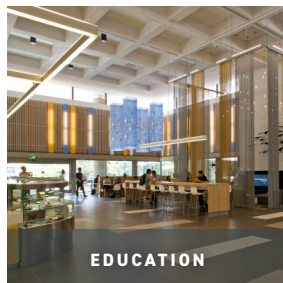
POWER



COMMERCIAL | RETAIL



MULTI-UNIT RESIDENTIAL



EDUCATION



CORRECTIONAL | JUSTICE



INFRASTRUCTURE |
TRANSPORTATION

02 FIRM PROFILE AND PROJECT TEAM

BASIC SERVICES

Swinerton Management & Consulting was established to respond to clients' needs by providing services aimed at optimizing project schedule, cost and quality.

PROGRAM MANAGEMENT BASIC SERVICES

Program Definition	Expectation Management
Project Management Plan	Fund Accounting
Cost Controls	Asset Management
Document Controls	Contract Development
Capital Planning	Cash Flow Analysis Modeling
Budgeting	Claims Avoidance Risk Management
Value Management	Strategic Planning
Scheduling	Labor Compliance Programs
Design Guidelines	Project Labor Agreements

PROJECT & CONSTRUCTION MANAGEMENT BASIC SERVICES

DESIGN | PRECONSTRUCTION

Design Management	Design Coordination Monitoring
Conceptual and Detailed Estimating	Value Engineering
Scheduling: Design Preliminary Construction	Contractor Prequalification
Constructability Review	Sustainability Green Support
Project and Design Auditing	Virtual Design Building Information Modeling (BIM)

BID AND AWARD

Contractor Selection	Pre-Bid Conference
Contract Recommendation	Contract Award

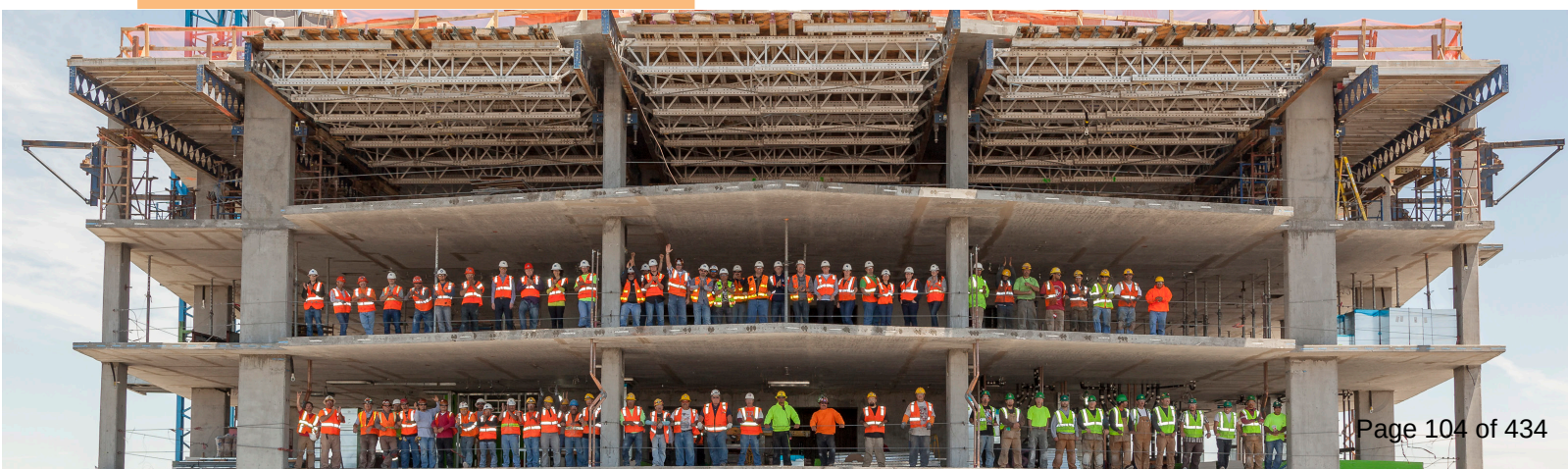
CONSTRUCTION

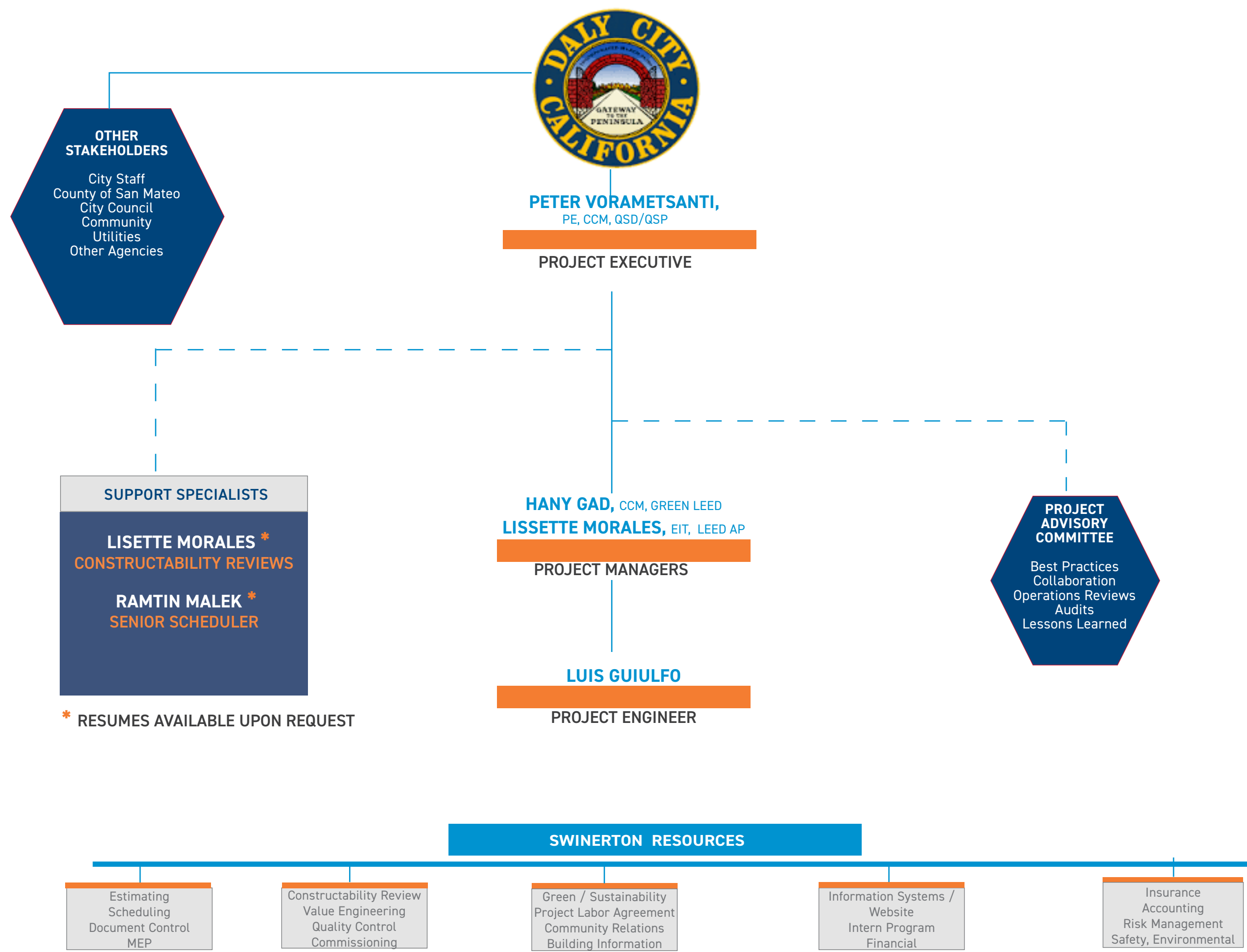
Preconstruction Conference	Construction Activities Coordination
Schedule Documents Review	Cost Control Project Accounting
Project Team Meetings	Document Control Processing
Project Control Documentation	Field Office Set-Up
Quality Assurance Control	HazMat Assessment Monitoring
Budget Updates	Site Inspection
Testing Coordination	Change Order Time Extension Requests
Monthly Payment Requests	Jobsite & Community Safety

PROJECT CLOSE-OUT / POST CONSTRUCTION

Change and Claims Management	Agency Approvals
O&M Manuals and Warranties	Move Management
Post Occupancy Evaluations (POE)	Formulation of Lessons Learned
Close-Out Documents	Commissioning and Close-Out

6.





* RESUMES AVAILABLE UPON REQUEST

02 FIRM PROFILE AND PROJECT TEAM

HOW OUR PROJECT TEAM WILL DELIVER THE SERVICES

We have assembled our Project Team around the following core principals and experience to ensure that delivery of Project and Construction Management Services required to successfully delivery the *City of Daly City's Various HVAC, Roofing and General Improvements Project*. Our Team is steeped with experience with most of that experience on California public facilities.

- Public Sector Experience and Public Library Expertise
- Effectiveness
- Efficiency
- Integrity

Our Team understands the importance of being thoughtful, strategic and the need to develop a project plan; the need to be lean and efficient – thus ensuring that as many dollars as possible are available for the *City of Daly City's Various HVAC, Roofing and Generator Improvements Project*.

Our proposed Team comes to the *City of Daly City* with outstanding and similar project experience managing public sector projects and specific experience managing HVAC, Roofing and Generator Improvements. Our goal is to become part of your Team and provide quality services and excellent customer service. We strive to become part of our client's family; your goals will become our goals! The candidates we are proposing possess these qualities and will work closely to meet your expectations of service. They will apply proven procedures leading to quality and cost-effective delivery, working closely with the *City Staff* to ensure the successful completion of all project activities.

HOW OUR TEAM WILL MANAGE USE OF PERSONNEL AND RESOURCES EFFICIENTLY

Our Team will provide the *City of Daly City* with very efficient and effective Project and Construction Management services, by utilizing the appropriate technical staff during each phase of the projects. Our Project Executive and Project Managers will be the primary staff involved during the preconstruction phase, as they bring a wealth of experience which will assist the *City* with design support to complete the design phase and provide contract administration including bid management. During Construction, our Project Manager will be the primary point-of-contact and our Project Executive will continue to provide oversight of the project with continued support to the *City* with any presentations to City Council, Community, and any other key stakeholders.

SUMMARY OF PROPOSED PERSONNEL

MR. PETER VORAMETSANTI, P.E., CCM | PROJECT EXECUTIVE. Mr. Vorametsanti has over 35 years of engineering and construction management experience, is a licensed Professional Engineer. Mr. Vorametsanti spent 20 years with the City of Redwood City in numerous roles including Supervising Civil Engineer, Acting Engineer Manager and Civil Engineer. In this capacity he managed a multiple of projects including, transportation projects, parks, sports fields, infrastructure and municipal buildings including roadway interchanges, waste water, storm water, sewage treatment plant street and levee improvements. Mr. Vorametsanti is skilled at working with City Staff on all aspects of Capital Improvement Programs, from project definition and feasibility studies to estimating, obtaining permits, project coordination with City departments, design management, RFP preparation, schedule and budget management, bid management including bid marketing, solicitation and award, writing staff reports, meeting with stakeholders, managing the construction and inspections, grant administration and project close-out. As Project Executive, he will provide operational and senior management support to ensure the success of your project. He will be responsible for providing additional resources and any technical expertise required. He will attend key meetings, participate in partnering sessions and ensure that we commit the full attention of Swinerton's senior management to guarantee the success of our services.

HANY GAD, CCM, GREEN LEED ASSOCIATE, PROJECT MANAGER. Mr. Gad has over 14 years of engineering, project and construction management experience, including bid management, keeping projects within budget, baseline schedule and maintaining safety and quality standards. Project experience includes industrial, office and commercial buildings, educational and infrastructure facilities. Developed expertise in leading project activities with exceptional background in value engineering, communication, risk management, negotiation and interaction with different stakeholders. Additional responsibilities have included managing and coordinating construction activities. Mr. Gad brings excellent technical knowledge of blue prints and technical

LISSETTE MORALES, , EIT, LEED AP, PROJECT MANAGER. Ms. Morales has over 22 years of experience in the construction industry working as a project engineer and project / construction manager. Her construction and project management experience includes participation in preconstruction and construction activities, project estimating, scheduling, contract negotiation, project administration, conducting regular owner/team meetings, managing and monitoring construction progress, and supporting the project team with cost control and project closeout. As Project/Construction Manager, her responsibility is to oversee the construction process for the duration. In this position, she works with representatives from the owner, architect, contractors and suppliers. She resolves any issues that may arise during the course of construction, is responsible for budget and schedule adherence, performance of onsite construction, coordination of activities with the superintendent and the handling of reports and documents.

02 FIRM PROFILE AND PROJECT TEAM

LUIS GUIULFO, PROJECT ENGINEER. Mr. Guiulfo supports our project teams with reviews of shop drawings and submittals for scope and accuracy. He evaluates field problems and documents requests for information, processes subcontractor and owner change orders, attends and documents meetings, manages the online construction management system, maintains contract drawings, distributes changes to subcontractors and compiles contract close-out documents. In addition, he is experienced in performing quantity take-offs, cost estimating and scheduling for coordination.

Our Team brings strong organizational abilities, strong communication and operational skills to collaboratively manage teams of staff, consultants, stakeholders and agencies for multiple projects simultaneously. Their seasoned and expert knowledge of best practices in design and construction management have benefited clients by way of project cost savings, schedule acceleration and improvement of overall project quality. During construction, they are responsible for budget and schedule adherence, construction performance monitoring, coordination of owner issues, document controls, project close-out and turnover. Mr. Hany and Mr. Wege will work with Mr. Vorametsanti and **City of Daly City Staff** to ensure that the project is established and managed to a successful completion.

SUPPORT SPECIALISTS

MR. RAMTIN MALEK | SENIOR SCHEDULER | CLAIMS ANALYSIS MANAGER.

Mr. Malek has over 12 years of construction experience encompassing onsite project controls including scheduling and claims resolution. His experience has contributed to an analytical approach and deep understanding of the complexities of project schedules. As Senior Associate of Project Controls, he supports and manages multiple projects in implementing the best practices to ensure successful completion. His services also include assisting teams with risk evaluation, dispute resolution and negotiations. Mr. Malek will work closely with our Project Team in developing, managing and monitoring the appropriate project controls on a as-needed basis.

RICHARD HOWELL, REGIONAL SAFETY MANAGER.

With over 20 years of experience, and as our Regional Environmental Health & Safety Manager, Mr. Howell is responsible for ensuring our projects comply with all Federal, State and local laws, regulations and standards as well as the Swinerton Builders Safety Program. He performs weekly jobsite safety inspections, assists in safe planning of high hazard work and coordinates with contractor's safety managers. Richard was instrumental in improving our energized electrical work and high hazard work policies, procedures and safe work standards. He continually conducts annual or refresher training on a multitude of safety topics and conducts safety training to bring their level of safety up to Swinerton's requirements and expectations.

OFFICE LOCATION

Swinerton has a full service office in San Francisco, not far from the project sites.

ADDITIONAL RESOURCES

Behind our Core Team are the resources of Swinerton experts that are available to answer and address any need that may develop for this Project. The following expertise is available to our Project Team:

- Cash Flow Scheduling to Assist with Project Financing
- Procurement
- Information Technology (IT)
- Sustainability/CalGreen / Alternative Energy
- Estimating and Scheduling
- Building Information Modeling
- Project Labor Agreement/Project Stabilization Agreement)
- Alternative Delivery Methods
- Insurance
- Legal / Risk Management
- Industrial Hygiene
- Storm Water Protection Plan (SWPPP)
- Quality Control

BEST PRACTICES / LESSONS LEARNED

As previously mentioned, we have an internal "Project Advisory Committee" comprised of Program and Project | Construction Managers who are currently working on public facilities. The Advisory Committee will be a resource to our Project Team on such issues as **best practices, lessons learned, collaboration, operational reviews and audits**. We will hold periodic roundtables with the committee and the project team to share experiences and exchange ideas and/or solutions, and consult on a variety of issues and challenges. **9.**

Mr. Vorametsanti has over 33 years of engineering and construction management experience, is a licensed Professional Engineer and is a certified Traffic Operations Engineer. Mr. Vorametsanti spent 20 years with the City of Redwood City in numerous roles including Supervising Civil Engineer, Acting Engineer Manager and Civil Engineer. In this capacity he managed a multiple of projects including, transportation projects, parks, sports fields, infrastructure and municipal buildings including roadway interchanges, waste water, storm water, street and levee improvements. Mr. Vorametsanti has also managed the land development section responsible for planning and entitlement process, map approvals, plan check and permitting of private development projects.

PROJECT EXPERIENCE

City of Burlingame's Library Energy Management Systems (EMS)

Upgrades | Improvements. Replace an obsolete control system to improve functionality and energy efficiency of the heating, ventilation, and air conditioning (HVAC) systems. The existing EMS was originally installed as part of main library construction and has served beyond its design service life. \$350,000.

City of Burlingame's Generator Replacement at Fire Station Nos. 34, 35 and 36. Construction management services for the City of Burlingame's Fire Station Generators Replacement Project. This project replaces three emergency standby generators which have exceeded their service life at three separated fire stations. \$600,000.

City of South San Francisco's WQCP Hypochlorite Tanks Replacement, South San Francisco, CA. Project and construction management services for the City of South San Francisco's Sodium Hypochlorite Tanks Replacement Project. \$1.187 Million.

City of Menlo Park 2020's Surface Seal Program, Menlo Park, CA
Senior Project Manager. Project scope consisted of concrete curb and gutter, ADA ramp upgrades, concrete valley gutter rehabilitation, base pavement repairs including skin patches, crack sealing, polymer modified type II slurry seal, thermoplastic striping and markings, and Hot Mix Asphalt speed humps installation located throughout various streets in Menlo Park, CA. \$1.15 Million.

City of Millbrae Recreation Center, Millbrae, CA. Comprehensive project and construction management services for the rebuilding of a new 25,900 square-foot Recreation Center utilizing the design-build delivery method. \$30 Million.

City of South San Francisco, Capital Improvement Program Management Services, South San Francisco, CA. Program Management and construction management services on over 20 projects including sewage treatment plant units, park improvements, utility undergrounding, sewer and stormwater utilities, traffic system improvements, bike lanes, roadway and sidewalks, and public buildings. \$50 Million.

City of San Bruno, Project and Construction Management Services on Multiple Sewer Projects, San Bruno, CA. Oversaw the project delivery of: Jenevein Ave. Sewer Replacement Project, Trenton Sewer Replacement Project and the Spyglass Pump Station and Force Main Rehabilitation Project. \$6 Million.

City of Redwood City, Ralston/101 Interchange Reconfiguration and Island Parkway Overpass, Redwood Shores/Belmont, CA . Construction administration services in the reconfiguration to Partial Cloverleaf of an existing interchange. Design development through CalTrans process and environmental clearance. Sought funding with San Mateo Transportation Authority and City/County Association of Governments. Managed the establishment of a local Assessment District. Coordinated with CalTrans, local business, residents and City of Belmont including Right of way acquisitions. \$21 Million.

EDUCATION

B.S., Civil Engineering, University of California Berkeley

M.B.A., San Francisco State University

AFFILIATIONS / CERTIFICATIONS

Registered Professional Engineer
California License
C35630

CCM, Certified Construction Manager, (CMAA)
Construction Management Association of America

REFERENCES

Eunejune Kim

Public Works Director
City of South San Francisco
650.877.8550
eunejune.kim@ssf.net

Jimmy Tan, P.E.

Public Services Director/City Engineer
City of San Bruno
650.616.7065
jtan@sanbruno.ca.gov

Sam Bautista, P.E.

Acting Director of Public Works/City Engineer
City of Pacifica
650.738.3767
bautistas@ci.pacifica.ca.us

Susanna Chan, P.E.

Midpeninsula Regional Open Space District
650.625.6520
schan@openspace.org

Bradley McCulley

City Librarian
City of Burlingame
650.558.7474
mcculley@plsinfo.org

Mr. Gad has over 15 years of engineering, project, and construction management experience, including bid management, budget control, schedule control, safety management and quality control. Project experience includes industrial, infrastructure, office and commercial buildings, educational and infrastructure facilities. Developed expertise in leading project activities with exceptional background in value engineering, communication, risk management, negotiation, and interaction with different stakeholders. Additional responsibilities have included coordinating construction activities without disrupting ongoing operations. Mr. Gad brings excellent technical knowledge and problem-solving skills to any projects.

PROJECT EXPERIENCE

City of Burlingame, Fire Station Diesel Generator Replacement project, Burlingame, CA

Project and construction management services for the City of Burlingame's Fire stations Diesel generator replacement project. This project replaced exiting standby generators at 3 fire stations located in Burlingame with new 600Amps diesel generators, each generator is connected to 240V transfer switch and AC load bank when up to 600KW of supplemental load is required and annunciator panels connectivity. Work including associated underground conduits, duct banks, wiring & interfaces with Fire department telecom devices for sending generator feedback signals. \$600,000.

City of Burlingame, Burlingame Library EMS Upgrade project, Burlingame, CA

Project and construction management services for the City of Burlingame's Library HVAC upgrade project. This project replaced obsolete HVAC control system and improve the functionality and efficiency of EMS system. Replacing exiting DDC system with new building automation system (BAS) along with terminal units, sensors, thermostats and VAVs will be replaced with new devices are completable with new system and HVAC control for changing demand-controlled ventilation logic. 300,000.

City of Couth San Francisco's WQCP Secondary Clarifiers No.01&.02 Rehabilitation Project, South San Francisco, CA

Project and construction management services for the replacement of Clarifiers' mechanism, RAS & WAS pumps, major process piping and valves, motor control center (MCC) with new equipment, and existing PLC modification to address new I/O inputs and final integration Plant master SCADA system to improve Clarifiers' performance and increase their useful service lives, project challenges are to install new clarifier's mechanism over existing concrete foundation and overcome exiting anchor bolt conditions - \$3.5 Million.

City of South San Francisco's WQCP Hypochlorite Tanks Replacement, South San Francisco, CA

Project and construction management services for the City of South San Francisco's Sodium Hypochlorite Tanks Replacement Project. This project replaced the sodium hypochlorite facility at the Water Quality Control Plant (WQCP), the major components were three 8,300-gallon fiberglass reinforced plastic tanks used to hold a 12.5% solution of sodium hypochlorite and 3 metering pumps located inside the Pump Room primarily for effluent disinfection services and general refurbishment of the facility. \$1.187 Million.

City of South San Francisco's Water Quality Control Plant (WQCP) Switchgear & Cogen Control Development, South San Francisco, CA

Project and construction management services replacement and upgrade of the Plant's major electrical components, including the main power service, the switchgear, upgrading and interconnecting several of the motor control centers, replacing the cogeneration control panel, and integration into the WQCP's process control networks to reduce the need for manual operation and the enhancement operational cost effectiveness. \$3.294 Million

EDUCATION

B.A., Architectural Engineering, Alexandria University, Alexandria, Egypt

M.B.A., Strategic Planning, Herriot-Watt University, Edinburgh, United Kingdom

AFFILIATIONS / CERTIFICATIONS

Certified Construction Manager (CCM)
Construction Management Association of America

LEED Green Associate, U.S. Green Building Council

REFERENCES

Rob Smiley

Chief Operation Officer
Sunnyvale School District
408.522.8225
rob.smiley@sesd.org

Nicholas Talbot

Assistant Plant WQCP Superintendent
City of South San Francisco nicholas.talbot@ssf.net

Rudy Sultan

Regional Director
USS Cal Builders
704.709.6565
rudy@usscalbuilders.com

Ms. Morales has over 20 years of experience in the construction industry working as a project engineer and construction manager. Her construction and project management experience includes participation in preconstruction and construction activities, project estimating, scheduling, contract negotiation, project administration, conducting regular owner/team meetings, managing and monitoring construction progress, and supporting the project team with cost control and project closeout.

As Project Manager, her responsibility is to oversee the construction process for the duration. In this position, she works with representatives from the owner, architect, contractors and suppliers. She resolves any issues that may arise during the course of construction, is responsible for budget and schedule adherence, performance of onsite construction, coordination of activities with the superintendent and the handling of reports and documents.

PROJECT EXPERIENCE

City of South San Francisco Orange Memorial Park Sports Field, San Francisco, CA

Comprehensive construction management services for a new Sports Field that replaces the existing natural turf baseball and softball fields at Orange Memorial Park with new synthetic turf softball, baseball and soccer fields. The fields are improved with sports field lighting, electronic scoreboards and sound system, field associated fencing and netting, spectator bleacher seating, pedestrian pathways with landscape and lighting, landscape irrigation and planting improvements, and relocation and upgrade of an existing concessions building. The Sports Field project is installed over the new storm water capture system cistern, infiltration gallery and associated piping. 12.6 Million.

City of South San Francisco Gardiner Park Playground Replacement, San Francisco, CA

Project is a renovation of the existing Gardiner Park that replaces the existing play area equipment, expands the play area footprint, and replaces the existing basketball court, and connects and modifies existing utilities. This project was challenged by grant funding time constraints and public relation with the neighborhood.

The work included demolition, tree protection, utility protection and modifications, earthwork, site hardscape and softscape, playground renovation, site furnishings, ornamental metal and chain link fencing, storm drain modifications and electrical equipment modifications. This project received an Award of Excellence from CPRS District 4 2021, which serves the Counties of San Francisco, San Mateo and Santa Clara. It held its annual Awards and Citation recognition virtually throughout the month of February. Individuals and organizations were honored for their contributions in the fields of parks, recreation, and human services. \$0.8 Million.

City of South San Francisco's OBAG (One Bay Area Grant)-2 Streets Rehabilitation, South San Francisco, CA

Project management services for the OBAG 2 Street Rehabilitation Program. This One Bay Area Grant funded project consisted of asphalt grind and overlay including adjusting utility covers, concrete removal and replacement, base repairs, milling, crack sealing, HMA, RHMA, and reinstalling traffic striping and markings located throughout various streets in South San Francisco, CA. This project rehabilitated sections of the various City streets, including: Alida Way, Camaritas Avenue, Hickey Boulevard, San Felipe Avenue and South Spruce Avenue. Each Street was milled and overlaid with an asphalt surface and improvements to the curb ramps in these areas. The project utilized federal funds, and therefore the contract required Disadvantaged Business Enterprise (DBE) participation from subcontractors and suppliers. \$1.6 Million.

EDUCATION

B.S., Civil Engineering
California Polytechnic State University
San Luis Obispo, CA

AFFILIATIONS / CERTIFICATIONS

USGBC LEED Accredited Professional
Engineer-in-Training Certificate No.XE9192
CREW
NAWIC

REFERENCES

Rob Connolly
Boys & Girls Clubs of San Francisco
415.445.5401
rconnolly@kidsclub.org

Alberto Vasquez
Senior Project Manager
San Francisco Unified School District
415.241.6152
vasqueza@sfusd.edu

Greg Markwith
Principal
San Francisco Unified School District
415.695.5701
markwithg@sfusd.edu

Mr. Jose-Noel Cadiz
Facilities Manager
San Mateo – Foster City Unified School District
650.312.7690
jcadiz@smfc.k12.ca.us

Mr. Guiulfo supports our project teams with reviews of shop drawings and submittals for scope and accuracy. He evaluates field problems and documents requests for information, processes subcontractor and owner change orders, attends and documents meetings, manages the online construction management system, maintains contract drawings, distributes changes to subcontractors and compiles contract close-out documents. In addition, he is experienced in performing quantity take-offs, cost estimating and scheduling for coordination.

PROJECT EXPERIENCE

City of Burlingame, Fire Station Diesel Generator Replacement, Burlingame, CA

Project and construction management services for the City of Burlingame's Fire stations Diesel generator replacement project. This project replaced exiting standby generators at 3 fire stations located in Burlingame with new 600Amps diesel generators, each generator is connected to 240V transfer switch and AC load bank when up to 600KW of supplemental load is required and annunciator panels connectivity. Work including associated underground conduits, duct banks, wiring & interfaces with Fire department telecom devices for sending generator feedback signals. \$600,000.

City of Burlingame, Burlingame Library EMS Upgrade, Burlingame, CA

Project and construction management services for the City of Burlingame's Library HVAC upgrade project. This project replaced obsolete HVAC control system and improve the functionality and efficiency of EMS system. Replacing exiting DDC system with new building automation system (BAS) along with terminal units, sensors, thermostats and VAVs will be replaced with new devices are completable with new system and HVAC control for changing demand-controlled ventilation logic. 500,000.

City of South San Francisco Orange Memorial Park Sports Field, San Francisco, CA

Comprehensive construction management services for a new Sports Field that replaces the existing natural turf baseball and softball fields at Orange Memorial Park with new synthetic turf softball, baseball and soccer fields. The fields are improved with sports field lighting, electronic scoreboards and sound system, field associated fencing and netting, spectator bleacher seating, pedestrian pathways with landscape and lighting, landscape irrigation and planting improvements, and relocation and upgrade of an existing concessions building. The Sports Field projects is installed over the new storm water capture system cistern, infiltration gallery and associated piping. 12.6 Million.

EDUCATION

B.S. in Mathematics
Hawaii Pacific University, Honolulu, HI

REFERENCES

Eunejune Kim

Public Works Director
City of South San Francisco
650.877.8550
eunejune.kim@ssf.net

Bradley McCulley

City Librarian
City of Burlingame
650.558.7474
mcculley@plsinfo.org

PROJECT EXPERIENCE (CONTINUED)

Bell Brothers, Hayward, CA

Facilitated HVAC equipment installation, ductwork planning and installation, and lay out and connected electrical wiring equipment.

Knighted Ventures, San Bruno, CA

Gaming Associate. Curator of overall gaming experience; acted as a referee to audit and protect the integrity of the game. Manage all table accounting procedures and verified financial transactions and payouts.

Propark Mobility, San Diego, CA

Lead Supervisor Valet. Management duties included daily meetings, trained new employees, and ensure guest needs were met, completed accurate vehicle damage inspections, monitored traffic flow for the assigned drop-off and pick up areas.

Norman S. Wright, Hawaii

Applied Inside Sales. Assisted customers to meet their HVAC Needs; created and provided Pre-Substitution to qualify DOE and State Jobs, matched Air Conditioning Systems from other brands, priced Daikin Air Conditioning Splits, priced Water source Heat pump Systems, provided take-off on Air Distribution Devices and attended informative meetings to learn of new products.

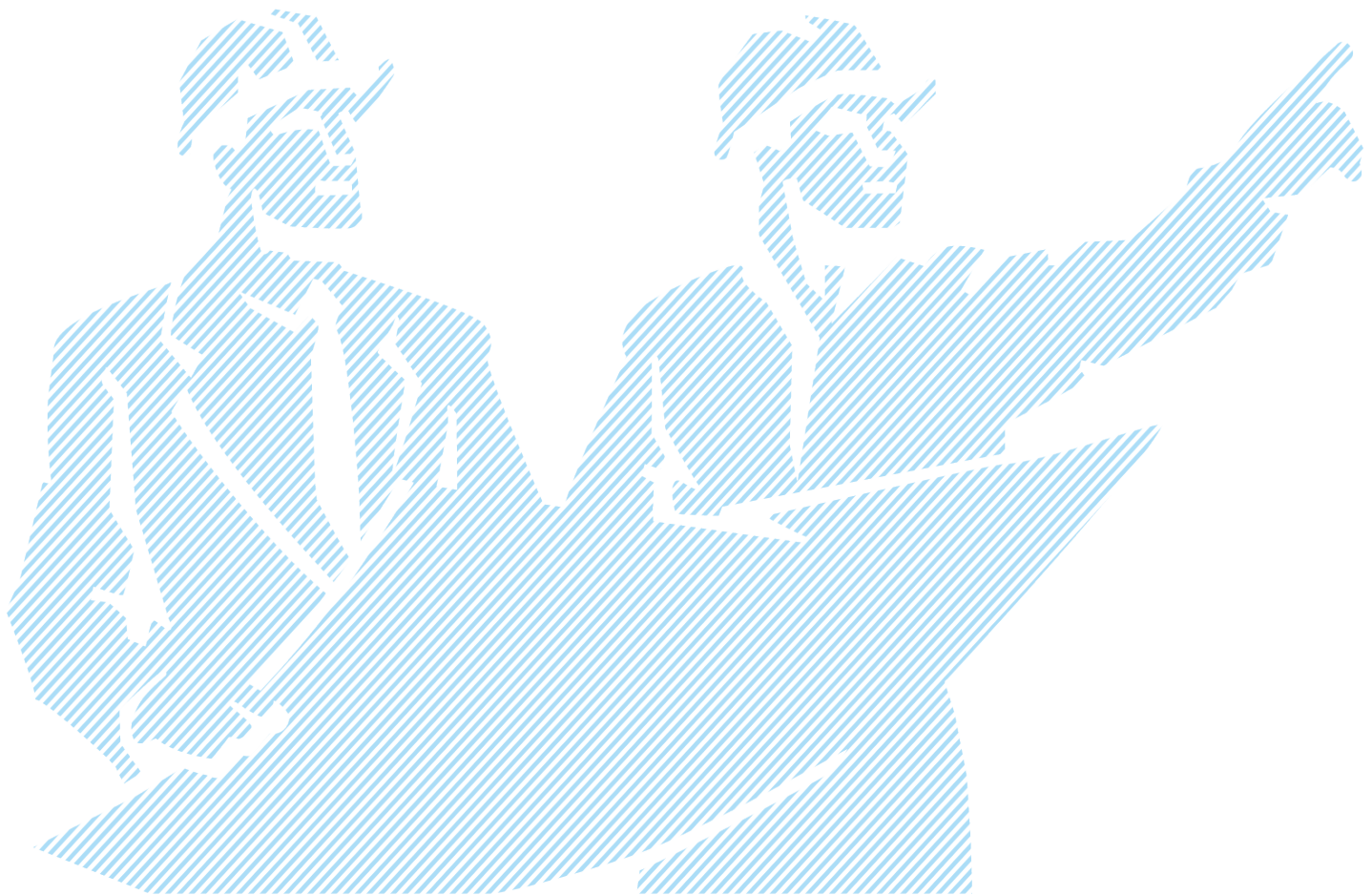
Striving for Civic Excellence...

"The Art of Communication is the Language
of Leadership"

~ James Humes ~

RELEVANT EXPERIENCE OF PRIME

Tab 3
Relevant Experience of
Prime





City of Burlingame's Generator Replacement at Fire Station Nos. 34, 35 and 36.

Swinerton is providing construction management services for the City of Burlingame's Fire Station Generators Replacement Project. This project replaces three emergency standby generators which have exceeded their service life at three separated fire stations. The project also improves the functionalities including remote sensing and controls of the generators.

The new generators are 600 Amps diesel generators, and each generator is connected to 240V transfer switch and AC load bank when up to 600KW. Work includes associated underground conduits, duct banks, wiring & interfaces with Fire department telecom devices for sending generator feedback signals.

Swinerton scope of work included project coordination with City staff, Fire Station staff, Contractor, and Designer. Swinerton also managed new equipment installation project schedule, budget, inspections and testing coordination, shutdown coordination and project close-out documentation, training and commissioning.

Location
Burlingame, CA

Client
City of Burlingame

Designer
Kitchell

Start and Completion
August 2021 - March 2022

Value
\$600,000

Firm's Contract Amount
\$40,650

Delivery Method
Design-Bid-Build

Project Highlights and Services

- Generator Replacement
- 600 AMPS Diesel Generators
- Underground Conduits
- Duck Banks
- Telecommunication Devices

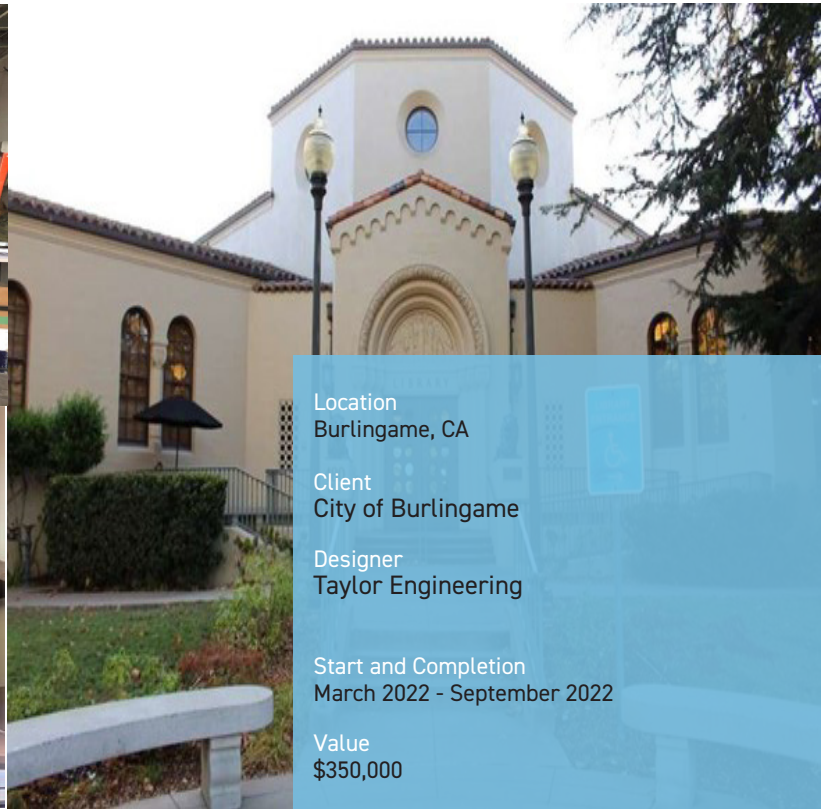
Team Member
Peter Vorametsanti
Hany Gad
Kevin Chan

REFERENCE

Mr. Kevin Okada | Senior Engineer | City of Burlingame |
480 Primrose Road | Burlingame, CA 94010 | 650.558.7213
| kokada@burlingame.org

Ms. Marie Galvin | Facilities Manager |
City of Burlingame | Burlingame Corporation Yard | 1361
N. Carolan Avenue | Burlingame, CA | 415.290.2357 |
mgalvin@burlingame.org

Mr. Johnson Woo | Fleet Division Manager |
City of Burlingame | Burlingame Corporation Yard | 1361
N. Carolan Avenue | Burlingame, CA 94010 | 650.558.7691
| jwoo@burlingame, CA



Location
Burlingame, CA

Client
City of Burlingame

Designer
Taylor Engineering

Start and Completion
March 2022 - September 2022

Value
\$350,000

Firm's Contract Amount
\$30,000

Delivery Method
Design-Bid-Build

Project Highlights and Services

- Pneumatic and Direct Digital Control System
- New Building Automation System
- HVAC Controls
- Exhaust Fans and Flow Meters
- Replacement of 34 Variable Air Volume (VAV)
- Variable Volume and Temperature (VVT)
- Commissioning Coordination

Team Member

Peter Vorametsanti
Hany Gad
Kevin Chan

City of Burlingame's Library Energy Management Systems (EMS) Upgrades | Improvements

Replace an obsolete control system to improve functionality and energy efficiency of the heating, ventilation, and air conditioning (HVAC) systems. The existing EMS was originally installed as part of main library construction and has served beyond its design service life.

The scope of work included the replacement of existing pneumatic and direct digital control system (DDC) with new building automation system (BAS), and the replacement of 34 variable air volume (VAV) with variable volume and temperature (VVT) along with terminal units, sensors & thermostat that are compatible with new system and HVAC control for changing demand-controlled ventilation logic to improve the functionality and efficiency of EMS system. The project will also supply and install new exhaust fan and flow meters along with system testing, commissioning, and integration for HVAC control.

This project is being built without any impact to library operations and no displacement of the occupants.

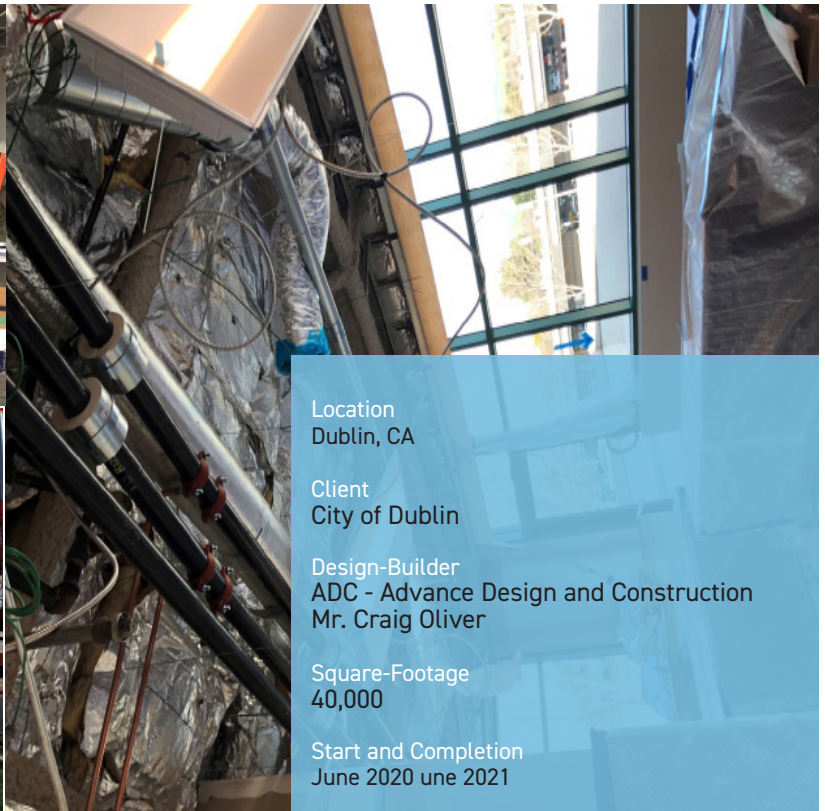
Swinerton is providing project and construction management services including demolishing existing equipment, shutdown schedule coordination, new equipment installation, testing and inspections, commissioning and project close-out

REFERENCE

Mr. Kevin Okada | Senior Engineer | City of Burlingame | 480 Primrose Road | Burlingame, CA 94010 | 650.558.7213 | kokada@burlingame.org

Ms. Marie Galvin | Facilities Manager | City of Burlingame | Burlingame Corporation Yard | 1361 N. Carolan Avenue | Burlingame, CA | 415.290.2357 | mgalvin@burlingame.org

Mr. Johnson Woo | Fleet Division Manager | City of Burlingame | Burlingame Corporation Yard | 1361 N. Carolan Avenue | Burlingame, CA 94010 | 650.558.7691 | jwoo@burlingame, CA



Location
Dublin, CA

Client
City of Dublin

Design-Build
ADC - Advance Design and Construction
Mr. Craig Oliver

Square-Footage
40,000

Start and Completion
June 2020 - June 2021

Value
\$5 Million

Contract Amount
\$550,000

Delivery Method
Design-Build

Project Highlights and Services

- Project and Construction Management
- Inspection Services
- Utility Coordination
- Traffic Control
- Claims Management
- Commissioning Coordination

Team Member

Greg Armendariz
Robert Kagiya
Brett Lowther
Bill Colletto

City of Dublin's Civic Center HVAC and Roofing Improvements

Major improvements of the City of Dublin's City Hall, including replacement of 7 roofs with new energy efficient TPO roof systems, redesign and rezoning of HVAC system to provide improved climate control in all occupied office spaces, replacement and upgrading of 7 air-handler roof units, and re-routing of ductwork, replacement of T-bar ceilings, upgraded all lighting systems with energy efficient system, upgraded data systems with CAT6E cabling to all offices, painting, carpeting and other related improvements. Improvements were provided while maintaining City Hall operations. Project was delivered utilizing the design-build delivery method.

Swinerton provided project and construction management services that included preconstruction, procurement of the design-builder including management of the RFQ and RFP Processes and design-builder selection. Provided design management and construction management including monitoring the schedule, budget, coordination of all special inspections and materials testing and coordinated the commission of the new systems.

REFERENCE

Mr. Michael Boitnott | CIP Manager
City of Dublin | 100 Civic Plaza | Dublin, CA
925.833.6630 | michael.boitnott@dublin.ca.gov

Mr. Andrew Russell | Public Works Director |
City of Dublin | 100 Civic Plaza | Dublin, CA |
925.833.6630 | andrew.russell@dublin.ca.gov

03 RELEVANT EXPERIENCE OF THE PRIME

EXPERIENCE WITH LOCAL GOVERNMENT | PUBLIC WORKS PROJECTS

Swinerton has been working with local governments and Districts since the inception of the Division more than 28 years ago. The proposed staff on this assignment has worked with multiple local agencies and are well informed about the Public Contracting Codes and the corresponding Federal requirements. The proposed Team has worked with other local agencies from conceptual project development, to design development, to environmental clearance, to final design, to Bid Document management, to procurement and the successful delivery of the construction of the project.

Our Team also brings extensive experience in building consensus among the multiple stakeholders that are usually involved during the design phase. Our Team is also sensitive to environmental issues including the need to comply with the California Environmental Quality Act (CEQA) and National Environmental Protection Act (NEPA), and how to navigate through the process. Although our Team does not offer design services, we are technically astute and can offer design recommendations with experience that we've gained from past projects.

Our Team understands the Public Contracting Codes and has conducted numerous procurements under this provision. Our Team pays particular attention during project and construction management to the **City's** ultimate interest. We also offer the **City** the use of Construction Management Software which can streamline and centralize project documentation.

EXPERIENCE MANAGING ISSUES AND/OR CHALLENGES

Challenges during construction are inevitable. Our approach to minimizing challenge is to anticipate and preempt these situations so they do not even become a 'problem'. In order to anticipate and preempt potential challenges, we rely on our extensive experience and fully utilizes the extensive resources that we bring to our clients from a 4,000-employee strong company. We excel at managing contractors because of our understanding of their position since we have colleagues that occupy that space in the industry. Our Team also understands the importance of clear and constant communication because we know the nuances that are used by the different divisions of the **City**, the different disciplines of designers, and the different trades of the construction industry.

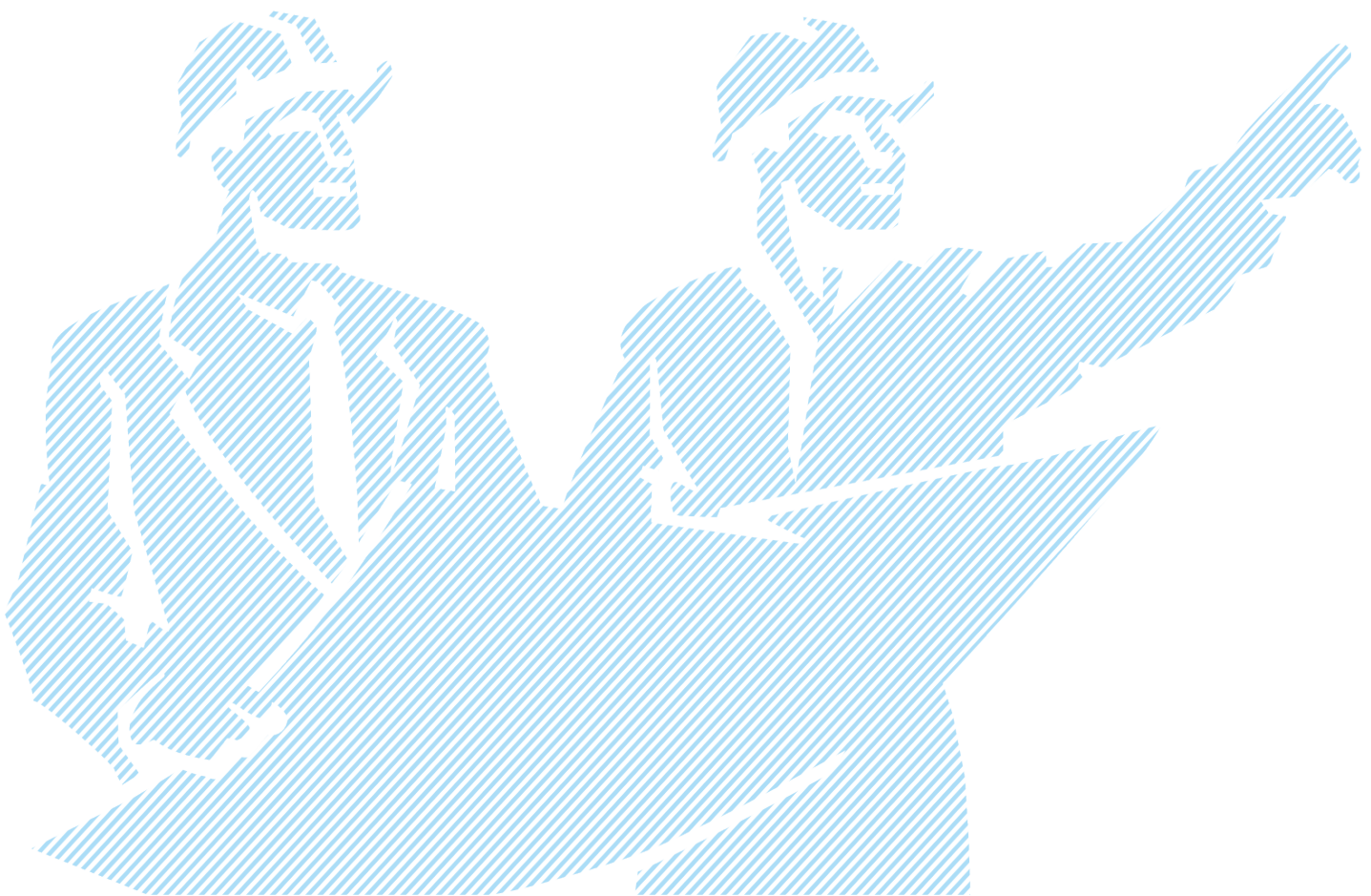
Striving for Civic Excellence...

"The Best Preparation for Tomorrow, Is Doing Our Best Today"

~ H. Jackson Brown Jr. ~

PROJECT APPROACH | ORGANIZATION | LOCAL PRESENCE

Tab 4
Project Approach |
Organization | Local Presence



04 PROJECT APPROACH | ORGANIZATION | LOCAL PRESENCE

APPROACH AND ORGANIZATION - STRATEGIES FOR SUCCESS

Swinerton Management & Consulting's (Swinerton) approach to delivering project and construction management services is well aligned with [City of Daly City's](#) vision for these projects. Our services embody our core values of Integrity, Leadership, Passion and Excellence. Our core business is the management of construction projects for Owners. We achieve success through:

- Providing Leadership and Value-Added Services
- Being a Collaborative and Proactive Team Member
- Providing Timely Information for Informed Decision-Making
- Looking for Solutions and Solving Problems
- Engaging the local Community
- Helping each Member of the Team to Succeed
- Delivering a high quality and sustainable projects

PROJECT UNDERSTANDING

We understand that the projects under this RFP are a subset of the 'Swarm of Various Facility, Park, Library and other Improvements' which RFP was issued in January 2022 and consist of only the City Hall, Doelger Art Center and War Memorial Facility. City Hall improvements are the largest of the three and include only the HVAC on the roof and the Emergency Generator Replacement. The roof itself is not included since it was improved about 5 years ago. The removal of the underground fuel storage tank for the existing generator and any possible remediation may develop into a separate project depending on the extent of the possible contamination. The HVAC system at both the Doelger Art Center and War Memorial are proposed to be replaced. These maybe grouped with the City Hall system for procurement to streamline the process to reduce administrative costs. The roof replacement at the Doelger Art Center should be a stand-alone project and depending on the [City's](#) requirements of the new roof, may be procured as a design-build project. We understand that we should work with the Planning Department to determine if these improvements will be exempt from CEQA/NEPA and if they are, we can process the documentation as such. The critical elements for many projects during the last couple of years has been supply chain and cost escalation associated with it. These projects are no exception, and we will ensure that these bases are covered by identifying long lead time elements and procure them early to avoid project delay.

INTERFACING WITH CITY STAFF | ADVOCACY WITH CITY DEPARTMENTS

TEAM LEADERSHIP AND COLLABORATION

Swinerton offers the [City of Daly City](#) extensive knowledge and outstanding experience working with cities throughout the State of California, managing construction of public and civic projects, including emergency generators and HVAC system improvements. Our goal is to provide collaborative experience and leadership by bringing strategic expertise in planning, design management, public bidding, and construction management knowledge so that informed decisions can be made.

We propose to conduct periodical project status meetings with the [City](#), design team, and contractor(s) to ensure timely interface. We may also deploy project management software to help with this interface. Depending on the level of activities on the project, the meetings can be weekly or bi-weekly.

ADVOCACY AND COLLABORATIVE COMMUNICATION

One of our strengths is building consensus. The essence of our management approach is to develop strong synergy and collaboration. By establishing a fully integrated team of dedicated and experience design and construction professionals, we not only have the technical expertise required, but we develop the relationships and trust that allows the participants to challenge ideas without challenging people. This approach and trust will be instrumental in building a strong relationship with the [City of Daly City and its Consultants](#). We will :

- Engage and actively support [City Staff](#) and participate in the entire process.
- Engage the [City of Daly City's](#), Design Team and all Consultants - bringing our expertise to the table while being flexible in our approach and open to new ideas.
- Expertise managing public infrastructure projects with, hands-on experience of HVAC and Generator operations.
- Utilize active listening skills.
- Understand and embracing the [City's](#) expectations, vision and project requirements.

Our goal is to lead the Project Team, bringing strategic expertise in HVAC and Generator systems, Design Management, Public Bidding, and Project and Construction Management knowledge so that informed decisions can be made. As we progress into the construction phase, we will have a dedicated Project Manager onsite during construction, who will be the "boots on the ground" providing the [City of Daly City](#) and its Consultants with daily updates on progress and issues during construction and project close-out. Both our Project Executive and Project Managers can effectively represent the project stakeholders at all project-related meetings, and any other public meetings as required.

04 PROJECT APPROACH | ORGANIZATION | LOCAL PRESENCE

APPROACH AND METHODOLOGY TO DELIVERING THE SCOPE OF SERVICES

SCHEDULE MANAGEMENT

The Project Schedule is the most critical element in the project planning process. Scheduling of the Bidding, Construction and Close-out Phases is an essential process for both the daily management and reporting of project progress. Recognizing this importance, Swinerton will lead the preparation and maintenance of the project schedule.

To ensure accuracy the Swinerton team will utilize Critical Path Method (CPM) scheduling in preparation and maintenance of the master library project schedule. This will allow us to also develop cash flow projections and manpower distribution analysis for design and construction activities. The initial "baseline" schedule will be prepared with input from the project stakeholders and the Architect. The schedule will include detailed activities for all Project Team members:

- **City of Daly City** and any County Agency Responsibilities and Requirements
- Designer and General Contractor timelines and Deliverables
- **City of Daly City** Permit and Inspection Activities
- All other Agencies with approval authority

After team members and project stakeholders have provided input and the schedule has been refined, this master schedule will become the working schedule and will be a regular agenda item at team meetings. Necessary revisions to the logic will be reviewed with the team.

The Project Schedule will take on new meaning during the construction phase of the library project. We will refine the Project Schedule with input obtained from the General Contractor. We will then monitor the Project Schedule as the work proceeds, track construction progress and manpower, mitigate potential impacts, and provide updates to all parties involved. All aspects will be carefully analyzed, updated, and documented on an ongoing basis providing an accurate picture of the project at any given time.

Detailed three week "Look-ahead" schedules will be required and used for the day-to-day coordination and management of the General Contractor. Expediting of long lead items will be addressed and managed. Our assertive, but realistic approach to scheduling will allow us to avoid problems whenever possible while providing an excellent tool for claims management should the need arise.

CONSTRUCTABILITY REVIEWS

As practical builders and managers, we look at design drawings with a view to how we can best improve construction methods by constantly evaluating alternatives for materials, systems, installation and equipment, in order to achieve both time and cost savings. We will perform constructability reviews of the design drawings and specifications during progress phases of the design. Each discipline, architectural, civil, structural, mechanical and electrical, etc., will be examined for potential alternate design solutions. Our constructability review will also address potential construction logistic issues, such as site access restrictions, building operational needs, **City** events and construction logistics.

DOCUMENT CONTROL

MAINTENANCE OF DAILY RECORDS AND REPORTING. An Information Management System can streamline many of the processes encountered in construction projects. Swinerton can assist the **City** in establishing a system or further developing a system you may already have in place. On Systems that we have established, all Project Team members interface through standard web browsers. The system allows users to filter and sort through document management processes including:

- Contractor, A/E and Other Consultant Billings
- Permit Tracking
- Bid and RFP Distribution and Management
- Meeting Minutes

These reports can be accessed and updated daily, and are summarized in our standard Monthly Report to the **City**.

Critical documents and information can be developed both online and offline and then stored within a networked server (coordinated closely with **City** IT staff). This allows project team participants to retrieve information from these critical documents within seconds. Common published documents include:

- Plans and Specifications
- Project Budgets
- Project Schedules
- Daily Reports
- RFI's and Submittals
- E-mail correspondence
- Project Team Directories
- Punch Lists
- Bid and RFP Documents

Utilizing an Online Project Management System has greatly expedited communication and reduced paperwork on other Swinerton-managed projects for other Cities and Counties. Instead of massive rolls of drawings being shipped from the designers one day, printed en masse the next day, and shipped overnight for delivery the following day, all project participants (down to the subcontractors and suppliers) can use the Internet to view the entire set of plans and specifications the same day that they are "published" electronically.



QUALITY ASSURANCE | QUALITY CONTROL

Construction quality begins before the Design Team begins any design work. Quality starts with the [City's](#) standards and guidelines and ensuring that Division 0 and 1 prescribe quality as an achievement to be accomplished during construction. If the construction plans and specifications do not have quality built into them, it will be very difficult to achieve quality throughout the construction process. Towards this goal, Swinerton is committed to quality, and has a corporate champion dedicated to construction quality. The role of our Quality Champion is to ensure that our major programs and assignments have recommended QA/QC specifications, that projects have quality assurance plans, and that staff is properly trained. A number of our staff are graduates of various quality assurance programs including the Corps of Engineers (USACE) and the Naval Facilities Command (NAVFAC).

This commitment to quality includes our Intranet that is built around sharing - sharing lessons learned, recommended practices, training and templates to achieve quality during construction. Every Swinerton employee has full and complete access to all of Swinerton's resources and tools from our Teams across the western United States. These best practices allows our Team to bring to [City of Daly City](#) the lessons learned and best practices from our many Teams.

As Construction Managers, our responsibility is to recommend to our clients and to work with the design teams to make sure that quality is built into the construction plan, specifications and construction contract. We succeeds in managing and controlling the construction quality by understanding the factors which control quality. Specifically, quality is initially defined with the [City of Daly City](#) standards and A-E guidelines and further defined by Division 0 and 1, by prescribing quality as a measurable achievement to be accomplished during construction. Swinerton will also utilize and incorporate the [City's](#) Quality Control protocols. Equally important, Swinerton will work with the [City of Daly City](#) to ensure the QC protocols are incorporated in the bid documents.

The following is an outline of our QA/QC procedures:

PRE-BID PHASE

- Review all the necessary contract requirements (use Swinerton checklist).
- Ensure specified contract requirements are current.
- Coordinate submittals, building permits, licenses, and certifications.
- Ensure the capability requirements of any equipment and personnel are specified.
- Ensure any required preliminary testing is accomplished.
- Ensure survey and staking and field measurements of the work are specified.

PRECONSTRUCTION / START-UP PHASE

- Hold pre-installation Quality Control/Quality Assurance meetings with contractor, designer, manufacturer's rep, special inspectors, building inspectors, other stakeholders Agenda follows:
- Review actual contract requirements with personnel performing the work.
- Communicate and establish standards of workmanship with contractor & subs.

04 PROJECT APPROACH | ORGANIZATION | LOCAL PRESENCE

DESIGN MANAGEMENT PHILOSOPHY AND APPROACH

Our philosophy on managing the design phase is based on providing the leadership to bridge needs, wants and desires of stakeholders, translate and confirm these desires into tangible and actionable items, to communicate to the Team, and to review and manage for successful outcomes.

LISTENING

Asking questions and listening carefully to the needs, desires and wants of stakeholders.

CONFIRMING

Confirming back to stakeholders that the Team heard what they said.

TRANSLATING

Translating stakeholder needs, wants and desires into design direction that aligns with budget, schedule and State standards.

DOCUMENTING

Providing written documentation on the design direction, issues, tasks so that they are not lost.

TRACKING

Making sure that issues and tasks are followed up on.

REVIEWING

Making sure that issues, tasks, and directions have been completed.

FEEDBACK

Bringing closure to all members of the Team, including stakeholders.

COMMUNICATION DURING THE DESIGN PROCESS

Clear communication and open dialogue between all the Team members forms the basis for the success of any project. Identifying a "core team" of regular participants representing the various stakeholders will be important. The process starts with a constant feedback loop, reinforcing the iterative design process. The key is to continue to refine the design with the entire group, and to communicate the evolution of the project in a way that everyone can "buy in" to. The follow-up and timely distribution of meetings notes is essential.

Setting proper expectations, as well as providing a consistent message about priorities, helps keep communication open and honestly. In addition, the communication of the schedule on a regular basis helps to address milestone decisions in a timely manner. Inevitable roadblocks will surface, but a reminder about the priorities and goals for the project is one way to bring the group back to consensus.

CONSTRUCTION PROCUREMENT | BID MANAGEMENT

Managing publicly-bid projects is a complex process. Swinerton's approach includes targeting key areas and using processes that will mitigate risk to *City of Daly City* and assure a smooth process and procurement of a high-quality General Contractor.

FRONT-END SPECIFICATIONS (DIVISIONS 0 AND 1). Swinerton will work closely with *City of Daly City* and Design Team to review and coordinate front end (Division 0 & 1) specifications. These sections are the "road map" for construction and really constitute the full contract between *City* and Contractor.

CONTRACTOR PREQUALIFICATION. Swinerton is a strong advocate of prequalifying Contractor. Our extensive experience with State of California Department of Industrial Relations (and other agency) prequalification standards are a valuable resource to the *City*.

PRE-BID CONFERENCE. We will assist the *City* by conducting pre-bid conferences for prospective bidders. We will also coordinate bidder inquiries and their responses to assure accurate and timely distribution of key bidding information.

COMPETITIVE BIDDING AND OUTREACH. As a provider of PM-CM services on multiple projects in the Bay Area, one of our key roles is to conduct outreach to the construction community to ensure that we comply with any local program requirements. These include outreach efforts to contractors, subcontractors, and plan rooms. We will work with the *City* to ensure that you are portrayed as an "attractive client" to the construction community by mitigating onerous contract language, bidding complete documents, and creating a timely payment process.

BID ALTERNATES. A significant tool for avoiding cost overruns is the use of bid alternates. Bid alternates may be either additive or deductive, and can involve *City* allowances and/or time. The use of alternates at bidding can avoid the loss of time if bids exceed budget, avoiding the need to re-scope and re-bid.

04 PROJECT APPROACH | ORGANIZATION | LOCAL PRESENCE

CONSTRUCTION - PLAN THE WORK, WORK THE PLAN

Our experience in managing the construction process is extensive. As a general contractor-based project/construction management company, we bring over 134 years of building and management experience to the [City of Daly City](#).

PUTTING TOOLS IN PLACE TO MANAGE THE CONSTRUCTION PROCESS. It is important to structure Division 0 and 1 of the Specifications to provide tools with which to manage the contractor. Typical site management procedures may need to be abbreviated, multiple shifts may be required and minimum site management staff for critical contractors may need to be specified. These are just some of the considerations that need to be considered.

WORKING WITH THE DESIGN TEAM DURING CONSTRUCTION. Interfacing and working with the Design Team does not end with the submittal of complete and thorough bid documents. In order to effectively manage budget and schedule during construction, it is essential to work with the Design Team to insure that construction administration responsibilities are met. In order to provide seamless coordination throughout the construction process, we will manage a number of key processes, in a collaborative and communicative manner with the Design Team.

CONSTRUCTION SUPPORT. During the construction phase, we will provide administrative management and related services necessary to adequately supervise, monitor and coordinate the work of the contractor. Our goal is to communicate fully with all library project team members so that there are "no surprises." To achieve this goal, we will work with the [City](#), design team, consultants and contractor to conduct team partnering meetings as needed.

ORGANIZATION | LINES OF AUTHORITY. We will establish onsite organization and lines of authority to execute the library project in a coordinated and efficient manner.

PROJECT REPORTS. Supplementing the day-to-day communication will be a comprehensive written [Quarterly or Monthly Report](#) incorporating budget and schedule updates. This forms the management record for the library project. These reports are developed and delivered to [City of Daly City](#) for approval. If requested, we will provide copies to other interested parties, as well as maintain duplicate records.

PROJECT DOCUMENTATION. Accurate and complete records of events, discussions and decisions made throughout the course of the project are critical in reporting and responding to informational requests. Thorough documentation will make it easier for our team to determine a fair adjudication to any such request.

MEETINGS. We will chair and record weekly project meetings with the [City's](#) representative, the design team, the IOR, the contractor and all necessary parties. Project procedures, progress, challenges, scheduling and any other issues will be discussed during these meetings. Meeting minutes will be produced and distributed to all attendees and other designated individuals accordingly.

PERMITTING AND APPROVALS

Throughout the programming, preconstruction and construction phases, we will provide the communication interface with the regulatory and utility authorities associated with the library project by monitoring the application submission, approval, engineering, permitting, inspection and occupancy approval processes. We will facilitate communication and decision-making with all regulatory agencies such as utilities and all other agencies as required.

TESTING AND INSPECTIONS

We will administer the requirements for the testing and inspections as required by the contract documents. We will manage a detailed schedule and will monitor and coordinate these activities throughout the construction and at the close-out of the project.

JOBSITE INSPECTIONS

It is Swinerton's policy to have the field inspector observe the work as it's being done to ensure compliance with project documents and industry standards regarding workmanship, fit and finish. We will create a positive work environment where inspections become a planned part of every work process.

FURNITURE, FIXTURES AND EQUIPMENT

HVAC and Generator upgrade projects require careful coordination of all project elements. We believe that our role includes assisting in the coordination of any FF&E (fixtures, furniture and equipment) items. Coordination of furniture, fixtures, equipment will directly impact construction. Typically, FF&E planning and procurement occurs during construction, and can impact mechanical, electrical and plumbing design and structural systems.

PAYMENT APPLICATIONS

Monthly payment requisitions will be based on work "put-in-place" and will be verified on a trade-by-trade basis. Our primary review will be to ascertain that the work has been completed, and that nonconforming work, if any, has been corrected; that relevant financial, legal and administrative procedures are complied with, together with other necessary documentation.

04 PROJECT APPROACH | ORGANIZATION | LOCAL PRESENCE

SHOP DRAWING AND SUBMITTALS

The purpose of this task is not only to facilitate the submission, approval and return of shop drawings and submittals, but to establish and monitor a submission and approval schedule that coordinates with the construction schedule and allows for advanced procurement, fabrication and delivery periods. We will establish a submittal schedule with the contractors and monitor its status on a weekly basis at the progress meetings. We will also monitor the status of the architect's review and approval process and coordinate any required client and/or third-party reviews.

SAFETY

Our experience as a Project | Construction Manager and a General Contractor has shown us that a true commitment to safety is essential to the success of a project. Swinerton's corporate safety officer can review and audit the contractor safety plans and make appropriate recommendations on a regular basis. Each member of the contracting team will be required to have a company safety program that is implemented in the field. Swinerton was awarded the 'Star' status by OSHA as the First Voluntary Protection Program (VPP) participant allowing it to self-monitor its projects for safety.

CLAIMS MANAGEMENT

A good understanding of the construction process is a prime ingredient for success in claims avoidance, requiring the participation of all project team members throughout the life of the project. Claim management starts in the preconstruction phase of the project. We review proposed design changes and seek alternates, if possible, to eliminate and/or mitigate any extra costs. In addition, we maintain and record in detail daily project operations, particularly with regard to the schedule, manpower productivity, deliveries and delays. All change order requests will be logged in and tracked as described above. Depending on the nature of the change, an impact assessment will be performed. Should a change order or claim arise, this review will be the basis for development of a course of action for deposition of the claim. We will prepare a fair cost estimate as a basis of negotiation and will propose a recommendation for the final negotiated amount. Rather than delaying settlement discussions to the end of the program/project, we pursue a fair resolution in a timely fashion during the course of construction when these claims are more manageable.

PROJECT CLOSE-OUT AND COMMISSIONING

During project close-out, we will administer the preparation of Certificates of Substantial and Final Completion, including any necessary certifications or occupancy procedures of regulatory authorities. We will review all guarantees and warranties as required by the contract documents, and review them for completeness and verify they cover all work. We will receive and check all releases of claims required prior to issuance of the final certification of completion and satisfaction of any condition present to final payment. We will determine the value of any incorrect work and make recommendations on the withholding of payments to contractors where deemed necessary. We will work closely with any maintenance and building management, and any other individuals who need to be involved in the start-up following project completion.

COMMISSIONING

Commissioning procedures require a collaborative team effort and begin during the pre-design phase, continue through the design and construction phases, into the initial occupancy phase and include the training of O&M staff.

LOCAL PRESENCE

Swinerton has an office in San Francisco which is about 20 minutes from the [City of Daly City](#) by car. Furthermore, a Key member of our Team lives in Millbrae. Swinerton also has supporting staff in San Bruno and South San Francisco. Therefore, we can provide coverage in [City of Daly City](#) very effectively.

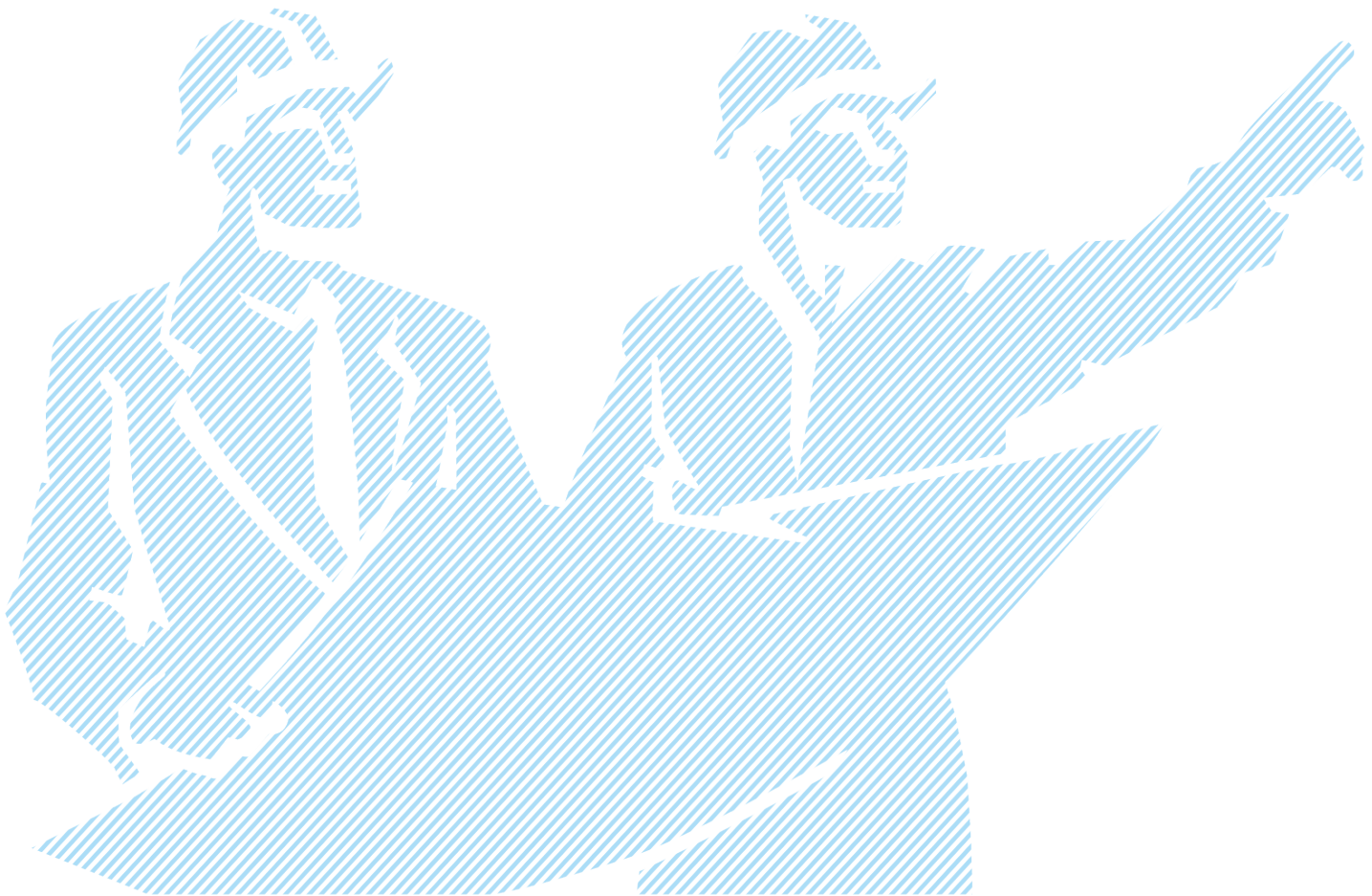
Striving for Civic Excellence...

"You can Control Two Things: your Work Ethic and your Attitude about Anything"

~ Ali Krieger ~

ADDITIONAL QUALIFICATIONS

Tab 5
Additional Qualifications



05 ADDITIONAL QUALIFICATIONS

WHY SWINERTON

"Sustaining Environments for Civic Excellence" represents Swinerton's commitment in providing excellent program, project and construction management services that support the building of educational facilities, that in turn assist in the education of our children and their children's children, and provides health and wellness to its society. This commitment represents our way of participating in the delivery of excellent institutional buildings that serve our community at large. Swinerton's qualifications, services and experience will bring to the [City of Daly City](#):

EXPERIENCED AND HIGHLY TECHNICAL TEAM

- Leadership - A Highly Skilled and Collaborative Technical Team.
- Office in San Francisco and Experience Working in San Mateo County. By being local, we have a vested interest in the success of your Program.
- Experienced Team with New Construction, Modernization, Rehabilitation and Upgrades of various infrastructure projects.
- Successful Track Record of Delivering Green | Sustainable Buildings.

ESTABLISHED RELATIONSHIPS

- Collaborative, productive, working relationship with [City](#) Teams
- State Fire Marshal
- Coordinating with State and Local Agencies and Municipalities

HOW WE WILL WORK WITH THE CITY OF DALY CITY

- Your Technical Expert
- Collaborate with all Team Members - Strong Belief in the "One Team" Concept
- Transparent and Accountable
- Help Realize the [City's](#) Vision
- Your Advocate and Trusted Partner

WHAT WE WILL DO

- Bring to the [City](#) Best Practices and Lessons Learned
- Outstanding Program and Construction Management Expertise
- Provide Timely Information to Facilitate Informed Decision-Making
- Excellence with Budget and Schedule Control
- Work to Avoid Surprises
- Collaborative and Inclusive Approach to Communication
- Extensive Technical Support | Swinerton's Robust In-House Resources to Ensure Success
- Understand your Processes, Protocols and Goals
- Manage Risk
- Take into Consideration Maintenance and Operations issues during the Design and Construction Process

PROACTIVE LEADERSHIP

- A Team that Leads by Example
- A Team that Sets a Collaborative Tone
- Think Like Owners and Trained like Contractors

CONSTANT COMMUNICATION ENSURES SUCCESS

- Communicate Often and Consistently, both Internally and Externally
- Community Outreach - Be responsive to Community Issues such as Noise, Dirt and Dust
- Provide Real-Time Reporting

Striving for Civic Excellence...

"To be a Champion, you have to See the Big Picture"

~ Summer Sanders ~

REQUIRED EXHIBIT

Tab 6
Required Exhibit

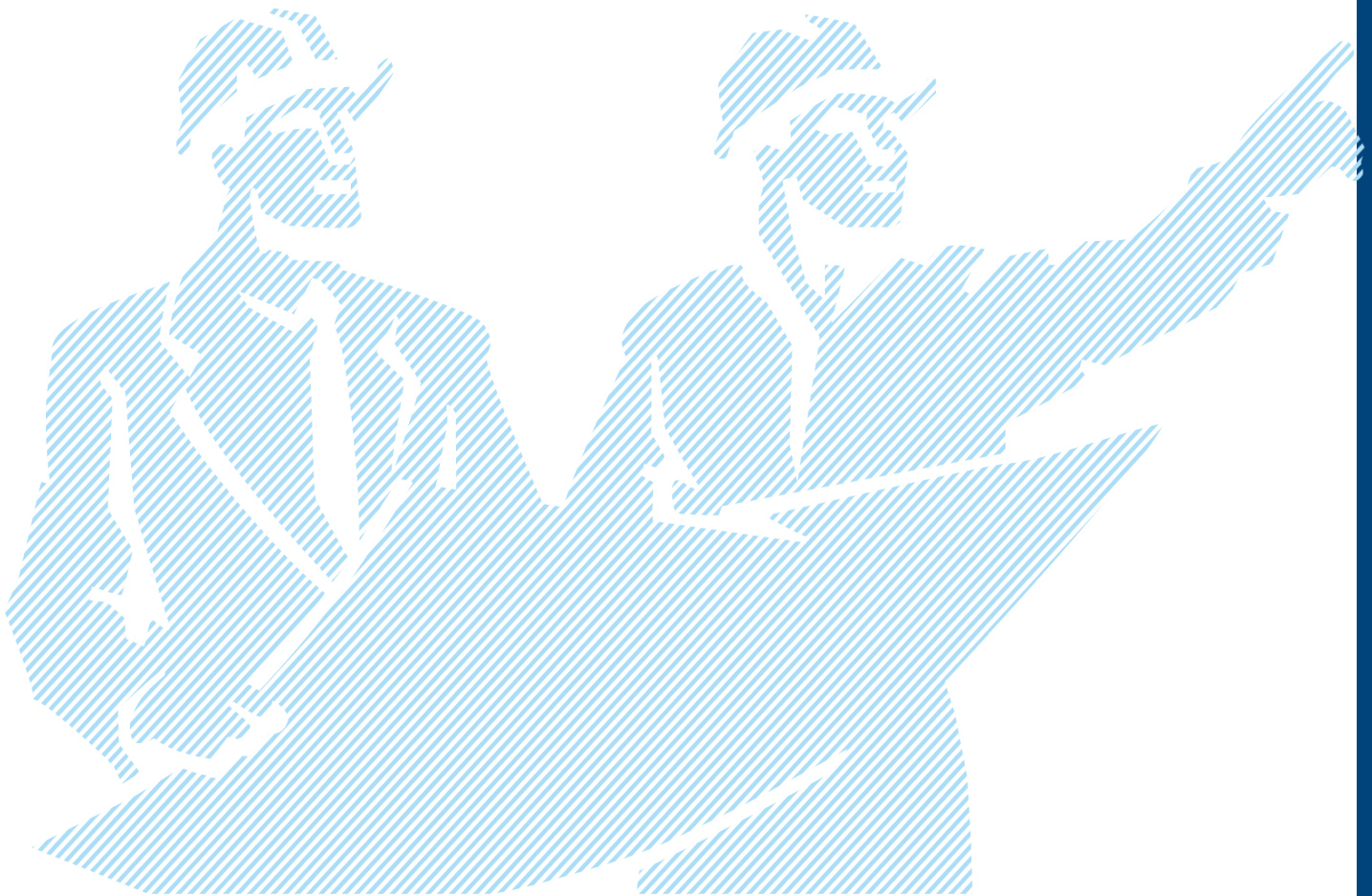


EXHIBIT 10-Q DISCLOSURE OF LOBBYING ACTIVITIES

COMPLETE THIS FORM TO DISCLOSE LOBBYING ACTIVITIES PURSUANT TO 31 U.S.C. 1352

1. Type of Federal Action: ☒ a. contract ☐ b. grant ☐ c. cooperative agreement ☐ d. loan ☐ e. loan guarantee ☐ f. loan insurance	2. Status of Federal Action: ☒ a. bid/offer/application ☐ b. initial award ☐ c. post-award	3. Report Type: ☒ a. initial ☐ b. material change For Material Change Only: year _____ quarter _____ date of last report _____
4. Name and Address of Reporting Entity ☒ Prime ☐ Subawardee Tier _____, if known Congressional District, if known _____	5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime: Congressional District, if known _____	
6. Federal Department/Agency: 	7. Federal Program Name/Description: CFDA Number, if applicable _____	
8. Federal Action Number, if known: 	9. Award Amount, if known: TBD	
10. Name and Address of Lobby Entity (If individual, last name, first name, MI) 	11. Individuals Performing Services (including address if different from No. 10) (last name, first name, MI) 	
(attach Continuation Sheet(s) if necessary)		
12. Amount of Payment (check all that apply) \$ 0 ☒ actual ☒ planned	14. Type of Payment (check all that apply) ☐ a. retainer ☐ b. one-time fee ☐ c. commission ☐ d. contingent fee ☐ e. deferred ☐ f. other, specify _____	
13. Form of Payment (check all that apply): ☐ a. cash ☐ b. in-kind; specify: nature _____ Value _____		
15. Brief Description of Services Performed or to be performed and Date(s) of Service, including officer(s), employee(s), or member(s) contacted, for Payment Indicated in Item 12: None (attach Continuation Sheet(s) if necessary)		
16. Continuation Sheet(s) attached: Yes ☐ No ☒		
17. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying reliance was placed by the tier above when his transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to Congress semiannually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.		
		Signature:  Print Name: Jeffery Gee Title: Vice President, Division Manager Telephone No.: 415.984.1239 Date: 09.15.22
Authorized for Local Reproduction Standard Form - LLL		

Standard Form LLL Rev. 04-28-06

Distribution: Orig- Local Agency Project Files

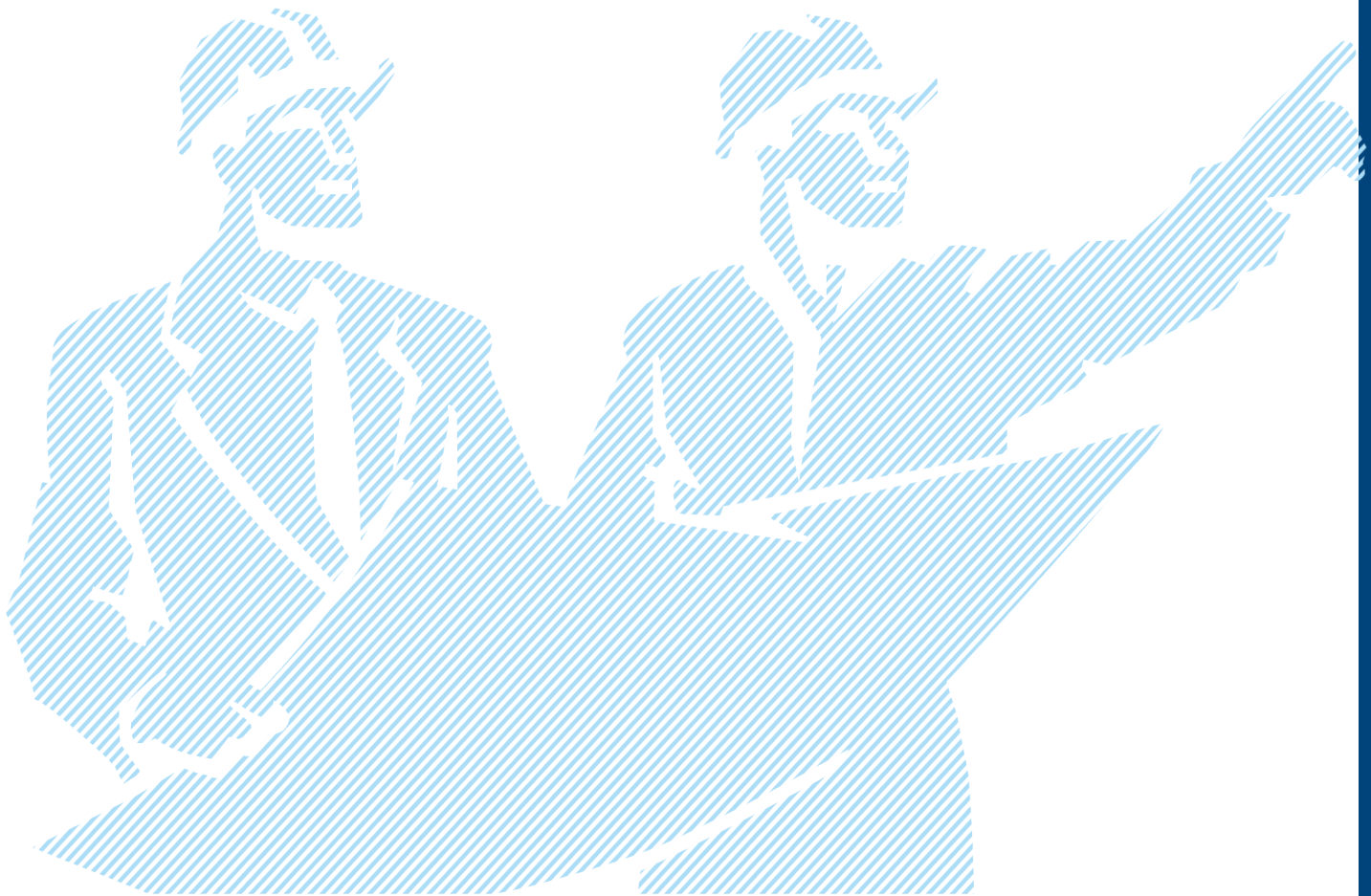
Striving for Civic Excellence...

"To be a Champion, you have to See the Big Picture"

~ Summer Sanders ~

FIRM'S STATEMENT OF QUALIFICATIONS

Tab 7
Firm's Statement of
Qualifications



SWINERTON MANAGEMENT & CONSULTING

Providing a Culture of Excellence in Program, Project and Construction Management Services



ABOUT SWINERTON

VALUES WE BELIEVE IN

Pride is the ingredient that brings passion and commitment to our work.

It gives our work an extra edge and makes our culture collaborative and solution-oriented.

Integrity

We say what we mean and mean what we say. If we make a promise, we keep it. It's that simple.

Leadership

We are committed to innovative and proactive solutions for our clients. We are proud to lead the way for our clients, industry and communities.

Passion

100% employee-owned, we are relentlessly driven, accountable, and enthusiastic in the pursuit of perfection. Building is not just what we do; it's who we are.

Excellence

If we do something, we do it right. We are our own toughest critic. We use our intelligence and ingenuity to exceed expectations.





WHAT WE BUILD TOGETHER

Swinerton Management & Consulting (SMC) is proud to have celebrated our 25th anniversary in 2019. Founded in 1994, the group focuses on providing program, project and construction management services to Owners on their design and construction projects. In addition, as projects have become more complex, SMC has expanded its professional services to include strategic consulting, with focus areas on project entitlement, real estate advisory service and Owner Representation.

As a member of the Swinerton family of companies, one of the largest general contractors in the country, we have unparalleled access to subject matter experts in real estate, risk management, surety, technology, safety, and construction. The combination of our passion and commitment to client service, backed by the resources of a large company gives us the ability to respond to any project – large or small. Whether it be the renovation of a restroom at a city hall, or overseeing the construction of a high-rise, we customize our services for every assignment.

As construction projects became increasingly more complex and expensive, clients found it imperative to ensure their projects were better planned, designed and executed. Swinerton responded to these needs in 1994 by consolidating all Program, Project and Construction Management and Consulting services into one Division. This division has evolved into Swinerton Management & Consulting (SMC).

SMC is a full-service Program and Construction Management firm with the ability to deliver high level management services including: programming, design management, contractor procurement, schedule and budget management, and financial management. Construction management services include: construction contract administration, coordination of utility relocation, inspections, quality control, claims avoidance and mitigation, contract change control, document control, compliance with regulatory and funding agencies, project close-out and commissioning, and scheduling services.

PEACE OF MIND IS BUILT IN

As a 100% employee-owned company, pride of ownership drives us to deliver innovative solutions that go beyond the expected. Our seamless integration into the greater project team maintains transparency, communication, and quality. Every day we earn our stripes because we thrive on making things better than before for every client and opportunity.

With all team members contributing their collective knowledge and understanding to every project, clients and project partners gain peace of mind through a collaborative approach of ideas, solutions and problem solving efforts. Our open and intentional communication, intensive planning and diligent execution drive our teams to excellence.



SERVICES

Program Management

Program Definition
Project Management Plan
Cost Controls
Document Controls
Capital Planning
Budgeting
Value Management
Scheduling
Design Guidelines

Expectation Management
Fund Accounting
Asset Management
Contract Development
Cash Flow Analysis/Modelling
Claims Avoidance/Risk Management
Strategic Planning
Labor Compliance Programs
Project Labor Agreements

Project & Construction Management

Design/Preconstruction

Design Management
Conceptual & Detailed Cost Estimating
Scheduling Services
Contractor Prequalification
Constructability Review

Design Coordination/Monitoring
Value Engineering
Project and Design Auditing
Sustainability/Green Support
Virtual Design/Building Information Modelling

Bid and Award

Contractor Selection
Contract Recommendation

Pre-Bid Conference
Contract Award

Construction

Preconstruction Conference
Schedule Documents/Review
Project Team Meetings
Project Control Documentation
Quality Assurance/Control
Budget Updates
Testing & FF&E Coordination
Monthly Payment Requests

Construction Activities Coordination
Cost Control/Project Accounting
Document Control/Processing
Field Office Set-Up
HazMAT Assessment/Monitoring
Site Inspection
Change Order/Time Extension Requests
Jobsite & Community Safety

Project Close-Out/Post Construction

Change & Claims Management
O&M Manuals and Warranties
Post Occupancy Evaluations
Commissioning

Agency Approvals
Move Management
Close-Out Documents

Additional Services

Loan Monitoring
Development Management
- Market Analysis
- ProForma
- Entitlement

Financial Investing
Forensic Scheduling Analysis
Expert Witness

TARGET MARKETS



EDUCATION

SUSTAINING ENVIRONMENTS FOR ACADEMIC EXCELLENCE

Swinerton Management & Consulting is passionate about creating places for faculty, teachers, students and life-long learning. As a dedicated Team of professionals, we understand the role that facilities have in supporting the academic enterprise. Light, air, safety, and technology are cornerstones in providing 21st century learning environments for students of the world. Underlying this passion is the knowledge and commitment that we must complete projects in alignment with the academic calendar.



MULTI-FAMILY HOUSING

BRINGING LASTING IMPROVEMENTS TO COMMUNITIES

We understand the challenges faced by our multi-family and affordable housing development partners, as they work through the issues of design, cost, and schedule, guiding the project from a conceptual state to a final design that meets quality standards and is within the budget.



PUBLIC FACILITIES

STRIVING FOR CIVIC EXCELLENCE

Public buildings are the social infrastructure of where we live and work. Libraries, community centers, justice facilities, and public safety buildings are signs of the health and wellness of a community. In alignment with Swinerton's core values of Integrity, Leadership, Passion, Excellence and Leadership, or team of professionals are able to help any agency deliver on its facility vision, and to ensure that the agency gets as much facility for every dollar spent.



TRANSPORTATION & INFRASTRUCTURE

A STRONG FOUNDATION FOR TOMORROW

The American Society of Civil Engineers' (ASCE) 2017 Infrastructure Report Card gives the condition of America's infrastructure a D+. Over \$2 trillion of investment is needed over the next 10 years to restore and retain America's competitive edge. Swinerton Management & Consulting is committed to doing our part through project leadership and excellence in managing large, complex transportation and infrastructure projects.



COMMERCIAL

BUILDING STRONGER COMMUNITIES

Swinerton Management & Consulting continues our history by providing project management, construction management and Owner's Representative services to private and commercial developers. From multi-family developments, senior and memory loss housing, affordable housing, land development, hospitality, ownership housing and retail, Swinerton Management & Consulting team members have the knowledge and expertise to deliver successful projects.

COMMITTED TO SERVE AS YOUR PARTNER

As employee owners, we have a vested interest in outstanding performance. Our personal sense of ownership generates extra effort, dedication, and a collaborative team attitude that delivers significant value to clients, going well beyond just dollars and cents.

Clients also benefit from the continuity of knowledge and experience represented by the many employees who have lengthy tenures with the company. Our coast-to-coast geographic reach and diversity of talent further solidifies the value we deliver to our clients.

With over a quarter-century of experience, our expertise stretches far and wide. From tenant build-outs to complex projects, you can rest easy knowing that over 4,600 experienced employee owners are your champions for built-in peace of mind.

Strong project leadership adds value to the process and ensures that we all reach our common goal as a coordinated project team. That leadership begins with Jeff Gee who maintains a steady presence from project start to completion.

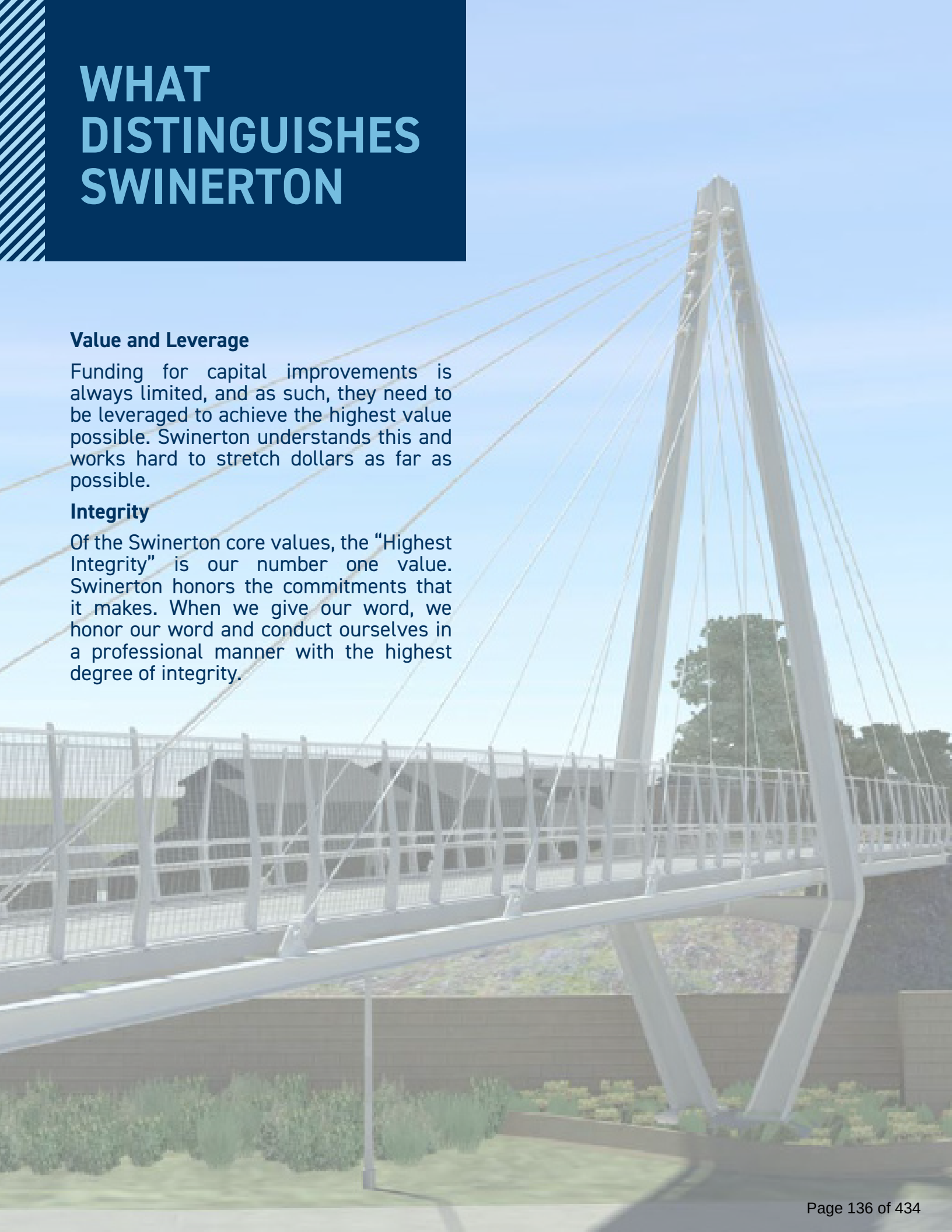


Jeff Gee, AIA

VP, Division Manager/General Manager
415.984.1239 | jgee@swinerton.com

"Managing construction safely on an occupied school campus is not easy. Modernization work requires strict adherence to safety, effective communication with the school's Principal, and the ability to manage and empathize with teachers facing changes to their work environment. Add to this the usual issues faced in construction (unforeseen water damage, neighborhood noise and dust concerns, a public low-bid environment and negotiating the DSA approvals process), and the potential exists to miss a school opening date. Swinerton Management and Consulting has worked with the District for over three years on three major modernization projects, including a Child Development Center with extended hours and no vacation breaks. On each project, Swinerton has managed to meet each school calendar milestone, kept our campuses safe, and successfully maneuvered through neighborhood and contractor issues without major cost overruns. I appreciate the hard work and commitment that I receive from the Swinerton team."

Ms. Maureen Shelton, AIA, LEED AP
Director of Construction
San Francisco Unified School District



WHAT DISTINGUISHES SWINERTON

Value and Leverage

Funding for capital improvements is always limited, and as such, they need to be leveraged to achieve the highest value possible. Swinerton understands this and works hard to stretch dollars as far as possible.

Integrity

Of the Swinerton core values, the “Highest Integrity” is our number one value. Swinerton honors the commitments that it makes. When we give our word, we honor our word and conduct ourselves in a professional manner with the highest degree of integrity.

SWINERTON

MANAGEMENT & CONSULTING

www.swinertonmc.com

Concord
Oakland
Richmond
Sacramento
San Diego
San Francisco
Santa Clara

"I am privileged to work with the fine team at Swinerton Management & Consulting, and enthusiastically recommend your firm and its professional staff to your potential clients and I look forward to our continued work together."

Ms. Rona Rothenberg, FAIA
Former Capital Program Manager
County of Alameda - GSA

THANK YOU

FOR YOUR CONSIDERATION



Exhibit B



CITY OF DALY CITY - Roof, HVAC and Emergency Generator Replacement Projects

Tasks and Fee Proposal

Task	Peter Vorametsanti PE Project Executive		Lisette Moreles/Hany Gad Project Manager		Luis Guiulfo Project Engineer		Total Cost
	Hours per Task	Rate/Hour	Hours per Task	Rate/Hour	Hours per Task	Rate/Hour	
		\$230		\$161		\$107	
1 General Project Management	66	\$15,088	0	\$0	0	\$0	\$15,088
2. Contract Administration, Consultant Procurement, Public Bidding	33	\$7,544	98	\$15,842	0	\$0	\$23,386
3 Design Support and Bid Package Support	131	\$30,176	164	\$26,404	197	\$21,058	\$77,638
4. Construction Management	148	\$33,948	295	\$47,527	443	\$47,380	\$128,855
5. Close Out	16	\$3,772	66	\$10,562	49	\$5,264	\$19,598
Subtotal Hours	394		623		689		
Subtotal Cost per Consultant Individual		\$90,528		\$100,335		\$73,702	
GRAND TOTAL							\$264,565

Inclusions:

» Conduct Weekly Construction Progress Meetings, incl. mtg agendas and minutes
» Develop and maintain periodic progress reports
» 12 months of Pre-Construction Services including Design Procurement and
» 9 months of Construction Procurement and Management
» SMC Contract Administration, management and QA/QC
» Coordinate Progress Payments Final Quantities Verification for City acceptance
» Participate in punch list/final construction review.
» Provide input for contract acceptance staff report
» Project Close-out (documentation, etc)

Exclusions:

1. Construction contract claims & schedule delays;
2. Additional time for schedule delays due to PG&E, Caltrans, Caltrain, Cal Water non-responsiveness;
3. Night and Weekend Differential
4. Includes Submittal Coordination but exclude Submittal Review to be done by Design Engineer



City Council Meeting Agenda Report

Item # _____

Meeting Date: **November 14, 2022**

Subject: Fiscal Year 2022 Annual Report on Collection and Use of Developer Public Facility Fees

Recommended Action

It is recommended that the City Council approve the annual report on the collection and use of developer Public Facility Fees for Fiscal Year 2022.

Discussion

AB 1600 Developer Public Facility Fees are revenues derived from developer fees that are restricted to infrastructure expenditures for expansion and enhancements, necessitated by new development. The fees generate some funding for the following infrastructure elements:

- Police facilities and equipment
- Public library facilities
- Fire facilities and equipment
- Recreation facilities
- City administrative facilities
- City street and sidewalk improvements
- Water production and distribution facilities
- Wastewater collection and treatment facilities
- Storm drain collection and dispersal facilities

The use of the fees is established in the City's Capital Budget during each budget period. These fees provide a portion of funding for various eligible projects in priorities established by the adopted budgets.

State law requires the City to segregate its public facility fee revenue and not commingle it with other City funds. To meet this requirement, the City has established a separate Public Facility Fees Fund specifically to track the collection and use of public facility fees and to allocate interest earned. State law also requires this annual report be brought before the governing body for approval.

Fiscal Impact

The beginning balance in this fund as of July 1, 2021 was \$4,247,062. During Fiscal Year 2022, revenues totaling \$882,088 were received from developer fees and from transfers back to the fund from unused projects. Interest of \$40,067 was also earned. \$443,084 was transferred out to the Gas Tax Fund for roadway and storm drain use. The ending balance in the fund as of June 30, 2022 was \$4,726,132.

The fund balance is committed to future capital projects. Attached is a summary of the activity in the fund. Complete details on all capital projects funded by Public Facility Fees can be found in the City's Capital Budget.

Summary/Conclusion

Staff recommends the City Council approve the annual report on the collection and use of developer Public Facility Fees for Fiscal Year 2022.

City Council Agenda Report
Fiscal Year 2022 Annual Report on Collection and Use of Developer Public Facility Fees
Meeting Date: November 14, 2022
Page 2 of 2

Staff is available to provide any additional information desired by the Mayor or City Council Members.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Timothy J. Nevin". The signature is stylized with a large initial "T" and a prominent "N".

Timothy J Nevin
Director of Finance &
Administrative Services

Attachment: Fiscal Year 2022 Public Facility Fees Annual Report

City of Daly City
Fiscal Year 2022 Public Facility Fees Annual Report
July 1, 2021 through June 30 2022

	Received through 6-30-21*	Expended through 06-30-21	06-30-21 BALANCE	2021-2022 Revenue	Interest Earned	Interfund Transfers Out	6-30-22 BALANCE
General Fees:							
Water Improvement Fees	\$ 3,526,373	\$ 727,240	\$ 2,799,134	33,380.55	16,412.38	-	\$ 2,848,927
Administration/Citywide Fees	1,747,780	1,803,566	(55,786)	17,472.85	-	-	(38,313)
Fire Fees	1,011,025	1,601,200	(590,175)	10,899.20	-	-	(579,277)
Police Fees	2,462,903	2,363,094	99,809	47,472.20	853.39	-	148,135
Library Fees	2,133,556	1,763,496	370,060	44,905.81	2,404.43	-	417,370
Sewer System Improvements	305,804	249,177	56,627	-	328.11	-	56,955
Parks & Rec Fees	2,326,677	3,731,809	(1,405,132)	59,874.42	-	-	(1,345,258)
Sub-Total	13,514,117	12,239,582	1,274,536	214,005.03	19,998.31	-	1,508,539
Storm Drain Fees:							
South Palisades	10,944	-	10,944	46.45	-	25,780.50	(14,790)
Bayshore	487,219	800,300	(313,081)	62,855.55	-	-	(250,225)
Colma Creek	1,451,838	197,475	1,254,363	11,815.90	7,336.60	-	1,273,516
Crocker	687,014	-	687,014	2,901.51	3,997.56	-	693,913
Vista Grande/Lake Merced	963,724	849,999	113,725	3,492.40	679.19	-	117,897
Sub-Total	3,600,740	1,847,774	1,752,966	81,111.81	12,013.35	25,780.50	1,820,310
Roadway Fees:							
Street Zone 1- Bayshore	253,084	-	253,084	31,211.03	1,647.29	-	285,943
Street Zone 2 - Pen. Gateway	1,665	1,674	(9)	-	-	-	(9)
Street Zone 4 - Crocker	362,196	96,490	265,706	623.93	430.25	192,074.86	74,685
Street Zone 5 - Crocker St	33,217	33,395	(178)	-	-	-	(178)
Street Zone 8 - Crocker St	148,453	149,248	(796)	-	-	-	(796)
Street Zone - Citywide	5,490,131	4,788,378	701,753	555,135.71	5,977.71	225,228.76	1,037,638
Sub-Total	6,288,746	5,069,186	1,219,560	586,971	8,055	417,304	1,397,283
Total Public Facility Fee Fund 20:	\$ 23,403,603	\$ 19,156,542	\$ 4,247,062	\$ 882,088	\$ 40,067	\$ 443,084	\$ 4,726,132

Project	AB1600 Funds Expended	Interfund Transferred
Central Corridor Bike/Ped Imp	364,751	364,751
Control/Battery Bkup Signal	26,924	26,924
Sogate/Callen Traffic Signal	1,693	1,693
Traffic Signal Interconnect	23,936	23,936
Storm Drain Master Plan	25,781	25,781
Total	443,084	443,084

Complete details on all capital projects funded by public facility fees can be found in the City's Capital Budget
*Includes interest earned and rounding adjustments



City Council Meeting Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Authorizing City Manager to Execute Agreement for Microsoft Software

Recommended Action

Staff recommends that the City Council approve a resolution authorizing the City Manager to execute a multi-year Enterprise Agreement (EA) with CDW-G in the amount of \$682,335.18 for several Microsoft software products.

Background

While evaluating the renewal of the EA, staff reviewed the requirements of the City with regard to savings, flexibility to respond to rapidly changing technology, disaster recovery, and streamlined license management. The EA enables the City to deploy a common platform across the City and allows the mix of Microsoft Government Cloud services and on-premises software.

Under the EA program, the Procurement Division of the California Department of General Services has obtained group pricing for the acquisition of Microsoft enterprise licensing and maintenance upgrades and has a short list of approved Microsoft Account Resellers. This ensures that the pricing has been pre-negotiated and is deemed fair and reasonable. Microsoft requires all purchasing organizations to buy their products through third-party resellers such as CDW-G. The City has a long-term relationship with CDW-G. This relationship has been in place for several years due to the excellent customer service CDW-G provides.

Fiscal Impact

The cost of the three-year agreement is \$682,335.18. The cost for FY 2023 is \$227,445.06; the cost for FY 2024 is \$227,445.06; and the cost for FY 2025 is \$227,445.06. Funding for FY 2023 is included in the current Information Services Division budget. Funding for the remainder of the agreement will be requested in the upcoming biennial budget.

Summary/Conclusion

Staff recommends adopting a resolution authorizing the City Manager to execute a three-year agreement between the City of Daly City and CDW-G in an amount not to exceed \$682,335.18.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,

Matthew A. Juhl
Senior Application Analyst
Information Services Division

Timothy J. Nevin
Director of Finance and
Administrative Services



City Council Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Adopt Resolution Authorizing the City to Implement Teleconferenced Public Meetings Pursuant to Assembly Bill 361

Recommended Action

Adopt a resolution authorizing continued remote teleconference public meetings by the City Council and all subordinate boards, commissions, and standing Committees of the City in accordance with Assembly Bill 361 for an additional Period of 30 Days.

Background

Since March of 2020 and because of the COVID-19 pandemic, the City Council of the City of Daly City, and all of its subordinate bodies, boards, commissions and subcommittees, have been meeting remotely pursuant to the Governor's Executive Order N-29-20, which suspended certain teleconference requirements of the Brown Act. On June 11, 2021, the Governor issued Executive Order N-08-21, which rescinds these suspensions effective September 30, 2021.

In recognition of the fact that the pandemic is ongoing, on September 16, 2021, the Governor signed AB 361, an urgency measure, which amends the Brown Act and authorizes teleconferenced public meetings under certain circumstances where the participation is from a remote location. AB 361 went into effect October 1, 2021 and expires on January 1, 2024. If the City Council desires to continue to meet remotely, it must comply with AB 361.

AB 361 applies to meetings during a state of emergency as declared by the Governor. There must also be either imposed or recommended measures to promote social distancing by state or local officials, or a finding by the legislative body that meeting in person would present imminent risks to the health or safety of attendees as a result of the emergency.

AB 361 includes additional requirements in the form of an initial authorizing resolution (effective for up to 30 days) and subsequent resolutions to extend the use of remote meetings for additional periods of 30 days thereafter. The bill included an urgency provision making the law immediately effective upon signature by the Governor.

Discussion

The City must comply with the provisions of the Brown Act implemented by AB 361 for remote meetings, or it must comply with the pre-COVID-19 requirements for remote meetings set forth in Government Code section 54953(b)(3).

AB 361 requires several procedural safeguards to protect public participation during a remote meeting, key ones of which are summarized as follows: The public must have the ability to address the legislative body directly and must be given information on how to address the body. The public must be provided either a call-in or internet-based service option. The body must stop the meeting if the call-in or internet-based option fails. The legislative body cannot require that public comments be submitted in advance (although this option can be provided). Speakers cannot be required to pre-register (except as required by an independent call-in or internet platform).

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

Meeting Date: November 14, 2022

Page 2 of 2

Members of the public must be given a reasonable time to register to provide public comment. Agencies that provide a timed public comment period shall not close the public comment period until that time period has expired.

On October 11, 2021, the City Council adopted Resolution No. 21-138, authorizing the continued remote teleconference public meetings by the City Council and all subordinate boards, commissions, and standing Committees in the City in accordance with AB 361. The City Council subsequently adopted resolution every 30 days authorizing the continuance of remote teleconference public meetings by the City Council and all subordinate boards, commissions and standing committees. The most recent was Resolution No. 22-168 on October 10, 2022.

On October 10, 2022, the City Council returned to in-person meetings, with a hybrid virtual and in person meetings allow remote participation. In order to authorize any future City Council and all of its subordinate bodies, and all of its boards and their subcommittees to be able to meet remotely, the City Council must adopt the attached resolution. Staff recommends the continuance of the remote authorization to allow for flexibility in the event the need for future remote meetings of the City Council or subordinate boards, commissions and standing committees may arise

This resolution would permit meetings pursuant to AB 361 for a maximum period of 30 days. If the Council desires to continue using the teleconference exception beyond that initial 30-day period, it must confirm the circumstances of the state of emergency and make required findings at least 30 days after adoption of that resolution and every 30 days thereafter.

The California Environmental Quality Act (CEOA), State CEOA Guidelines Section 15061(b)(3) provides a "common sense" exemption to environmental review that CEQA only applies to projects that have the potential for causing a significant effect on the environment.

Summary/Conclusion

Staff recommends that the City Council adopt the attached Resolution authorizing the continued remote teleconference public meetings by the City Council and all subordinate boards, commissions, and standing Committees for an additional 30 days pursuant to AB 361.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,



Rose Zimmerman
City Attorney



Stephen Stolte
Assistant City Manager

Attachments: 1. Draft Resolution Regarding Remote Teleconference Meetings

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DALY CITY 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

WHEREAS, COVID-19 (also known as the “Coronavirus Disease”) is a respiratory disease that has spread across the globe, with thousands of confirmed cases in California, including the City of Daly City; and

WHEREAS, on January 31, 2020, the United States Secretary of Health and Human Services declared a public health emergency based on the threat caused by COVID-19, and the President of the United States issued a Proclamation Declaring a National Emergency Concerning COVID-19 beginning March 1, 2020; and

WHEREAS, in response to COVID-19, the Governor of the State of California issued a Proclamation of a State of Emergency in response to COVID-19 on March 4, 2020; and

WHEREAS, the City Council of the City of Daly City adopted a proclamation of a local emergency related to the COVID-19 virus on March 16, 2020; and

WHEREAS, the City of Daly City (“City”) is committed to preserving and fostering public access, transparency, observation, and participation in meetings of the City Council and Boards, Commissions, and Standing Committees (hereafter collectively referred to as “legislative bodies;” and

WHEREAS, all meetings of the City Council and legislative bodies are open and public as required by the Ralph M. Brown Act, Government Code Sections 54950 – 54963, so that any member of the public may attend, observe, and participate in a meaningful way; and

WHEREAS, Government Section 54953(b)(3) of the Brown Act allows a local legislative body to hold public meetings by teleconference and to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to attend and to address the local legislative body, as long as the following requirements are met:

1. Each teleconference location from which a member is participating is noticed on the agenda;
2. Each teleconference location is accessible to the public;
3. Members of the public must be able to address the body at each teleconference location;
4. At least one member of the legislative body must be physically present at the location specified in the meeting agenda; and
5. During teleconference meetings, at least a quorum of the members of the local body must participate from locations within the local body’s territorial jurisdiction; and

WHEREAS, the Brown Act, as amended by AB 361 (2021), at Government Code Section 54953(e) *et seq.*, allows for remote observation and participation in meetings by members of a legislative body and members of the public without compliance with the requirements of Government Code Section 54953(b)(3), subject to certain conditions; and

WHEREAS, the initial required condition is a declaration of a state of emergency by the Governor pursuant to the California Emergency Services Act at Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state and within the boundaries of the City, caused by conditions as described in Government Code Section 8558; and

WHEREAS, the Governor's Proclamation of a State of Emergency includes area within the jurisdictional boundaries of the City; and

WHEREAS, Government Code Section 54953(e)(3)(A-B) added by AB 361 provides an alternative to having public meetings in accordance with Government Code Section 54953(b)(3) when City Council has reconsidered the circumstances of the COVID-19 state of emergency and that the following circumstances exist:

1. The state of emergency as a result of COVID-19 continues to directly impact the ability of the members of City Council and the members of the City's Boards, Commissions, and Standing Committees to meet safely in person; and
2. The State of California and the County of San Mateo continue to recommend measures to promote social distancing.

WHEREAS, Government Code Section 54953(e) *et seq.* further requires that state or local officials have imposed or recommended measures to promote social distancing or the legislative body finds that meeting in person would present an imminent risk to the health or safety of attendees; and

WHEREAS, such conditions now exist in the City in that (i) State and Local officials recommend social distancing measures and (ii) emergency conditions evidenced by COVID-19 and its variants create ongoing COVID-19 cases, hospitalizations, and deaths and meeting in person would present imminent risk to health or safety of attendees; and

WHEREAS, the City Council affirms that it will allow for observation and participation by Council Members as well as Board, Commission, and Standing Committee Members and the public via Zoom in an effort to protect the constitutional and statutory rights of all attendees; and

WHEREAS, Government Code Section 54953(e)(3) requires that the City Council review the need and make findings for continuing the teleconferencing as authorized by AB 361 at least once every thirty (30) days until the Governor terminates the state of emergency.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DALY CITY
HEREBY RESOLVES AS FOLLOWS:**

Section 1. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. The City Council finds that the state of emergency conditions related to COVID-19 as set forth in the Governor's and City's Proclamations of Emergency and are on-going.

Section 3. The City Council further finds that state and county official recommend social distancing conditions causing imminent risk to attendees as described above exist.

Section 4. The City Council hereby recognizes and affirms the existence and conditions of a state of emergency as proclaimed by the Governor and the City in the City and affirms, authorizes, and proclaims the existence of a local emergency throughout the City.

Section 5. The City Council finds that the state of emergency as a result of COVID-19 and the new variant Omicron continues to directly impact the ability of members of the City Council and the members of the City's Boards, Commissions, and standing committees to meet safely in person and such fact creates an imminent health risk to such members.

Section 6. The City Council hereby authorizes the City Council and all of the Boards, Commissions, and Standing Committees of City to conduct their meetings without compliance with Government Code Section 54953(b)(3), and to instead comply with the remote meeting requirements as authorized by Government Code Section 54953(e) *et seq.*

Section 7. The City Manager and the City Clerk are authorized and directed to take all actions reasonably necessary to carry out the intent and purpose of this Resolution, including, conducting open and public meetings remotely in accordance with Government Code Section 54953(e) *et seq.*, and other applicable provisions of the Brown Act, for all City Council meetings, and all Boards, Commissions, and standing committee meetings of the City.

Section 8. This Resolution shall take effect immediately upon its adoption and remain in effect for 30 days or until such time as the City Council adopts a Subsequent Resolution in accordance with Government Code Section 54953(e)(3) to extend the time during which the City Council and all City legislative bodies may continue to meet remotely, without compliance with Government Code Section 54953(b)(3), but otherwise as permitted by Government Code Section 54953(e) *et seq.*

Section 9. If any provision of this Resolution or the application of any such provision to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision or application, and to this end of the provisions of this Resolution are severable.

Section 10. The City Clerk of the City of Daly City shall certify to the adoption of this Resolution.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DALY CITY 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

I hereby certify the foregoing to be a true copy of a Resolution adopted by the City Council of Daly City,
California, at a regular meeting thereof held on the _____ day of _____, 2022, by the
following vote of the members thereof:

AYES, and in favor thereof, Councilmembers: _____,

NOES, Councilmembers: _____

Absent, Councilmembers: _____

ASSISTANT CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

CITY OF DALY CITY
CHECK REGISTERS
FOR THE MONTH OF OCTOBER 2022

10/12/2022

CHASE CREDIT CARD - N/A – Electronic Payment

10/14/2022

CHECKS ISSUED - #400834 TO 401170

CANCELED CHECK - NONE

VOID CHECK - NONE

10/31/2022

CHECKS ISSUED - #401171 TO 401506

CANCELED CHECK - NONE

VOID CHECK - NONE

AUDITED  FINANCE DIRECTOR

APPROVED _____ CITY MANAGER

APPROVED _____ MAYOR

APPROVED _____ VICE MAYOR

ACCOUNTS PAYABLE CHECK RUN SUMMARY
FISCAL YEAR 2022-2023

	MONTH	TOTAL
2022	July	\$ 10,006,379.08
	August	9,110,029.96
	September	7,593,778.12
	October	8,280,806.89
	November	
	December	
2023	January	
	February	
	March	
	April	
	May	
	June	
	TOTAL	\$ 34,990,994.05

OCTOBER 2022 BREAK DOWN OF EXPENSES BY FUND

Fund	Total for Month	Total for Year	% of Total
General Fund	\$ 3,369,695.44	\$ 16,114,095.41	46.1%
Gas Tax Fund	340,525.36	\$ 886,577.14	2.5%
Utility/Enterprise Funds	4,570,586.09	\$ 17,990,321.50	51.4%
Total:	\$ 8,280,806.89	\$ 34,990,994.05	100.0%

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
CB CHK 00101222	49024	JP MORGAN CHASE BANK N	10/12/22	72,253.19	HW	IS	Hand Written

G R A N D T O T A L S:

Total Void Machine Written	0.00	Number of Checks Processed:	0
Total Void Hand Written	0.00	Number of Checks Processed:	0
Total Machine Written	0.00	Number of Checks Processed:	0
Total Hand Written	72,253.19	Number of Checks Processed:	1
Total Reversals	0.00	Number of Checks Processed:	0
Total Cancelled	0.00	Number of Checks Processed:	0
Total EFTs	0.00	Number of EFTs Processed:	0
Total EPAYs	0.00	Number of EPAYs Processed:	0

G R A N D T O T A L 72,253.19

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
=====	=====	=====	=====	=====	=====	=====	=====
AP CHK 00400834	46218R	24/7 ROOTER & PLUMBING SERV	10/14/22	4,000.00	MW	IS	
AP CHK 00400835	47004	4LEAF INC	10/14/22	2,941.50	MW	IS	
AP CHK 00400836	47324JPA	ABD INSURANCE AND FINANCIAL	10/14/22	20,519.00	MW	IS	
AP CHK 00400837	50236	ABM BUILDING SOLUTIONS SAN	10/14/22	6,278.00	MW	IS	
AP CHK 00400838	56621	ACC BUSINESS	10/14/22	3,235.64	MW	IS	
AP CHK 00400839	53561	ACTION TOWING	10/14/22	891.25	MW	IS	
AP CHK 00400840	40735R	ADVANTAGE ROOFING INC	10/14/22	550.00	MW	IS	
AP CHK 00400841	13854	AECO SYSTEMS INC	10/14/22	6,575.00	MW	IS	
AP CHK 00400842	56430R	AGUON, ORLANDO	10/14/22	350.00	MW	IS	
AP CHK 00400843	29880	Airgas USA LLC	10/14/22	65.74	MW	IS	
AP CHK 00400844	14004	ALERT PEST CONTROL COMPANY	10/14/22	1,032.00	MW	IS	
AP CHK 00400845	1025	ALHAMBRA	10/14/22	198.80	MW	IS	
AP CHK 00400846	49642	ALL CITY MANAGEMENT SERVICE	10/14/22	21,648.81	MW	IS	
AP CHK 00400847	36102R	ALL FOUR SEASONS ROOFING	10/14/22	550.00	MW	IS	
AP CHK 00400848	37095	ALL INDUSTRIAL ELECTRIC SUP	10/14/22	387.80	MW	IS	
AP CHK 00400849	39657	ALL STAR GLASS	10/14/22	223.28	MW	IS	
AP CHK 00400850	22544	ALLSTAR FIRE EQUIPMENT INC	10/14/22	299.58	MW	IS	
AP CHK 00400851	56231	AMAZON CAPITAL SERVICES INC	10/14/22	8,297.69	MW	IS	
AP CHK 00400852	2083	AMERICA COPY & PRINTING CO	10/14/22	6,023.35	MW	IS	
AP CHK 00400853	45439JPA	AMERICAN MEDICAL RESPONSE	10/14/22	500.00	MW	IS	
AP CHK 00400854	38846	AMERICAN MESSAGING	10/14/22	29.58	MW	IS	
AP CHK 00400855	57125R	ANIFA, MOHAMED	10/14/22	725.00	MW	IS	
AP CHK 00400856	46585	ANTHEM BLUE CROSS	10/14/22	108.00	MW	IS	
AP CHK 00400857	46585	ANTHEM BLUE CROSS	10/14/22	95.60	MW	IS	
AP CHK 00400858	57047R	APOLLO ROOFING CO	10/14/22	550.00	MW	IS	
AP CHK 00400859	55841	AQUA-METRIC SALES CO	10/14/22	78,462.94	MW	IS	
AP CHK 00400860	50495R	AQUILA, LEE	10/14/22	150.00	MW	IS	
AP CHK 00400861	57136R	ARCENEUX, LUCINDA	10/14/22	400.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00400862	57124R	ARCH CONSTRUCTION INC	10/14/22	275.00	MW	IS	
AP CHK 00400863	56141R	ARGUELLES, GUILLERMO	10/14/22	250.00	MW	IS	
AP CHK 00400864	35117	ARROWHEAD FORENSICS	10/14/22	455.29	MW	IS	
AP CHK 00400865	47007	ARTHUR J GALLAGHER & COMPAN	10/14/22	4,874.00	MW	IS	
AP CHK 00400866	45195	AT&T	10/14/22	925.00	MW	IS	
AP CHK 00400867	6413	AT&T MOBILITY	10/14/22	121.02	MW	IS	
AP CHK 00400868	6413	AT&T MOBILITY	10/14/22	852.07	MW	IS	
AP CHK 00400869	6413	AT&T MOBILITY	10/14/22	323.97	MW	IS	
AP CHK 00400870	6413	AT&T MOBILITY	10/14/22	2,698.76	MW	IS	
AP CHK 00400871	29643	AUTO COLLISION CENTER	10/14/22	10,798.47	MW	IS	
AP CHK 00400872	49645	BADGE FRAME INC	10/14/22	26.81	MW	IS	
AP CHK 00400873	7950	BAY AREA AIR QUALITY MANAGE	10/14/22	22,963.00	MW	IS	
AP CHK 00400874	41717	BAY AREA CONSUMERS CHECKBOO	10/14/22	25.00	MW	IS	
AP CHK 00400875	1562	BAY AREA WATER SUPPLY & CON	10/14/22	31,413.75	MW	IS	
AP CHK 00400876	24544	BAYSIDE EQUIPMENT CO INC	10/14/22	59,967.74	MW	IS	
AP CHK 00400877	57137R	BENJAMIN, SHATORA	10/14/22	400.00	MW	IS	
AP CHK 00400878	51571R	BETTER HOME DEVELOPMENT INC	10/14/22	449.00	MW	IS	
AP CHK 00400879	57139R	BILL, DOMINIQUE	10/14/22	250.00	MW	IS	
AP CHK 00400880	19200	BIRITE FOODSERVICE DISTRIBU	10/14/22	4,289.59	MW	IS	
AP CHK 00400881	22205	BLACKSTONE PUBLISHING	10/14/22	143.99	MW	IS	
AP CHK 00400882	56990	BLUE WHITE INDUSTRIES	10/14/22	16,643.18	MW	IS	
AP CHK 00400883	3349	BROADMOOR LANDSCAPE SUPPLY	10/14/22	826.16	MW	IS	
AP CHK 00400884	3064	BROWN & CALDWELL INC	10/14/22	28,868.86	MW	IS	
AP CHK 00400885	44468	BUDGET CONFERENCING INC	10/14/22	4.28	MW	IS	
AP CHK 00400886	48259	BWNVT MOTORS INC	10/14/22	2,092.46	MW	IS	
AP CHK 00400887	33941	C & A BROWN COMPANY	10/14/22	125.00	MW	IS	
AP CHK 00400888	16519	C/CAG	10/14/22	327,386.00	MW	IS	
AP CHK 00400889	57146R	CABEBE, DARREN MICHAEL	10/14/22	70.04	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
=====	=====	=====	=====	=====	=====	=====	=====
AP CHK 00400890	46072R	CABLECOM LLC	10/14/22	3,000.00	MW	IS	
AP CHK 00400891	54295R	CABLECOM LLC	10/14/22	3,500.00	MW	IS	
AP CHK 00400892	57135R	CABRERA, JULIAN	10/14/22	400.00	MW	IS	
AP CHK 00400893	5642	CAL STEAM	10/14/22	1,159.21	MW	IS	
AP CHK 00400894	36927	CALCON SYSTEMS INC	10/14/22	28,338.00	MW	IS	
AP CHK 00400895	1289	CALIFORNIA DEPARTMENT OF TA	10/14/22	3,749.00	MW	IS	
AP CHK 00400896	9481	CALIFORNIA DEPARTMENT OF TA	10/14/22	648.00	MW	IS	
AP CHK 00400897	1196	CALIFORNIA WATER SERVICE CO	10/14/22	224.81	MW	IS	
AP CHK 00400898	43533	CAPE	10/14/22	50.00	MW	IS	
AP CHK 00400899	28636	CDW GOVERNMENT INC	10/14/22	55,605.37	MW	IS	
AP CHK 00400900	42277	CEL ANALYTICAL INC	10/14/22	6,533.00	MW	IS	
AP CHK 00400901	48009	CENGAGE LEARNING INC / GALE	10/14/22	213.45	MW	IS	
AP CHK 00400902	24769	CENTER POINT LARGE PRINT	10/14/22	46.50	MW	IS	
AP CHK 00400903	10299JPA	CENTRAL COUNTY FIRE DEPARTM	10/14/22	14,678.42	MW	IS	
AP CHK 00400904	27113R	CHAO, SHIRLEY	10/14/22	192.22	MW	IS	
AP CHK 00400905	48727	CINTAS CORPORATION	10/14/22	281.18	MW	IS	
AP CHK 00400906	51204	CINTAS CORPORATION	10/14/22	713.96	MW	IS	
AP CHK 00400907	3678	CINTAS CORPORATION #464	10/14/22	6,202.96	MW	IS	
AP CHK 00400908	35395	CITY AUTO SUPPLY	10/14/22	2,125.98	MW	IS	
AP CHK 00400909	55905	CITY CONSULTANTS & RESEARCH	10/14/22	1,775.00	MW	IS	
AP CHK 00400910	46465JPA	CITY OF BELMONT	10/14/22	3,072.08	MW	IS	
AP CHK 00400911	6649JPA	CITY OF BRISBANE	10/14/22	2,339.33	MW	IS	
AP CHK 00400912	25602	CITY OF DALY CITY	10/14/22	4,291.11	MW	IS	
AP CHK 00400913	43155JPA	CITY OF DALY CITY	10/14/22	7,985.50	MW	IS	
AP CHK 00400914	5342JPA	CITY OF FOSTER CITY	10/14/22	3,672.08	MW	IS	
AP CHK 00400915	6034JPA	CITY OF PACIFICA	10/14/22	2,532.58	MW	IS	
AP CHK 00400916	55405JPA	CITY OF REDWOOD CITY	10/14/22	4,045.00	MW	IS	
AP CHK 00400917	20562JPA	CITY OF SAN BRUNO	10/14/22	1,035.67	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
=====	=====	=====	=====	=====	=====	=====	=====
AP CHK 00400918	46083JPA	CITY OF SAN CARLOS	10/14/22	3,806.92	MW	IS	
AP CHK 00400919	25816JPA	CITY OF SAN MATEO	10/14/22	7,972.75	MW	IS	
AP CHK 00400920	40147	CITY TOYOTA	10/14/22	779.39	MW	IS	
AP CHK 00400921	18465	CLEARLITE TROPHIES	10/14/22	353.75	MW	IS	
AP CHK 00400922	25819JPA	COLMA FIRE PROTECTION DISTR	10/14/22	1,862.00	MW	IS	
AP CHK 00400923	34153	COMCAST	10/14/22	114.62	MW	IS	
AP CHK 00400924	51804	COMCAST	10/14/22	391.45	MW	IS	
AP CHK 00400925	56653	COMCAST	10/14/22	533.70	MW	IS	
AP CHK 00400926	56654	COMCAST	10/14/22	533.70	MW	IS	
AP CHK 00400927	56819	COMCAST	10/14/22	533.70	MW	IS	
AP CHK 00400928	56925	COMCAST	10/14/22	841.23	MW	IS	
AP CHK 00400929	12578	COMPLETE LINEN SERVICES INC	10/14/22	414.22	MW	IS	
AP CHK 00400930	56253	CORE & MAIN LP	10/14/22	2,680.81	MW	IS	
AP CHK 00400931	30109	CORELOGIC SOLUTIONS LLC	10/14/22	185.00	MW	IS	
AP CHK 00400932	27948	COTTON SHIRES AND ASSOCIATE	10/14/22	19,653.75	MW	IS	
AP CHK 00400933	43157JPA	COUNTY OF SAN MATEO	10/14/22	1,060.66	MW	IS	
AP CHK 00400934	42324	CRIME SCENE CLEANERS INC	10/14/22	283.00	MW	IS	
AP CHK 00400935	56617R	CRUZ, AURA JOMELIE	10/14/22	721.54	MW	IS	
AP CHK 00400936	52092	CRYE PRECISION LLC	10/14/22	4,040.98	MW	IS	
AP CHK 00400937	48323	CRYSTAL CREAMERY	10/14/22	1,410.86	MW	IS	
AP CHK 00400938	1042	D C LOCK & SECURITY SERVICE	10/14/22	16.31	MW	IS	
AP CHK 00400939	1836	DAILY JOURNAL CORPORATION	10/14/22	121.50	MW	IS	
AP CHK 00400940	41329	DALY CITY SERRAMONTE CENTER	10/14/22	220,000.00	MW	IS	
AP CHK 00400941	42706	DASH MEDICAL GLOVES INC	10/14/22	837.58	MW	IS	
AP CHK 00400942	51806	DAVID J POWERS & ASSOCIATES	10/14/22	3,015.00	MW	IS	
AP CHK 00400943	57120	DEFENSE TECHNOLOGY LLC	10/14/22	3,980.00	MW	IS	
AP CHK 00400944	40212	DEPARTMENT OF INDUSTRIAL RE	10/14/22	450.00	MW	IS	
AP CHK 00400945	1299	DEPARTMENT OF JUSTICE	10/14/22	79.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00400946	25323	DEPARTMENT OF TOXIC SUBSTAN	10/14/22	75.00	MW	IS	
AP CHK 00400947	57134R	DIAZ, DORALINDA	10/14/22	400.00	MW	IS	
AP CHK 00400948	45964	DISCOUNT PLUMBING ROOTER IN	10/14/22	17,278.00	MW	IS	
AP CHK 00400949	30629LAW	DOWNEY BRAND ATTORNEYS LLP	10/14/22	21,971.00	MW	IS	
AP CHK 00400950	56989	DUDEK	10/14/22	6,223.75	MW	IS	
AP CHK 00400951	40801R	DUMANDAN, WILGRACE	10/14/22	721.54	MW	IS	
AP CHK 00400952	56553R	EAKLE, CHUNHUI	10/14/22	1,400.00	MW	IS	
AP CHK 00400953	53530	EAN SERVICES LLC	10/14/22	783.30	MW	IS	
AP CHK 00400954	48177	EAST BAY TIRE CO	10/14/22	3,962.81	MW	IS	
AP CHK 00400955	40611	ECMS INC	10/14/22	1,153.90	MW	IS	
AP CHK 00400956	57142R	EDWARD SHI AND XUHUI HUANG	10/14/22	992.20	MW	IS	
AP CHK 00400957	55579	EDWARDS & SONS EQUIPMENT SE	10/14/22	3,886.58	MW	IS	
AP CHK 00400958	56187	ELLIS INVESTIGATIONS LAW CO	10/14/22	9,880.00	MW	IS	
AP CHK 00400959	56297	EME ENTERPRISE INC	10/14/22	383.00	MW	IS	
AP CHK 00400960	7685	ENTENMANN ROVIN COMPANY	10/14/22	555.35	MW	IS	
AP CHK 00400961	44735	ENVIRONMENTAL EXPRESS INC	10/14/22	4,818.41	MW	IS	
AP CHK 00400962	56435	ESO SOLUTIONS INC	10/14/22	667.58	MW	IS	
AP CHK 00400963	17884	FEDEX	10/14/22	7.54	MW	IS	
AP CHK 00400964	56626	FEDEX FREIGHT INC	10/14/22	592.81	MW	IS	
AP CHK 00400965	9922	FERGUSON ENTERPRISES LLC #3	10/14/22	3,107.54	MW	IS	
AP CHK 00400966	49393	FIRE SAFETY SUPPLY INCORPOR	10/14/22	1,034.86	MW	IS	
AP CHK 00400967	27681	FIREMASTER	10/14/22	3,500.00	MW	IS	
AP CHK 00400968	19787	FIRST CHOICE COFFEE SERVICE	10/14/22	1,207.78	MW	IS	
AP CHK 00400969	47182	FLAG STORE USA	10/14/22	299.70	MW	IS	
AP CHK 00400970	30742	FONG BROTHERS PRINTING INC	10/14/22	869.11	MW	IS	
AP CHK 00400971	38582	FOREMOST PROMOTIONS	10/14/22	511.82	MW	IS	
AP CHK 00400972	G-HOLMES	FRANCHISE TAX BOARD	10/14/22	200.00	MW	IS	
AP CHK 00400973	3451	FRANK A OLSEN COMPANY	10/14/22	741.69	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00400974	51893R	FULMORE, ZACHARY	10/14/22	621.42	MW	IS	
AP CHK 00400975	33543R	GARON, MARLENE	10/14/22	400.00	MW	IS	
AP CHK 00400976	55311	GOLDEN STATE EMERGENCY	10/14/22	177.79	MW	IS	
AP CHK 00400977	57138R	GONZALEZ, ROSA	10/14/22	400.00	MW	IS	
AP CHK 00400978	3942	GOVERNMENT FINANCE OFFICERS	10/14/22	1,740.00	MW	IS	
AP CHK 00400979	1754	GRAINGER INC	10/14/22	10,841.38	MW	IS	
AP CHK 00400980	36985	GRAND INDUSTRIES INC	10/14/22	5,939.35	MW	IS	
AP CHK 00400981	22404	GREG'S TRUCKING SERVICE INC	10/14/22	7,739.38	MW	IS	
AP CHK 00400982	37554R	GREGORIO, JOYCE	10/14/22	200.08	MW	IS	
AP CHK 00400983	30894	GRM	10/14/22	638.67	MW	IS	
AP CHK 00400984	51118R	GROGAN, GREGORY	10/14/22	250.00	MW	IS	
AP CHK 00400985	2223	HACH COMPANY	10/14/22	4,115.20	MW	IS	
AP CHK 00400986	33992R	HALVORSON, DANECA	10/14/22	950.00	MW	IS	
AP CHK 00400987	56854R	HANDY CONSTRUCTION TEAM INC	10/14/22	4,975.00	MW	IS	
AP CHK 00400988	50087	HANNA INSTRUMENTS USA INC	10/14/22	158.22	MW	IS	
AP CHK 00400989	3702	HARRINGTON INDUSTRIAL PLAST	10/14/22	503.89	MW	IS	
AP CHK 00400990	1980	HARRISON & BONINI INC	10/14/22	103.85	MW	IS	
AP CHK 00400991	55667	HAZEN AND SAWYER	10/14/22	4,658.28	MW	IS	
AP CHK 00400992	40302R	HERNANDEZ ROOFING	10/14/22	275.00	MW	IS	
AP CHK 00400993	11376	HEWLETT PACKARD ENTERPRISE	10/14/22	2,676.64	MW	IS	
AP CHK 00400994	57132R	HIGH BAND CONSTRUCTION INC	10/14/22	1,025.00	MW	IS	
AP CHK 00400995	49700	HILL BROTHERS CHEMICAL CO	10/14/22	2,749.53	MW	IS	
AP CHK 00400996	15857	HOME DEPOT CREDIT SERVICES	10/14/22	13,392.20	MW	IS	
AP CHK 00400997	56109	HONEY BUCKET	10/14/22	209.00	MW	IS	
AP CHK 00400998	2665	HSQ TECHNOLOGY CORP	10/14/22	2,159.28	MW	IS	
AP CHK 00400999	55183R	HUERTAS, YOLANDA	10/14/22	150.00	MW	IS	
AP CHK 00401000	37867R	HUEY, JUDY	10/14/22	220.83	MW	IS	
AP CHK 00401001	41818	HUNTINGTON COURT REPORTERS	10/14/22	844.26	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401002	56564	INVOICE CLOUD INC	10/14/22	100.00	MW	IS	
AP CHK 00401003	1072	IRVINE & JACHENS INC	10/14/22	219.75	MW	IS	
AP CHK 00401004	31080R	ISLANDER, STEPHEN	10/14/22	219.43	MW	IS	
AP CHK 00401005	57130R	JAKOSALEM, JOHN JACOB	10/14/22	1,288.42	MW	IS	
AP CHK 00401006	26328	JAM SERVICES INC	10/14/22	9,833.81	MW	IS	
AP CHK 00401007	25311	JOHNSON CONTROLS SECURITY S	10/14/22	1,293.76	MW	IS	
AP CHK 00401008	57096	JONES, CLEITUS	10/14/22	1,920.00	MW	IS	
AP CHK 00401009	21383R	KALAVERAS, MARJORIE	10/14/22	769.50	MW	IS	
AP CHK 00401010	10144	KAMAN INDUSTRIAL TECHNOLOGI	10/14/22	1,259.13	MW	IS	
AP CHK 00401011	39604	KIMBALL MIDWEST	10/14/22	97.43	MW	IS	
AP CHK 00401012	57064	KING TINT	10/14/22	800.00	MW	IS	
AP CHK 00401013	36720	KONECRANES INC	10/14/22	827.00	MW	IS	
AP CHK 00401014	1108	L N CURTIS AND SONS	10/14/22	87.89	MW	IS	
AP CHK 00401015	57131R	LANDMARK ROOFING	10/14/22	275.00	MW	IS	
AP CHK 00401016	13776	LANGUAGE LINE SERVICES	10/14/22	2,793.68	MW	IS	
AP CHK 00401017	45566	LAVEZZO, RONALD F	10/14/22	660.00	MW	IS	
AP CHK 00401018	48008LAW	LAW OFFICES OF BURKE WILLIA	10/14/22	1,702.50	MW	IS	
AP CHK 00401019	1148	LAWSON PRODUCTS INC	10/14/22	52.23	MW	IS	
AP CHK 00401020	51317R	LEE, SUN CHOI	10/14/22	614.00	MW	IS	
AP CHK 00401021	33497	LEGACY MECHANICAL & ENERGY	10/14/22	9,426.57	MW	IS	
AP CHK 00401022	45083	LEHR	10/14/22	18,244.97	MW	IS	
AP CHK 00401023	37094	LEXISNEXIS RISK DATA MANAGE	10/14/22	510.00	MW	IS	
AP CHK 00401024	44624	LIBERTY PROCESS EQUIPMENT I	10/14/22	484.84	MW	IS	
AP CHK 00401025	16440	LINDE GAS & EQUIPMENT INC	10/14/22	119.56	MW	IS	
AP CHK 00401026	14431	LINDE INC	10/14/22	23,526.83	MW	IS	
AP CHK 00401027	57121R	LOPEZ ROGEL, MALVER	10/14/22	1,454.00	MW	IS	
AP CHK 00401028	29332	LORAL LANDSCAPING	10/14/22	515.00	MW	IS	
AP CHK 00401029	49874	LOU'S GLOVES INC	10/14/22	805.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401030	57133R	MAI, WANWEN WENDY	10/14/22	855.80	MW	IS	
AP CHK 00401031	52773R	MANALO, JUSLYN	10/14/22	575.00	MW	IS	
AP CHK 00401032	55192	MARQUEE FIRE PROTECTION	10/14/22	4,155.00	MW	IS	
AP CHK 00401033	15393	MCMMASTER-CARR	10/14/22	387.09	MW	IS	
AP CHK 00401034	25805JPA	MENLO PARK FIRE PROTECTION	10/14/22	11,527.58	MW	IS	
AP CHK 00401035	52101R	MERCURY INSURANCE	10/14/22	2,300.04	MW	IS	
AP CHK 00401036	23949	METRO MOBILE COMMUNICATIONS	10/14/22	1,545.00	MW	IS	
AP CHK 00401037	48672	METTLER TOLEDO RAININ LLC	10/14/22	633.00	MW	IS	
AP CHK 00401038	33993LAW	MEYERS NAVE	10/14/22	3,904.03	MW	IS	
AP CHK 00401039	22863	MIDWEST TAPE INC	10/14/22	588.45	MW	IS	
AP CHK 00401040	38446	MIELE INC	10/14/22	700.00	MW	IS	
AP CHK 00401041	55748R	MIKE MC CURDY ROOFING	10/14/22	275.00	MW	IS	
AP CHK 00401042	57141R	MILLER, TOMISHA	10/14/22	400.00	MW	IS	
AP CHK 00401043	49436REN	MKD CEDAR HILL LLC	10/14/22	6,306.43	MW	IS	
AP CHK 00401044	49476R	MOALA, JOSHUA	10/14/22	291.71	MW	IS	
AP CHK 00401045	15210	MUNICIPAL MAINTENANCE EQUIP	10/14/22	630.41	MW	IS	
AP CHK 00401046	52901	MUNIQUEIP LLC	10/14/22	37,402.50	MW	IS	
AP CHK 00401047	57123R	NATIVIDAD, BABY	10/14/22	400.00	MW	IS	
AP CHK 00401048	57127R	NG, FRANCIS	10/14/22	732.29	MW	IS	
AP CHK 00401049	56545	NOR CAL SIGNAL SUPPLY LLC	10/14/22	20.00	MW	IS	
AP CHK 00401050	54672	OCEAN TREASURES SERVICING I	10/14/22	321.73	MW	IS	
AP CHK 00401051	40765RJPA	ODLE, JOHN	10/14/22	83.50	MW	IS	
AP CHK 00401052	56820	ODP BUSINESS SOLUTIONS LLC	10/14/22	74.81	MW	IS	
AP CHK 00401053	56821	ODP BUSINESS SOLUTIONS LLC	10/14/22	197.76	MW	IS	
AP CHK 00401054	56822	ODP BUSINESS SOLUTIONS LLC	10/14/22	938.75	MW	IS	
AP CHK 00401055	56335	OPERATIONAL TECHNICAL SERVI	10/14/22	26,719.63	MW	IS	
AP CHK 00401056	41080R	ORNELAS, DANA	10/14/22	230.78	MW	IS	
AP CHK 00401057	4918	OTIS ELEVATOR COMPANY	10/14/22	5,025.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401058	42838	PACE SUPPLY CORP	10/14/22	203.83	MW	IS	
AP CHK 00401059	15483	PACIFIC COAST SEED INC	10/14/22	2,095.37	MW	IS	
AP CHK 00401060	10360R	PACIFIC GAS & ELECTRIC	10/14/22	336,575.00	MW	IS	
AP CHK 00401061	1216	PACIFIC GAS & ELECTRIC	10/14/22	5,087.98	MW	IS	
AP CHK 00401062	29252	PACIFIC PRODUCE INC	10/14/22	3,631.35	MW	IS	
AP CHK 00401063	39891	PARACLETE PRESS INC	10/14/22	66.33	MW	IS	
AP CHK 00401064	38465R	PARANGAN, JEFFREY	10/14/22	442.38	MW	IS	
AP CHK 00401065	55050R	PARSONS ENVIRONMENT & INFRA	10/14/22	725.00	MW	IS	
AP CHK 00401066	56663	PARTS AUTHORITY LLC	10/14/22	2,342.63	MW	IS	
AP CHK 00401067	3297	PENINSULA LIBRARY SYSTEM	10/14/22	6,760.14	MW	IS	
AP CHK 00401068	29738	PENINSULA UNIFORMS & EQUIPM	10/14/22	2,013.90	MW	IS	
AP CHK 00401069	40804R	PERDOMO, BRUCE	10/14/22	859.18	MW	IS	
AP CHK 00401070	57145R	PEREZ, DOMINGO CRUZ	10/14/22	400.00	MW	IS	
AP CHK 00401071	19678	PERS LONG TERM CARE PROGRAM	10/14/22	248.17	MW	IS	
AP CHK 00401072	47044	PETERSON TRUCKS INC	10/14/22	1,826.47	MW	IS	
AP CHK 00401073	54331	PIIAN SYSTEMS LLC	10/14/22	22,703.46	MW	IS	
AP CHK 00401074	57003	PLANTE & MORAN PLLC	10/14/22	11,000.00	MW	IS	
AP CHK 00401075	25818JPA	POINT MONTARA FIRE PROTECTI	10/14/22	6,665.25	MW	IS	
AP CHK 00401076	36106	POLYDYNE INC	10/14/22	41,640.95	MW	IS	
AP CHK 00401077	12466	POSITIVE PROMOTIONS INC	10/14/22	1,832.68	MW	IS	
AP CHK 00401078	52406	POWER WORKS INC	10/14/22	5,624.90	MW	IS	
AP CHK 00401079	56225	PRADO 9-1-1 INVESTIGATIVE S	10/14/22	1,071.38	MW	IS	
AP CHK 00401080	53942	PREFERRED ALLIANCE INC	10/14/22	362.90	MW	IS	
AP CHK 00401081	34637	PROMOTABLES LLC	10/14/22	98.22	MW	IS	
AP CHK 00401082	1143	PUMP REPAIR SERVICE	10/14/22	35,811.93	MW	IS	
AP CHK 00401083	51526	PURETEC INDUSTRIAL WATER	10/14/22	316.41	MW	IS	
AP CHK 00401084	54044	QUADIENIT LEASING USA INC	10/14/22	742.20	MW	IS	
AP CHK 00401085	27398	R & S ERECTION NORTH PENINS	10/14/22	1,800.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401086	48668JPA	RAVNTECH CORPORATION	10/14/22	187,760.21	MW	IS	
AP CHK 00401087	42475	RB PETROLEUM SERVICES	10/14/22	2,770.00	MW	IS	
AP CHK 00401088	50803	READYREFRESH BY NESTLE	10/14/22	112.23	MW	IS	
AP CHK 00401089	1687	RED WING SHOES	10/14/22	1,385.91	MW	IS	
AP CHK 00401090	14608	REEVES COMPANY INC	10/14/22	29.09	MW	IS	
AP CHK 00401091	1200	REPUBLIC SERVICES OF NORTH	10/14/22	1,386,744.36	MW	IS	
AP CHK 00401092	13761	ROSS RECREATION EQUIPMENT I	10/14/22	9,474.41	MW	IS	
AP CHK 00401093	52843R	S F UNDERGROUND	10/14/22	6,784.50	MW	IS	
AP CHK 00401094	1087	SAFETY KLEEN SYSTEMS INC	10/14/22	1,202.47	MW	IS	
AP CHK 00401095	26957	SAN FRANCISCO BUSINESS TIME	10/14/22	140.00	MW	IS	
AP CHK 00401096	12544	SAN MATEO COUNTY CONTROLLER	10/14/22	68,893.90	MW	IS	
AP CHK 00401097	1643	SAN MATEO COUNTY ENVIRONMEN	10/14/22	318.00	MW	IS	
AP CHK 00401098	43158JPA	SAN MATEO COUNTY FIRE COUNT	10/14/22	12,775.67	MW	IS	
AP CHK 00401099	1578	SAN MATEO COUNTY SHERIFF'S	10/14/22	137,230.00	MW	IS	
AP CHK 00401100	35246	SAN MATEO COUNTY SHERIFFS O	10/14/22	80,881.82	MW	IS	
AP CHK 00401101	G1MARTINEZ	SAN MATEO COUNTY SHERIFF	10/14/22	112.50	MW	IS	
AP CHK 00401102	1790	SAN MATEO COUNTY TRANSIT DI	10/14/22	23,623.64	MW	IS	
AP CHK 00401103	1906	SAN MATEO CREDIT UNION	10/14/22	1,585.00	MW	IS	
AP CHK 00401104	55607	SANTANA, BRUNO	10/14/22	3,000.00	MW	IS	
AP CHK 00401105	54717	SANTANA, VALERIA CRISTINA	10/14/22	13,800.00	MW	IS	
AP CHK 00401106	57140R	SANTOS, LEANDRA	10/14/22	50.00	MW	IS	
AP CHK 00401107	49441	SC FUELS	10/14/22	39,194.44	MW	IS	
AP CHK 00401108	57119	SERVERS STANDING BY	10/14/22	6,537.57	MW	IS	
AP CHK 00401109	44095	SERVICE PRESS INC	10/14/22	322.26	MW	IS	
AP CHK 00401110	1111	SF - WATER	10/14/22	772,129.36	MW	IS	
AP CHK 00401111	54509	SF UNDERGROUND INC	10/14/22	12,000.00	MW	IS	
AP CHK 00401112	31449	SHARP ELECTRONICS CORPORATI	10/14/22	11,343.90	MW	IS	
AP CHK 00401113	23742	SHOE DEPOT INC	10/14/22	4,371.31	MW	IS	

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AP CHK 00401114	55916R	SHOOPMAN, COREY	10/14/22	272.23	MW	IS	
AP CHK 00401115	49695	SHRED IT USA	10/14/22	580.10	MW	IS	
AP CHK 00401116	51449	SIMPSON GUMPERTZ & HEGER IN	10/14/22	980.00	MW	IS	
AP CHK 00401117	55808	SOUTHERN COUNTIES LUBRICANT	10/14/22	4,326.17	MW	IS	
AP CHK 00401118	55731R	SRC ROOFING	10/14/22	275.00	MW	IS	
AP CHK 00401119	37940	STANDARD PLUMBING SUPPLY CO	10/14/22	259.43	MW	IS	
AP CHK 00401120	40438	STANLEY ACCESS TECH LLC	10/14/22	1,148.65	MW	IS	
AP CHK 00401121	47389	STARVISTA	10/14/22	25,257.30	MW	IS	
AP CHK 00401122	45112JPA	STATE COMPENSATION INSURANC	10/14/22	254.25	MW	IS	
AP CHK 00401123	56834R	STATE WATER RESOURCES CONTR	10/14/22	236,302.89	MW	IS	
AP CHK 00401124	45084	STEPFORD INC	10/14/22	5,200.00	MW	IS	
AP CHK 00401125	40900	STEVENS BAY AREA DIESEL SER	10/14/22	5,328.26	MW	IS	
AP CHK 00401126	57023RJPA	STRATTON, MARGARET	10/14/22	34.99	MW	IS	
AP CHK 00401127	51682R	SUNGA, JUSTIN	10/14/22	312.75	MW	IS	
AP CHK 00401128	51439	SWEET DELIGHT BAKERY	10/14/22	5,327.50	MW	IS	
AP CHK 00401129	29237	SYNAGRO WEST LLC	10/14/22	26,696.18	MW	IS	
AP CHK 00401130	45319	T MOBILE USA INC	10/14/22	25.00	MW	IS	
AP CHK 00401131	24619	TALX UC EXPRESS	10/14/22	371.54	MW	IS	
AP CHK 00401132	57129R	TAM, HUI YI	10/14/22	2,623.20	MW	IS	
AP CHK 00401133	57128R	TAN, SHUANG HONG	10/14/22	2,137.26	MW	IS	
AP CHK 00401134	57122R	TANG, STEELY	10/14/22	100.00	MW	IS	
AP CHK 00401135	42970JPA	TELECOMMUNICATIONS ENGINEER	10/14/22	27,022.21	MW	IS	
AP CHK 00401136	51891	TETRA TECH INC	10/14/22	9,125.97	MW	IS	
AP CHK 00401137	1201	THOMSON REUTERS WEST	10/14/22	2,809.82	MW	IS	
AP CHK 00401138	53970	TRIDENT K9 CONSULTING	10/14/22	1,000.00	MW	IS	
AP CHK 00401139	26803	TURBO DATA SYSTEMS INC	10/14/22	30,992.69	MW	IS	
AP CHK 00401140	37637	ULINE INC	10/14/22	2,665.13	MW	IS	
AP CHK 00401141	56607	UNION DOOR	10/14/22	3,488.00	MW	IS	

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AP CHK 00401142	50490	UNITEDHEALTHCARE INSURANCE	10/14/22	352.82	MW	IS	
AP CHK 00401143	32209	UNIVAR SOLUTIONS USA INC	10/14/22	19,210.97	MW	IS	
AP CHK 00401144	37684	USA BLUE BOOK	10/14/22	968.91	MW	IS	
AP CHK 00401145	47099JPA	UTILITY TELECOM GROUP LLC	10/14/22	6,756.15	MW	IS	
AP CHK 00401146	38922	VANTAGEPOINT TRANSFER AGENT	10/14/22	51,914.18	MW	IS	
AP CHK 00401147	3376	VERITIV OPERATING COMPANY	10/14/22	3,533.25	MW	IS	
AP CHK 00401148	29329	VERIZON WIRELESS SERVICES L	10/14/22	6,130.42	MW	IS	
AP CHK 00401149	41056R	VIOLA, ANNA MARIE	10/14/22	769.50	MW	IS	
AP CHK 00401150	57126R	VIZCON LLC	10/14/22	275.00	MW	IS	
AP CHK 00401151	27181	VORTEX INDUSTRIES INC	10/14/22	451.00	MW	IS	
AP CHK 00401152	1579	VWR INTERNATIONAL LLC	10/14/22	4,732.72	MW	IS	
AP CHK 00401153	56945	WALKER PROCESS EQUIPMENT	10/14/22	3,556.56	MW	IS	
AP CHK 00401154	36355	WASTEWATER SOLUTIONS INC	10/14/22	6,231.33	MW	IS	
AP CHK 00401155	50485	WAVE BROADBAND	10/14/22	332.52	MW	IS	
AP CHK 00401156	49085	WEST COAST ARBORISTS INC	10/14/22	5,470.00	MW	IS	
AP CHK 00401157	6141	WEST COAST CONTRACTORS SERV	10/14/22	569.57	MW	IS	
AP CHK 00401158	29517	WEST-LITE SUPPLY COMPANY IN	10/14/22	559.98	MW	IS	
AP CHK 00401159	43392	WESTERN AWNINGS & CANVAS	10/14/22	284.05	MW	IS	
AP CHK 00401160	19825	WESTERN STATES TOOL AND SUP	10/14/22	4,007.69	MW	IS	
AP CHK 00401161	1095	WESTLAKE ECO SOFT-TOUCH	10/14/22	295.65	MW	IS	
AP CHK 00401162	30684	WHITE CAP LP	10/14/22	428.50	MW	IS	
AP CHK 00401163	54330	WILLIAMS SCOTSMAN INC	10/14/22	763.19	MW	IS	
AP CHK 00401164	36417R	WILLIAMS, ANNE	10/14/22	721.54	MW	IS	
AP CHK 00401165	21984	WONG, ANTHONY	10/14/22	891.00	MW	IS	
AP CHK 00401166	55578R	WOO, AUSTIN	10/14/22	210.00	MW	IS	
AP CHK 00401167	18388JPA	WOODSIDE FIRE PROTECTION DI	10/14/22	8,271.67	MW	IS	
AP CHK 00401168	30283	WORLD JOURNAL SF LLC	10/14/22	340.00	MW	IS	
AP CHK 00401169	57143R	XIAO, TERENCE	10/14/22	4,247.46	MW	IS	

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AP CHK 00401170	12694R	ZALINSKIS, KLAUS	10/14/22	721.54	MW	IS		

G R A N D T O T A L S:

Total Void Machine Written	0.00	Number of Checks Processed:	0
Total Void Hand Written	0.00	Number of Checks Processed:	0
Total Machine Written	5,265,586.19	Number of Checks Processed:	337
Total Hand Written	0.00	Number of Checks Processed:	0
Total Reversals	0.00	Number of Checks Processed:	0
Total Cancelled	0.00	Number of Checks Processed:	0
Total EFTs	0.00	Number of EFTs Processed:	0
Total EPAYs	0.00	Number of EPAYs Processed:	0

G R A N D T O T A L 5,265,586.19

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401171	46218R	24/7 ROOTER & PLUMBING SERV	10/31/22	8,000.00	MW	IS	
AP CHK 00401172	56874	42ND STREET MOON	10/31/22	8,382.50	MW	IS	
AP CHK 00401173	47004	4LEAF INC	10/31/22	13,942.85	MW	IS	
AP CHK 00401174	55795R	A C ENTERPRISES	10/31/22	1,105.00	MW	IS	
AP CHK 00401175	25627	A S F ELECTRIC INC	10/31/22	10,750.00	MW	IS	
AP CHK 00401176	13334	ABBEY PARTY RENTS INC	10/31/22	2,908.21	MW	IS	
AP CHK 00401177	57172	ACADEMIA JR, VINCENT CELI	10/31/22	200.00	MW	IS	
AP CHK 00401178	57176	ACCREDITED EMS FIRE TRAININ	10/31/22	180.00	MW	IS	
AP CHK 00401179	53561	ACTION TOWING	10/31/22	405.75	MW	IS	
AP CHK 00401180	50660	AETYPIC INC	10/31/22	1,440.00	MW	IS	
AP CHK 00401181	29880	Airgas USA LLC	10/31/22	51.00	MW	IS	
AP CHK 00401182	1465	ALBERTSONS SAFEWAY	10/31/22	2,033.81	MW	IS	
AP CHK 00401183	48113	ALERT ALL CORP	10/31/22	521.91	MW	IS	
AP CHK 00401184	14004	ALERT PEST CONTROL COMPANY	10/31/22	2,878.00	MW	IS	
AP CHK 00401185	49642	ALL CITY MANAGEMENT SERVICE	10/31/22	18,825.15	MW	IS	
AP CHK 00401186	22544	ALLSTAR FIRE EQUIPMENT INC	10/31/22	3,783.30	MW	IS	
AP CHK 00401187	57155R	ALMENDARES, CINDI	10/31/22	250.00	MW	IS	
AP CHK 00401188	37116	ALPHA ANALYTICAL LABORATORI	10/31/22	9,241.00	MW	IS	
AP CHK 00401189	52138R	ALVAREZ, ERNESTO	10/31/22	110.00	MW	IS	
AP CHK 00401190	53316	ALWAYS ON TIME CONCRETE & P	10/31/22	1,916.00	MW	IS	
AP CHK 00401191	40755	AMAZON	10/31/22	433.27	MW	IS	
AP CHK 00401192	56231	AMAZON CAPITAL SERVICES INC	10/31/22	3,275.24	MW	IS	
AP CHK 00401193	2083	AMERICA COPY & PRINTING CO	10/31/22	85.70	MW	IS	
AP CHK 00401194	57174	AMERICAN SOCIETY OF SAFETY	10/31/22	235.00	MW	IS	
AP CHK 00401195	14988	AMERICAN TOWER CORPORATION	10/31/22	8,712.83	MW	IS	
AP CHK 00401196	23273	ANDERSON PACIFIC ENGINEERIN	10/31/22	224,200.00	MW	IS	
AP CHK 00401197	24868	ANIXTER INC	10/31/22	25.46	MW	IS	
AP CHK 00401198	57180R	APEX COMPANIES LLC	10/31/22	3,750.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401199	47739	APPLIED AIR FILTERS INC	10/31/22	351.77	MW	IS	
AP CHK 00401200	24078	APWA NORTHERN CALIFORNIA CH	10/31/22	255.30	MW	IS	
AP CHK 00401201	55841	AQUA-METRIC SALES CO	10/31/22	7,301.84	MW	IS	
AP CHK 00401202	20925	AQUARIUS ENTERPRISES INC	10/31/22	1,575.00	MW	IS	
AP CHK 00401203	1259	ARAMARK	10/31/22	110.49	MW	IS	
AP CHK 00401204	55833	ARAMARK	10/31/22	1,194.82	MW	IS	
AP CHK 00401205	57181R	ARCHITECTURAL DIMENSIONS	10/31/22	7,000.00	MW	IS	
AP CHK 00401206	57149R	ASCARIZ, FRANK	10/31/22	189.65	MW	IS	
AP CHK 00401207	1101	AT&T	10/31/22	263.47	MW	IS	
AP CHK 00401208	1101	AT&T	10/31/22	98.00	MW	IS	
AP CHK 00401209	32577	AT&T	10/31/22	1,745.57	MW	IS	
AP CHK 00401210	32577	AT&T	10/31/22	10,639.07	MW	IS	
AP CHK 00401211	32577	AT&T	10/31/22	390.74	MW	IS	
AP CHK 00401212	45195	AT&T	10/31/22	300.00	MW	IS	
AP CHK 00401213	45195	AT&T	10/31/22	170.00	MW	IS	
AP CHK 00401214	47003	AT&T	10/31/22	102.96	MW	IS	
AP CHK 00401215	47003	AT&T	10/31/22	113.66	MW	IS	
AP CHK 00401216	6413	AT&T MOBILITY	10/31/22	4,579.51	MW	IS	
AP CHK 00401217	6413	AT&T MOBILITY	10/31/22	675.14	MW	IS	
AP CHK 00401218	6413	AT&T MOBILITY	10/31/22	1,287.68	MW	IS	
AP CHK 00401219	6413	AT&T MOBILITY	10/31/22	2,155.70	MW	IS	
AP CHK 00401220	56648R	AU, HENRY	10/31/22	408.53	MW	IS	
AP CHK 00401221	29643	AUTO COLLISION CENTER	10/31/22	1,085.68	MW	IS	
AP CHK 00401222	1232	BAKER & TAYLOR COMPANY INC	10/31/22	10,594.22	MW	IS	
AP CHK 00401223	57170	BARBADILLO PAISO, LIANE	10/31/22	12.00	MW	IS	
AP CHK 00401224	2495	BARKER BLUE DIGITAL IMAGING	10/31/22	514.72	MW	IS	
AP CHK 00401225	3952	BAY AREA BARRICADE SERVICE	10/31/22	654.52	MW	IS	
AP CHK 00401226	57179R	BAY AREA TRAFFIC SOLUTIONS	10/31/22	1,000.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401227	57171	BENEDICTO, CONRAD	10/31/22	400.00	MW	IS	
AP CHK 00401228	38585	BFI OF CALIFORNIA INC	10/31/22	677.25	MW	IS	
AP CHK 00401229	19200	BIRITE FOODSERVICE DISTRIBU	10/31/22	6,918.25	MW	IS	
AP CHK 00401230	22205	BLACKSTONE PUBLISHING	10/31/22	166.97	MW	IS	
AP CHK 00401231	55851	BOV EMBROIDERY INC	10/31/22	1,085.29	MW	IS	
AP CHK 00401232	57175R	BRANNON CORPORATION	10/31/22	1,200.00	MW	IS	
AP CHK 00401233	3349	BROADMOOR LANDSCAPE SUPPLY	10/31/22	597.06	MW	IS	
AP CHK 00401234	3064	BROWN & CALDWELL INC	10/31/22	47,996.72	MW	IS	
AP CHK 00401235	48024R	BUSALACCHI, MARIO	10/31/22	450.00	MW	IS	
AP CHK 00401236	54295R	CABLECOM LLC	10/31/22	3,000.00	MW	IS	
AP CHK 00401237	33981	CAGWIN & DORWARD	10/31/22	366.00	MW	IS	
AP CHK 00401238	42973	CAL SIGNAL CORP	10/31/22	241.73	MW	IS	
AP CHK 00401239	36927	CALCON SYSTEMS INC	10/31/22	65,848.86	MW	IS	
AP CHK 00401240	42619	CALIFORNIA BUILDING STANDAR	10/31/22	1,503.00	MW	IS	
AP CHK 00401241	19853	CALIFORNIA GROUNDWATER ASSO	10/31/22	100.00	MW	IS	
AP CHK 00401242	32671	CALIFORNIA STATE LANDS COMM	10/31/22	1,890.56	MW	IS	
AP CHK 00401243	1196	CALIFORNIA WATER SERVICE CO	10/31/22	129.55	MW	IS	
AP CHK 00401244	43533	CAPE	10/31/22	25.00	MW	IS	
AP CHK 00401245	17888	CARL WARREN & COMPANY INC	10/31/22	1,107.50	MW	IS	
AP CHK 00401246	57153R	CASCADE DRILLING	10/31/22	1,126.02	MW	IS	
AP CHK 00401247	28636	CDW GOVERNMENT INC	10/31/22	15,579.60	MW	IS	
AP CHK 00401248	57043R	CELEDON, RAMIRO	10/31/22	150.00	MW	IS	
AP CHK 00401249	57162R	CHAN, JULIA	10/31/22	3,343.23	MW	IS	
AP CHK 00401250	57177R	CHAN, LINDA	10/31/22	4,000.00	MW	IS	
AP CHK 00401251	56479R	CHIU, CAREY	10/31/22	3,035.09	MW	IS	
AP CHK 00401252	51204	CINTAS CORPORATION	10/31/22	486.43	MW	IS	
AP CHK 00401253	3678	CINTAS CORPORATION #464	10/31/22	5,877.81	MW	IS	
AP CHK 00401254	25602	CITY OF DALY CITY	10/31/22	3,605.07	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401255	54186	CIVICPLUS INC	10/31/22	4,657.71	MW	IS	
AP CHK 00401256	56237	CLAREMONT BEHAVIORAL SERVIC	10/31/22	1,339.00	MW	IS	
AP CHK 00401257	57160R	COLLINS, TEDDY	10/31/22	3,026.28	MW	IS	
AP CHK 00401258	47244	COMCAST	10/31/22	90.12	MW	IS	
AP CHK 00401259	48517	COMCAST	10/31/22	134.25	MW	IS	
AP CHK 00401260	48645	COMCAST	10/31/22	83.00	MW	IS	
AP CHK 00401261	49446	COMCAST	10/31/22	108.33	MW	IS	
AP CHK 00401262	52453	COMCAST	10/31/22	118.72	MW	IS	
AP CHK 00401263	52652	COMCAST	10/31/22	168.82	MW	IS	
AP CHK 00401264	56468	COMCAST	10/31/22	149.45	MW	IS	
AP CHK 00401265	56925	COMCAST	10/31/22	2.67	MW	IS	
AP CHK 00401266	12578	COMPLETE LINEN SERVICES INC	10/31/22	222.39	MW	IS	
AP CHK 00401267	2599	CONTINUING EDUCATION OF THE	10/31/22	3,958.00	MW	IS	
AP CHK 00401268	52002	CONTRA COSTA COUNTY SHERIFF	10/31/22	1,330.00	MW	IS	
AP CHK 00401269	56253	CORE & MAIN LP	10/31/22	12,770.38	MW	IS	
AP CHK 00401270	54055R	COSMIC RENOVATION AND ROOFI	10/31/22	275.00	MW	IS	
AP CHK 00401271	14930	COUNTY OF SAN MATEO	10/31/22	246.76	MW	IS	
AP CHK 00401272	43157JPA	COUNTY OF SAN MATEO	10/31/22	1,060.66	MW	IS	
AP CHK 00401273	40976R	COUNTY ROOFING COMPANY	10/31/22	275.00	MW	IS	
AP CHK 00401274	1053	CPS HR CONSULTING	10/31/22	120.00	MW	IS	
AP CHK 00401275	42324	CRIME SCENE CLEANERS INC	10/31/22	108.00	MW	IS	
AP CHK 00401276	48323	CRYSTAL CREAMERY	10/31/22	1,410.86	MW	IS	
AP CHK 00401277	28906	CSG CONSULTANTS INC	10/31/22	29,405.77	MW	IS	
AP CHK 00401278	1836	DAILY JOURNAL CORPORATION	10/31/22	276.80	MW	IS	
AP CHK 00401279	51953R	DALY CITY BASEBALL ASSOCIAT	10/31/22	400.00	MW	IS	
AP CHK 00401280	55663	DALY CITY FIREFIGHTERS ASSO	10/31/22	1,660.00	MW	IS	
AP CHK 00401281	48520	DALY CITY PARTNERSHIP	10/31/22	122,858.50	MW	IS	
AP CHK 00401282	36807	DALY CITY TEST ONLY	10/31/22	40.00	MW	IS	

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AP CHK 00401283	1793	DALY CITY TOOL MART	10/31/22	69.22	MW	IS	
AP CHK 00401284	7817	DANS DRILLING & FENCING INC	10/31/22	8,350.00	MW	IS	
AP CHK 00401285	3364	DEPARTMENT OF CONSERVATION	10/31/22	6,376.84	MW	IS	
AP CHK 00401286	1299	DEPARTMENT OF JUSTICE	10/31/22	507.00	MW	IS	
AP CHK 00401287	20552	DEWEY PEST CONTROL INC	10/31/22	3,250.00	MW	IS	
AP CHK 00401288	26138R	DISCOUNT PLUMBING & HEATING	10/31/22	34,500.00	MW	IS	
AP CHK 00401289	57184	DOLAR, KENNETH JAMES	10/31/22	1,750.00	MW	IS	
AP CHK 00401290	57169	DOMULOT, LIONEL	10/31/22	2,000.00	MW	IS	
AP CHK 00401291	1061	DUNN EDWARDS CORPORATION	10/31/22	729.61	MW	IS	
AP CHK 00401292	56333	EAGLE WINGS CO INC	10/31/22	3,400.00	MW	IS	
AP CHK 00401293	48177	EAST BAY TIRE CO	10/31/22	497.94	MW	IS	
AP CHK 00401294	41587	EBI AGGREGATES BRISBANE	10/31/22	93.98	MW	IS	
AP CHK 00401295	40611	ECMS INC	10/31/22	843.69	MW	IS	
AP CHK 00401296	56611	ENTARA CORPORATION	10/31/22	101.58	MW	IS	
AP CHK 00401297	7685	ENTENMANN ROVIN COMPANY	10/31/22	199.75	MW	IS	
AP CHK 00401298	56287	EPLUS TECHNOLOGY INC	10/31/22	25.24	MW	IS	
AP CHK 00401299	26327	EWING IRRIGATION PRODUCTS I	10/31/22	272.60	MW	IS	
AP CHK 00401300	9922	FERGUSON ENTERPRISES LLC #3	10/31/22	205.90	MW	IS	
AP CHK 00401301	49393	FIRE SAFETY SUPPLY INCORPOR	10/31/22	971.29	MW	IS	
AP CHK 00401302	41177R	FIRM CONSTRUCTION COMPANY	10/31/22	1,025.00	MW	IS	
AP CHK 00401303	57144	FIRST RESPONDER SUPPORT NET	10/31/22	1,500.00	MW	IS	
AP CHK 00401304	55643	FLORIAN INDUSTRIES INC	10/31/22	7,176.48	MW	IS	
AP CHK 00401305	G-HOLMES	FRANCHISE TAX BOARD	10/31/22	200.00	MW	IS	
AP CHK 00401306	51893R	FULMORE, ZACHARY	10/31/22	200.00	MW	IS	
AP CHK 00401307	54289	GARLAND DBS INC	10/31/22	35,655.15	MW	IS	
AP CHK 00401308	48247	GCS ENVIRONMENTAL EQUIPMENT	10/31/22	653.91	MW	IS	
AP CHK 00401309	57152R	GEE, CALVIN	10/31/22	1,382.26	MW	IS	
AP CHK 00401310	57154R	GIRON, NATALI	10/31/22	760.00	MW	IS	

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AP CHK 00401311	4581	GOLDEN BAY CONSTRUCTION INC	10/31/22	2,894.68	MW	IS	
AP CHK 00401312	55311	GOLDEN STATE EMERGENCY	10/31/22	425.08	MW	IS	
AP CHK 00401313	57161R	GOLIATH CONSTRUCTION	10/31/22	4,475.00	MW	IS	
AP CHK 00401314	30509	GOODYEAR COMMERCIAL TIRE &	10/31/22	3,401.65	MW	IS	
AP CHK 00401315	31925	GOVCONNECTION INC	10/31/22	273.02	MW	IS	
AP CHK 00401316	1754	GRAINGER INC	10/31/22	8,340.07	MW	IS	
AP CHK 00401317	36985	GRAND INDUSTRIES INC	10/31/22	6,882.75	MW	IS	
AP CHK 00401318	1571	GRANITEROCK	10/31/22	1,098.40	MW	IS	
AP CHK 00401319	29425	GRAPHTECH GRAPHICS	10/31/22	351.60	MW	IS	
AP CHK 00401320	37554R	GREGORIO, JOYCE	10/31/22	814.00	MW	IS	
AP CHK 00401321	30894	GRM	10/31/22	667.33	MW	IS	
AP CHK 00401322	57168	GUINTO, NATHAN JOHN FLORENC	10/31/22	200.00	MW	IS	
AP CHK 00401323	52202	GUTIERREZ, MELVIN A	10/31/22	300.00	MW	IS	
AP CHK 00401324	2223	HACH COMPANY	10/31/22	1,045.12	MW	IS	
AP CHK 00401325	50087	HANNA INSTRUMENTS USA INC	10/31/22	1,503.10	MW	IS	
AP CHK 00401326	3702	HARRINGTON INDUSTRIAL PLAST	10/31/22	258.43	MW	IS	
AP CHK 00401327	56825	HEAVENLY GREENS	10/31/22	16,245.00	MW	IS	
AP CHK 00401328	9049	HI TECH EVS INC	10/31/22	51,968.82	MW	IS	
AP CHK 00401329	49700	HILL BROTHERS CHEMICAL CO	10/31/22	25,322.10	MW	IS	
AP CHK 00401330	4011	HILTI INC	10/31/22	383.13	MW	IS	
AP CHK 00401331	56839R	HINOJOSA ROOFING INC	10/31/22	275.00	MW	IS	
AP CHK 00401332	57151R	HOLT CONSTRUCTION	10/31/22	1,200.00	MW	IS	
AP CHK 00401333	54590	HOME DEPOT PRO, THE	10/31/22	8,060.41	MW	IS	
AP CHK 00401334	2665	HSQ TECHNOLOGY CORP	10/31/22	1,000.00	MW	IS	
AP CHK 00401335	38535R	HSU, LILY	10/31/22	9,237.50	MW	IS	
AP CHK 00401336	41818	HUNTINGTON COURT REPORTERS	10/31/22	924.99	MW	IS	
AP CHK 00401337	47482	ICC	10/31/22	218.65	MW	IS	
AP CHK 00401338	48933	INFOSEND INC	10/31/22	6,896.62	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401339	31781	INNOVATIVE CLAIM SOLUTIONS	10/31/22	15,415.58	MW	IS	
AP CHK 00401340	1072	IRVINE & JACHENS INC	10/31/22	3,056.72	MW	IS	
AP CHK 00401341	38914	J P COOKE COMPANY	10/31/22	160.53	MW	IS	
AP CHK 00401342	24233	JACOBS ASSOCIATES	10/31/22	105,680.51	MW	IS	
AP CHK 00401343	26328	JAM SERVICES INC	10/31/22	3,021.56	MW	IS	
AP CHK 00401344	55898R	JRG ROOFING INC	10/31/22	275.00	MW	IS	
AP CHK 00401345	57165R	KA LAU CONSTRUCTION	10/31/22	500.00	MW	IS	
AP CHK 00401346	47002MED	KAISER PERMANENTE	10/31/22	2,707.42	MW	IS	
AP CHK 00401347	57166R	KAM, EDWARD	10/31/22	500.00	MW	IS	
AP CHK 00401348	10144	KAMAN INDUSTRIAL TECHNOLOGI	10/31/22	944.22	MW	IS	
AP CHK 00401349	56294	KELLY SPICERS FACILITIES SO	10/31/22	4,123.71	MW	IS	
AP CHK 00401350	53295R	KHO, ANNA	10/31/22	647.74	MW	IS	
AP CHK 00401351	57064	KING TINT	10/31/22	300.00	MW	IS	
AP CHK 00401352	56070	KIRBY POLYGRAPH & INVESTIGA	10/31/22	2,450.00	MW	IS	
AP CHK 00401353	51402R	KLATT, JOHN	10/31/22	61.10	MW	IS	
AP CHK 00401354	33914	KOFFLER ELECTRICAL MECHANIC	10/31/22	16,215.18	MW	IS	
AP CHK 00401355	48573	KOSMONT COMPANIES	10/31/22	4,031.30	MW	IS	
AP CHK 00401356	1108	L N CURTIS AND SONS	10/31/22	185.33	MW	IS	
AP CHK 00401357	47785R	LAKE MERCED GOLF & COUNTRY	10/31/22	647,643.13	MW	IS	
AP CHK 00401358	13776	LANGUAGE LINE SERVICES	10/31/22	545.45	MW	IS	
AP CHK 00401359	1148	LAWSON PRODUCTS INC	10/31/22	184.25	MW	IS	
AP CHK 00401360	33497	LEGACY MECHANICAL & ENERGY	10/31/22	4,120.00	MW	IS	
AP CHK 00401361	45083	LEHR	10/31/22	4,589.32	MW	IS	
AP CHK 00401362	37094	LEXISNEXIS RISK DATA MANAGE	10/31/22	510.00	MW	IS	
AP CHK 00401363	12906LAW	LIEBERT CASSIDY WHITMORE	10/31/22	5,467.00	MW	IS	
AP CHK 00401364	47136	LIFE MOVES	10/31/22	3,828.72	MW	IS	
AP CHK 00401365	57157R	LIN, DA ZHAO	10/31/22	375.00	MW	IS	
AP CHK 00401366	14431	LINDE INC	10/31/22	5,267.84	MW	IS	

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AP CHK 00401367	29332	LORAL LANDSCAPING	10/31/22	23,152.00	MW	IS	
AP CHK 00401368	57173	LOYA, OLGA	10/31/22	300.00	MW	IS	
AP CHK 00401369	44272	MAD SCIENCE OF THE BAY AREA	10/31/22	5,916.50	MW	IS	
AP CHK 00401370	56008R	MADDISON, IAN	10/31/22	493.32	MW	IS	
AP CHK 00401371	52773R	MANALO, JUSLYN	10/31/22	2,975.00	MW	IS	
AP CHK 00401372	57183	MARROQUIN, GERMAN	10/31/22	300.00	MW	IS	
AP CHK 00401373	57156R	MARTINEZ, MARIA	10/31/22	300.00	MW	IS	
AP CHK 00401374	52832R	MAXS RESTAURANT	10/31/22	2,353.27	MW	IS	
AP CHK 00401375	15393	MCMASTER-CARR	10/31/22	307.42	MW	IS	
AP CHK 00401376	23949	METRO MOBILE COMMUNICATIONS	10/31/22	14.28	MW	IS	
AP CHK 00401377	57158R	MONTY TINCHER CONTRACTING	10/31/22	275.00	MW	IS	
AP CHK 00401378	46009R	MOUNTAIN CASCADE INC	10/31/22	2,850.00	MW	IS	
AP CHK 00401379	39868R	MR ROOFING INC	10/31/22	550.00	MW	IS	
AP CHK 00401380	15210	MUNICIPAL MAINTENANCE EQUIP	10/31/22	2,064.61	MW	IS	
AP CHK 00401381	55997R	NORSTAR COMMERCIAL SERVICE	10/31/22	4,111.82	MW	IS	
AP CHK 00401382	25761	NORTHERN SAFETY CO INC	10/31/22	635.08	MW	IS	
AP CHK 00401383	54672	OCEAN TREASURES SERVICING I	10/31/22	450.00	MW	IS	
AP CHK 00401384	40765RJPA	ODLE, JOHN	10/31/22	83.33	MW	IS	
AP CHK 00401385	56820	ODP BUSINESS SOLUTIONS LLC	10/31/22	1,278.08	MW	IS	
AP CHK 00401386	56821	ODP BUSINESS SOLUTIONS LLC	10/31/22	1,622.74	MW	IS	
AP CHK 00401387	56822	ODP BUSINESS SOLUTIONS LLC	10/31/22	3,250.24	MW	IS	
AP CHK 00401388	56335	OPERATIONAL TECHNICAL SERVI	10/31/22	26,170.44	MW	IS	
AP CHK 00401389	42838	PACE SUPPLY CORP	10/31/22	128.84	MW	IS	
AP CHK 00401390	32927	PACIFIC FIRE SAFE FIRE EXTI	10/31/22	4,711.97	MW	IS	
AP CHK 00401391	10360R	PACIFIC GAS & ELECTRIC	10/31/22	180,560.00	MW	IS	
AP CHK 00401392	VOID.CONTINU	Void - Continued Stub	10/31/22	0.00	VM	VD	Void
AP CHK 00401393	VOID.CONTINU	Void - Continued Stub	10/31/22	0.00	VM	VD	Void
AP CHK 00401394	VOID.CONTINU	Void - Continued Stub	10/31/22	0.00	VM	VD	Void

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AP CHK 00401395	1216	PACIFIC GAS & ELECTRIC	10/31/22	349,560.22	MW	IS	
AP CHK 00401396	29252	PACIFIC PRODUCE INC	10/31/22	1,740.00	MW	IS	
AP CHK 00401397	41231R	PACIFIC SURFACING INC	10/31/22	1,700.00	MW	IS	
AP CHK 00401398	29226	PACIFIC TRIBUNE	10/31/22	55.00	MW	IS	
AP CHK 00401399	56367MED	PAUL R GOOD PHD	10/31/22	450.00	MW	IS	
AP CHK 00401400	55742	PENNE BROTHERS LLC DBA YOUN	10/31/22	1,190.00	MW	IS	
AP CHK 00401401	27473	PENWORTHY COMPANY, THE	10/31/22	5,382.98	MW	IS	
AP CHK 00401402	19678	PERS LONG TERM CARE PROGRAM	10/31/22	248.17	MW	IS	
AP CHK 00401403	51799	PET FOOD EXPRESS	10/31/22	217.52	MW	IS	
AP CHK 00401404	47044	PETERSON TRUCKS INC	10/31/22	7,650.57	MW	IS	
AP CHK 00401405	57164R	PHOENIX ELECTRIC COMPANY	10/31/22	2,900.00	MW	IS	
AP CHK 00401406	56184R	PIEROTTI, NICHOLAS	10/31/22	210.00	MW	IS	
AP CHK 00401407	54331	PIIAN SYSTEMS LLC	10/31/22	10,990.15	MW	IS	
AP CHK 00401408	56216	PLAY-WELL TEKNOLOGIES	10/31/22	8,099.00	MW	IS	
AP CHK 00401409	56225	PRADO 9-1-1 INVESTIGATIVE S	10/31/22	1,931.53	MW	IS	
AP CHK 00401410	30430R	PRESTON PIPELINES	10/31/22	6,500.00	MW	IS	
AP CHK 00401411	39043	PRO FORCE LAW ENFORCEMENT	10/31/22	13,726.80	MW	IS	
AP CHK 00401412	51526	PURETEC INDUSTRIAL WATER	10/31/22	425.45	MW	IS	
AP CHK 00401413	22005	QUADIEN INC	10/31/22	49.05	MW	IS	
AP CHK 00401414	54044	QUADIEN LEASING USA INC	10/31/22	1,928.97	MW	IS	
AP CHK 00401415	50803	READYREFRESH BY NESTLE	10/31/22	322.68	MW	IS	
AP CHK 00401416	54706R	REDWOOD ROOFING COMPANY	10/31/22	275.00	MW	IS	
AP CHK 00401417	14608	REEVES COMPANY INC	10/31/22	77.33	MW	IS	
AP CHK 00401418	46300R	RESCUE ROOFING COMPANY	10/31/22	550.00	MW	IS	
AP CHK 00401419	39655	RIMS SUN RIDGE SYSTEMS INC	10/31/22	2,350.00	MW	IS	
AP CHK 00401420	54591	ROADWAY STEEL & FABRICATION	10/31/22	5,936.40	MW	IS	
AP CHK 00401421	50491	RON TURLEY ASSOCIATES INC	10/31/22	1,274.92	MW	IS	
AP CHK 00401422	57110R	ROOFING FRIEND, THE	10/31/22	275.00	MW	IS	

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=====	=====	=====	=====	=====	=====	=====	=====
AP CHK 00401423	46184	ROWMAN & LITTLEFIELD PUBLIS	10/31/22	269.22	MW	IS	
AP CHK 00401424	22771	S & S WORLDWIDE INC	10/31/22	561.09	MW	IS	
AP CHK 00401425	52843R	S F UNDERGROUND	10/31/22	22,000.00	MW	IS	
AP CHK 00401426	1087	SAFETY KLEEN SYSTEMS INC	10/31/22	177.00	MW	IS	
AP CHK 00401427	9274	SAN FRANCISCO CHRONICLE	10/31/22	559.00	MW	IS	
AP CHK 00401428	51614	SAN MATEO CART SERVICE	10/31/22	750.00	MW	IS	
AP CHK 00401429	1643	SAN MATEO COUNTY ENVIRONMEN	10/31/22	8,920.00	MW	IS	
AP CHK 00401430	1643	SAN MATEO COUNTY ENVIRONMEN	10/31/22	318.00	MW	IS	
AP CHK 00401431	G1MARTINEZ	SAN MATEO COUNTY SHERIFF	10/31/22	112.50	MW	IS	
AP CHK 00401432	1790	SAN MATEO COUNTY TRANSIT DI	10/31/22	26,810.75	MW	IS	
AP CHK 00401433	9666	SAN MATEO LAWN MOWER SHOP	10/31/22	563.52	MW	IS	
AP CHK 00401434	13987MED	SAN MATEO MEDICAL CENTER	10/31/22	700.00	MW	IS	
AP CHK 00401435	49441	SC FUELS	10/31/22	44,394.99	MW	IS	
AP CHK 00401436	50625R	SF CROWN ROOFING INC	10/31/22	550.00	MW	IS	
AP CHK 00401437	55858R	SF WINS INC	10/31/22	3,298.02	MW	IS	
AP CHK 00401438	46829	SHAPIRO, ROBERT	10/31/22	250.00	MW	IS	
AP CHK 00401439	8782	SHERROD, RICHARD	10/31/22	3,243.00	MW	IS	
AP CHK 00401440	56241R	SHEVCHENKO, DANNY	10/31/22	179.99	MW	IS	
AP CHK 00401441	57159R	SHINE, KHIN SANDI	10/31/22	4,908.67	MW	IS	
AP CHK 00401442	23742	SHOE DEPOT INC	10/31/22	1,895.23	MW	IS	
AP CHK 00401443	52666	SHRED WORKS INC	10/31/22	161.00	MW	IS	
AP CHK 00401444	46954	SILVERSPOT GRAPHICS	10/31/22	353.90	MW	IS	
AP CHK 00401445	52783R	SKY ROOF INC	10/31/22	275.00	MW	IS	
AP CHK 00401446	51615R	SKYROOF INC	10/31/22	275.00	MW	IS	
AP CHK 00401447	18862R	SMELLY MELS PLUMBING INC	10/31/22	6,000.00	MW	IS	
AP CHK 00401448	57150R	SO, CARLOS	10/31/22	1,125.25	MW	IS	
AP CHK 00401449	37110R	SOLIS, ELIZABETH	10/31/22	681.24	MW	IS	
AP CHK 00401450	37458	SOLUTIONWERKS INC	10/31/22	10,828.69	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
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AP CHK 00401451	57182	SOTO, MICHAEL	10/31/22	300.00	MW	IS	
AP CHK 00401452	26862	SOUTH BAY REGIONAL PUBLIC S	10/31/22	830.00	MW	IS	
AP CHK 00401453	55808	SOUTHERN COUNTIES LUBRICANT	10/31/22	28,001.30	MW	IS	
AP CHK 00401454	57167	SPECIALTY SERVICES	10/31/22	4,200.00	MW	IS	
AP CHK 00401455	45084	STEPFORD INC	10/31/22	5,200.00	MW	IS	
AP CHK 00401456	30507	STERICYCLE INC	10/31/22	781.95	MW	IS	
AP CHK 00401457	40900	STEVENS BAY AREA DIESEL SER	10/31/22	2,097.10	MW	IS	
AP CHK 00401458	57147	STOMPERS BOOTS INC	10/31/22	915.00	MW	IS	
AP CHK 00401459	40973R	STONERIDGE ROOFING	10/31/22	275.00	MW	IS	
AP CHK 00401460	51439	SWEET DELIGHT BAKERY	10/31/22	1,465.00	MW	IS	
AP CHK 00401461	12617	SYNCOAT	10/31/22	1,700.00	MW	IS	
AP CHK 00401462	45319	T MOBILE USA INC	10/31/22	250.00	MW	IS	
AP CHK 00401463	18864	TAP PLASTICS INC	10/31/22	3,433.46	MW	IS	
AP CHK 00401464	1126	TAPCO	10/31/22	444.77	MW	IS	
AP CHK 00401465	56988	TARRAR UTILITY CONSULTANTS	10/31/22	264.40	MW	IS	
AP CHK 00401466	46855	TELE WORKS INC	10/31/22	2,372.91	MW	IS	
AP CHK 00401467	13852	TELECOMMUNICATIONS ENGINEER	10/31/22	2,887.00	MW	IS	
AP CHK 00401468	42970JPA	TELECOMMUNICATIONS ENGINEER	10/31/22	15,378.00	MW	IS	
AP CHK 00401469	51891	TETRA TECH INC	10/31/22	10,800.56	MW	IS	
AP CHK 00401470	57163R	TORRES, MARISSA	10/31/22	4,925.00	MW	IS	
AP CHK 00401471	56505	TOSHIBA AMERICA BUSINESS SO	10/31/22	5,492.91	MW	IS	
AP CHK 00401472	35833	TOYOTA MATERIAL HANDLING NO	10/31/22	71,804.72	MW	IS	
AP CHK 00401473	52033	TRIEPEI SMITH & ASSOCIATES	10/31/22	1,757.70	MW	IS	
AP CHK 00401474	57178R	TUERS, CHARLES	10/31/22	150.00	MW	IS	
AP CHK 00401475	26803	TURBO DATA SYSTEMS INC	10/31/22	1,088.00	MW	IS	
AP CHK 00401476	47572	TYLER TECHNOLOGIES INC	10/31/22	417.53	MW	IS	
AP CHK 00401477	37637	ULINE INC	10/31/22	728.20	MW	IS	
AP CHK 00401478	20788R	UNDERGROUND CONSTRUCTION	10/31/22	1,200.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel To Note
=====	=====	=====	=====	=====	=====	=====	=====
AP CHK 00401479	11522	UNDERGROUND SERVICE ALERT	10/31/22	6,778.69	MW	IS	
AP CHK 00401480	32209	UNIVAR SOLUTIONS USA INC	10/31/22	11,451.99	MW	IS	
AP CHK 00401481	7873	URBAN FARMER STORE, THE	10/31/22	236.60	MW	IS	
AP CHK 00401482	46998	UTILITY TELECOM GROUP LLC	10/31/22	1,035.20	MW	IS	
AP CHK 00401483	47099JPA	UTILITY TELECOM GROUP LLC	10/31/22	6,765.79	MW	IS	
AP CHK 00401484	38095	VALLEY POWER SYSTEMS NORTH	10/31/22	540.00	MW	IS	
AP CHK 00401485	3376	VERITIV OPERATING COMPANY	10/31/22	18.13	MW	IS	
AP CHK 00401486	29329	VERIZON WIRELESS SERVICES L	10/31/22	183.92	MW	IS	
AP CHK 00401487	29329	VERIZON WIRELESS SERVICES L	10/31/22	2,298.87	MW	IS	
AP CHK 00401488	41809	VESTRA RESOURCES INC	10/31/22	1,561.20	MW	IS	
AP CHK 00401489	56971	VIDIR INC	10/31/22	1,393.20	MW	IS	
AP CHK 00401490	54422R	VIENT, JANIE	10/31/22	194.17	MW	IS	
AP CHK 00401491	1579	VWR INTERNATIONAL LLC	10/31/22	1,766.90	MW	IS	
AP CHK 00401492	56169	WARD, GARY K	10/31/22	4,800.00	MW	IS	
AP CHK 00401493	36355	WASTEWATER SOLUTIONS INC	10/31/22	4,125.00	MW	IS	
AP CHK 00401494	50485	WAVE BROADBAND	10/31/22	378.23	MW	IS	
AP CHK 00401495	50485	WAVE BROADBAND	10/31/22	1,295.00	MW	IS	
AP CHK 00401496	50485	WAVE BROADBAND	10/31/22	1,079.95	MW	IS	
AP CHK 00401497	29517	WEST-LITE SUPPLY COMPANY IN	10/31/22	1,313.47	MW	IS	
AP CHK 00401498	36033R	WESTERN ENTERPRISES	10/31/22	2,000.00	MW	IS	
AP CHK 00401499	30684	WHITE CAP LP	10/31/22	896.69	MW	IS	
AP CHK 00401500	56711	WILLIAM K FAISST CONSULTING	10/31/22	12,712.50	MW	IS	
AP CHK 00401501	37647	WISS JANNEY ELSTNER ASSOCIA	10/31/22	9,750.00	MW	IS	
AP CHK 00401502	25139	WITMER PUBLIC SAFETY GROUP	10/31/22	384.55	MW	IS	
AP CHK 00401503	54048	WOODARD & CURRAN INC	10/31/22	4,002.00	MW	IS	
AP CHK 00401504	53426	WRECO	10/31/22	24,770.00	MW	IS	
AP CHK 00401505	48588	YRC FREIGHT	10/31/22	711.23	MW	IS	
AP CHK 00401506	52983R	YYY GENERAL CONTRACTOR	10/31/22	550.00	MW	IS	

Document	Payee ID	Payee Name	Date	Amount	Type	Stat	Rel	To Note
=====	=====	=====	=====	=====	=====	=====	=====	=====
G R A N D T O T A L S:								
		Total Void Machine Written		0.00		Number of Checks Processed:		3
		Total Void Hand Written		0.00		Number of Checks Processed:		0
		Total Machine Written		2,942,967.51		Number of Checks Processed:		333
		Total Hand Written		0.00		Number of Checks Processed:		0
		Total Reversals		0.00		Number of Checks Processed:		0
		Total Cancelled		0.00		Number of Checks Processed:		0
		Total EFTs		0.00		Number of EFTs Processed:		0
		Total EPAYs		0.00		Number of EPAYs Processed:		0
		G R A N D T O T A L		2,942,967.51				



City Council Meeting Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Adoption of an Ordinance for the Adoption of the 2022 California Building Standards Codes with local amendments and Adoption of the 2022 California Fire Code and 2021 International Fire Code with local amendments, and Amendments to Recycling and Diversion of Construction and Demolition Debris Ordinance.

Recommended Action

Conduct a Public Hearing and repeal Ordinance number 1432 & 1448 and replacing it with the proposed ordinance to introduce and adopt the 2022 Editions of the California Fire & Building Codes. Update Daly City Title 15 Building and Construction Municipal Code.

Background

The California Building Standards Commission provides updates to the State building codes (California Code of Regulations, CCR Title 24) every three years. The 2022 codes become applicable to all building permit application made on or after January 1, 2023. When adopting Title 24 for local enforcement, local jurisdiction may amend the standards if such amendments are necessary to address a local geologic, topographic or climatic condition. Administrative changes do not require justification.

In conjunction with this building code adoption, updates were made to Recycling and Diversion of Construction and Demolition Debris (Title 15 Chapter 15.64) to allow for the use of defaulted funds to help support enforcement of the program.

The attached Resolution (Attachment B) describes the modification to the CBSC that are proposed in the ordinance and sets forth reasons why local modifications are reasonably necessary because of local climatic, geological, or topographical conditions. The Resolution is to be adopted concurrently with the ordinance.

Municipal Code redundancies and outdated sections have been removed.

Reach Code

To continue the City's commitment to greenhouse gas reduction, modifications have been included in the CalGreen Building Code. Modifications include enhanced building electrification & electric vehicle charging infrastructure. Building electrification to include alterations that replace or add over 50 percent of the existing foundation for purposes other than a repair, and where over 50 percent of the existing framing above the sill plate is removed. Added exemption to include Hotels and Motels with 80 or more guestrooms to allow for fuel-gas commercial drying equipment. We have removed all-electric building exemption for affordable housing projects.

Discussion

City staff, in conjunction with North County Fire Department, have reviewed the 2022 California Building Standards Code and recommends the adoption of the ordinance in Attachment A. The specific provisions adopted and modified by the ordinance are listed below & under the title Finding

of Fact and summarized in the Finding of Facts Matrix (Attachment B).

Adoption of General Regulations

- **General Regulations**, Adopted in Chapter 15.00 of Title 15 of the Daly City Municipal Code. *See Exhibit A*

Title 24, CCR State Codes Adoption Summary

- **2022 California Building Code (CBC)**, Adopted including appendices G, I, & J, excluding chapters 27, 28, 29, 31A, 31B, 31C, 31D, 31E, & 31F with local amendments in Chapter 15.08 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CBC Justification Matrix. *See Exhibit B*
- **2022 California Residential Code (CRC)**, Adopted including appendices AH, AJ, & AK with local amendments in Chapter 15.10 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CRC Justification Matrix. *See Exhibit C*
- **2021 International Property Maintenance Code (IPMC)**, Adopted with local amendments in Chapter 15.14 of the Daly City Municipal Code. For Justification of amendments please refer to IPMC Justification Matrix. *See Exhibit D*
- **2022 California Mechanical Code (CMC)**, Adopted with local amendments in Chapter 15.16 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CMC Justification Matrix. *See Exhibit E*
- **2022 California Plumbing Code (CPC)**, Adopted including appendices with local amendments in Chapter 15.20 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CPC Justification Matrix. *See Exhibit F*
- **2022 California Green Building Code (CALGreen)**, Adopted including appendices with local amendments in Chapter 15.22 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CALGreen Justification Matrix. *See Exhibit G*
- **2022 California Electrical Code (CEC)**, Adopted with local amendments in Chapter 15.24 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CEC Justification Matrix. *See Exhibit H*
- **2022 California Energy Code**, Adopted in Chapter 15.60 of Title 15 of the Daly City Municipal Code. *See Exhibit I*
- **2022 California Fire Code (CFC)**, Adopted with local amendments in Chapter 15.32 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CFC Justification Matrix. *See Exhibit L*
- **2022 California Existing Building Code (CEBC)**, Adopted sections per Matrix Adoption Table found from the beginning of each chapter with notations under HCD 1 and HCD 2 with local amendments in Chapter 15.65 of Title 15 of the Daly City Municipal Code. For justification of amendments please refer to CEBC Code Justification Matrix. *See Exhibit J*
- **2022 California Reference Standards Code (CRSC)**, Adopted by reference in Chapter 15.12 of Title 15 of the Daly City Municipal Code. *See Exhibit K*

Finding of Facts

Justification Summary

Geologic: Daly City is located in the Seismic Design Category D, E, or F, which is based on its risk category and the severity of the design earthquake ground motion. Building and structures defined in such categories can experience major seismic damage. In addition, the San Andreas Fault extends through the City, which is generally considered a major active fault. Severe Earthquakes can cause severe stress on the Fire department's ability to provide emergency response. i.e. water mains may rupture, and traffic congestion will cause increased delays. The city has regions of buildings and structures which are surrounded by dense shrub-type vegetation (gorse), grasses and tress and/or sloped terrains. Thus, modifications herein are intended to limit any potential property damage and help improve response time for emergency responders.

Climatic: Daly City receives an annual average rainfall of approximately 12.1 inches between October and April. During the summer months from June through September, the city experiences a great deal of fog and wind. Winds generally prevail from the west at velocities approximately 15 to 20 mph. Temperatures range from approximately 32 to 90 degrees F. Due to these climatic conditions, driving is extremely hazardous and visibility is very poor. High level of moisture in the area also greatly contributes to the rapid deterioration of building materials. Winds can have a significant impact on structure fires of buildings in close proximity to one another, common to the City. Thus, modifications are needed to improve the standards of building materials and enhance visibility of building identification.

Climatic (Greenhouse Gas & Clean Air): Climatic condition described in Justification item B along with the burning of fossil fuels such as natural gas to heat and cook in our homes has contributed to an increase of indoor air pollution and lead to climate change. Thus, modifications herein are intended to reduce indoor air pollution and reduce the effect of climate change.

Topographic: Many streets in Daly City are built on hillsides and very narrow and winding streets, which increases critical response time for fire suppression vehicles. In addition, many buildings are built on zero property lines, which creates difficulty in controlling fire spread and exposure. Delays in response may also be attributed to traffic patterns where major thoroughfares are often congested with traffic. Thus, modifications are needed to enhance fire resistance of building materials.

Administrative: The amendment is administrative only and does not modify a Building Standard.

GENERAL REGULATIONS (CHAPTER 15.00)

Finding of Facts (15.00.010)

Establishes administrative Authority. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.020)

Establishes administrative authority to establish a fee schedule. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.030)

Establishes time limitation of building permit applications. This is administrative only and does not

require a finding of facts.

Finding of Facts (15.00.040)

Establishes time limitation of permit applications and sets extension guidelines. Section has been updated to align with building code language. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.050)

Establishes procedure of appeals. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.060)

Section has been updated to align with code language and remains mostly unchanged. Justification-Climatic.

Finding of Facts (15.00.070)

Section remains unchanged and provides administrative authority to ask for assistance and cooperation from other jurisdictions. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.080)

Section remains unchanged and provides administrative authority to allow for emergency access. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.100)

Section remains unchanged and provides minimum qualifications for building permits. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.120)

Section remains unchanged and sets construction workmanship limits. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.130)

Section remains unchanged and sets aircraft noise soundproofing requirements for any buildings within the affected area (FAA approved). Compliance required for homes built after January 1st, 1993 and alterations that exceed twenty-five percent or more of the value of the home. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.140)

Section remains unchanged and set requirements for stormwater best management practices to protect our environment. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.00.150)

Section remains unchanged and limits past obligations. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.160)

Section remains unchanged and sets when spark arrestors are required. Modification needed to reduce the risk of fire. Justification-Geographic.

Finding of Facts (15.00.170)

Section remains unchanged and sets a technology. This is administrative only and does not require a finding of facts.

Finding of Facts (15.00.190)

Section remains unchanged and sets guideline for fees associated with Factory Built Housing. This is administrative only and does not require a finding of facts.

CALIFORNIA BUILDING CODE (CHAPTER 15.08)

Finding of Facts (15.08.010)

Every three years the International Code Council publishes a new edition of the International Building Code. The City of Daly City is presently using the 2019 California Building Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 2, California Building Code, references the International Building Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Building Code and appendices as indicated.

Finding of Facts (15.08.020)

Section remains unchanged from past adopted code by eliminating annual permits. This is administrative only and does not require a finding of facts.

Finding of Facts (15.08.030)

See Finding of Facts 15.00.030

Finding of Facts (15.08.040)

See Finding of Facts 15.00.040

Finding of Facts (15.08.050)

Section remains unchanged from past adopted code by requiring minimum document size of submitted documents. This is administrative only and does not require a finding of facts.

Finding of Facts (15.08.060)

Section has been modified by adding definitions for efficiency kitchen, deck (attached), and a sleeping room. Modification provides interpretation and clarification to minimum code requirements. Definition of efficiency kitchen added to set limitations of kitchen sink and cooking appliance. Definition for sleeping room provided to ensure code compliance of rooms labeled by names other than bedroom. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.08.070)

See Finding of Facts 15.00.020

Finding of Facts (15.08.080)

See Finding of Facts 15.00.050

Finding of Facts (15.08.090)

See Finding of Facts 15.00.020

Finding of Facts (15.08.100)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Section modification needed to provide additional fire resistance at separation between attached garage and R-3 occupancy. Justification-Geographic.

Finding of Facts (15.08.120)

See Finding of Facts 15.00.140

Finding of Facts (15.08.140)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Section modification needed to provide enhanced longevity of building envelope materials of Residential Exterior Walls built at less than 18” from property lines. Justification-Climatic.

Finding of Facts (15.08.150)

Section remains unchanged. See Finding of Facts 15.00.140

Finding of Facts (15.08.180)

Section remains unchanged from past code adoption. Justification-Climatic & Geographic.

Finding of Facts (15.08.190)

Section has been updated to align with current code language, and provide guidelines for minimum requirement for emergency escape and rescue openings that do not open to a public way. Changes have been made to ensure modification is more stringent than the code minimum. Justification-Geographic and Climatic.

Finding of Facts (15.08.210)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Section modification needed to provide enhanced fire classification of roof covering materials. Justification-Climatic & Geographic.

Finding of Facts (15.08.220)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Justification-Geographic.

Finding of Facts (15.08.250)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Justification-Geographic.

Finding of Facts (15.08.260)

Section remains unchanged from past code adoption. This modification is administrative only and does not require a finding of facts.

CALIFORNIA RESIDENTIAL CODE (CHAPTER 15.10)

Finding of Facts (15.10.010)

Every three years the International Code Council publishes a new edition of the International Residential Code. The City of Daly City is presently using the 2019 California Building Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of

California and is divided into twelve parts. Part 2.5, California Residential Code, references the International Building Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Building Code and appendices as indicated.

Finding of Facts (15.10.020)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Section modification needed limit the exposure to fuel load of building structures. Justification: Climatic & Geographic.

Finding of Facts (15.10.030)

See Finding of Facts 15.00.030

Finding of Facts (15.10.040)

See Finding of Facts 15.00.040

Finding of Facts (15.10.050)

See Finding of Facts 15.08.050

Finding of Facts (15.10.070)

See Finding of Facts 15.00.020

Finding of Facts (15.10.080)

See Finding of Facts 15.00.050

Finding of Facts (15.10.090)

See Finding of Facts 15.00.020

Finding of Facts (15.10.120)

See Finding of Facts 15.08.060

Finding of Facts (15.10.130)

See Finding of Facts 15.08.100.

Finding of Facts (15.10.140)

Section has been modified to provide fire resistance requirements for decks built within the fire separation distance. Modification needed to reduce fuel load of building structures. Justification: Geographic and Climatic.

Finding of Facts (15.10.160)

See Finding of Facts 15.08.180.

Finding of Facts (15.10.170)

See Finding of Facts 15.08.190.

Finding of Facts (15.10.190)

See Finding of Facts 15.08.060.

Finding of Facts (15.10.200)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Section modification needed limit the exposure to fuel load of building structures. Justification: Climatic & Geographic.

Finding of Facts (15.10.220)

See Finding of Facts 15.08.200.

Finding of Facts (15.10.230)

See Finding of Facts 15.08.140

Finding of Facts (15.10.240)

See Finding of Facts 15.08.210

Finding of Facts (15.10.250)

Section modification has been updated to align with current code language but remains largely unchanged from prior code adoptions. Section modification needed to improve the structural performance of existing building home stock. Justification: Geographic.

INTERNATIONAL PROPERTY MAINTENANCE CODE (CHAPTER 15.14)

Finding of Facts (15.14.010)

Every three years the International Code Council publishes a new edition of the International Property Maintenance Code. The City of Daly City is presently using the 2018 International Property Maintenance Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2021 edition of the International Property Maintenance Code and appendices as indicated.

Finding of Facts (15.14.020)

Section remains unchanged from previously adopted code. Modification established the administrative authority to enforce this code. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.14.030)

Section remains unchanged from previously adopted code. Modification is to define applicable codes that support IPMC. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.14.040)

Section remains unchanged from previously adopted code. Modification is to define code official term. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.14.050)

Section remains unchanged from previously adopted code. Section modification needed to establish failure to obey order. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.14.060)

Section remains unchanged from previously adopted code. Section modification needed to establish violation penalties. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.14.070)

Section remains unchanged from previously adopted code. Modification is needed to establish cost recovery as a result of emergency abatement. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.14.080)

See Finding of Facts 15.00.050.

Finding of Facts (15.14.090)

See Finding of Facts 15.00.050.

CALIFORNIA MECHANICAL CODE (CHAPTER 15.16)

Finding of Facts (15.16.010)

Every three years the International Association of Plumbing and Mechanical Officials publishes a new edition of the Uniform Mechanical Code. The City of Daly City is presently using the 2019 California Mechanical Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 4, California Mechanical Code, references the Uniform Mechanical Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Mechanical Code and appendices as indicated.

Finding of Facts (15.16.020)

See Finding of Facts 15.08.050

Finding of Facts (15.16.030)

See Finding of Facts 15.00.020

Finding of Facts (15.16.040)

See Finding of Facts 15.00.030

Finding of Facts (15.16.050)

See Finding of Facts 15.00.030

Finding of Facts (15.16.060)

See Finding of Facts 15.00.050

Finding of Facts (15.16.070)

See Finding of Facts 15.00.020

Finding of Facts (15.16.080)

See Finding of Facts 15.00.020

Finding of Facts (15.16.090)

See Finding of Facts 15.00.020

Finding of Facts (15.16.100)

See Finding of Facts 15.00.020

Finding of Facts (15.16.110)

See Finding of Facts 15.00.050

CALIFORNIA PLUMBING CODE (CHAPTER 15.20)

Finding of Facts (15.20.010)

Every three years the International Plumbing and Mechanical Officials publish a new edition of the Uniform Plumbing Code. The City of Daly City is presently using the 2019 California Plumbing Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 5, California Mechanical Code, references the Uniform Plumbing Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Plumbing Code and appendices as indicated.

Finding of Facts (15.20.020)

See Finding of Facts 15.08.050

Finding of Facts (15.20.030)

See Finding of Facts 15.00.020

Finding of Facts (15.20.040)

See Finding of Facts 15.00.030

Finding of Facts (15.20.050)

See Finding of Facts 15.00.030

Finding of Facts (15.20.060)

See Finding of Facts 15.00.030

Finding of Facts (15.20.070)

See Finding of Facts 15.00.020

Finding of Facts (15.20.080)

See Finding of Facts 15.00.020

Finding of Facts (15.20.090)

See Finding of Facts 15.00.020

Finding of Facts (15.20.100)

See Finding of Facts 15.00.020

Finding of Facts (15.20.110)

See Finding of Facts 15.00.050

Finding of Facts (15.20.120)

Municipal code section has been removed to allow for materials permitted by the California Plumbing Code.

Finding of Facts (15.20.130)

Section remains unchanged from previously adopted code. A high incidence of electrolysis has been found where plumbing installation are altered, repaired wherein dissimilar metals are joined particularly in water systems. Justification-Geographic

Finding of Facts (15.20.150)

Section remains unchanged from previously adopted code. The City Council Finds and determines that a significant history of fires are caused by improperly installed water heaters. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.20.160)

Section remains unchanged from previously adopted code. Section modification needed to prevent public water contamination. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.20.190)

Section remains unchanged from previously adopted code. Section modification needed to assure a healthy, safe potable water system and proper operation of approved appliances or fixtures with Plastic Parts included with approved listings of such appliances. The modification is administrative only and does not require a finding of facts.

Finding of Facts (15.20.200)

See Finding of Facts 15.08.180

Finding of Facts (15.20.210)

Section remains unchanged from previously adopted code. The City Council finds and determines due to geographic location of Daly City in the Bay Area and the need for additional housing that the minimum size lots have been created upon with multi-story construction is allowed. Alterations frequently occur later resulting in added fixtures units, which results in the need for replacement of small diameter sewer laterals. To prevent unnecessary damage both to street paving and expense to property owners a minimum size sewer lateral is required. Justification-Topographic

Finding of Facts (15.20.230)

Section remains unchanged from previously adopted code. Section modification needed to establish administrative authority. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.20.240)

Section remains unchanged from previously adopted code. Section modification needed to ensure meters are obscured from the public view. This modification is administrative only and does not require a finding of facts.

CALIFORNIA GREEN BUILDING CODE (CHAPTER 15.22)

Finding of Facts (15.22.010)

Every three years the California Building Standards Commission publish a new edition of the Uniform Plumbing Code. The City of Daly City is presently using the 2019 California Green Building Standards Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 11, California Mechanical Code, references the Uniform Plumbing Code. To maintain consistent current practices in the field

of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Green Building Standards Code and appendices as indicated.

Finding of Facts (15.22.020)

Section moved from Energy Code and remains largely unchanged from previously adopted code. Section provides defined terms related to minimum code requirements. Justification-Climatic.

Finding of Facts (15.22.030)

Section moved from Energy Code. Building electrification now includes alterations where over fifty percent of the existing framing above the sill plate is removed or replaced for purposes than repair. In addition, exemption for affordable housing has been removed. Justification-Climatic.

Finding of Facts (15.22.040)

Section moved from Energy Code. Building electrification now includes alterations where over fifty percent of the existing framing above the sill plate is removed or replaced for purposes than repair. In addition, exemption for Hotels and Motels with eighty or more guestrooms for on-site commercial clothes drying equipment has been added. Justification-Climatic.

Finding of Facts (15.22.050)

Section deletion remains unchanged from previously adopted code. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.22.060)

Section deletion remains unchanged from previously adopted code. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.22.070)

Section remains unchanged from previously adopted code. Justification-Climatic.

Finding of Facts (15.22.080)

Section remains unchanged from previously adopted code. Justification-Climatic.

CALIFORNIA ELECTRICAL CODE (CHAPTER 15.22)

Finding of Facts (15.24.010)

Every three years the National Fire Protection Association publishes a new edition of the National Electrical Code. The City of Daly City is presently using the 2019 California Electrical Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 3, California Electrical Code, references the National Electrical Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Electrical Code and appendices as indicated

Finding of Facts (15.24.020)

See Finding of Facts 15.00.020

Finding of Facts (15.24.030)

See Finding of Facts 15.00.020

Finding of Facts (15.24.040)

See Finding of Facts 15.00.030

Finding of Facts (15.24.050)

See Finding of Facts 15.00.030

Finding of Facts (15.24.060)

See Finding of Facts 15.00.050

Finding of Facts (15.24.090)

Section remains unchanged from previously adopted code. Modification needed to reduce first responder response time. Justification-Geographic.

Finding of Facts (15.24.130)

Section remains unchanged from previously adopted code. Modification needed to reduce first responder response time. Justification-Geographic.

Finding of Facts (15.24.130)

Section remains unchanged from previously adopted code. Modification needed to reduce first responder response time. Justification-Geographic.

CALIFORNIA FIRE CODE (CHAPTER 15.32)

The Council of the City of Daly City finds the following:

A. Pursuant to Section 17958.5 and 18941.5 of the California Health and Safety Code, the report contained herein is submitted as the "Findings of Fact" with regard to the adoption of the Daly City Municipal Code, Chapter 15.32 which would adopt the California Fire Code 2022 Edition and amendments. Under this adopting ordinance, specific amendments have been established which are more restrictive in nature than those adopted by the State of California and State Fire Marshal.

B. These local amendments to the California Fire Code, 2022 Edition, have been evaluated and recognized by the City of Daly City as tools for addressing the fire problem, concerns and future direction by which the city will establish and maintain an environment which will afford a high level of fire and life safety to all those who work and live within the city's boundaries.

C. Those local amendments are based upon the following climatic, geographical, and topographical conditions:

1. Climatic: Daly City receives an annual average rainfall of approximately 12.1 inches between October and April. During the summer months from June through September, the city experiences a great deal of fog and wind. Winds generally prevail from the west at velocities ranging from approximately 15 to 20 mph. Temperatures range from approximately 32 to 90 degrees F.

In summary, due to these climatic conditions, driving is extremely hazardous and visibility is very poor. Therefore, arriving on scene at an emergency may require long response times. Strong gusty winds can force fires back into the building and can create a blowtorch effect, in addition to

preventing "natural" ventilation and cross ventilation efforts. These conditions make fires burning in the densely built structures of Daly City extremely dangerous and difficult to control.

2. Geographical: Daly City resides on the San Andreas Fault and is subject to seismic activity. An earthquake can happen at any time and cause severe stress on the department's ability to provide emergency response, i.e. water mains may rupture, and traffic congestion will cause increased delay. Parts of the city are built upon portions which contain dense shrub-type vegetation (gorse), grasses and trees or are on sloped terrain. The city responds to wild land fires on San Bruno Mt. on an annual basis. The city is surrounded by San Francisco on the north, Brisbane and Colma on the east and southeast, and South San Francisco on the south. To the west and southwest are the Pacific Ocean and the City of Pacifica.

3. Topographical: Daly City is essentially built on steep slopes and hillsides. Many streets are narrow and winding with congested vehicle parking. New construction is inevitably built on steep slopes, where access is difficult. Narrow roads make response times longer and makes it difficult to place fire apparatus and equipment close to a fire scene. Additionally, many areas have structures built on zero lot lines, adding to the difficulty in preventing a structure fire from spreading to adjoining buildings. Delays in response may also be attributed to traffic patterns where major thoroughfares are often congested with traffic.

In order to mitigate the inevitable delays in arriving at a fire caused by the difficult topography upon which Daly City was developed, built-in automatic fire-extinguishing systems, standpipe systems or fire alarm systems are required over and above code requirements. The requirement and installation of such fire protection structures and systems will improve the speed at which building occupants are notified to evacuate in the event of a fire and reduce the fire spread until firefighters arrive. Additional standpipe outlets will allow firefighters access to a water supply once inside a structure.

Finding of Facts (15.32.010) - Adoption

Every three years the International Code Council publishes a new edition of the International Fire Code. The City of Daly City is presently using the 2019 California Fire Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into ten parts. Part 9, California Fire Code, references the International Fire Code. To maintain consistent current practices in the field of fire safety and building technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Fire Code and appendices as amended.

Finding of Facts (15.32.020)

Establishment of local fire prevention division, no deviation from adopted fire code.

Finding of Facts (15.32.030)

Provides a committee to review when new materials, processes or occupancies not otherwise covered under the code would require permits. This is administrative only and does not require a finding of facts.

Finding of facts (15.32.040)

These changes are directly related to administrative and permit processes only, and are unchanged from prior ordinance amendments to the fire code, except as to the section number.

Finding of facts (15.32.050)

These changes are directly related to administrative and permit processes only, and are unchanged from prior ordinance amendments to the fire code, except for the section number.

Finding of Facts (15.32.060)

This provision outlines the appeals process for persons who are aggrieved by a decision of the fire chief or fire marshal. This is administrative only and does not require a finding of facts.

Finding of Facts (15.32.070)

Section 505.1 is amended to include additional address locations and the identification of hazards under the NFPA 704 system. This section will assist in faster response for emergency response personnel due to climatic conditions (fog) which inhibit visibility.

Finding of Facts (15.32.080)

These changes relate to required locations for fire hydrants for newly constructed buildings, and are unchanged from prior ordinance amendments to the fire code except for language to conform to code. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for locations of fire hydrants within the City of Daly City than those standards set in the International Fire Code.

Finding of Facts (15.32.090)

This section remains unchanged, except as to section number, from the prior code adopted by the City. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for marking of building utilities in the City of Daly City than those standards as set forth in the International Fire Code. In particular,

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple building collapses and fires through our community. With limited fire apparatus available after an earthquake, we must rely on prompt identification of utility shut-off locations to assist in firefighting operations, occupant evacuation, and firefighter safety.

Finding of Facts (15.32.100)

This section remains unchanged, from the prior code adopted by the City, except as to the addition of the stipulation that building alterations, renovations, additions or repairs will be calculated based upon a five (5) year period. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for automatic fire extinguishing systems in the City of Daly City than those standards as set forth in the California Fire Code, 2022 Edition. In particular,

Topography: The remaining area of Daly City to be built on is largely limited to steep slopes and hillsides. Many streets are narrow and winding with congested parking. This makes it difficult to place fire apparatus and equipment close to a fire scene. Slopes also make it difficult to place ladders for rescue and to advance those hose lines. Response time is increased due to steep grades, narrow streets, and congested traffic.

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple fires through our community. With limited fire apparatus available after an earthquake, we must rely on built-in protection to contain a large number of incipient fires.

Access: The majority of buildings are built with zero lot lines and no direct access to rear yards.

Initial fire attack is from the front of the building only. The time it may take for firefighters to reach the seat of a fire is greatly increased. The opportunity for occupants to safely exit the building is reduced. The time delay decreases the survival chances of occupants in the building and increases property damage. Fire spread between buildings is more probable. An automatic fire sprinkler system will either extinguish the fire or control it until firefighters can arrive and extinguish it. Automatic fire sprinkler systems are proven to be the most effective method of saving lives and property.

Finding of Facts (15.32.110)

This section remains unchanged from the prior code adopted by the City, except as to the section number. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for fire alarm systems in the City of Daly City than those standards as set forth in the International Fire Code. In particular,

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple building collapses and fires through our community. With limited fire apparatus available after an earthquake, we must rely on built-in protection systems to assist in firefighting operations, occupant evacuation, and firefighter safety.

Finding of Facts (15.32.120)

This section remains unchanged, except as to section number updating. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for fire alarm systems in the City of Daly City than those standards as set forth in the International Fire Code. In particular,

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple building collapses and fires through our community. With limited fire apparatus available after an earthquake, we must rely on built-in protection systems to assist in firefighting operations, occupant evacuation, and firefighter safety.

Climatic: Due to weather conditions creating dense fog, additional fire alarm devices will assist firefighters in locating an effected building with greater ease, thus reducing potential delays.

Finding of Facts (15.32.130)

This section remains unchanged from the prior code adopted by the City. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for fire alarm systems in the City of Daly City than those standards as set forth in the International Fire Code. In particular,

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple building collapses and fires through our community. With limited fire apparatus available after an earthquake, we must rely on built-in protection systems to assist in firefighting operations, occupant evacuation, and firefighter safety.

Finding of Facts (15.32.140)

This section remains unchanged, except as to section number, from the prior code adopted by the City. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for fire alarm systems in the City of Daly City than those standards as set forth in the International Fire Code. In particular,

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple building collapses and fires through our community. With limited fire apparatus available after an earthquake, we must rely on built-in protection systems to assist in firefighting operations, occupant evacuation, and firefighter safety.

Findings of Facts (15.32.150)

These changes are directly related to administrative and permit processes only, and are unchanged from prior ordinance amendments to the fire code, except for the section number.

Finding of Facts (15.32.160)

This section remains unchanged, except as to section number, from the prior code adopted by the City. The above stated climatic, geographical, and topographical conditions warrant more stringent requirements for fire alarm systems in the City of Daly City than those standards as set forth in the International Fire Code. In particular,

Geology: Daly City sits over 2-3 miles of the San Andreas Fault. This fault can create major ground shaking resulting in multiple building collapses and fires through our community. With limited fire apparatus available after an earthquake, we must rely on built-in protection systems to assist in firefighting operations, occupant evacuation, and firefighter safety.

Finding of Facts (15.32.170 and 15.32.180)

These sections remain unchanged from City Council action addressing the use, storage and handling of explosives and fireworks in the City of Daly City. The more particular ordinance, found within Chapter 8.24 of the Municipal Code, take precedent and these amendments are made to make the California Fire Code, 2022 Edition, and the 2021 International Fire Code consistent with the Municipal Code.

Finding of Facts (15.32.190)

Government Code Section 50022.4 provides that when a code is adopted by reference, penalty clauses are not deemed adopted by reference but may be enacted only if set forth in full in the adopting ordinance. Such is the action taken with these two sections, and such is the intent of the City Council.

CALIFORNIA ENERGY CODE (CHAPTER 15.60)

Finding of Facts (15.60.010)

Every three years the International Code Council publishes a new edition of the California Energy Code. The City of Daly City is presently using the 2019 California Energy Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 6, California Energy Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Energy Code and appendices as indicated.

CALIFORNIA EXISTING BUILDING CODE (CHAPTER 15.65)

Finding of Facts (15.65.010)

Every three years the International Code Council publishes a new edition of the International Existing

Building Code. The City of Daly City is presently using the 2019 California Existing Building Code. Title 24 of the California Code of Regulations contains all of the Building Standards of the State of California and is divided into twelve parts. Part 10, California Existing Building Code, references the International Existing Building Code. To maintain consistent current practices in the field of building safety, technology, changes in materials, processes, and construction, we recommend adopting the 2022 edition of the California Existing Building Code and appendices as indicated.

Finding of Facts (15.65.020)

See Finding of Facts 15.00.020

Finding of Facts (15.65.030)

See Finding of Facts 15.00.040

Finding of Facts (15.65.040)

See Finding of Facts 15.00.040

Finding of Facts (15.65.050)

See Finding of Facts 15.00.050

Finding of Facts (15.65.060)

Section remains unchanged from previously adopted code. Modification needed to establish administrative authority. This modification is administrative only and does not require a finding of facts.

Finding of Facts (15.65.070)

See Finding of Facts 15.08.050

Finding of Facts (15.65.080)

Section remains unchanged from previously adopted code. This modification is administrative only and does not require a finding of facts.

Environmental Determination

Pursuant to the California Environmental Quality Act known as “CEQA”, this action is exempt under California Code of Regulations, Title 14, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

- A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly ultimately as provided in Title 14, Section 15378(a);
- B. In that it is further exempt under the definition of Project in Section 15378(b)(3) in that it concerns general policy and procedure making;
- C. In that it can be seen with certainty that there is not possibility that the activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b)(3); and
- D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

Financial Impacts and Budget Actions

There is no immediate financial impact or budget action necessary as a result of the recommended action.

Alternatives

The council has the following alternatives to consider:

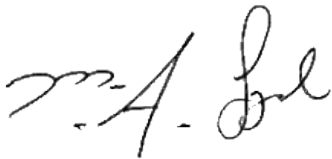
1. Introduce the Ordinance to repeal and amend Daly City Municipal Code Title 15 – Building and Construction Chapters 15.00, 15.08, 15.10, 15.14, 15.16, 15.20, 15.22, 15.24, 15.60, 15.65, 15.32, add 15.10, and amend 15.64 sections 15.64.020 & 15.64.140, to adopt the 2022 California Building Codes and the 2021 International Property Maintenance Code with local amendments; adopt a resolution setting forth the pertinent findings and substantial evidence required by the California Health and Safety Code to support local amendments and schedule the second reading and adoption at the next regularly scheduled City Council meeting; OR
2. Provide alternative direction to staff.

Attachments:

Attachment A – Ordinance – Building and Fire Code Updates Exhibits A-M

Attachment B – Finding of Facts Matrix

Respectfully submitted,



Mario Sigala, PE, CBO
Chief Building Supervisor/Building Official



Tatum Mothershead
Director of Economic and Community
Development



Craig Wittner
North County Fire Authority
Assistant Fire Marshal

ATTACHMENT A

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DALY CITY REPEALING AND REPLACING
CHAPTERS 15.00, 15.08, 15.10, 15.14, 15.16, 15.20, 15.22, 15.24, 15.32, 15.60, & 15.65
ADDITION OF CHAPTER 15.12, AMENDMENTS TO CHAPTER 15.64 OF TITLE 15 OF
THE DALY CITY MUNICIPAL CODE

WHEREAS, pursuant Section 17958.7 and Section 18941.5 of the California Health and Safety Code, the City Council of Daly City hereby adopts the report contained herein as the “Finding of Facts” with regard to repealing and adopting Chapters 15.00, 15.08, 15.10, 15.14, 15.16, 15.20, 15.22, 15.24, 15.32, 15.60, 15.65, addition of Chapter 15.01, amendments to Chapter 15.64 of Title 15 of the Daly City Municipal Code; and

WHEREAS, adopting this ordinance, specific amendments have been established which are more restrictive in nature than those adopted by the State of California and the California Building Standards Commission; and

WHEREAS, these local amendments to the above Codes have been evaluated and recognized by the City of Daly City as reflecting changes in technology and the building industry. The amendments address problems, concerns and future direction by which the City will establish and maintain an environment which will afford a high level of safety to all those who work and live within the City’s boundaries; and

WHEREAS, the adoption of this Ordinance is based upon the “Finding of Facts”, as referenced in Attachment 1, and hereby incorporated by reference.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DALY CITY DOES ORDAIN as follows:

- SECTION 1: CHAPTER 15.00, GENERAL REGULATIONS
CHAPTER 15.00 is hereby repealed and replaced as set forth in EXHIBIT A.
- SECTION 2: CHAPTER 15.12, CALIFORNIA REFERENCE STANDARDS CODE
CHAPTER 15.12 is hereby added as set forth in EXHIBIT K.
- SECTION 3: CHAPTER 15.08, CALIFORNIA BUILDING CODE
CHAPTER 15.08 is hereby repealed and replaced as set forth in EXHIBIT B.
- SECTION 4: CHAPTER 15.10, CALIFORNIA RESIDENTIAL BUILDING CODE
CHAPTER 15.10 is hereby repealed and replaced as set forth in EXHIBIT C.
- SECTION 5: CHAPTER 15.14, INTERNATIONAL PROPERTY MAINTENANCE CODE
CHAPTER 15.14 is hereby repealed and replaced as set forth in EXHIBIT D.
- SECTION 6: CHAPTER 15.16, CALIFORNIA MECHANICAL CODE
CHAPTER 15.16 is hereby repealed and replaced as set forth in EXHIBIT E.

- SECTION 7: CHAPTER 15.20, CALIFORNIA PLUMBING CODE
CHAPTER 15.20 is hereby repealed and replaced as set forth in EXHIBIT F.
- SECTION 8: CHAPTER 15.22, CALIFORNIA GREEN BUILDING STANDARDS CODE
CHAPTER 15.22 is hereby repealed and replaced as set forth in EXHIBIT G.
- SECTION 9: CHAPTER 15.24, CALIFORNIA ELECTRICAL CODE
CHAPTER 15.24 is hereby repealed and replaced as set forth in EXHIBIT H
- SECTION 10: CHAPTER 15.32, CALIFORNIA FIRE CODE
CHAPTER 15.32 is hereby repealed and replaced as set forth in EXHIBIT L
- SECTION 11: CHAPTER 15.60, CALIFORNIA ENERGY CODE
CHAPTER 15.60 is hereby repealed and replaced as set forth in EXHIBIT I
- SECTION 12: CHAPTER 15.65, CALIFORNIA EXISTING BUILDING CODE
CHAPTER 15.65 is hereby repealed and replaced as set forth in EXHIBIT J
- SECTION 13: 2022 California Building Code
2022 California Residential Building Code
2021 International Property Maintenance Code
2022 California Mechanical Code
2022 California Plumbing Code
2022 California Green Building Standards Code
2022 California Electrical Code
2022 California Energy Code
2022 California Fire Code
2022 California Energy Code
2022 California Existing Building Code
including all applicable appendices and amendments thereto, and the whole thereof is now filed with the City Clerk, and from the date on which this Ordinance takes effect, the provisions therefore shall be enforceable to the same extent as if contained in the bodies of the published editions.
- SECTION 14: CHAPTER 15.64 – RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION DEBRIS
CHAPTER 15.64 is hereby amended as set forth in EXHIBIT M.
- SECTION 15: SEVERABILITY
If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Daly City

hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions by declared invalid or unconstitutional.

SECTION 16: The City Council find, pursuant to Title 14 of the California Administrative Code, Section 15378, that this ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that:

- A. It is not a Project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly ultimately as provided in Title 14, Section 15378(a);
- B. In that it is further exempt under the definition of Project in Section 15378(b)(3) in that it concerns general policy and procedure making;
- C. In that it can be seen with certainty that there is not possibility that the activity may have a significant effect upon the environment pursuant to Title 14, Section 15061(b)(3); and
- D. In that the action taken is an action by a regulatory agency that will both enhance and protect the environment and thereafter categorically exempt pursuant to Title 14, Section 15308.

SECTION 17: PUBLICATION

Pursuant to the provisions of Government Code Section 36933, a summary of this ordinance shall be prepared by the City Attorney. At least five (5) days prior to the Council meeting at which this ordinance is scheduled to be adopted, the City Clerk shall (1) publish the summary, and (2) post in the City Clerk's office a certified copy of this ordinance. Within fifteen (15) days after the adoption of this ordinance, the City Clerk shall (1) publish the summary, and (2) post in the City Clerk's office a certified copy of the full text of this ordinance along with the names of those City Council members voting for and against this ordinance or otherwise voting. This ordinance shall become effective thirty (30) days from and after its adoption.

AN ORDINANCE OF THE CITY OF DALY CITY REPEALING AND REPLACING
CHAPTERS 15.00, 15.08, 15.10, 15.14, 15.16, 15.20, 15.22, 15.24, 15.32, 15.60, & 15.65
ADDITION OF CHAPTER 15.12, AMENDMENTS TO CHAPTER 15.64 OF TITLE 15 OF
THE DALY CITY MUNICIPAL CODE

Introduced this _____ day of _____, 2022.

Passed and adopted as an Ordinance of the City of Daly City at a regular meeting of
the City Council of the City of Daly City held on the _____ day of _____, 2022,
by the following vote:

AYES, Councilmembers: _____

NOES, Councilmembers: _____

Absent, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

EXHIBIT A - REFERENCE
CHAPTER 15.00
GENERAL REGULATIONS

Sections:

15.00.010	Administrative Authority
15.00.020	Construction Valuation and Fees Prescribed and Established by Resolution of the City Council
15.00.030	Time Limitation of Application
15.00.040	Permit Expiration and Extension
15.00.050	Procedure of Appeals
15.00.060	Building Addresses
15.00.070	Cooperation of Other Officials and Officers
15.00.080	Emergency Access
15.00.090	Reserved
15.00.100	Qualifications for Permit
15.00.110	Reserved
15.00.120	Workmanship
15.00.130	Aircraft Noise Soundproofing Project Area
15.00.140	Stormwater best management practices
15.00.150	Effects of Code in Past Actions and Obligations
15.00.160	Spark Arrestor Requirements
15.00.170	Technology Fee
15.00.180	Reserved
15.00.190	Factory Built Housing Fee

15.00.010 Administrative Authority

Terms Explained

- A. Whenever the term "the authority having jurisdiction" or "administrative authority" is used, it shall mean the building official.
- B. Whenever the term "assistants" or "authorized representative" is used, it shall mean members of the building division.
- C. Where reference is made to governing authority, it shall mean the city council.
- D. Where reference is made to private sewage disposal systems, public sewers, and/or waste department, the term "administrative authority" shall include the North San Mateo County Sanitation District, the Bayshore Sanitation District, the San Mateo County Health Department and any other public agencies dealing with sewage or sewage disposal.
- E. Where reference is made to storm sewers and the water main distribution, the term "administrative authority" shall include the city engineer or his or her designated assistant.

15.00.020 Construction Valuation and Fees Prescribed and Established by Resolution of the City Council

Any person desiring a permit required by these codes shall, at the time of filing an application therefore, pay fees prescribed and established by resolution of the city council.

15.00.030 Time Limitation of Application

105.3.2 Time Limitation of Application. Except as set forth in subsection 105.3.2.1, every application for a permit for any proposed work for which no permit has been issued within one hundred eighty calendar days following the date of receipt of the application shall expire by limitation. The building official may extend the time for action by the applicant for a period not exceeding one hundred eighty calendar days upon request of the applicant demonstrating that circumstances beyond the control of the applicant and relating to the project have prevented action from being taken. The extension shall be required in writing and justifiable case must be demonstrated. No application under this subsection shall be extended more than twice. For the purpose of renewal on an application after expiration, the applicant shall resubmit plans compliant with the applicable code at time of resubmittal and pay new plan review fees. The building official may, in his/her sole discretion, grant an additional extension up to three hundred sixty days as necessitated by an official California major disaster declaration issued by FEMA.

105.3.2.1 Time Limitation of Application—Code Enforcement Permits. Notwithstanding any provision of section 105.3.2, if a permit application was filed in order to bring an unpermitted structure, and other unlawful, substandard, or hazardous condition into compliance with any applicable law, ordinance, rule or regulation, and no permit has been issued within ninety days of receipt of the application it shall expire by limitation. The building official may extend the time for action by the applicant for a period not exceeding ninety calendar days upon request of the applicant demonstrating that circumstances beyond the control of the applicant and relating to the project have prevented action from being taken. No application covered under this subsection shall be granted more than once.

15.00.040 Permit Expiration and Extension

105.5 Expiration. Except as set forth in subsection 105.5.1 and 105.5.2, every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within one calendar year from the date of issuance of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of one calendar year.

For the purposes of this subsection "suspended or abandoned" shall mean that the permittee has, for a period of one calendar year or longer after commencing the work authorized by such permit, failed to make substantial progress toward completion of the work, as determined by the building official. Failure to schedule and pass a required interim or final inspection for a period of one calendar year or longer since the issuance date of the permit or since the most recent interim inspection may be deemed to constitute a failure to make substantial progress toward completion of the work.

Required inspections include: footing/foundation inspection, concrete slab or under-floor inspection, framing inspection, lath or gypsum board inspection, fire resistant penetration inspection, energy efficiency inspection, any required special inspections, final inspections, and any other inspections other than conference inspections required by the building official. However, the building official may extend a permit if justifiable delay is demonstrated in writing or where a good faith effort toward code compliant work has been performed.

A. Permit Extensions. Any permittee holding an unexpired permit may request in writing an extension of time when the permittee is unable to commence work within the time required by this section. The building official may, in his/her sole discretion, grant, one or more extensions of time, for periods not more than one hundred eighty days each. A written request by the permittee shall demonstrate written evidence demonstrating that a good faith effort to complete the project has been made and that reasons beyond the control of the permittee and relating to the project have resulted in a delay. Under no condition shall a permit be extended more than three times, for a total maximum time of three one hundred eighty-calendar day extensions. Each one hundred eighty-calendar day extension must be approved individually by the building official.

B. Reactivation Required After Expiration. Prior to recommencing work on the site after permit expiration a request for reactivation shall be first obtained, provided no changes have been made or will be made to the original plans and specifications for such work, and the work has not been suspended or abandoned for more than one year from the last required, recorded inspection. In cases in which the work was suspended or abandoned beyond one year from the last required, recorded inspection, reactivation shall not be issued after expiration if the original review was performed using a previously adopted code.

The building official, in his/her sole discretion, has the authority to deny reactivation which utilizes the requirements of the expired permit unless the permittee has made good faith effort to complete the project and for reasons beyond their control and related to the project. The permittee must provide a written report on the current status of construction which shall include a request for an extension and a timeframe for completion in order for the building official to renew the permit.

The building official may, in his/her sole discretion, grant an additional extension up to three hundred sixty days as necessitated by an official California major disaster declaration issued by FEMA.

105.5.1 Expiration—Code Enforcement Demolition Permits & Code Enforcement Quick Permits. . Notwithstanding any provision of section 105.5, if a building permit was issued in order to bring an unpermitted structure, and other unlawful, substandard or hazardous condition into compliance with any applicable law, ordinance, rule or regulation, a code enforcement demolition or code enforcement quick permit shall expire by limitation and become null and void ninety days after the issuance date of such permit. Any permittee holding an unexpired code enforcement quick or code enforcement demolition permit may request in writing an extension of time when the permittee is unable to commence work within the time required by this section. The building official may, in his/her sole discretion, grant, one or more extensions of time, for periods not more than ninety days each. A written request by the permittee shall demonstrate written evidence demonstrating that a good faith effort to complete the project has been made and that reasons beyond the control of the permittee and relating to the project have resulted in a delay.

105.5.2 Expiration—Building Maintenance. Notwithstanding any provision of section 105.5, if a building permit was issued for the purpose of building maintenance such permit shall expire by limitation and become null and void (or one hundred eighty days) after the issuance date of such permit. The building official may, in his/her sole discretion, grant, in writing, one or more extensions of time, for periods, not more than one hundred eighty days each. The extension shall be requested in writing and justifiable cause demonstrated.

15.00.050 Procedure of Appeals

Any person aggrieved by the decision of the building official shall have the right to appeal said decision to the city council of the city. Said appeal shall be in writing and shall be submitted to the city clerk of the city within ten days of the decision of the administrative authority. The city council, at its next regular meeting after receipt of the notice of appeal, shall set a time for hearing on said appeal, which time shall be not less than fourteen nor more than forty-five days from the date of said regular meeting. A copy of the notice of hearing shall be mailed to the appellant not less than ten days before the date of hearing by the city clerk of the city. The time of hearing may be continued at the request of the party aggrieved at any time, which continuance shall not exceed a maximum of sixty days from the date originally set for hearing.

Said right of continuance shall be subject to approval by the city council and the decision of the city council shall be final.

Notice of the decision of the city council shall be delivered to the appellant personally or sent by certified mail—return receipt requested.

The effective date of said decision shall be the date of mailing of said notice of the decision, or the date same is personally delivered to said appellant. Failure to any person to file an appeal in accordance with the provisions of this code shall constitute a waiver of any right to an administrative hearing and adjudication of the notice and order or to any portion thereof.

15.00.060 Building Addresses

New and Existing buildings shall be provided with approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall be internally or externally illuminated and contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be not less than 4 inches (102 mm) in height with a stroke width of not less than 0.5 inch (12.7 mm). Where required by the fire code official, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building address cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address identification shall be maintained.

15.00.070 Cooperation of Other Officials and Officers

The building official may request, and shall receive, the assistance and cooperation of other officials of this jurisdiction so far as is required in the discharge of the duties required by this code or other pertinent law or ordinance.

15.00.080 Emergency Access

In the event that the building official determines that there is an immediate emergency due to the fact that dangerous or unsafe conditions exist which are an immediate menace to life, health or property, and if, after proper demand for entry therein has been made, as herein provided, no owner or occupant, or any other person having charge, custody or control of any building or premises shall fail or neglect to properly permit entry therein by the building official or authorized

representative, for the purpose of inspection and examination pursuant to this code, said person shall be in violation of this section and shall be guilty of a misdemeanor.

15.00.090 Reserved

15.00.100 Qualifications for Permit

For the purpose of this code, no permit shall be issued to any person to do or cause to be done any work regulated by this code except to:

- A. A person holding a valid and unrevoked appropriate contractor's license classification issued by the State of California and a Daly City business license; or
- B. A bona fide registered owner of a single-family residential building who will personally perform the labor on said building and demonstrates to the satisfaction of the authorized representative that the said registered owner possesses the knowledge, training and skills necessary to complete all work in a manner which complies with all applicable codes.
- C. A property management firm or corporation regularly employing one or more qualified tradespersons who performs alteration and repair to an existing component of a building, structure or on the premises owned or operated by the applicant for the permit and provides and maintain workers compensation insurance for its qualified trade's persons. This is not applicable to property management firm or corporation who hires licensed contractors to perform.

The issuance of a permit or approval of plans shall not prevent the administrative authority from thereafter requiring the correction of errors in said plans and specifications or from preventing construction operations being carried on thereunder when in violation of this code or of any other ordinance or from revoking any permit approval when issued in error.

15.00.110 Reserved

15.00.120 Workmanship

All design, construction and workmanship shall be in conformity with accepted engineering and construction practices and shall be of such character as to secure the results sought to be obtained by this code.

15.00.130 Aircraft Noise Soundproofing Project Area

Any home, constructed after January 1, 1993 or renovated at a cost equal to twenty-five percent or more of the value of the home and located within the 65 CNEL (FAA approved) contour map that is illustrated on the aircraft noise soundproofing project area map, must be insulated to meet standards applied in noise insulation programs supported by the Federal Aviation Administration.

15.00.140 Stormwater best management practices

All work undertaken in conformance with this code shall adhere to best management practices, guidelines or requirements that have been adopted by the city for any activity, operation or facility which may cause or contribute to storm water pollution or contamination, illicit discharges, and/or discharge of non-storm water discharge to the storm water system. Every person undertaking such

activity or operation under this code shall comply with such guidelines or requirements as may be identified by the administrative authority.

Architectural features of copper metal roofing, copper granule containing asphalt shingles, copper gutters, copper downspouts, copper flashing and copper architectural ornaments shall not be permitted for use on any residential, commercial or industrial building for which a building permit is required, where the discharge of wastewater to storm drains is generated from the installation, cleaning, treating, and washing of the surface of copper architectural features.

15.00.150 Effects of Code in Past Actions and Obligations

The adoption of title 15 of the Daly City Municipal Code does not affect any civil lawsuits instituted or filed, or prosecutions for ordinances violations committed on or prior to the effective date of the said Code and does affect the validity of any bonds or cash deposits posted, filed or deposited pursuant to the requirement of any ordinance.

15.00.160 Spark Arrestor Requirements

At the time of re-roofing, all existing operational chimneys as described in chapter 10 of the California Residential Code shall terminate in a substantially constructed spark arrester either internally or externally mounted. Any spark arrester to be mounted internally shall not be installed until installation plans for such arrester have been submitted to and approved by the building division.

15.00.170 Technology Fee

Technology fee as prescribed and established by resolution of the city council that is collected whenever a permit is issued is a non-refundable fee.

15.00.180 Reserved

15.00.190 Factory Built Housing Fee

Allows the City of Daly City to charge for installation of factory built housing other than mobile home parks. The permit fees shall be based on the valuation cost of foundation, and site-built component not part of the factory built housing, electrical connection, plumbing connection, development fees, sewer fee and associated state mandate fees.

EXHIBIT B
CHAPTER 15.08
BUILDING CODE

Sections:

15.08.010	California Building Code – Adoption – Where Filed
15.08.020	Sections [A] 105.1.1 & [A] 105.1.2 Annual Permit & Annual Permit Records, Deleted
15.08.030	Section [A] 105.3.2 Time Limitation of Application, Amended
15.08.040	Section [A] 105.5 Permit Expiration and Extension, Amended
15.08.050	Section [A] 107.2.1.1 General Submitted Documents, Amended
15.08.060	Chapter 2 Definitions, Added
15.08.070	Section [A] 109.5.1 Construction Valuation and Fees Prescribed and Established by Resolution of the City Council, Added
15.08.080	Section [A] 113 Board of Appeals, Amended
15.08.090	Section [A] 114.4.1 Violation Penalties Fee, Added
15.08.100	Section 406.3.4 Additional Residential Gypsum Board Requirements, Added
15.08.110	Section [A] 105.2 Work Exempt From Permit, Amended
15.08.120	Section 501.2 Address Identification, Amended
15.08.130	Reserved
15.08.140	Section 1403.1 General, Amended
15.08.150	Section 1506.1 Scope, Amended
15.08.160	Section 1403.2 General Coverings for R occupancies of Type V Construction, Added
15.08.170	Reserved
15.08.180	Section 903 Automatic Sprinkler System, Amended
15.08.190	Section 1030.1 Exception 9, Emergency Escape and Rescue Openings, Amended
15.08.200	Reserved
15.08.210	Table 1505.1 Minimum Roof Covering Classifications for Types of Construction, Amended
15.08.220	Section 1705.3 Concrete Construction Exception 1, Amended
15.08.230	Reserved
15.08.240	Reserved
15.08.250	Chapter 23 – Sections 2306 and 2308 Used for Shearwall and Bracing Methods, Amended
15.08.260	Section 3116. Trailers, Modular Units, Mobile Homes Added.

15.08.010 Building Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Building Code, 2022 Edition," copies of which are in the Daly City ECD Library, including appendices G, I, & J, excluding chapters 27, 28, 29, 31A, 31B, 31C, 31D, 31E, & 31F, in this chapter collectively called the building code. From the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

15.08.020 Sections [A]105.1.1 & [A] 105.1.2 Annual Permit and Annual Permit Record, Deleted

Sections 105.1.1 & 105.1.2 of the California Building Code, 2022 Edition, are deleted.

15.08.030 Section [A] 105.3.2 Time Limitation of Application, Amendment

Section 105.3.2 of the California Building Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code section 15.00.030.

15.08.040 Section [A] 105.5 Permit Expiration and Extension, Amendment

Section 105.5 of the California Building Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code section 15.00.040.

15.08.050 Section [A] 107.2 Construction Documents, Amended

Section 107.2 of the California Building Code, 2022 Edition, is amended by adding the following: Construction documents shall be drawn upon a suitable material with a minimum size of 11 inch by 17 inch or larger with a minimum readable font size of 10.

15.08.060 Chapter 2 Definitions, Added

Chapter 2 of the California Building Code, 2022 Edition is amended by adding the following definitions:

EFFICIENCY KITCHEN. Means a removable kitchen that contains a sink with a maximum [vertical] waste line diameter of 1.5 inches; appliances that do not require electrical service greater than 120 volts, or natural or propane gas; a limited food preparation counter; and storage cabinets. The entire kitchen shall not exceed six lineal feet, except that if existing counter space is being converted to efficiency kitchen use then the counter space shall not exceed eight lineal feet. [Examples of prohibited cooking appliances are: ranges, stoves, cook tops, and built-in ovens. Examples of cooking appliances that may be used are: microwave ovens, hot plates, and similar appliances intended for use on top of a countertop. Refrigerator size is not limited.]

DECK, ATTACHED. An exterior floor system supported on at least one side by the exterior wall of the adjoining structure and supported on the opposing side by posts, piers or other support methods.

SLEEPING ROOM. A minimum of seventy square feet and shall be not less than seven feet in any direction. A study, sewing room, sitting room, office, den, or similar room shall be considered a room designed for sleeping purposes if it contains a closet, alcove, indentation, or wing wall which creates an area greater than twelve inches in depth.

15.08.070 Section [A] 109.5.1 Construction Valuation and Fees Prescribed and Established by Resolution of the City Council, Amended

Section 109 of the California Building Code, 2022 Edition, is amended by adding Section [A] 109.5.1 to read as follows:

Section [A] 109.5.1. Daly City Municipal Code General Regulations 15.00.020 are related Fees Prescribed and Established by Resolution of the City Council.

15.08.080 Section [A] 113 Board of Appeals, Amended

Section 113 of the California Building Code, 2021 Edition, is deleted in its entirety and substituted by Daly City Municipal Code section 15.00.050.

15.08.090 Section [A] 114.4.1 Violation Penalties Fee, Added

Section [A] 114.4 of the California Building Code, 2021 Edition is amended by adding section 114.4.1 to read:

Section [A] 114.4.1 Violation penalties fee shall be assessed per Daly Municipal Code section 15.00.020.

15.08.100 Section 406.3.4 Additional Residential Gypsum Board Requirements, Added

Section 406.3 of the California Building Code, 2022 Edition is amended by adding section 406.3.4 to read as follows:

406.3.4 Private Garage Separation Requirements for Alterations

When existing unconditioned space is converted to conditioned space for non-sprinklered R-3 occupancies of Type V construction the private garage shall comply with section 406.3.

15.08.110 Section [A] 105.2 Work Exempt From Permit, Amended

Section [A] 105.2 of the California Building Code, 2022 Edition, Work Exempted from Permit Building-Item 1 is amended to read as follows: One or more single story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the sum total of the floor areas of these accessory structures do not exceed 120 square feet (11.15 m²).

15.08.120 Section 501.2 Address Identification, Amended

Section 502.1 of the California Building Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code General Regulations section 15.00.060 Approved Numbers and Addresses.

15.08.130 Reserved

15.08.140 Section 1403.1 General, Amended

Section 1403.1 of the California Building Code, 2022 Edition, is amended by adding the following: In R3 occupancies of Type V construction exterior walls less than 18 inches (475 mm) from property lines shall be covered with 5/8 inch (15.9 mm) nominal naturally durable wood drop siding or similar materials with a comparable life span.

15.08.150 Section 604. Use of Metal Sheets or Plates for External Covering of Roofs or Wall, Added

Section 601 of the California Building Code, 2022 Edition, amended by adding the following section 604.1 and subsections to read as follows:

Section 604.1. The use of metal sheets or plates for the external covering of roofs or walls is prohibited, anything in the Code notwithstanding, with the following exceptions:

1. Prefabricated and prefinished module siding approved by and acceptable to the Authorized Representative for specific installations.
2. Gasoline service stations and car wash structures as provided in Section 311 of this Code.
3. Building structures in an industrial zone.
4. Metal factory-manufactured tool sheds.

5. Architectural metal roofs with demonstrated resistance to corrosion, long term durability and cut edge protection acceptable to the authorized representative for specific installations.
6. Architectural features of copper metal roofing, copper granule containing asphalt shingles is prohibited per Daly City Municipal Code 15.00.140 where the discharge of wastewater to storm drains is generated from the installation, cleaning, treating, and washing of the surface of copper roof.

15.08.160 Reserved

15.08.170 Reserved

15.08.180 Section 903 Automatic Sprinkler System, Amended

Section 903 of the California Building Code, 2022 Edition, is deleted in its entirety and substituted by Daly City Municipal Code chapter 15.32 and the 2022 California Fire Code. Automatic fire sprinkler systems requirements shall be determined by the North County Fire Authority. Plan review, permits and inspections shall be under the North County Fire Authority.

15.08.190 Section 1031.2 Where Required, Amended

Section 1031.2 of the California Building Code, 2022 Edition, is amended by adding exemption 9 to read as follows:

9. In R3 occupancies of Type VB construction 3-stories or less, emergency escape and rescue openings are not required to open to a yard or court that opens to the public way if all of the following apply:

9.1 The parcel dimension is 25 feet (7620 mm) or less in any direction.

9.2 All walls facing the yard or court shall be not less than 1-hour fire resistance-rated tested in accordance with ASTM E119, UL 263 or Section 703.3 of the California Building Code.

9.3 The yard or court has a minimum 25 foot (7620 mm) clear width of open space in all directions.

15.08.200 Reserved

15.08.210 Table 1505.1 Minimum Roof Covering Classifications for Types of Construction, Amended

Table 1505.1 of the California Building Code, 2022 Edition, is amended to read as follows:

Table 1505.1 Minimum Roof Covering Classification for Types of Construction ^{a, b}

IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
B	B	B	B	B	B	B	B	B

a. Unless otherwise required in accordance with Chapter 7A

b. The entire roof covering of every existing structure where more than 50 percent of the total roof area is replaced within any one-year period, the entire roof covering of every new structure, and any roof covering applied in the alteration, repair or replacement of the roof of every existing structure, shall be a fire-resistant roof covering that is at least Class B.

15.08.220 Section 1705.3 Concrete Construction Exception 1, Amended

Section 1705.3 Concrete construction of the California Building Code, 2022 Edition is amended to read as follows:

Exception 1: Isolated spread concrete footings of buildings three stories or less above grade plane that are fully supported on earth or rock, where structural design of footing is based on a specified compressive strength f'_c , not more than 2,500 pounds per square inch (psi)(17.2 MPa), regardless of the compressive strength specified in the approved construction documents .

15.08.230 Reserved

15.08.240 Reserved

15.08.250 Chapter 23 – Sections 2306 and 2308 Used for Shearwall and Bracing Methods, Amended

Chapter 23—Section 2306 and 2308 the California Building Code, 2022 where the Type of Material used for Shearwall and Bracing Methods as described in Tables 2306.3(3) and 2308.6.3(1) are deemed to be not an approved materials and methods and are deleted:

Table 2306.3(3) Shearwall 1. Expanded metal or woven wire lath and Portland cement plaster, 2. Gypsum lath, plain or perforated, 3. Gypsum sheathing, 4. Gypsum board, gypsum veneer base or water-resistant gypsum backing board, Deleted

Table 2308.6.3(1) Bracing Methods, 1. LIB (Let-in-bracing), 2. DWB (Diagonal wood boards), 3. GB (Gypsum board- double sided), 4. PBS (Particle board sheathing), 5. PCP (Portland cement plaster), 6. HPS (Hardboard panel siding), Deleted

15.08.260 Section 3116. Trailers, Modular Units, Mobile Home Added

A new section, to be known as section 3116 and subsections 3116.1, 3116.2, and 3116.3 to read as follows is added to Chapter of the California Building Code, 2019 Edition, which shall read as follows:

Section 3116. Trailers, Modular Units, Mobile Home:

3116.1. Trailers, modular units, mobile homes (except those mobile homes as defined in Sec. 15.40.010 B of the Daly City Municipal Code), travel trailers, house trailers, camp cars, campers or any other types of units, whether on wheels or not on wheels, and used for living quarters, shall be prohibited except in mobile home parks.

3116.2. Trailers, modular units, nor any other type unit as described in 3103., whether on wheels or not on wheels, shall not be used for any type of office-building or other business uses except they may be used for temporary offices for construction or sales purposes, formal educational occupancy and special events only, and with the specific approval of the Building Official per section 108 Temporary Structure and uses.

3116.3 Trailers, modular units or any type of unit as described in 3103. which are intended to be used for more than the specified time limitation per section California Building Code section 108 is allowed with one extension for not more than 180 day with specific approval of the Building Official.

3116.4 Trailers, modular units or any type of unit as described in 3103. which is intended to be used as described in 3103.5.2 for more than 360 days will require specific approval of the Building Official and other Officials and Officers.

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EXHIBIT C
CHAPTER 15.10
RESIDENTIAL CODE

Sections:

15.10.010	California Residential Code – Adoption – Where Filed
15.10.020	Section R105.2 Work Exempt from Permit, Building 1, Amended
15.10.030	Section R105.3.2 Time Limitation of Application, Amended
15.10.040	Section R105.5 Permit Expiration and Extension, Amended
15.10.050	Section R106.1 Submittal Documents, Amended
15.10.060	Reserved
15.10.070	Section R108.7 Construction Valuation and Fees Prescribed and Established by Resolution of the City Council, Amended
15.10.080	Section R112 Board of Appeals, Amended
15.10.090	Section R113.2.1 Violation Penalties Fee, Added
15.10.100	Reserved
15.10.110	Reserved
15.10.120	Section R202 Definitions, Added
15.10.130	Section R302.6.1, R302.6.1.1 and R302.6.1.2 Fire Protection Retrofits, Added
15.10.140	Section R302.1 Exterior Walls, Amended
15.10.150	Reserved
15.10.160	Section R309.5, R309.6 and R313. Automatic Fire-Sprinkler System, Amended
15.10.170	Section R310.1. Emergency Escape and Rescue Openings. Exception, Amended Reserved
15.10.180	Reserved
15.10.190	Section R319 Site Address, Amended
15.10.200	Section R328 Energy Storage Systems, Amended
15.10.210	Reserved
15.10.220	Section R602.10 Wall Bracing, Amended
15.10.230	Section 701.3 Exterior Coverings Preferred Materials, Added
15.10.240	Section R902.1 All Roof Coverings, Added
15.10.250	Section AJ102.2.1 Existing Building and Structures. Lateral Movement Strengthening of Existing Basement Wall, Added

15.10.010 California Residential Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Residential Code, 2022 Edition," copies of which are in the Daly City ECD Library including appendices AH, AJ, & AK, in this chapter collectively called the residential code. From the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

15.10.020 Section R105.2 Work Exempt from Permit, Building item 1, Amended

Section R105.2 of the California Residential Code, 2022 Edition, Work Exempted from Permit Building—Item 1 is amended to read as follows: One or more single story detached accessory

structures used as tool and storage sheds, playhouses and similar uses, provided the sum total of the floor areas of these accessory structures do not exceed 120 square feet (11.15 m²).

15.10.030 Section R105.3.2 Time Limitation of Application, Amended

Section R105.3.2 of the California Residential Code 2022 Edition is deleted and substituted by Municipal Code General Regulations section 15.00.030.

15.10.040 Section R105.5 Permit Expiration and Extension, Amended

Section R105.5 of the California Residential Code 2022 Edition is deleted and substituted by Municipal Code General Regulations section 15.00.040.

15.10.050 Section R106.1 General Submitted Documents, Amended

Section R106.1 of the California Residential Code, 2022 Edition, is amended by adding the following:

Construction documents shall be drawn upon a suitable material with a minimum size of 11 inch by 17 inch or larger with a minimum readable font size of 10.

15.10.060 Reserved

15.10.070 Section R108.7 Construction Valuation and Fees Prescribed and Established by Resolution of the City Council, Amended

Section R108. of the California Residential Code, 2022 Edition, is amended by adding section R108.7 to read as follows:

Section 108.7. Daly City Municipal Code General Regulations 15.00.020 are Fees Prescribed and Established by Resolution of the City Council.

15.10.080 Section R112 Board of Appeals, Amended

Section R112 of the California Building Code, 2022 Edition, is deleted and substituted by General Regulations section 15.00.050.

15.10.090 Section R113.4.1 Violation Penalties Fee, Added

Section R113.4 of the California Residential Code, 2022 Edition is amended by adding subsection R113.4.1 to read:

Section R113.4.1 Violation penalties fee shall be assessed per Daly Municipal Code section 15.00.020 Fees.

15.10.100 Reserved

15.10.110 Reserved

15.10.120 Section R202 Definitions, Added

Section R202 of the California Residential Code, 2022 Edition is amended by adding the following definitions:

EFFICIENCY KITCHEN. Means a removable kitchen that contains a sink with a maximum [vertical] waste line diameter of 1.5 inches; appliances that do not require electrical service greater than 120 volts, or natural or propane gas; a limited food preparation counter; and storage cabinets.

The entire kitchen shall not exceed six lineal feet, except that if existing counter space is being converted to efficiency kitchen use then the counter space shall not exceed eight lineal feet. [Examples of prohibited cooking appliances are: ranges, stoves, cook tops, and built-in ovens. Examples of cooking appliances that may be used are: microwave ovens, hot plates, and similar appliances intended for use on top of a countertop. Refrigerator size is not limited.]

DECK, ATTACHED. An exterior floor system supported on at least one side by the exterior wall of the adjoining structure and supported on the opposing side by posts, piers or other support methods.

SLEEPING ROOM. A minimum of seventy square feet and shall be not less than seven feet in any direction. A study, sewing room, sitting room, office, den, or similar room shall be considered a room designed for sleeping purposes if it contains a closet, alcove, indentation, or wing wall which creates an area greater than twelve inches in depth.

15.10.130 Section R302.6.1 Fire Protection Retrofits, Added

Section R302.6 of the California Residential Code, 2022 Edition, is amended by adding subsection R302.6.1 as follows:

R302.6.1 Dwelling Alterations Separation Requirements When existing unconditioned space is converted to conditioned space the private garage shall comply with R302.6 for non-sprinklered buildings.

15.10.140 Section R302.1 Exterior Walls, Amended

Section R302.1 of the California Residential Code, 2022 Edition, is amended by adding the following:

For the purposes of this section Attached decks that are not exempt from permitting by Section R105.2 shall be considered projections for compliance. Construction, projections, openings and penetrations of exterior walls of dwellings and accessory buildings shall comply with Table R302.1(1); or dwellings and accessory buildings equipped throughout with an automatic sprinkler system installed in accordance with Section R313 shall comply with Table R302.1(2). When Multiple detached dwellings are located on a single lot, each detached dwelling shall comply independently with their respective table. Note-Exceptions and Tables of this section remain.

15.10.150 Reserved

15.10.160 Section R309.5, R309.6 and R313. Automatic Fire-Sprinkler System, Amended

Section R309.5; R309.6 and R313 of the California Residential Code, 2019 Edition, is deleted in its entirety and all references to Automatic Fire Sprinkler Systems requirements in Section R309.5, R309.6 and R313 and the entire body of the California Residential Code are replaced by Daly City Municipal Code 15.32 and the 2022 California Fire Code. Automatic fire sprinkler systems requirements shall be determined by the North County Fire Authority. Plan review permits and inspection shall be under the North County Fire Authority.

15.10.170 Section R310.1. Emergency Escape and Rescue Openings. Exception, Amended

Section R310.1 of the California Residential Code, 2022 Edition, is amended by adding exception #6, to read as follows:

Section R310.1 exception 6. Wood-framed buildings three stories or less, emergency escape and rescue openings are not required to open to a yard or court that opens to the public way if all of the following apply:

6.1 The parcel dimension is 25 feet (7620 mm) or less in any direction.

6.2 The all walls facing the yard or court shall be not less than 1-hour fire resistance-rated tested in accordance with ASTM E119, UL 263 or Section 703.3 of the California Building Code.

6.3 The yard or court has a minimum 25 feet (7620 mm) clear width of open space in all directions.

15.10.180 Reserved

15.10.190 Section R319 Site Address, Amended

Section R319 of the California Residential Code, 2022 Edition, is deleted in its entirety and substituted by Daly City Municipal Code section 15.08.060.

15.10.200 Section R328 Energy Storage Systems, Amended

Section R328 of the California Residential Code, 2022 Edition, is amended by addition section R328.3.2 to read as follows:

Disconnection Means – A Disconnecting means shall be provided for all ungrounded conductors derived to and from an ESS. Disconnecting means shall be located in a readily accessible location at the exterior of the building.

15.10.210 Reserved

15.10.220 Section 602.10 Wall Bracing, Amended

Section R602.10 of the California Residential Code, 2022 Edition, is amended by adding the following:

The use of the following bracing methods are prohibited: Method GB-(Gypsum wall board), LIB-(Let-in-bracing), DBW-(Diagonal wood board), SFB-(Structural fiberboard sheathing), PBS-(Particleboard sheathing), PCP-(Portland cement plaster), HPS-(hardboard panel siding). Material used for Shearwall shall comply with Daly City Municipal Code 15.08.250.

15.10.230 Section 701.3 Exterior Coverings Preferred Materials, Added

Section 701 of the California Residential Code, 2022 Edition, is amended by adding R701.3 to read as follows:

Exterior Coverings Preferred Materials - In addition to the requirements of Section R703, exterior walls less than 18 inches (457 mm) from property lines shall be covered with 5/8 inch (15.9 mm) nominal naturally durable wood drop siding or similar with comparable life span.

15.10.240 Section R902.1.4 All Roof Coverings, Added

Section R902.1 of the California Residential Code, 2022 Edition, is amended to add subsection R902.1.4 to read as follows:

All Roof Coverings – For the purposes of Section R902, all Roof Coverings shall have a minimum Class B or better and shall be tested in accordance with ASTM E108 or UL 790. The entire roof covering of every existing structure where more than 50 percent of the total roof area is replaced within any one-year period, the entire roof covering of every new structure, and any roof covering

applied in the alteration, repair or replacement of the roof of every existing structure, shall be a fire-retardant roof covering that is at least Class B.

15.10.250 Section AJ102.2.1 Existing Buildings and Structures. Lateral Movement Strengthening of Existing Basement Wall, Added

Section AJ102.2.1 of the California Residential Code, 2019 Edition, Appendix J is amended by adding AJ102.1.1 to read as follows:

Section AJ102.1.1 Whenever new habitable spaces including legalization of unpermitted improvements to a previously unimproved basement is made, the existing basement walls shall be strengthened by means of wall bracing per section R602.10 or acceptable engineering methodology that is prepared by a registered design professional.

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EXHIBIT D
CHAPTER 15.14
PROPERTY MAINTENANCE CODE

Sections:

- 15.14.010 International Property Maintenance Code– Adoption – Where Filed
- 15.14.020 Section [A] 101.1 Terms Explained, Amended
- 15.14.030 Section [A] 102.3 Application of Other Codes, Amended
- 15.14.040 Section [A] 103 Terms Explained, Amended
- 15.14.050 Section [A] 106.3 Failure to Obey Order, Amended
- 15.14.060 Section 106.4 Violation Penalties, Amended
- 15.14.070 Section 109.4.1 Cost Recovery for Authorized Emergency Abatement of Immediate Life, Health and Safety Hazards, Added
- 15.14.080 Section 109.6 Hearing, Amended
- 15.14.090 Section 111 Means of Appeal, Amended

15.14.010 International Property Maintenance Code– Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "International Property Maintenance Code, 2021 Edition", copies of which are in the Daly City ECD Library. Whole thereof, save and except such portions as are hereinafter deleted, modified or amended, as hereinafter set forth. From the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

15.14.020 Section [A] 101.1 Terms Explained, Amended

The International Property Maintenance Code 2021 Edition shall be changed to: "ENFORCEMENT OF THE ORDER OF THE BUILDING OFFICIAL OR THE CITY COUNCIL OF THE CITY OF DALY CITY".

15.14.030 Section [A] 102.3 Application of Other Codes, Amended

Section [A] 102.3 of the Enforcement of the Order of the Building Official or the City Council of the City of Daly City is amended by including the 2022 California Existing Building Code and California Residential Code Appendix J—Existing Buildings and Structures as part of other codes.

15.14.040 Section [A] 103 Terms Explained, Amended

Section [A]103 of the International Property Maintenance Code 2021 is amended adding the following Terms Explained. The term "Code Official" is the Building Official. The Term "Assistant to Code Official" is the Code Enforcement Officer. The term "Department of Property Maintenance Inspection" is changed to "Enforcement of the Order of the Building Official or the City Council of the City of Daly City." The term "Chief Appointing Authority" is the City Manager.

15.14.050 Section 106.3 Failure to Obey Order, Amended

Section 109.3 of the international Property Maintenance Code 2021 Edition is amended by substituting the title Prosecution of violation to read "Failure to Obey Order."

15.14.060 Section 106.4 Violations Penalties, Amended

Section 109.4 of the International Property Maintenance Code, 2021 Edition, referencing to "Violation Penalties," is deleted in their entirety inasmuch as regulations setting forth equivalent regulations are set forth in the Daly City Municipal Code Chapter 15.00.020.

15.14.070 Section 109.4.1 Cost Recovery for Authorized Emergency Abatement of Immediate Life, Health and Safety Hazards, Added

Section 109.4 of the International Property Maintenance Code, 2021 Edition, is amended by adding subsection 109.4.1 to read as follows:

Section 109.4.1. Cost Recovery. Expenses incurred for any action taken on such premises by the Enforcement of the Order of the Building Official or the City Council for authorized emergency abatement of Life, Health and Safety Hazards as authorized by the Chief Appointing Authority shall be recovered through reimbursement by the property owner. In the event that expenses incurred for any action taken on such premises cannot be recovered through reimbursement by the property owner, the real estate upon which the structure is located shall be charge by placing a lien upon such real estate subject to the approval by city council.

15.14.080 Section 109.6 Hearing, Amended

Section 109.6 of the International Property Maintenance Code, 2021 Edition is deleted and substituted by Daly City Municipal Code section 15.00.050.

15.14.090 Section 111 Means of Appeal, Amended

Section 107 of the International Property Maintenance Code, 2021 Edition is deleted and substituted by Daly City Municipal Code section 15.00.050.

EXHIBIT E
CHAPTER 15.16
MECHANICAL CODE

Sections:

15.16.010	California Mechanical Code – Adoption – Where Filed
15.16.020	Section 104.3.1 Construction Documents, Amended
15.16.030	Section 104.3.2 Plan Review Fees, Amended
15.16.040	Section 104.3.3 Time Limitation of Application, Deleted
15.16.050	Section 104.4.3 Expiration, Deleted
15.16.060	Section 104.4 Extensions, Deleted
15.16.070	Section 104.5 Fee Schedule Table 104.5 Mechanical Permit Fees, Deleted
15.16.080	Section 104.5.2.1 Investigation Fee, Added
15.16.090	Section 104.5.3.1 Fee Refunds, Added
15.16.100	Section 106.3.1 Assessment of Penalties, Added
15.16.110	Section 107 Board of Appeals, Deleted

15.16.010 California Mechanical Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Mechanical Code, 2022 Edition", including the appendices thereto, published by the International Association of Plumbing and Mechanical Officials, and the whole thereof, save and excluding all appendices, as set forth in this chapter, of which code one copy is filed in the Daly City ECD Library, and is adopted and incorporated as fully as if set out a length in this chapter. From the day on which the ordinance is codified, this chapter shall take effect; the provisions thereof shall be controlling within the limits of the city.

15.16.020 Section 104.3.1 Construction Documents, Amended

Section 104.3.1 of the California Mechanical Code, 2022 Edition, is amended by adding the following: Construction documents shall be drawn upon a suitable material with a minimum size of 11 inch by 17 inch or larger with a minimum readable font size of 10.

15.16.030 Section 104.3.2 Plan Review Fees, Amended

Section 104.3.2 of the California Mechanical Code, 2022 Edition, is amended by adding Section 104.3.2.1 to read as follows: Daly City Municipal Code General Regulations 15.00.020 are related Fees prescribed and Established by Resolution of the City Council.

15.16.040 Section 104.3.3 Time Limitation of Application, Amended

Section 104.3.3 of the California Mechanical Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code General Regulations 15.00.030.

15.16.050 Section 104.4.3 Expiration, Amended

Section 104.4.3 of the California Mechanical Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code General Regulations 15.00.030.

15.16.060 Section 104.4.4 Extensions, Amended

Section 104.4.4 of the California Mechanical Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code regulation 15.00.030

15.16.070 Section 104.5 – Fee Schedule Table 104.5 Mechanical Permit Section, Deleted
Section 104.5 – Fee Schedule Table 104.5 Mechanical Permit Fees of the California Mechanical Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code Section 15.00.020.

15.16.080 Section 104.5.2.1 Investigation Fee, Added
Section 104.5.2. of the California Mechanical Code, 2022, Edition, is amended by adding section 104.5.2.1 to read as follows:
Section 104.5.4 Investigation Fee shall be assessed in accordance with Daly City Municipal Code Section 15.00.020.

15.16.090 Section 104.5.3.1 Refunding of Fee, Amended
Section 104.5 of the California Mechanical Code, 2022 Edition is amended by adding section 104.5.3.1 to read as follows:
Section 104.5.3.1 Refunding of Fee shall be assessed in accordance with Daly City Municipal Code Section 15.00.020

15.16.100 Section 106.3.1 Assessment of Penalties, Added
Section 106.3 of the California Mechanical Code, 2022 Edition, is amended by adding section 106.3.1 to read as follows:
Section 106.3.1 Assessment of penalties shall be assessed in accordance with Daly City Municipal Code Section 15.00.020

15.16.110 Section 107 Board of Appeals, Amended
Section 107 of the California Mechanical Code, 2022, is deleted in its entirety and substituted by Daly City Municipal Code Section 15.00.050.

EXHIBIT F
CHAPTER 15.20
CALIFORNIA PLUMBING CODE

Sections:

15.20.010	California Plumbing Code – Adoption – Where Filed
15.20.020	Section 104.3.1 Construction Documents, Amended
15.20.030	Section 104.3.2.1 Plan Review Fees, Amended
15.20.040	Section 104.3.3 Time Limitation of Application, Deleted
15.20.050	Section 104.4.3 Expiration, Deleted
15.20.060	Section 104.4 Extensions, Deleted
15.20.070	Section 104.5 Fee Schedule Table 104.5 Mechanical Permit Fees, Deleted
15.20.080	Section 104.5.2.1 Investigation Fee, Added
15.20.090	Section 104.5.3.1 Fee Refunds, Added
15.20.100	Section 106.3.1 Assessment of Penalties, Added
15.20.110	Section 107 Board of Appeals, Deleted
15.20.120	Section 301.2.6. Minimum Plumbing Standards within a Building Structure, Added
15.20.130	Section 310.6.1. Prohibited Fittings and Practices, Amended
15.20.140	Reserved
15.20.150	Section 507.28 Additional Requirements – Protection of Water Heater from Damage, Added
15.20.160	Section 602.5 Unlawful Connections, Added
15.20.170	Reserved
15.20.180	Reserved
15.20.190	Section 604.15. Plastic Parts Included with Approved Appliance, Added.
15.20.200	Section 612.0 Residential Fire Sprinkler System, Deleted
15.20.210	Section 703.1.1 Sizing of Building Drain and Building Sewer Pipe, Added
15.20.220	Reserved
15.20.230	Section 713.8 Administrative Authority Relating to Building Sewer, Added
15.20.240	Section 1208.7.5 Gas Meter Location, amended

15.20.010 California Plumbing Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Plumbing Code, 2022 Edition", including the appendices thereto, published by the International Association of Plumbing and Mechanical Officials, and the whole thereof, save and excluding all appendices, as set forth in this chapter, of which code one copy is filed in the Daly City ECD Library, and is adopted and incorporated as fully as if set out a length in this chapter. From the day on which the ordinance is codified, this chapter shall take effect; the provisions thereof shall be controlling within the limits of the city.

15.20.020 Section 104.3.1 Construction Documents, Amended

Section 104.3.1 of the California Plumbing Code, 2022 Edition, is amended by adding the following: Construction documents shall be drawn upon a suitable material with a minimum size of 11 inch by 17 inch or larger with a minimum readable font size of 10.

15.20.030 Section 104.3.2 Plan Review Fees, Amended

Section 104.3.2 of the California Plumbing Code, 2022 Edition, is amended by adding Section 104.3.2.1 to read as follows: Daly City Municipal Code General Regulations 15.00.020 are related Fees prescribed and Established by Resolution of the City Council.

15.20.040 Section 104.3.3 Time Limitation of Application, Amended

Section 104.3.3 of the California Plumbing Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code General Regulations 15.00.030.

15.20.050 Section 104.4.3 Expiration, Amended

Section 104.4.3 of the California Plumbing Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code General Regulations 15.00.030.

15.20.060 Section 104.4.4 Extensions, Amended

Section 104.4.4 of the California Plumbing Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code regulation 15.00.030

15.20.070 Section 104.5 – Fee Schedule Table 104.5 Mechanical Permit Section, Deleted

Section 104.5 – Fee Schedule Table 104.5 Plumbing Permit Fees of the California Mechanical Code, 2022 Edition, is deleted and substituted by Daly City Municipal Code Section 15.00.020.

15.20.080 Section 104.5.2.1 Investigation Fee, Added

Section 104.5.2. of the California Plumbing Code, 2022, Edition, is amended by adding section 104.5.2.1 to read as follows:

Section 104.5.4 Investigation Fee shall be assessed in accordance with Daly City Municipal Code Section 15.00.020.

15.20.090 Section 104.5.3.1 Refunding of Fee, Added

Section 104.5 of the California Plumbing Code, 2022 Edition is amended by adding section 104.5.3.1 to read as follows:

Section 104.5.3.1 Refunding of Fee shall be assessed in accordance with Daly City Municipal Code Section 15.00.020

15.20.100 Section 106.3.1 Assessment of Penalties, Added

Section 106.3 of the California Plumbing Code, 2022 Edition, is amended by adding section 106.3.1 to read as follows:

Section 106.3.1 Assessment of penalties shall be assessed in accordance with Daly City Municipal Code Section 15.00.020

15.20.110 Section 107 Board of Appeals, Amended

Section 107 of the California Plumbing Code, 2022, is deleted in its entirety and substituted by Daly City Municipal Code Section 15.00.050.

15.20.120 Reserved

15.20.130 Section 310.6.1. Prohibited Fittings and Practices, Amended

Section 310.6 of the California Plumbing Code, 2022 Edition, is amended by adding Section 310.6.1.

Section 310.6.1 Approved Material Connecting Dissimilar Material.

310.6.1. Except for necessary valves, where mixing of dissimilar metals occur, the point of connection shall be confined to exposed or readily accessible locations and all connections between the two will be made by a brass nipple at least six inches (6") long or other methods approved by the Administrative Authority.

15.20.140 Reserved

15.20.150 Section 507.28 Additional Requirements – Protection of Water Heater from Damage, Amended

Section 507.0 of the California Plumbing Code, 2022 Edition, is amended by adding subsection 507.28, sub Sections 507.28.1, 507.28.1 and 507.28.3 to read as follows:

Section 507.28 Additional Requirements for protection of Water Heater from Damage.

Section 507.28.1 The owner of the property shall be required to conform to Sections 507.13 and 507.14 in either of the following instances:

Section 507.28.2 Whenever a building permit is issued in connection with said property and said building permit is issued based on a valuation of \$1,000.00 or more for work adding or modifying habitable space.

15.20.160 Section 602.5 Unlawful Connections, Amended

Section 602.0 of the California Plumbing Code, 2022 Edition, amended by adding subsection 602.5 to read as follows:

Section 602.5 Other Unlawful Connections- No installation of potable water supply piping or part thereof shall be designed in such a manner that the water system will have dead ends, incapable of being circulated, except for domestic fire sprinkler systems when sprinkler system is connected directly to the domestic service piping system. An approved backflow device shall be installed at the point of connection between the domestic piping and sprinkler piping.

15.20.170 Reserved

15.20.180 Reserved

15.20.190 Section 604.15. Plastic Parts Included with Approved Appliance, Added.

Section 604 of the California Plumbing Code, 2022 Edition, is amended by adding subsection 604.14 to read as follows:

Section 604.15. Plastic Plumbing Parts Included with Approved Appliance or Fixture.

604.15 Plastic Plumbing Parts included as part of an approved appliance or plumbing fixture when readily accessible for repair or replacement is deemed to be an approved material as determined by the Administrative Authority.

15.20.200 Section 612.0 Residential Fire Sprinkler Systems, Amended

Section 612.0 of the California Plumbing Code, 2022 Edition, is deleted in its entirety and is replaced with Daly City Municipal Code Section 15.32 and the 2022 California Fire Code. Fire Sprinkler System requirements, plan review, and inspection shall be determined by the North County Fire Authority.

15.20.210 Section 703.1.1 Sizing of Building Drain and Building Sewer Pipe, Amended

Section 703 of the California Plumbing Code, 2022 Edition, is amended by adding Section 703.1.1 to read as follows:

Section 703.1.1 Size of Building Drain and Building Sewer Pipe – The main building drain sewer waste line shall be a minimum of four inches (4”) in diameter.

15.20.220 Reserved

15.20.230 Section 713.8 Administrative Authority Relating to Building Sewer, Amended

Section 713 of the California Plumbing Code, 2022 Edition is amended by adding section 713.8 to read as follows:

Section 713.8 Administrative Authority Relating to Building Sewer – The North San Mateo County Sanitation District and the Bayshore Sanitary District is referred to as the Administrative Authority for their requirements as to fees, inspections, types of pipes and fittings, pipe sizes and other requirements, relating to building sewers.

15.20.240 Section 1208.7.1 Gas Meter Location, Amended

Section 1208.7.1 of the California Plumbing Code, 2022 Edition, is amended to read as follows:

Section 1208.7.1 Location – Gas meters shall be located in ventilated spaces readily accessible for examination, reading, replacement, or necessary maintenance. All gas meters shall be located on the exterior of the building and shall be obscured from public view.

EXHIBIT G
CHAPTER 15.22
CALIFORNIA GREEN BUILDING STANDARDS CODE

Sections:

15.22.010	California Green Building Standards Code – Adoption – Where Filed
15.22.020	Chapter 2 Definitions Section 202 Definitions, Amended
15.22.030	Section 4.106 Site Development, Added
15.22.040	Section 5.106 Site Development, Added
15.22.050	Appendix A4.601 General – Tier 1 and Tier 2, Deleted
15.22.060	Appendix A5.601 CALGreen Tier 1 and Tier 2, Deleted
15.22.070	Section 4.106.4 – Electric Vehicle (EV) Charging for New Construction, Amended
15.22.080	Section 5.106.5.3 – Electric Vehicle (EV) Charging for New Construction, Amended

15.22.010 California Green Building Standards Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Green Building Standards Code, 2022 Edition", including the appendices thereto, published by the International Code Council, and the whole thereof, save and excluding all appendices, as set forth in this chapter, of which code one copy is filed in the Daly City ECD Library, and is adopted and incorporated as fully as if set out a length in this chapter. From the day on which the ordinance is codified, this chapter shall take effect; the provisions thereof shall be controlling within the limits of the city.

15.22.020 Chapter 2 Definitions Section 202 Definitions, Amended

Section 202 of the California Green Building Standards Code, 2022 Edition, is amended to add the following definitions to read as follows:

AFFORDABLE HOUSING. Residential buildings that entirely consist of units below market rate and whose rents or sales prices are governed my local agencies to be affordable based on area median income.

AUTOMATIC LOAD MANAGEMENT SYSTEMS (ALMS). A control system which allows multiple EV chargers or EV-Ready electric vehicle outlets to share a circuit or panel and automatically reduce power at each charger, providing the opportunity to reduce electrical infrastructure costs and/or provide demand response capability. ALMS systems must be designed to deliver a minimum of 8-amperes and not less than 1.4-kiloWatts at the provided voltage, to each EV Capable, EV Ready or EVCS space served by the ALMS, and meet the requirements of California Electrical Code Article 625. The connected amperage on-site shall not be lower than the required connected amperage per Part 11, 2019 California Green Building Code for the relevant building types.

Electric Vehicle Charging Station (EVCS): A charging space that includes installation of electric vehicle supply equipment (EVSE) with a minimum capacity of 30 amperes connected to a circuit serving a Level 2 EV Ready Space. EVCS installation may be used to satisfy a Level 2 **EV Ready Space requirement.** Electric vehicle supply equipment (EVSE) shall be installed in accordance with the California Electrical Code, Article 625.

EV CAPABLE. A parking space linked to a listed electrical panel with sufficient capacity to provide at least 110/120 volts and 20 amperes to the parking space. Raceways linking the electrical panel and parking space only need to be installed in spaces that will be inaccessible in the future, either trenched underground or where penetrations to walls, floors, or other partitions would otherwise be required for future installation of branch circuits. Raceways must be at least 1" in diameter and may be sized for multiple circuits as allowed by the California Electrical Code. The panel circuit directory shall identify the overcurrent protective device space(s) reserved for EV charging as "EV CAPABLE." Construction documents shall indicate future completion of raceway from the panel to the parking space, via the installed inaccessible raceways.

LEVEL 1 EV READY SPACE. A parking space served by a complete electric circuit with a minimum of 110/120 volt, 20-ampere capacity including electrical panel capacity, overprotection device, a minimum 1" diameter raceway that may include multiple circuits as allowed by the California Electrical Code, and wiring.

LEVEL 2 EV READY SPACE. A parking space served by a complete electric circuit with 208/240 volt, 40-ampere capacity including electrical panel capacity, overprotection device, a minimum 1" diameter raceway that may include multiple circuits as allowed by the California Electrical Code, and wiring.

ALL-ELECTRIC BUILDING. A building that contains no combustion equipment or plumbing for combustion equipment serving space heating (including fireplaces), water heating (including pools and spas), cooking appliances (including barbeques), and clothes drying, within the building or building property lines, and instead uses electric heating appliances for service.

COMBUSTION EQUIPMENT. Any equipment or appliance used for space heating, water heating, cooking, clothes drying and/or lighting that uses fuel gas.

ELECTRIC HEATING APPLIANCE. A device that produces heat energy to create a warm environment by the application of electric power to resistance elements, refrigerant compressors, or dissimilar material junctions, as defined in the California Mechanical Code.

FUEL GAS. A gas that is natural, manufactured, liquefied petroleum, or a mixture of these.

15.22.030 Section 4.106 Site Development, Added

Section 4.106 of the California Green Building Standards, is Amended to add Section 4.106.5 and Subsection 4.106.5.1 to read as follows:

4.106.5 All-electric buildings. New construction buildings and qualifying alteration projects shall comply with Section 4.106.5.1.

4.106.5.1. New construction and qualifying alteration projects. All newly constructed buildings shall be all-electric buildings. Alterations that include replacement or addition of over 50 percent of the existing foundation for purposes other than a repair or reinforcement as defined in California Existing Building Code Section 202; or where over 50 percent of the existing framing above the sill plate is removed or replaced for purposes other than repair, shall be all-electric buildings. If either of these criteria are met within a one-year period, measured from the date of the most recent previously obtained permit final date, the project shall be subject to the all-electric buildings requirements.

Tenant improvements shall not be considered new construction. The final determination whether a project meets the definition of substantial reconstruction/alteration shall be made by the local enforcing agency.

Exceptions:

1. Projects with planning entitlements approved by the City prior to June 10th, 2021.
2. If the applicant establishes that there is not an all-electric prescriptive compliance pathway for the building under the Energy Code, and that the building is not able to achieve the performance compliance standard applicable to the building under the Energy Code using commercially available technology and an approved calculation method, then the Building Official may grant a modification.
3. All-Electric Building requirements shall not apply to projects with planning entitlements approved by the City prior to 5/10/21.
4. Accessory Dwelling Units (ADUs) or Junior Accessory Dwelling Units (JADUs) shall be exempt from the all-electric building provisions of this section.
5. If the applicant establishes that there is not an all-electric prescriptive compliance pathway for the building under the California Building Energy Efficiency Standards, and that the building is not able to achieve the performance compliance standard applicable to the building under the Energy Efficiency Standards using commercially available technology and an approved calculation method, then the local enforcing agency may grant a modification.

15.22.040 Section 5.106 Site Development, Amended

5.106.13 All-electric buildings. New construction buildings and qualifying alteration projects shall comply with Section 5.106.13.1

5.106.13.1. New construction and qualifying alteration projects. All newly constructed buildings shall be all-electric buildings. Alterations that include replacement of over 50 percent of the existing foundation for purposes other than a repair or reinforcement as defined in California Existing Building Code Section 202; or where over 50 percent of the existing framing above the sill plate is removed or replaced for purposes other than repair, shall be all-electric buildings. If either of these criteria are met within a three-year period, measured from the date of the most recent previously obtained permit final date, the project shall be subject to the all-electric buildings requirements.

Tenant improvements shall not be considered new construction. The final determination whether a project meets the definition of substantial reconstruction/alteration shall be made by the local enforcing agency.

Exceptions:

1. Projects with planning entitlements approved by the City prior to June 10th, 2021.
2. Buildings containing kitchens.
3. Hotels and motels with eighty or more guestrooms may utilize fuel gas in on-site commercial clothes drying equipment.
3. Buildings that will be constructed to Office of Statewide Health Planning and Development (OSHPD) 1 Hospital Standards or OSHPD 3 Clinic Standards, may contain non-electric space-conditioning, water-heating systems, and process load systems.
4. Non-residential buildings containing F, H, and L occupancies, as defined in the California Building Code.

5. Buildings containing a Scientific Laboratory Area may contain non-electric space conditioning and water-heating systems.
6. If the applicant establishes that there is not an all-electric prescriptive compliance pathway for the building under the California Building Energy Efficiency Standards, and that the building is not able to achieve the performance compliance standard applicable to the building under the Energy Efficiency Standards using commercially available technology and an approved calculation method, then the local enforcing agency may grant a modification.

15.22.050 Appendix A4.601 General – Tier 1 and Tier 2, Deleted

Appendix Section A4.601 of California Green Building Standards Code, 2022 Edition, is Deleted.

15.22.060 Appendix A5.601 CALGreen Tier 1 and Tier 2, Deleted

Appendix Section A5.601 of California Green Building Standards Code, 2022 Edition, is Deleted.

15.22.070 Section 4.106.4 Electric Vehicle (EV) Charging for New Construction, Amended

Section 4.106.4 of the California Green Building Standards Code, 2022 Edition, is Amended in its entirety and amended to read as follows: For purposes to this section, certain words and phrases used herein are defined as follows:

4.106.4 Electric vehicle (EV) charging for new construction. New construction shall comply with Sections 4.106.4.1, 4.106.4.2, or 4.106.4.3 to facilitate future installation and use of EV chargers.

Exceptions:

1. Where there is no commercial power supply
2. Accessory Dwelling Units (ADU) and Junior Accessory Dwelling Units (JADU) without additional parking facilities.
3. Multifamily residential building projects that have been granted entitlements within one year or less before the effective date of this ordinance shall provide at least ten (10) percent of the total number of parking spaces on a building site, provided for all types of parking facilities, with Level 2 EV Ready Circuits. Calculations for the required number of EV spaces shall be rounded up to the nearest whole number.
4. Local jurisdictions may consider allowing exceptions through their local process, on a case by case basis, if a building permit applicant provides documentation detailing that the increased cost of utility service or on-site transformer capacity would exceed an average of \$4,500 among parking spaces with Level 2 EV Ready Spaces and Level 1 EV Ready Spaces. If costs are found to exceed this level, the applicant shall provide EV infrastructure up to a level that would not exceed this cost for utility service or on-site transformer capacity.

4.106.4.1 New one- and two-family dwellings and town-houses with attached private garages. For each dwelling unit, install a Level 2 EV Ready Space and Level 1 EV Ready Space.

Exception: For each dwelling unit with only one parking space, install a Level 2 EV Ready Space.

4.106.4.1.1 Identification. The raceway termination location shall be permanently and visibly marked as. "Level 2 EV-Ready".

4.106.4.2 New multifamily Dwellings. The following requirements apply to all new multifamily dwellings.

1. For multifamily buildings with less than or equal to 20 dwelling units, one parking space per dwelling unit with parking shall be provided with a Level 2 EV Ready Space.
2. When more than 20 multifamily dwelling units are constructed on a building site:
 - a. Install one Level 2 EV Ready Space in the first 20 dwelling unit parking spaces.
 - b. For each additional dwelling unit over 20, 25% of the dwelling units with parking space(s) shall be provided with at least one Level 2 EV Ready Space. Calculations for the required minimum number of Level 2 EV Ready spaces shall be rounded up to the nearest whole number.
 - c. In addition, each remaining dwelling unit with parking space(s) shall be provided with at least a Level 1 EV Ready Space.

Exception: For all multifamily Affordable housing, 10% of dwelling units with parking space(s) shall be provided with at least one Level 2 EV Ready Space. Calculations for the required minimum number of Level 2 EV Ready spaces shall be rounded up to the nearest whole number. The remaining dwelling units with parking space(s) shall each be provided with at least a Level 1 EV Ready Space.

Notes:

1. Installation of Level 2 EV Ready Spaces above the minimum number required level may offset the minimum number Level 1 EV Ready Spaces required on a 1:1 basis.
2. The requirements apply to multifamily buildings with parking spaces including: a) assigned or leased to individual dwelling units, and b) unassigned residential parking not open to public parking.
3. In order to adhere to accessibility requirements in accordance with California Building Code Chapters 11A and/or 11B, it is recommended that all accessible parking spaces for covered newly constructed multifamily dwellings are provided with Level 1 or Level 2 EV Ready Spaces.

4.106.4.2.1 Electric vehicle charging space (EV Space) locations. Construction documents shall indicate the location of proposed EV spaces. Where common use parking is provided at least one EV space shall be located in the common use parking area and shall be available for use by all residents.

4.106.4.2.1.1 Electric vehicle charging stations (EVCS). When EV chargers are installed, EV spaces required by Section 4.106.4.2.2, Item 3, shall comply with at least one of the following options:

1. The EV space shall be located adjacent to an accessible parking space meeting the requirements of the California Building Code, Chapter 11A, to allow use of the EV charger from the accessible parking space.
2. The EV space shall be located on an accessible route, as defined in the California Building Code, Chapter 2, to the building.

Exception: Electric vehicle charging stations designed and constructed in compliance with the California Building Code, Chapter 11B, are not required to comply with Section 4.106.4.2.1.1. and Section 4.106.4.2.2, Item 3.

Note: Electric vehicle charging stations serving public housing are required to comply with the California Building Code, Chapter 11B.

4.106.4.2.2 Electric vehicle charging space (EV space) dimensions -The EV spaces shall be designed to comply with the following:

1. The minimum length of each EV space shall be 18 feet (5486 mm).
2. The minimum width of each EV space shall be 9 feet (2743 mm).
3. One in every 25 EV spaces, but not less than one, shall also have an 8-foot (2438 mm) wide minimum aisle. A 5-foot (1524 mm) wide minimum aisle shall be permitted provided the minimum width of the EV space is 12 feet (3658 mm).
 - a. Surface slope for this EV space and the aisle shall not exceed 1 unit vertical in 48 units horizontal (2.083 percent slope) in any direction.

4.106.4.2.3 Automated Load Management Systems. As defined in Section 2, ALMS shall be allowed to meet the requirements of 4.106.4.2.

4.106.4.3 Electric Vehicle Charging for Additions and Alterations of Parking Facilities Serving Existing Multifamily Buildings - When new parking facilities are added, or electrical systems or lighting of existing parking facilities are added or altered and the work requires a building permit, ten (10) percent of the total number of parking spaces added or altered shall be electric vehicle charging spaces (EV spaces) capable of supporting future Level 2 EVSE.

Notes: 1. Construction documents are intended to demonstrate the project's capability and capacity for facilitating future EV charging. 2. There is no requirement for EV spaces to be constructed or available until EV chargers are installed for use.

15.22.080 Section 5.106.5.3 Electric Vehicle (EV) Charging for New Construction [N], Amended

Section 5.106.5.3 of the California Green Building Standards Code, 2022 Edition, is Amended in its entirety and amended to read as follows:

5.106.5.3 Electric vehicle (EV) charging. [N] New construction shall comply with Section 5.106.5.3.1 or Section 5.106.5.3.2 to facilitate future installation of electric vehicle supply equipment (EVSE). When EVSE(s) is/are installed, it shall be in accordance with the California Building Code, the California Electrical Code and as follows:

Exceptions:

1. Where there is no commercial power supply.
2. Spaces accessible only by automated mechanical car parking systems are excepted from providing EV charging infrastructure.
3. Nonresidential building projects with valid entitlements granted by the City that has not otherwise expired before the effective date of this ordinance shall provide at least six (6) percent of the total number of parking spaces on a building site, provided for all types of parking facilities, with Level 2 EV Charging Stations. Calculations for the required number of EV spaces shall be rounded up to the nearest whole number

5.106.5.3.1 Office buildings: In nonresidential new construction buildings designated primarily for office use with parking:

1. When 10 or more parking spaces are constructed, 10% of the available parking spaces on site shall be equipped with Level 2 EVCS;
2. An additional 10% shall be provided with at least Level 1 EV Ready Spaces; and
3. An additional 30% shall be at least EV Capable.

Calculations for the required minimum number of spaces equipped with Level 2 EVCS, Level 1 EV Ready spaces and EV Capable spaces shall all be rounded up to the nearest whole number.

Construction plans and specifications shall demonstrate that all raceways shall be a minimum of 1" and sufficient for installation of EVCS at all required Level 1 EV Ready and EV Capable spaces; Electrical calculations shall substantiate the design of the electrical system to include the rating of equipment and any on-site distribution transformers, and have sufficient capacity to simultaneously charge EVs at all required EV spaces including Level 1 EV Ready and EV Capable spaces; and service panel or subpanel(s) shall have sufficient capacity to accommodate the required number of dedicated branch circuit(s) for the future installation of the EVSE.

Notes:

1. ALMS may be installed to increase the number of EV chargers or the amperage or voltage beyond the minimum requirements in this code. The option does not allow for installing less electrical panel capacity than would be required without ALMS.

5.106.5.3.2 Other nonresidential buildings: In nonresidential new construction buildings that are not designated primarily for office use, such as retail or institutional uses:

1. When 10 or more parking spaces are constructed, 6% of the available parking spaces on site shall be equipped with Level 2 EVCS;
2. An additional 5% shall be at least Level 1 EV Ready.

Calculations for the required minimum number of spaces equipped with Level 2 EVCS and Level 1 EV Ready spaces shall be rounded up to the nearest whole number

Exception: Installation of each Direct Current Fast Charger with the capacity to provide at least 80 kW output may substitute for 6 Level 2 EVCS and 5 EV Ready spaces after a minimum of 6 Level 2 EVCS and 5 Level 1 EV Ready spaces are installed.

5.106.5.3.3 Clean Air Vehicle Parking Designation. EVCS qualify as designated parking as described in Section 5.106.5.2 Designated parking for clean air vehicles.

Notes:

1. The California Department of Transportation adopts and publishes the California Manual on Uniform Traffic Control Devices (California MUTCD) to provide uniform standards and specifications for all official traffic control devices in California. Zero Emission Vehicle Signs and Pavement Markings can be found in the New Policies & Directives number 13-01. www.dot.ca.gov/hq/traffops/policy/13-01.pdf.
2. See Vehicle Code Section 22511 for EV charging spaces signage in off-street parking facilities and for use of EV charging spaces.
3. The Governor's Office of Planning and Research published a Zero-Emission Vehicle Community Readiness Guidebook which provides helpful information for local governments, residents and businesses. www.opr.ca.gov/docs/ZEV_Guidebook.pdf.

4. Section 11B-812 of the California Building Code requires that a facility providing EVCS for public and common use also provide one or more accessible EVCS as specified in Table 11B-228.3.2.1.
5. It is encouraged that shared parking, EV Ready are designated as “EV preferred.”

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EXHIBIT H
CHAPTER 15.24
ELECTRICAL CODE

Sections:

15.24.010	California Electrical Code – Adoption – Where Filed
15.24.020	Article 89.108.4.2.1 Fees Prescribed and Established by Resolution of the City Council, Amended
15.24.030	Article 89.108.4.3.2 Plan Review Established Fee, Amended
15.24.040	Article 89.108.4.3.3 Time Limitation for Application, Amended
15.24.050	Article 89.108.4.3.4 Time Limitation for a Permit, Amended
15.24.060	Article 89.108.8 Appeals Board, Amended
15.24.070	Reserved
15.24.080	Reserved
15.24.090	Article 230.70(A) (1) Location of Disconnecting Means, Amended
15.24.100	Reserved
15.24.110	Reserved
15.24.120	Reserved
15.24.130	Article 706.7 (A) Energy Storage System (ESS) Disconnecting Means, Amended

15.24.010 California Electrical Code – Adopted

There is adopted by the city, for the purpose of prescribing regulations for the protection of the public health and safety, that certain electrical code known as the "California Electrical Code, 2022 Edition," as published by the National Fire Protection Association, save and except such portions as are hereinafter deleted, modified or amended as hereinafter set forth, of which code one copy has been and now is on file in the Daly City ECD Library, and is adopted and incorporated as fully as if set out at length in this chapter. From the day on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

15.24.020 Article 89.108.4.2.1. Fees Prescribed and Established by Resolution of the City Council, Amended

Article 89.108.4.2 of the California Electrical Code, 2022 edition is amended by adding Article 89.108.4.2.1 to read as follows:

Article 89.108.4.2.1. Fees as prescribed to defray cost of enforcing rules and regulations of the Electrical Code is referenced to Daly City Municipal Code section 15.00.020, Fees Prescribed and Established by Resolution of the City Council.

15.24.030 Article 89.108.4.3.2. Plan Review Established Fee, Amended

Article 89.108.4.3 of the California Electrical Code, 2022 Edition, is amended by adding section 89.108.4.3.2 to read as follows:

Article 89.108.4.3.2 Plan Review Fee for electrical work shall be determined by Daly City Municipal Code 15.00.020.

15.24.040 Article 89.108.4.3.3 Time Limitation for Application, Amended

Article 89.108.4.3 of the California Electrical Code, 2022 Edition is amended by adding section 89.108.4.3.3 to read as follows:

Article 89.108.4.3.3. Time limitation for an application shall conform to Daly City Municipal Code 15.00.030.

15.24.050 Article 89.108.4.3.4. Time Limitation of a Permit, Amended

Article 89.108.4.3 of the California Electrical Code, 2022 Edition is amended by adding section 89.108.4.3.3 to read as follows:

Article 89.108.4.3.4. Time limitation of a Permit shall conform to Daly City Municipal Code 15.00.040.

15.24.060 Section 104.4.4 Extensions, Amended

Article 89.108.8 of the California Electrical Code, 2022 Edition is deleted and substituted by Daly City Municipal Code 15.00.050

15.24.070 Reserved

15.24.080 Reserved

15.24.090 Article 230-70(A) (1). Location of Disconnecting Means, Amended

Article 230-70(A)(1) of the California Electrical Code, 2022 Edition, Service Location is deleted and substituted with the following paragraph, to read as follows:

Article 230-70(A)(1). Location. The main service disconnecting means and meter or meters shall be installed at a readily accessible location on the exterior of the building. All utility service meters shall be obscured from public view unless approved by the Administrative Authority.

15.24.100 Reserved

15.24.110 Reserved

15.24.120 Reserved

15.24.130 Article 706.7.(A) Energy Storage Systems (ESS) Disconnecting Means, Amended

Article 706.7 (A) of the California Electrical Code 2019 Edition is amended to read as follows:

Article 706. (A) Disconnecting means shall be provided for all ungrounded conductors derived to and from an ESS. Disconnecting means shall be located in a readily accessible location at the exterior of the building.

EXHIBIT I
CHAPTER 15.60
ENERGY CODE

Sections:

15.60.010 California Energy Code – Adoption – Where Filed

15.60.010 California Energy Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Energy Code, 2022 Edition", including the appendices thereto, published by the International Code Council, and the whole thereof, as set forth in this chapter, of which code one copy is filed in the Daly City ECD Library, and is adopted and incorporated as fully as if set out a length in this chapter. From the day on which the ordinance is codified, this chapter shall take effect; the provisions thereof shall be controlling within the limits of the city.

EXHIBIT J
CHAPTER 15.65
CALIFORNIA EXISTING BUILDING CODE

Sections:

15.65.010	California Existing Building Code – Adoption – Where Filed
15.65.020	Section 1.8.4.2.1. Fees Prescribed and Established by Resolution of the City Council, Added
15.65.030	Section 1.8.4.3.1 Plan Review and Time Limitation, Amended
15.65.040	Section 1.8.4.3.2. Permit Expiration and Extension, Amended
15.65.050	Section 1.8.8. Board of Appeals, Amended
15.65.060	Section 1.8.10. Terms Explained, Added
15.65.070	Section 106.2.1.1. General Submittal Documents, Amended
15.65.080	Section 302.6 Safety Inspection of Elevated Decks, Walkways and balconies, Stairway System, Guards, Handrails, and parts thereof in weather exposed areas, Added

15.65.010 California Existing Building Code – Adoption – Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Existing Building Code, 2022 Edition", published by the International Code Council, and , and the adopted sections per Matrix Adoption Table found from the beginning of each chapter with notations under HCD 1 and HCD 2 and part thereof, save and except such portions as are hereinafter deleted, modified or amended, as hereinafter set forth, of which code one copy is on file in the Daly City ECD Library, and the same is adopted and incorporated as fully as if set out at length in this chapter. From the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city. From the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

15.65.020 Section 1.8.4.2.1. Fees Prescribed and Established by Resolution of the City Council, Amended

Section 1.8.4.2 of the California Existing Building Code, 2022 Edition, is amended by adding Section 1.8.4.2.1 to read as follows:

Section 1.8.4.2.1. Daly City Municipal Code General Regulations 15.00.020 are Fees Prescribed and Established by Resolution of the City Council.

15.65.030 Section 1.8.4.3.1 Plan Review and Time Limitation, Amended

Section 1.8.4.3 of the California Existing Building Code 2022 Edition is amended by adding Section 1.8.4.3.1 to read as follows:

Section 1.8.4.3.1. Plan Review and Time Limitation shall comply with Municipal Code General Regulations 15.00.040.

15.65.040 Section 1.8.4.3.2. Permit Expiration and Extension, Amended

Section 1.8.4.3. of the California Existing Building Code 2022 Edition is amended by adding Section 1.8.4.3.2 to read as follows:

Section 1.8.4.3.2 Permit Expiration and Extension shall comply with Municipal Code General Regulations 15.00.040.

15.65.050 Section 1.8.8. Board of Appeals, Amended

Section 1.8.8 of the California Existing Building Code, 2022 Edition, is deleted and substituted by General Regulations 15.00.050.

15.65.060 Section 1.8.10. Terms Explained, Added

The terms found within the body of the "California Existing Building Code" are explained as follows:

The term "Code Official" is the Building Official.

The term "Department of Department of Building Safety" is changed to "Enforcement of the Order of the Building Official or the City Council of the City of Daly City."

The term "Chief Appointing Authority" is the City Manager.

15.65.070 Section 106.2.1.1. General Submittal Documents, Amended

Section 106.2.1 of the California Existing Building Code, 2022 Edition, is amended by adding section 106.2.1.1 to read as follows:

106.2.1.1. Construction documents shall be drawn upon a suitable material with a minimum size of 11 inch by 17 inch or larger with a readable font of 10.

15.65.080 Section 302.6 Safety Inspection of Elevated Decks, Walkways and balconies, Stairway System, Guards, Handrails, and parts thereof in weather exposed areas, Amended

Section 302 of the California Existing Building Code, 2022 Edition, is amended by adding section 302.5 to read as follows:

Section 302.5 in conjunction with Senate Bill 721 requires an inspection of exterior elevated elements and associated waterproofing elements for all wood and metal decks, balconies, landings, exit corridors, stairway systems, guard rails, hand rails, fire escapes, or any parts thereof in weather-exposed areas for buildings with 3 or more multifamily dwelling units, hotels, condominiums including any building that is proposed for conversion to condominiums be inspected for general safe condition, in adequate working order, and free from hazardous dry rot, fungus, deterioration, decay, or improper alteration by a licensed architect, licensed civil or structural engineer, a building contractor holding specified licenses, or private individual certified as a building inspector or building official.

Property owners shall provide proof of compliance with this Section by submitting the compliance affidavit, with verification (if applicable) completed and signed by the licensed professional who inspected the subject building. The inspection shall be completed as prescribed by SB 721. Completed affidavits must be submitted to the Department of Economic and Community Development, Building Division, and recertified every 6 years.

EXHIBIT K
CHAPTER 15.12
CALIFORNIA REFERENCE STANDARDS CODE

Sections:

15.01.010 California Reference Standards Code – Adoption by reference - Where Filed

15.01.010 California Reference Standards Code – Adoption by reference– Where Filed

There is adopted by the city, for purpose of prescribing regulations for the health and safety of its inhabitants, that certain code known as the "California Reference Standards Code, 2022 Edition", published by the International Code Council, as hereinafter set forth, of which code one copy is on file in the Daly City ECD Library, and the same is adopted and incorporated as fully as if set out at length in this chapter. From the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

EXHIBIT L
CHAPTER 15.32
FIRE CODE

Sections:

- 15.32.010 2022 California Fire Code, Title 24, Part 9 and 2021 International Fire Code adopted - Adoption – Where Filed
- 15.32.020 Bureau of fire prevention—Established—Enforcement duties.
- 15.32.030 New materials, processes, or occupancies which may require permits.
- 15.32.040 Section 105 - Amended.
- 15.32.050 Section 107 - Amended.
- 15.32.060 Section 111 - Amended
- 15.32.070 Section 505.1 - Amended
- 15.32.080 Section 507.5.1 - Amended.
- 15.32.090 Section 509.1.2 – Added.
- 15.32.100 Section 903.2 - Amended.
- 15.32.110 Section 903.2.22 - Added Automatic Sprinkler systems
- 15.32.120 Section 903.4 - Sprinkler System Supervision and Alarms
- 15.32.130 Section 904.13.6 - Added.
- 15.32.140 Section 907.7.3. - Amended
- 15.32.150 Section 907.8.4 - Amended
- 15.32.160 Section 914.3.9 - Added
- 15.32.170 Section 5608.1 - Amended
- 15.32.180 Section 5608.1.2 - Amended
- 15.32.190 Violation – Penalty - Added
- 15.32.200 Authority to Cite -Added
- 15.32.210 Appendix D Section D101.2 - Added
- 15.32.220 Appendix D Section D102 - Added
- 15.32.230 Appendix D—Fire Apparatus Access Roads. D102.2 - Added
- 15.32.240 Amendment Appendix D Section D102.3 - Added
- 15.32.250 Appendix D Section D102.4 - Added
- 15.32.260 Vegetation Management Program for the Southern Hills Area - Added

15.32.010 2022 California Fire Code, Title 24, Part 9 and 2021 International Fire Code adopted.

There is hereby adopted by the City of Daly City, for the purpose of prescribing regulations governing conditions hazardous to the life and property and for protection from fire or explosion, those non-building standards contained within the International Fire Code and Building Standards contained within the California Fire Code, 2022 Edition [California Code of Regulations, Title 24, Part 9], published by the International Code Council, amended by the State of California and as adopted and/or amended by the Office of the State Fire Marshal, and the whole thereof, including Appendix B ("Fire-Flow Requirements for Buildings"), Appendix C ("Fire Hydrant Locations and Distributions") Appendix D (Fire Apparatus Access Roads"), Appendix F ("Hazard Ranking"), and Appendix L ("Requirements for Fire Fighter Air Replenishment Systems") save and except such portions as are hereinafter deleted, modified or amended by this chapter, of which code and standards not less than one copy has been and is now filed in the office of the city clerk of the city

and the same is adopted and incorporated as fully set out at length in this chapter, and from the date on which the ordinance codified in this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city.

15.32.020 Bureau of fire prevention—Established—Enforcement duties.

- A. This code shall be enforced by the fire prevention services bureau in the fire department, which is established, and which shall be operated under the supervision of the chief of the fire department.
- B. The fire marshal in charge of the fire prevention services bureau shall be appointed by the city manager on the basis of examination to determine his/her qualifications

15.32.030 New materials, processes, or occupancies which may require permits.

The city manager, or designated representative, the chief and the fire marshal of the fire prevention services bureau, shall act as a committee to determine and specify, after giving affected persons the opportunity to be heard, any new materials, processes, or occupancies which shall require permits, in addition to those now encumbered in the code. The fire marshal of the fire prevention services bureau shall post such list in a conspicuous place in his/her office and distribute copies thereof to interested persons.

15.32.040 Section 105 - Amended.

Section 105 of this code is amended by adding the following required permits:

105.5 Required operational permits. The fire code official is authorized to issue operational permits for the operations set forth in Sections 105.5.1 through 105.5.58

105.5.55 Christmas Tree Lot. To operate a Christmas tree lot for the seasonal sale of Christmas trees.

105.5.56 Fire Alarm. To operate a manually or automatically actuated fire alarm in any building. Exception: smoke detectors in one and two-family dwellings.

105.5.57 Institutions and day care. To operate any and all occupancies that are set forth under Group I Occupancies, and Group E Occupancy of Title 24 of the California Code of Regulations, each accommodating more than six people.

105.5.58 Residential care facility. To operate a residential care/assisted living facility as set forth under Group R, Division 4 Occupancies.

15.32.050 Section 107 - Amended.

Section 107 is amended by adding the following paragraph at the end of the section:

The city council of the City of Daly City may if it so desires, establish by resolution permit fees in connection with any permit required or authorized to be issued by the fire chief or any other authorized representative of the fire department.

15.32.060 Section 111 - Amended.

Section 111 of this code is deleted in its entirety and replaced by the following sections to read as follows:

Section 111 Appeals

- A. If a person is aggrieved by the decision of the fire chief or fire marshal, he/she shall have the right to appeal said decision to the city council.
- B. Said appeal shall be in writing and shall be submitted to the city council within ten days of the decision of the fire chief or fire marshal. The city council shall, thereafter, at the next regular meeting of the city council after receipt of notice of appeal, set a time for hearing on said appeal, which time shall be not less than fourteen nor more than forty-five days from the date of the regular meeting.
- C. A copy of the notice of hearing shall be mailed to the appellant not less than ten days before the date of hearing by the city clerk.
- D. The time of hearing may be continued at the request of the party aggrieved at any time, which continuance shall not exceed a maximum of sixty days from the date originally set for hearing.
- E. Said right of continuance shall be subject to approval by the city council and the decision of the city council shall be final.
- F. Notice of the decision of the city council shall be delivered to appellant personally, or sent by certified mail, return receipt requested.
- G. The effective date of such decision shall be the date of mailing of such notice of the decision, or the date the same is personally delivered to the appellant.
- H. Failure of any person to file an appeal in accordance with the provisions of this code shall constitute a waiver of his/her right to an administrative hearing an adjudication of the notice and order, or to any portion thereof.

15.32.070 Section 505.1 - Amended.

Section 505.1 is amended by adding the following at the end of the section:

Said numbers shall be internally or externally illuminated in all new construction, or when alterations or repairs of existing construction occur. The size and location of address numbers for multi-family dwellings and all other occupancies shall be as designated by the fire marshal. Buildings shall be placarded in accordance with NFPA 704. The locations and size of placards shall be as required by the fire marshal.

15.32.080 Section 507.5.1 - Amended.

Section 507.5.1 of this code is amended to read as follows:

Section 507.5.1 Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 150 feet from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the fire code official.

Exceptions: For group R-3 and U occupancies, the distance requirements shall be 250 feet.

15.32.090 Section 509.1.2 - Added

Section 509.1.2 is added to this code to read as follows:

Section 509.1.2 Multi-Family tenant buildings. All gas and electric utility services in multi-family tenant buildings shall be visibly and legibly marked with the unit identification.

15.32.100 Section 903.2 - Amended.

Section 903.2 of this code is deleted in its entirety and is replaced with the following:

Section 903.2 Where required.

A fire extinguishing system shall be installed in all occupancies and locations as set forth in this section.

- A. All Occupancies. All occupancies shall be protected throughout by an automatic fire sprinkler system installed in accordance with NFPA 13.

Exceptions: Detached garages less than 400 square feet in size. Detached carports and greenhouses. Sheds and auxiliary structures under 200 square feet in size and not used for human habitation.

- B. Existing Occupancies. When an existing building undergoes any alteration, renovation, addition, or repair which exceeds 50% of the building's original gross area within any five (5) year period, the entire building shall be protected by an automatic fire sprinkler system. Gross area shall be the area included within surrounding exterior walls.

Exceptions: Work involving exterior surfaces only, such as the replacement of roofing or siding, or the addition or replacement of windows or doors, or the addition of a porch or deck.

- C. For purposes of this section, an, addition, alteration or repair is defined as any change to a building that requires a permit other than only a mechanical, electrical or plumbing permit.

- D. Other Areas. An automatic fire sprinkler system shall be installed in all garbage compartments, rubbish and linen chutes, linen rooms, incinerator compartments, dumb waiter shafts, and storage rooms when located in all occupancies except Group R, Division 3. An accessible indicating shut off valve shall be installed.

- E. Condominium Conversions. An automatic fire sprinkler system shall be installed for all condominium conversions

15.32.110 Automatic Sprinkler Systems - Added

Add Sections 903.2.22

Purpose: To establish requirements for sprinkler protection of car stackers not specifically addressed in NFPA 13.

Parking garage areas containing car stackers shall be protected by an automatic wet-pipe sprinkler system designed to Extra Hazard Group 2. In addition, non-extended coverage standard sidewall sprinklers listed for Ordinary Hazard shall be provided under each parking level, including the bottom level if the stacker is provided with a pit. Each sidewall sprinkler shall cover an area of 80 sq. ft. or less.

The area of application may be reduced from the required 2500 sq. ft. to as low as 1500 sq. ft. if:

1. 1-hour fire rated walls are provided to separate the car stacker areas from the standard parking stalls,
2. The car stacker areas are divided up into 1500 sq. ft. areas via 1-hour fire rated walls, and
3. One-hour fire rated walls are provided to separate the car stacker areas from any other areas in the garage.

One-hour fired rated walls are not required in the driveway areas. For the hydraulic calculation, flow from all sprinklers, upright or pendent sprinklers at ceiling and all sidewall sprinklers at all levels, located in the area of application shall be included in the calculation.

15.32.120 Section 903.4 Sprinkler System Supervision and Alarms.

Section 903.4.2 is amended by adding following to the end of the paragraph:

In addition to the audible device(s) required by this section, an approved strobe light shall be located on the exterior of the building in an approved location.

15.32.130 Section 904.13.6 - Added.

Section 904.13.6 Floor Markings

The location(s) of all cooking appliances that are protected by an approved automatic fire extinguishing system shall be permanently identified either by a wall mounted "approved" appliance floor plan or marked on the floor in a manner approved by the Fire Marshal.

15.32.140 Section 907.7.3 - Amended

Section 907.7.3 of this code is amended by adding the following paragraph:

Each fire alarm system shall have posted at the main control panel instructions for silencing and resetting the system, the day and night phone numbers of the person responsible for the property, and the company or individual providing maintenance services for the alarm system

15.32.150 Section 907.8.4 - Amended

Section 907.8.4 of this code is amended by adding the following paragraph:

Each operator of a fire alarm system is required to have a maintenance/inspection contract with a company or individual licensed by the California Department of Consumer Affairs to perform work on a fire alarm system. Individuals performing maintenance or inspection services must be appropriately licensed or directly employed by an appropriately licensed contractor. A current copy of the maintenance/inspection contract shall be submitted to the fire department each year before the issuance of an annual fire alarm permit. This contract shall provide for inspections and service in accordance with NFPA 72.

15.32.160 Section 914.3.9 - Added.

Section 914.3.9 is added to this code and shall read as follows:

Section 914.3.9 Multistoried. High-rise Safety Requirements.

All Group B and Group R occupancies, each having floors used for human occupancy located more than seventy-five feet (75') above the lowest level of fire department vehicular access, shall be equipped with an approved Firefighter Breathing Air Replenishment System as outlined in Appendix L. Such a system shall provide an adequate pressurized fresh air supply through a permanent piping system for the replenishment of portable life sustaining air equipment carried by fire department, rescue, and other personnel in the performance of their duties. Location and specifications of access stations to, and the installation of, such air replenishment systems shall be made in accordance with the requirements of the fire chief.

15.32.170 Section 5608.1 - Amended

Section 5608.1 of this code is amended by adding the following paragraph:

The sale and discharge of fireworks is permitted only as provided in Title 8, Chapter 8.24 et seq., of the Daly City Municipal Code.

15.32.180 Section 5608.1.2 - Amended

Section 5608 of this code is amended by adding Section 5608.1.2 as follows:

Section 5608.1.2. The foregoing provisions of Chapter 33 shall be subject to the provisions of Title 8, Chapter 8.24 of the Daly City Municipal Code whenever same are in conflict therewith.

15.32.190 Violation – Penalty - Added

Any person who shall violate any provision of this code adopted by this chapter, or fail to comply therewith, or who shall build in violation of any detailed statement of specifications or plans submitted and approved hereunder, and from which no appeal has been taken, or shall fail to comply with such and order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed therein, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable as set forth in section 1.12.010 of the Daly City Municipal Code. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

15.32.200 Authority to Cite - Added

The fire chief and/or fire marshal may, pursuant to section 836.5 of the Penal Code, and subject to the provisions thereof, cite a person whenever he/she has reasonable cause to believe that the person to be cited has committed a misdemeanor in his/her presence which is a violation of the International/California Fire Code adopted by the city and any amendments thereto, which the fire chief and/or fire marshal have duty to enforce.

15.32.210 Appendix D Section D101.2 - Added

Section D101.2 is added to read as follows:

D101.2—Definition—Fire Apparatus Access Road. A road that provides fire apparatus access from a fire station to at facility, building or portion thereof. This is a general term inclusive of all other terms such as fire lane, public street, private street, parking lot lane, access road way and drive way.

15.32.220 Appendix D Section D102. - Added

An Exception to Appendix D102 is added to read as follows:

Exception: When a fire department access roads cannot be installed due to location on the property, topography, waterways, non-negotiable grades, or other similar conditions the AHJ shall be authorized to require fire protection features in addition to those already required.

15.32.230 Appendix D - Section D102.2 Fire Apparatus Access Roads. - Added

Amendment Appendix D Section D102.2

Section D102.2 is added to read as follows:

Section D102.2—Fire department access shall extend to within 50 feet (15 m) of at least one exterior door that can be opened from the outside and that provides access to the interior of the building.

Exception: one- or two-family dwellings or townhouses protected with 13D or 13R may be permitted to be increased to 150 ft (46 m).

15.32.240 Appendix D Section D102.3 - Added

Section D102.3 is added to read as follows:

Large Buildings—Fire department access roads shall be provided such that any portion of the facility or any portion of an exterior wall of the first story of the building is located not more than 150 ft. (46 m) from fire department access roads as measured by an approved route around the exterior of the building or facility.

15.32.250 Appendix D Section D102.4 - Added

Section D102.4 is added to read as follows:

Fire department access roads shall have an unobstructed vertical clearance of not less than 13 ft 6 in. (4.1 m).

15.32.260 Vegetation Management Program for the Southern Hills Area. - Added

Part I—Purpose and Applicability

- A. Purpose and Intent. The purpose and intent of these regulations is to identify areas which present a fire hazard due to the accumulation of gorse plants near residential areas so that public officials are able to identify measures that will retard the rate of spread and reduce the potential intensity of uncontrolled fires that threaten to destroy resources, life, or property.
- B. Designation of Vegetation Management Program Areas. Areas identified by the fire chief shall be deemed a fire hazard and it is the duty and responsibility of property owners within such area(s) to maintain such designated property in accordance with this section.
- C. Authority to Designate and Designation of Vegetation Management Program Areas.
 - a. The Daly City fire chief is authorized to designate area(s) within the boundaries of the city, as area(s) meeting the criteria governed by section B.
 - b. The Daly City fire chief has designated the following area as an area meeting the criteria governed by section B:
 - i. Southern Hills: located in the northeast portion of Daly City north and east of Crocker Avenue including but not limited to South Hill Boulevard, Alta Vista Way, Oakridge Street and surrounding areas abutting San Bruno Mountain County Park which lies to the south. An exact area is delineated upon a map attached to the ordinance codified in this section as Appendix 1. An original map of the area is located within the administrative offices of the Daly City fire department.
- D. General Requirements as to Dwellings or Structures In, Upon or Adjoining Specified Areas or Lands Within an Area(s) Meeting Criteria Governed by section B—Maintenance.

- a. Any person who owns, leases, controls, operates, or maintains any land within an area meeting criteria governed by Section B and designated by the fire chief pursuant to this section shall at all times do all of the following:
 - i. All properties shall be entirely cleared of all flammable vegetation including but not limited to gorse, grass, weeds, and brush. This subdivision does not apply to single specimens of trees, ornamental shrubbery, or similar plants that are used as groundcover, if they do not form a means of rapidly transmitting fire from native growth to any dwelling or structure; grass and other vegetation less than twelve inches in height above the ground may be maintained to stabilize the soil and prevent erosion;
 - ii. Remove that portion of any trees that extend within ten feet of the outlet of any chimney or stovepipe;
 - iii. Provide and maintain at all times a screen over the outlet of every chimney or stovepipe that is attached to any fireplace, stove, or other device that burns any solid or liquid fuel. The screen shall be constructed of nonflammable material with openings of not more than one-half inch in size;
 - iv. Maintain any tree adjacent to or overhanging any building free of dead or dying wood; and
 - v. Maintain the roof of any structure free of leaves, needles, or other dead vegetative growth.
 - b. A person is not required under this section to maintain a clearing on any land if that person does not have legal right to maintain the clearing, nor is any person required to enter upon or damage property that is owned by any other person without the consent of the owner of the property.
- E. Application of Maintenance Standards to Specified Land or Water Areas.
- a. This section shall not apply to any land or water area acquired or managed for one or more of the following purposes or uses:
 - i. Habitat for endangered or threatened species, or any species that is a candidate for listing as an endangered or threatened species by the state or federal government;
 - ii. Lands kept in a predominately natural state as habitat for wildlife, plant or animal communities; and
 - iii. Open space lands that are environmentally sensitive parklands.
 - b. This exemption applies whether the land or water area is held in fee title or any lesser interest. This exemption applies to any public agency, any private entity that had dedicated the land or water areas to one or more of those purposes or uses, or any combination of public agencies, and private entities making that decision.
- F. Enforcement.
- a. The provisions for Section 1507 and any subsequent subsections or local amendments to Section 1507 (roof coverings) of the latest edition of the California (International) Building Code as adopted by the city, shall apply in all areas so designated in the city. The building official shall enforce the provisions of Section 1507 in all areas so designated by the fire chief and as locally amended.
 - b. The Daly City fire department shall have authority to enforce all requirements in this section as well as the enabling statutes. Violations of this section, or of the enabling

state statutes may be prosecuted under Sections 51185 through 51187 of the Government Code, or alternatively under the general penalty provisions of Chapter 1.12 of this code, or under this section as specified below.

- i. Notification of Violation. Whenever the fire department determines that any property within the city is being maintained contrary to one or more of the provisions of this section, (s)he shall give written notice to the owners and/or tenant of the property stating the sections being violated.
- ii. Referral to City Attorney. In the event an owner shall fail, neglect, or refuse to comply with the notice to correct a violation, the fire department may refer the violation to the city attorney for legal action, including the institution of a civil or criminal proceeding to achieve compliance, as an alternative to the administrative appeal committee process set out in the sections below.
- iii. Referral to Administrative Appeal Committee. In the event an owner shall fail, neglect or refuse to comply with the notification, the fire department may seek compliance through the administrative appeal committee process as set forth in Part II of this section, in addition to, or as an alternative to any other remedy allowed by law or by this section.
- iv. Referral to City Council for Abatement. In the event an owner shall fail, neglect, or refuse to comply with this notification, the fire department may seek compliance through abatement or physical security of the property as set forth in Part III of this section in addition to, or as an alternative to any other remedy allowed by law or by this section.

Part II—Administrative Appeals, Hearings, Orders, Penalties, and Costs

A. Applicability of Administrative Appeal Process.

- a. This subsection provides for administrative remedies, which are in addition to all other legal remedies, criminal or civil, which may be pursued by the city to address any violation of this section.
- b. Use of this subsection shall be at the sole discretion of the city in general, and of the fire department in particular.

B. Purpose of Administrative Appeal Process.

- a. The administrative appeal process serves to provide the full opportunity of a person subject to a notification of violation to object to the determination that a violation has occurred and/or that the violation has continued to exist. The failure of any person subject to a notification of violation, pursuant to this section, to appear at the hearing shall constitute a failure to exhaust administrative remedies.
- b. In the absence of an appeal, the administrative appeal process is provided to review the facts of any issued notification of violation, where necessary, and upon review of such facts the administrative appeal board may:
 - i. Discharge the notification of violation;
 - ii. Re-issue the notification of violation; or
 - iii. Without further hearing, declare such property to be a violation, and order abatement, issue administrative orders, impose administrative penalties, and recover administrative costs pursuant to the provisions of this section.

- c. In appropriate cases, the administrative appeals board may decide or order the direct abatement of the subject property, subject to the property owner's right to timely appeal that decision to the Daly City Council.

C. Administrative Appeal Committee.

- a. The administrative appeal committee shall be the body designated to conduct an administrative hearing to ascertain whether the violation exists, the abatement of which is appropriate under the police powers of the city.
- b. The membership of the administrative appeal committee shall consist of one or more city employees appointed by the city manager or his or her designated representative, with sufficient supervisory, professional or practical experience to review the matters brought before the administrative appeals committee.

D. Notices.

- a. Notice of administrative appeal committee hearing, or other actions shall be served upon the owner in accordance with the provisions of this section, and shall be served upon the property owner not less than fourteen days before the time fixed for the hearing.
- b. Notice shall be given by delivering a written notice personally to the owner(s) of the property upon which the violation is located, or by depositing such notice in the United States mail, postage prepaid, and addressed to the owner(s) thereof at his or her last known address as the same appears on the last equalized assessment roll of the county. In the event a notice is given to the person(s) in apparent possession or control of the property, such notice shall be given in either manner specified in this section and may be addressed to "occupant" or "to whom it may concern", if the name of such person(s) is unknown.
- c. Notice of hearing before the administrative appeal committee or notice of an action by the administrative appeal committee shall substantially contain the information as set forth below:
 - i. The date and location of the violation;
 - ii. The section of this code, the adopted International codes, state law or regulations or other such statutes violated and a description of the violation;
 - iii. The actions required to correct the violation;
 - iv. The time period after which administrative penalties will begin to accrue if compliance with the notification has not been achieved;
 - v. Either a copy of this section or an explanation of the consequences of noncompliance with this section and a description of the hearing procedure and appeals process; or
 - vi. The fact that this matter will be sent to the city attorney's office to seek compliance if the matter poses an immediate threat or danger.
- d. The failure of any owner or other person to receive such notice shall not affect in any manner the validity of any proceedings taken under this section of this section.

E. Hearing—Findings and Order.

- a. At the place and time set forth in the notice set out above, the administrative appeal board shall conduct a hearing on the notification of violation issued pursuant to this section.

- b. The board shall consider any written or oral evidence consistent with its rules and procedures regarding the violation and compliance by the violator or by the real property owner.
 - c. Within a reasonable time following the conclusion of the hearing, the board shall make findings and issue its determination regarding:
 - i. The existence of the violation;
 - ii. The failure of the violator/owner to take required corrective action within the required time period.
 - d. The board shall issue written findings. The findings shall be supported by evidence received at the hearing.
 - e. If the board finds by a preponderance of the evidence that a violation has occurred and that the violation was not corrected within the time period specified in the notification of violation, the board shall issue an administrative order. Such administrative order may direct abatement by the city.
 - f. If the board finds that no violation has occurred or that the violation was corrected within the time period specified in the notification of violation, the board shall issue a finding of those facts.
- F. Administrative Order. If the administrative appeal board determines that a violation occurred which was not corrected within the time period specified in the notification of violation, the board shall issue an administrative order which imposes any or all of the following:
- a. An order to correct, including a schedule for correction where appropriate;
 - b. An order to abate, by city forces or contract, with allowance for timely appeal to the city council, and cost recovery for the costs of abatement;
 - c. Administrative penalties provided below;
 - d. Administrative costs as provided below.
- G. Administrative Penalties.
- a. The administrative appeal board may impose administrative penalties for the violation of any provision of this code in an amount not to exceed a maximum of two thousand five-hundred dollars per day for each ongoing violation, except that the total administrative penalty shall not exceed ten thousand dollars exclusive of administrative costs, interest and restitution for compliance inspections, for any related series of violations.
 - b. In determining the amount of the administrative penalty, the board may take any and all of the following factors into consideration:
 - i. The duration of the violation;
 - ii. The good-faith efforts of the violator to come into compliance;
 - iii. The economic impact of the penalty on the violator;
 - iv. The impact of the violation on the community;
 - v. Such other factors as justice may require.
 - c. Administrative penalties imposed by the board shall accrue from the date specified in the notification of violation and shall cease to accrue on the date the violation is corrected as determined by the fire department or the board.

- d. The board, in its discretion, may suspend the imposition of applicable penalties for any period of time during which the violator had made good-faith efforts to achieve compliance.
- e. Administrative penalties assessed by the board shall be due by the date specified in the administrative order.
- f. Administrative penalties assessed by the board are a debt owed to the city, and, in addition to all other means of enforcement, may be enforced by means of a lien against the real property on which the violation occurred.
- g. If the violation is not corrected as specified in the board's administrative order, administrative penalties shall continue to accrue on a daily basis until the violation is corrected, subject to the maximum amount set forth.
- h. If the violator gives written notice to the fire department that the violation has been corrected and if the fire department finds that compliance has been achieved, the city shall deem the date the written notice was postmarked or personally delivered to the fire department or the date of the city's site inspection, whichever first occurred, to be the date the violation was corrected. If no written notice is provided, the violation will be deemed corrected on the date of the city's site inspection.

H. Administrative Costs.

- a. The administrative appeal board may assess administrative costs against the violator when it finds that a violation has occurred, and that compliance has not been achieved within the time specified in the notification of violation.
- b. The administrative costs may include any and all costs incurred by the city in connection with the matter before the administrative appeal board, including but not limited to costs of investigation, staffing costs incurred in the preparation for the hearing and for the hearing itself, and costs for all re-inspections necessary to enforce the notification of violation.

I. Failure to Comply with Administrative Compliance Order. Failure to pay the assessed administrative penalties and administrative costs specified in the administrative order of the administrative appeals board may be enforced as:

- a. A personal obligation of the violator; and/or
- b. A lien upon the real property. The lien shall remain in effect until all of the administrative penalties, interest and administrative costs are paid in full.

J. Right to City Council Review. Any person aggrieved by an administrative order or determination following a hearing by the administrative appeal board on a compliance dispute, may obtain review of the administrative order with the Daly City council as set out below.

K. Recovery of Abatement Costs and/or Administrative Civil Penalties. The City may collect abatement costs and/or the assessed administrative penalties and administrative costs by use of all available means, including recordation of a lien.

L. Compliance Dispute.

- a. If a violator believes that compliance has been achieved but not agreed to or accepted as complete by the fire department, he or she may request a compliance hearing before the administrative appeal board by filing a request for a hearing with the fire department.

- b. The hearing shall be noticed and conducted in the same manner as a hearing on a notification of violation as provided in earlier subsections of the section. The board shall determine if compliance has been achieved and, if so, when it was achieved.

Part III—Appeals to City Council and Abatement

A. Appeals Procedure—Hearing by City Council.

- a. The owner receiving an abatement order, administrative order, or an order of the administrative appeal board following a compliance hearing, may request a hearing before the city council ("council") by filing its request with the city clerk within ten calendar days of the date of service of the administrative order or an order of the administrative appeal board following a compliance hearing. The request shall contain:
 - i. A specific identification of the subject property;
 - ii. The names and addresses of all legal parties requesting the hearing;
 - iii. A statement of the parties legal interest in the subject property;
 - iv. A statement in ordinary and concise language of the specific order or action protested and the grounds for the hearing, together with all material facts in support thereof;
 - v. The date and signatures of all requesting parties;
 - vi. The verification of at least one party as to the truth of the matters stated in the request.
 - b. As soon as practical after receiving the request, the city clerk shall set a date for the council to hear the matter which date shall not be less than ten calendar days nor more than thirty calendar days from the date the appeal was filed. The city clerk shall give each party written notice of the time and place of the hearing, either by causing a copy of such notice to be delivered to the party personally or by mailing a copy thereof, postage prepaid, addressed to the appellant at his or her address shown on the request. Continuances of the hearing may be granted by the council on the council's own motion.
 - c. For each appeal to the city council, there shall be assessed a fee at the time of the filing of the appeal of one hundred dollars, which fee will be refunded should the person prevail in the appeal.
 - d. Property owners who have not availed themselves of the administrative appeal process of the previous section of this ordinance shall not have right to appeal to the council the issues concerning the notification of violation, any administrative orders, administrative penalties, administrative costs, compliance matters or other issues provided for in the previous section of this section.
- B. Decision by City Council. Upon conclusion of the hearing, the council shall determine whether the property or any part thereof, as maintained, constitutes a violation. If the council so finds, the council shall adopt a resolution declaring such property to be in violation, setting forth its findings and ordering or confirming the abatement of the violation. The decision and order of the council shall be final.
- C. Service of Order to Abate. A copy of the resolution of the council shall be served upon the owner(s) of the property in accordance with the provisions of this section. Upon abatement or compliance in full by the owner, the proceedings hereunder shall terminate.
- D. Abatement by the City.

- a. If such violation is not abated as ordered by the administrative appeals board or by the city council, the fire chief, or his/her designee shall cause the same to be abated by city employees or private contract. The city manager or his/her designee is expressly authorized to enter upon the property for such purposes. The cost, including incidental expenses, of abating the violation shall be billed to the owner and shall become due and payable thirty days thereafter. The term "incidental expenses" shall include, but not be limited to, personnel costs incurred in documenting the violation, the actual expenses and cost of the city in preparation of notices, specifications and contracts, and in inspecting the work, and the costs of printing and mailing required hereunder.
 - b. A person shall not obstruct, impede or interfere with the fire chief, or his/her designee, or his/her representative, or with any person who owns, or holds any interest or estate in, any property in the performance of any necessary act, preliminary to or incidental to, carrying out an abatement order issued pursuant to this section.
- E. Filing of Judicial Action. Any action appealing the council's decision and order shall be commenced within thirty calendar days of the date of service of the decision.
- F. Recording Cost of Abatement. The fire chief or his/her designee shall keep an account of the cost, including incidental expenses, of abating such violation on such private lot or parcel of land where the work of abatement is done by the city or under private contract, and shall render an itemized statement showing the cost of abatement. The cost accounting of abatement, including expenses, shall be provided to any person liable to be assessed for the cost of abatement.
- G. Protests and Objection to Cost Report. Any person liable to be assessed for the cost of an abatement action may file written protest or objection to the fire chief's statement with the city clerk within fourteen days following mailing of such cost to the assessee. The city clerk shall endorse each protest or objection received and shall present such protest or objections to the city council at the time set forth for the hearing upon the imposition of a lien, in accordance with the lien and cost recovery procedures of Part IV of this section. No other protests or objections shall be considered.

Part IV—Liens and Cost Recovery

A. Lien Procedure.

- a. Whenever:
 - i. The amount of any administrative penalty and/or administrative cost is imposed by the administrative appeal board pursuant to this section in connection with real property has not been satisfied in full within ninety days and/or has not been successfully challenged by a timely appeal to the city council; or
 - ii. Any cost of abatement and/or costs imposed by means of the administrative appeals board or the city council as a result of the abatement proceedings have not been satisfied in full within ninety days of issuance of a cost report by the city clerk for such abatement proceedings; then these obligations may constitute a lien against the real property on which the violation occurred.
- b. The lien provided herein shall have no force and effect until recorded with the county recorder. Once recorded, the administrative order or abatement cost report shall have the force and effect and priority of a judgment lien governed by the provisions of

Section 697.340 of the Code of Civil Procedure and may be extended as provided in Sections 683.110 and 683.220, inclusive, of the Code of Civil Procedure.

- c. Interest shall accrue on the principle amount of the judgment remaining unsatisfied pursuant to law.
 - d. Prior to recording any such lien, city staff shall prepare and file with the city clerk, a report stating the amounts due and owing.
 - e. The city clerk shall fix a time, date and place for hearing the cost report and any protests or objections thereto by the city council.
 - f. The fire chief or his/her designee shall cause the written notice to be served on the property owner not less than ten days prior to the time set for the hearing.
- B. Public Hearing and Protests.
- a. Any person whose real property is subject to a lien pursuant to this section may file a written protest with the city clerk and/or may protest orally with the city clerk and/or may protest orally at the city council meeting.
 - b. Each written protest or objection must contain a description of the property in which the protesting party is interested and the grounds for such protest or objection.
 - c. The City Council, after the hearing, shall adopt a resolution confirming, discharging, or modifying the amount of the lien.
- C. Recording of Lien. Thirty days following the adoption of a resolution or other determination imposing a lien, the city clerk shall file the same as a judgment lien in the office of the county recorder of San Mateo County, California. The lien may carry such additional administrative charges as set forth herein.
- D. Satisfaction of Lien. Once payment in full is received by the city for outstanding penalties and costs the city shall either record a notice of satisfaction or provide the property owner or financial institution with the notice of satisfaction so they may record this notice with the office of the county recorder. Such notice of satisfaction shall cancel the city's lien.
- E. Abatement Proceedings Costs—Collections. All costs associated with abatement proceedings or as a result of the administrative appeal process either before the administrative appeals board or the city council which are not satisfied through the procedures of the above sections shall be collected on behalf of the city by the city attorney using the appropriate legal remedies.

Part V—Criminal Enforcement

- A. Alternative Actions Available.
- a. Nothing in this section shall be deemed to prevent the administrative appeals board or the city council from ordering the commencement of alternative civil or criminal proceedings to abate or otherwise address a violation in conjunction with the proceedings set forth in this section.
- B. Violation and Penalties.
- a. Violation of this section shall constitute a misdemeanor; however, any city official with citation authority may prosecute such violations as infractions wherein each infraction may be punishable by a fine not exceeding one hundred dollars for a first violation, two hundred and fifty dollars for a second violation within one year and five hundred dollars for each additional violation within one year.
 - b. Every day that any such violation continues shall constitute a separate offense.

- c. Each violation shall be re-inspected until compliance with this section is completed. A cost of not less than one hundred dollars may be assessed for each inspection of the property beginning with the third inspection.
- C. Criminal Enforcement Authority.
 - a. The City Council authorizes the fire department to issue citations (notice to appear) for any violation of:
 - i. This ordinance of the City of Daly City;
 - ii. The adopted and amended fire code(s), and/or any appendices or standards of such code(s).
 - b. This ordinance may be enforced by the sworn personnel of the Daly City Police Department.
 - c. The Daly City city manager may further designate any Daly City employee with the full or limited authority to issue criminal citations for any violations of this section.
 - d. The Daly City city attorney's office is authorized to criminally prosecute and/or civilly enforce any violations of this section.
- D. Liability for Damage. The expenses for fighting fires which result from a violation of this section shall be a charge against the person whose violation caused and/or contributed to the fire. Damages caused by such fires shall constitute a debt of such person and are collectable by the city in the same manner as in the case of an obligation under contract, expressed or implied.

EXHIBIT M
CHAPTER 15.64
RECYCLING AND DIVERSION OF CONSTRUCTION AND DEMOLITION DEBRIS

Sections:

15.64.020 Diversion Requirement, Amended

Section 15.64.020 of Title 15 of the Daly City Municipal code, is amended in its entirety and replaced with

Diversion Requirement - The minimum diversion percentage requirement shall be set by the latest locally adopted California Green Building Standards Code for waste tonnage from construction, demolition, and alteration projects. Waste shall be diverted from disposal. This may be accomplished by delivering mixed debris to a recycling facility approved by the city, separating recyclables at the job site and delivering them to reuse and recycling facilities approved by the city, and/or reusing concrete or other waste materials at the jobsite.

15.64.140 Use of Diversion Deposits, Added

- A. Money received by the City as diversion deposits shall be used only for payment of diversion deposit refunds except as provided in subsection B.
- B. Diversion deposits that are no longer eligible for a refund under Reporting Section 15.64.110 may be used for any of the following purposes:
 - 1. Cost of administration of the program established by this Part;
 - 2. Cost of programs that divert from landfill disposal the waste from construction, demolition and alteration projects;
 - 3. Cost of programs that develop or improve the infrastructure needed to divert from landfill disposal the waste from construction, demolition and alteration projects.

General Regulations						
Muni-Code Section	Code Section		Added	-	Amend-ment	Justification (See Key)
15.00.010	-	Administrative authority	-	-	-	E
15.00.020	-	Construction valuation and fees prescribed and established by resolution of the city council	X		X	E
15.00.030	-	Time limitation of application	X		X	E
15.00.040	-	Expiration	X		X	E
15.00.050	-	Procedure for appeals	X		X	E
15.00.060	-	Building Address	X		X	E
15.00.070	-	Cooperation of other officials and officers	X		X	E
15.00.080	-	Emergency access	X		X	E
15.00.100	-	Qualifications for permit	X		X	E
15.00.120	-	Workmanship	X		X	E
15.00.130	-	Aircraft noise soundproofing project areas	X		X	E
15.00.140	-	Stormwater best management practices	X		X	E
15.00.150	-	Effect of code on past actions and obligations	X		X	E
15.00.160	-	Spark arrester requirements	X		X	A, B, D
15.00.170	-	Technology fee	X		X	E
15.00.190	-	Factory built housing fee	X		X	E

California Building Code						
Muni-Code Section	Code Section	Title	Added to CBC	Deleted from CBC	Amended from CBC	Justification (See Key)
15.08.010	-	Adoption	-	-	-	E
15.08.020	A105.1.1	Annual Permit and Annual Permit record		X		E
15.08.030	A105.3.2	Time Limitation of Application		X	X	E
15.08.040	A105.5	Permit Expiration and Extension		X	X	E
15.08.060	Chapter 2	Definition	X		X	E
15.08.050	A107.2.1.1	General Submittal Documents	X		X	E
15.08.070	109	Fees		X	X	E
15.08.080	113	Board of Appeals		X	X	E
15.08.090	114	Violations	X		X	E

15.08.100	406.3	Private garages and carports	X		X	A, B, D
15.08.120	502.1	Address Identification			X	B
15.08.140	1403.1	General Type V Construction	X		X	A, B, D
15.08.150	604	Use of Metal Sheets or Plates for External Covering of Roofs or Walls	X		X	A, B, D
15.08.180	903	Automatic Sprinkler Systems		X	X	A, B, D
15.08.190	1030.1	Emergency Escape and Rescue Openings	X		X	A, B, D
15.08.210	1505.1	Fire Classification	X		X	A, B, D
15.08.220	1705.3 Exception 1	Concrete Construction			X	A
15.08.250	2306.3 & 2308.6.3	Woodframe shear walls [Table 2306.3(3)] & Braced wall panel methods [Table 2308.6.3(1)]			X	A
15.08.260	3116	Trailers, Modular Units, Mobile Homes	X			A, B, D

California Residential Code						
Muni-Code Section	Code Section	Title	Added to CRC	Deleted from CRC	Amended from CRC	Justification (See Key)
15.10.010	-	Adoption	-	-	-	E
15.10.020	R105.2	Work Exempt from Permit		X	X	A, B, D
15.10.030	R105.3.2	Time Limitation of Application		X	X	E
15.10.040	R105.5	Permit Expiration and Extension		X	X	E
15.10.050	R106.1.1	General Submittal Documents	X		X	E
15.10.070	R108	Fees Prescribed and Established		X	X	E
15.10.080	R122	Board of Appeals		X	X	E
15.10.090	R113.2.1	Violation Penalties Fee	X		X	E
15.10.120	R202	Definitions	X		X	E
15.10.130	R302.6	Dwelling/Garage and/or Carport Fire Separation	X		X	A, B, D
15.10.140	R302.1	Exterior Walls	X		X	A, B, D
15.10.160	R309.5, R309.6, R313	Automatic Fire Sprinkler Systems		X	X	A, B, D
15.10.170	R310.1	Emergency Escape and Rescue Openings	X		X	A, B, D
15.10.190	R319	Site Address		X	X	B
15.10.200	R328	Energy Storage Systems	X		X	A, B, D
15.10.220	R602.10.4	Construction Methods for Braced Wall Panels			X	A
15.10.240	R902.1	Roof Covering Materials			X	A, B, D

15.10.250	AJ104.1	Evaluation of an Existing Building			X	A, B, D
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International Property Maintenance Code (IMPC)

Muni-Code Section	Code Section	Title	Added to IPMC	Deleted from IPMC	Amended from IPMC	Justification (See Key)
15.14.010		Adoption	-	-	-	E
15.14.020	[A] 101.1	Title			X	E
15.14.030	[A] 102.3	Application of Other Codes			X	E
15.14.040	[A] 103.1.1	Terms Explained			X	E
15.14.050	[A] 109.3	Prosecution of violation	X		X	E
15.14.060	[A] 109.4	Violations penalties	X		X	E
15.14.070	[A] 109.4.1	Cost Recovery for Authorizaed Emergency Abatement of Immediate Life, Health and Safety Hazards	X		X	E
15.14.080	[A] 112.6	Hearing		X	X	E

California Mechanical Code (CMC)

Muni-Code Section	Code Section	Title	Added to CMC	Deleted from CMC	Amended from CMC	Justification (See Key)
15.16.010		Adoption	-	-	-	E
15.16.020	104.3.1	Construction Documents	X		X	E
15.16.030	104.3.2.1	Plan Review Established Fees	X		X	E
15.16.040	104.3.3	Time Limitation of Application		X	X	E
15.16.050	104.4.3	Expiration		X	X	E
15.16.060	104.4.4	Extension		X	X	E
15.16.080	104.5.2.1	Investigation Fee	X		X	E
15.16.090	104.5.3.1	Refunding Fee	X		X	E
15.16.070	104.5	Fees		X	X	E
15.16.100	106.3.1	Assessment of Penalties	X		X	E
15.16.110	107	Board of Appeals		X	X	E

Plumbing Code

Muni-Code Section	Code Section	Title	Added to CPC	Deleted from CPC	Amended from CPC	Justification (See Key)
15.20.010		Adoption	-	-	-	E
15.20.020	104.3.1.1	Construction Drawings	X		X	E
15.20.030	104.3.2.1	Plan Review Fees Established		X	X	E
15.20.040	104.3.3	Time Limitation of Application		X	X	E
15.20.050	104.4.3	Expiration		X	X	E
15.20.060	104.4.4	Extensions		X	X	E
15.20.070	104.5	Fee Schedule Table		X	X	E
15.20.080	104.5.2.1	Investigation Fee	X		X	E
15.20.090	104.5.3.1	Refunding of Fee	X		X	E
15.20.100	106.3	Assessment of Penalties	X			E
15.20.110	107	Board of Appeals		X	X	E
15.20.120	301.2.6	Minimum Plumbing Standards within a Building Structure	X		X	A, B, D
15.20.130	310.6.1	Prohibited Fittings and Practices	X		X	A, B, D
15.20.150	507.28	Additional Requirements - Protection of Water Heater from Damage	X		X	A
15.20.160	602.5	Other Unlawful Connections	X		X	A, B, D
15.20.180	604.14	Materials for Water Piping and Fittings	X		X	A, B, D
15.20.190	604.18	Plastic Parts Included with Approved Appliance	X		X	E
15.20.200	612	Residential Fire Sprinkler Systems	X		X	A, B, D
15.20.210	703.1.1	Sizing of Building Drain and Building Sewer Pipe	X		X	A, B, D
15.20.230	713.8	Administrative Authority Relating to Building Sewer	X		X	E
15.20.240	1208.7.5	Gas Meter Location			X	B

California Green Building						
Muni-Code Section	Code Section	Title	Added to CalGreen	Deleted from CalGreen	Amended from CalGreen	Justification (See Key)
15.22.010		Adoption	-	-	-	E
15.22.020	Chapter 2	Definitions	X		X	E
15.22.030	4.106	Site Development	X		X	E
15.22.040	5.106	Site Development			X	E
15.22.050	App A4.601	Residential Enhanced Voluntary Measures		X		E
15.22.060	App A5.601	Non-Residential Enhanced Voluntary Measures		X		E

15.22.070	4.106.4	Electric Vehicle (EV) Charging for New Construction			X	B, C
15.22.080	5.106.5.3	Electric Vehicle (EV) Charging [N]			X	B, C

California Electrical Code

Muni-Code Section	Code Section	Title	Added to CEC	Deleted from CEC	Amended from CEC	Justification (See Key)
15.24.010		Adoption				E
15.24.020	89.108.4.2.1	Fees	X			E
15.24.030	89.108.4.3.2	Plan Review Established Fee	X			E
15.24.040	89.108.4.3.3	Time Limitation for Application	X			E
15.24.050	89.108.4.3.4	Time Limitation for Permit	X			E
15.24.060	89.108.8	Appeals Board		X	X	E
15.24.090	230.70(A) (1)	Location of Disconnecting Means		X	X	A, B, C
15.24.130	706.7 (A)	Energy Storage System			X	A, B, C

California Fire Code

Muni-Code Section	Code Section	Title	Added to CFC	Deleted from CFC	Amended from CFC	Justification (See Key)
15.32.010	-	Fire Code Adopted				E
15.32.020	-	Bureau of Fire Prevention				E
15.32.030	-	New Materials, Processes, Occupancies Requiring Permits				E
15.32.040	109	Appeals				E
15.32.050	105	Required Permits	X			E
15.32.060	107	Fees	X			E
15.32.070	505.1	Illuminated Address Numbers	X			B
15.32.080	507.5.1	Access and Water Supply			X	D
15.32.090	914.3.8	Multi-Storied High Rise Safety Requirements	X			D
15.32.100	903.2	Fire Extinguishing System Required		X	X	A, B, D
15.32.110	903.4	Sprinkler System Supervision and Alarms	X			A, B, D
15.32.120	904.13.6	Floor Markings	X			A
15.32.130	907.7.3	Fire Alarm Instructions and Posting	X			D
15.32.140	907.8.4	Alarm System Maintenance and Inspection	X			E
15.32.150	509.1.2	Multi-Family Building Utility Markings	X			D

15.32.160	5608.1	Fireworks	X			D
15.32.170	5608.1.2	Fireworks Continued	X			D
15.32.180	Violation	Violation - Penalty				E
15.32.190	Authority	Authority To Cite				E
15.32.210	Appendix D	Fire Apparatus Access Roads	X			A, D
15.32.220	Appendix D	Fire Department Access to Large Buildings	X			A, D
15.32.230	Appendix D	Minimum Access Road Height	X			E
15.32.240	Appendix D	Exception to Access/Additional Fire Protection Features	X			A, D
15.32.250	Appendix D	Fire Apparatus Access Road Definition	X			E
15.32.260	Appendix D	Automatic Fire Sprinkler Systems	X			A, D
15.32.270	Appendix D	Automatic Fire Sprinkler Systems	X			A, D

California Energy Code						
Muni-Code Section	Code Section	Title	Added to CEC	Deleted from CEC	Amended from CEC	Justification (See Key)
15.60.010		Adoption	-	-	-	D

California Existing Building Code						
Muni-Code Section	Code Section	Title	Added to CEBC	Deleted from CEBC	Amended from CEBC	Justification (See Key)
15.65.010		Adoption	-	-	-	D
15.65.020	1.8.4.2.1	Fees Prescribed		X	X	D
15.65.030	1.8.4.3.1.1	Plan Review and Time Limitation		X	X	D
15.65.040	1.8.4.3.2	Permit Expiration and Extension		X	X	D
15.65.050	1.8.8	Board of Appeals		X	X	D
15.65.060	1.8.10.3	Terms Explained	X		X	D
15.65.070	106.2.1.1	General Submittal Documents	X		X	D
15.65.080	302.6	Safety Inspection of Elevated Decks, Walkways and Balconies, Stairway System, Guards, Handrails, and parts there of in Weather Exposed Areas	X		X	D

California Reference Standards Code						
Muni-Code Section	Code Section	Title				Justification (See Key)
15.01.010		Adoption	-	-	-	D

Justification Key

- A. **Geological**: Daly City is located in the Seismic Design Category D, E, or F, which is based on its risk category and the severity of the design earthquake ground motion. Building and structures defined in such categories can experience major seismic damage. In addition, the San Andreas Fault extends through the City, which is generally considered a major active fault. Severe Earthquakes can cause severe stress on the Fire department's ability to provide emergency response. i.e. water mains may rupture, and traffic congestion will cause increased delays. The city has regions of buildings and structures which are surrounded by dense shrub-type vegetation (gorse), grasses and trees and/or sloped terrains. Thus, modifications herein are intended to limit any potential property damage and help improve response time for emergency responders.
- Effects on Fire Department: Daly City resides on the San Andreas Fault and is subject to seismic activity. An earthquake can happen at any time and cause severe stress on the department's ability to provide emergency response, i.e. water mains may rupture, and traffic congestion will cause increased delay. Parts of the city are built upon portions which contain dense shrub-type vegetation (gorse), grasses and trees or are on sloped terrain. The city responds to wild land fires on San Bruno Mt. on an annual basis. The city is surrounded by San Francisco on the north, Brisbane and Colma on the east and southeast, and South San Francisco on the south. To the west and southwest are the Pacific Ocean and the City of Pacifica.
- B. **Climatic**: Daly City receives an annual average rainfall of approximately 12.1 inches between October and April. During the summer months from June through September, the city experiences a great deal of fog and wind. Winds generally prevail from the west at velocities approximately 15 to 20 mph. Temperatures range from approximately 32 to 90 degrees F. Due to these climatic conditions, driving is extremely hazardous and visibility is very poor. High level of moisture in the area also greatly contributes to the rapid deterioration of building materials. Winds can have a significant impact on structure fires of buildings in close proximity to one another, common to the City. Thus, modifications are needed to improve the standards of building materials and enhance visibility of building identification.
- Effects on Fire Department: Due to these climatic conditions, driving is extremely hazardous and visibility is very poor. Therefore, arriving on scene at an emergency may require long response times. Strong gusty winds can force fires back into the building and can create a blowtorch effect, in addition to preventing "natural" ventilation and cross ventilation efforts. These conditions make fires burning in the densely built structures of Daly City extremely dangerous and difficult to control.
- C. **Climatic (Greenhouse Gas & Clean Air)**: Climatic condition described in Justification item B along with the burning of fossil fuels such as natural gas to heat and cook in our homes has contributed to an increase of indoor air pollution and lead to climate change. Thus, modifications herein are intended to reduce indoor air pollution and reduce the effect of climate change.

- D. **Topographic**: Many streets in Daly City are built on hillsides and very narrow and winding streets, which increases critical response time for fire suppression vehicles. In addition, many buildings are built on zero property lines, which creates difficulty in controlling fire spread and exposure. Delays in response may also be attributed to traffic patterns where major thoroughfares are often congested with traffic. Thus, modifications are needed to enhance fire resistance of building materials.

Effects on Fire Department: Daly City is essentially built on steep slopes and hillsides.

Many streets are narrow and winding with congested vehicle parking. New construction is inevitably built on steep slopes, where access is difficult. Narrow roads make response times longer and makes it difficult to place fire apparatus and equipment close to a fire scene.

Additionally, many areas have structures built on zero lot lines, adding to the difficulty in preventing a structure fire from spreading to adjoining buildings. Delays in response may also be attributed to traffic patterns where major thoroughfares are often congested with traffic.

In order to mitigate the inevitable delays in arriving at a fire caused by the difficult topography upon which Daly City was developed, built-in automatic fire-extinguishing systems, standpipe systems or fire alarm systems are required over and above code requirements. The requirement and installation of such fire protection structures and systems will improve the speed at which building occupants are notified to evacuate in the event of a fire and reduce the fire spread until firefighters arrive. Additional standpipe outlets will allow firefighters access to a water supply once inside a structure.

- E. **Administrative**: The amendment is administrative only and does not modify a Building Standard. The amendment establishes administrative standards for the enforcement of building standards.



City Council Meeting Agenda Report

Item # _____

Meeting Date: November 14, 2022

Subject: Amendment to PD 47 Planned Development Standards and Approval of Parking Management Plan for King Plaza Shopping Center (950 – 980 King Drive) - Zone Change ZC-09-21-015237

Recommended Action

Staff recommends that the City Council approve the proposed text amendments in Zone Change ZC-09-21-015237 and the Parking Management Plan proposed by the applicant subject to the changes recommended by staff below.

Background

The applicant and owner of the King Plaza Shopping Center, Tammy Ho, is proposing to amend the text of Planned Development Zone 47 (PD-47) that contains the King Plaza Shopping Center (see Attachment A – Location Map). The proposal would effectively create an amended Planned Development zone for the King Plaza Shopping Center, i.e., Planned Development Zone 47A, and retain the Planned Development 47 text as it presently exists for the parcel containing Classic Bowling Center, which also exists in PD-47.

King Plaza Shopping Center was constructed in 1973. Classic Bowling Center was constructed on the same 5.7-acre parcel in 1985. At the time, both were owned by a single property owner, DBP Investments and King Plaza Partners. In 1991, the property was rezoned from C-1 Light Commercial to PD-47, allowing construction of a small retail building on the presently vacant parcel at the intersection of King Drive and Callan Boulevard, where a gasoline station previously existed. In 1997, the City Council approved an amendment to Planned Development 47 and approved Minor Subdivision MS97-1, creating a separate parcel for the bowling alley and some of the parking spaces serving it. In 2007, the King Plaza Shopping Center was sold to the applicant, while DBP investments continued ownership of the parcel containing Classic Bowling Center.

The amendments to the Planned Development zoning proposed by the applicant are summarized as follows and are shown in red-strike-out and underline in an attachment to this staff report (see Attachment B – Proposed Amendments to PD-47 Text):

1. Allowance of sole delivery truck associated with Manila Market to be parked on the site for more than 24 hours.
2. Amendment to clarify that the Planning Division's review pertains solely to compliance with the Parking Management Plan.
3. Amendment to the delivery hours of trucks with more than six-axels to be between 7:00 A.M and 1:00 P.M., seven days per week, with the provision for "occasional" deliveries after 1:00 P.M. Monday through Friday. The proposed amendment would allow the Planning Division to approve changes to the delivery hours, although the manner of doing so is unspecified.

4. Removal of the requirement for a monument sign at the corner of Callan Boulevard and King Drive.
5. Removal of the requirement that the King Plaza Shopping Center property and Classic Bowl property share a common set of CC and Rs related to the maintenance of each property (garbage disposal, litter removal, etc.).
6. Amendment to clarify that no additional square footage is allowed on Parcel A.

On October 4, 2022, the Planning Commission received the staff report and conducted a public hearing on a proposal by Tammy Ho to amend the text of Planned Development Zone 47 (PD-47) pertaining to King Plaza Shopping Center and approve a Parking Management Plan and Declaration of Covenants, Conditions, and Restrictions (“CC and Rs”) for the center (see Attachment B – Planning Commission Staff Report). After receiving testimony from the applicant, legal counsel representing King Plaza Shopping Center, Classic Bowling Alley, and Manila Market, and approximately 25 members of the public, the Planning Commission voted 4-1 to table the proposed zoning amendment until the shopping center and bowling alley owners had resolved their legal dispute concerning this matter and a third-party parking consultant could complete a study. Prior to the meeting, the Planning Commission received approximately 47 emails from members of the public and a petition on the item (see Attachment C – Email Correspondence to Planning Commission Prior to October 4, 2022, Planning Commission Meeting and Attachment D – Petition Concerning King Plaza Parking Management Plan).

On October 24, 2022, the City Council considered the Planning Commission’s action to table the item. After considerable public testimony from the applicant, the owner and legal counsel for Classic Bowling Center, and 27 members of the public, the City Council determined in a 5-0 vote that it would like to consider action on the proposed Planned Development Amendment and set a public hearing for November 14, 2022.

Since the City Council meeting, the Council has received additional correspondence from Mark Hudak, the attorney representing Classic Bowling Center, and Janet Fogarty, the attorney representing King Plaza Shopping Center (see Attachment E – Letter from Mark Hudak with attachments and Attachment F – Letter from Janet Fogarty). In his correspondence, Mr. Hudak asserts that DBP, the Classic Bowling Center property owner, and the owners of King Plaza, hired expert witnesses in 2020 who agreed in a report attached to Mr. Hudak’s letter that a four-hour time limit between the hours of 8:00 A.M. and 7:00 P.M. (roughly Manila Market’s operating hours) would be the most appropriate for the center with 84 employee parking spaces provided at parking lots at the King/Callan intersection and south of the Classic Bowling Center building. The joint study also cited the need for off-site employee parking. Ms. Fogarty’s letter asserts that the proposed Parking Management Plan was developed in reliance on another parking consultant and that this parking consultant identified the need to encourage turnover with time-limited parking in the areas of the lot near the “L”-shaped building and near Manila Market. These areas are identified for a one-hour time limit in the proposed parking management plan. The consultant also recommended restricting employee parking to the upper parking lot near the King/Callan intersection.

Zone Text Amendments

The applicant has proposed amending the text of existing Planned Development Zone 47 and has provided a strike out and underline of the specific ways she requests the text be amended. The City Council should be aware that Janet Fogarty, the attorney representing King Plaza Shopping Center, provided an amended version of the strike out and underline zoning text after the Planning Commission meeting and this amended version changes several discussion topics from that provided in the Planning Commission staff report. Below is a summary of each requested change and recommended action for each in underline:

Vehicles parked more than 24 hours. This amendment to the text clarifies an exception to the disallowance of parking of operable or inoperable vehicles for the sole delivery truck associated with Manila Market. Staff takes no issue with this amendment.

Lease review pertaining solely to PMP compliance. The amendment would clarify that the Planning Division’s review of individual leases within the shopping center pertains solely to compliance with the Parking Management Plan. Staff has no issue with this amendment but recommends that the center owner supply the Planning Division with a standard lease agreement instead of submitting every lease to the Division for review. All leases shall specifically require that all business owners and employees shall park in the 62-space parking lot at the northeast corner of Callan Bouvard and King Drive, and shall not park in any other location until this lot is full.

Delivery hour amendment. The applicant has proposed amending truck delivery hours to be between 7:00 A.M and 1:00 P.M., seven days per week, with the provision for “occasional” deliveries after 1:00 P.M. Monday through Friday. The proposed amendment would allow the “Planning Department” to approve changes to the delivery hours, although the manner of doing so is unspecified. The current restriction is 8:00 A.M. to 7:00 P.M. seven days per week. The applicant has clarified that a “truck” is a vehicle with two axels or more.

In consideration of this request, staff has observed field conditions at the shopping center and although staff has no issues with this amendment in concept, the permissible presence of any delivery vehicles on the shopping center property is recommended to be as follows:

1. Deliveries by *any vehicle including passenger cars* that *do not* occupy and block ingress or egress to any of the shopping center’s required parking spaces as identified in the Parking Management Plan may occur at any time.
2. Deliveries by *any vehicle including passenger cars* that *do* occupy any of the shopping center’s required parking spaces as identified in the Parking Management Plan may occur between 7:00 A.M and 1:00 P.M., seven days per week. However, these deliveries shall occur in the upper corner lot and shall not block ingress or egress to any parking space, nor shall any such vehicle block an access lane required by the Daly City Fire Department.
3. The applicant shall clearly stripe areas for truck parking during allowable delivery hours in a location and manner acceptable to the Planning Division. The striping shall be in a size and color legible to motorists entering and parking on the property, and shall clearly indicate that delivery parking is permissible within said zone between 7:00 A.M and 1:00

P.M, seven days per week. None of the striping shall enter the driveway dimension specified by the Zoning Ordinance.

With the amendments outlined above, staff recommends approval of the proposed delivery hours.

Inclusion of Callan/King Drive spaces from required parking. The applicant has proposed clarifying that the 62 parking spaces provided on the vacant lot located at Callan Boulevard/King Drive intersection are part of required parking. Staff takes no issue with this amendment.

Monument sign requirement removal. Staff believes that this requirement could have been related to community-entry sign which has since been installed at King Drive and Skyline Drive. It therefore appears that the sign was intended to be a public purpose sign and that installation could have been intended to be within the public right-of-way. Given limited public right-of-way at the property frontage and the community-entry sign that already exists at the King Drive and Skyline Drive intersection, staff has no issue with this amendment.

Common CC and Rs related to maintenance. Removal of the requirement that the King Plaza Shopping Center property and Classic Bowl property share a common set of CC and Rs related to the maintenance of each property (garbage disposal, litter removal, etc.). Staff has no issue with this amendment provided there is no misunderstanding that the amendment *only* relates to the maintenance responsibilities specified in the PD-47 zone language. Common CC and Rs will remain a requirement for the Parking Management Plan and staff reiterates that the PD-47 zone language for the Classic Bowling Center would remain unchanged if the requested Zone Change is approved.

Maximum square feet in shopping center. This amendment clarifies that no additional square footage is allowed on Parcel A. Staff takes no issue with this amendment.

Parking Management Plan (PMP)

Parking in and around the King Plaza Shopping Center has been a long-standing issue with shopping center and bowling alley property owners, City staff, and Daly City residents who live near the center. In 1983, when the City Council approved the bowling alley, the City staff granted an “administrative parking variance” that allowed the center to provide 80 percent of the parking that would have normally been required for the shopping center and bowling alley as combined uses operating simultaneously. The shopping center and bowling alley, which together would have been required to provide 410 parking spaces according to previous calculations by City staff, now provide 326 spaces, including 62 spaces on the vacant parcel at the intersection of Callan Boulevard and King Drive.

Over the years, center occupancy has grown to include significantly more restaurant space than was likely contemplated at the time the parking variance was approved. Zoning Ordinance parking requirements for restaurants are more than double that required for regular retail and service uses, and observational studies conducted by the Institute of Transportation Engineers (ITE) support the Ordinance’s requirements. As a result of inadequate parking, neighboring residents, as a part of the 1997 hearing process to approve the minor subdivision that created the bowling alley parcel (Minor Subdivision MS97-1), expressed concerns about the general lack of parking and enforcement of disabled parking at the center.

To address concerns about parking, the City Council, upon approving Minor Subdivision MS97-1, also adopted revisions to PD-47 that included strengthening the provisions of a Parking Management Plan that had been required as part of the formation of PD-47 in 1991. These revisions had also sought to limit more intensive retail uses in the shopping center, but it is unclear whether the land use limitations were ever adopted.

Since the approval of Minor Subdivision MS97-1 and revisions to PD-47 related to it, it does not appear that the efforts embodied in the PD revisions have been implemented, most notably the requirement that the shopping center operate under an approved Parking Management Plan and that the plan be incorporated into recorded CC and R's and enforced through shopping center leases, also reviewed by the Planning Division. As referenced in the materials submitted to the Planning Commission by attorneys representing King Plaza Shopping Center and Classic Bowl, the two parties are now involved in litigation and mediation to solve, among other things, the issue of limited parking at peak times on the shopping center property.

To bring the property into better conformity with the PD-47 zoning, the applicant has submitted a Parking Management Plan to the City for approval, as required by the PD-47 zone text (see Attachment G – Draft Parking Management Plan). The PD-47 text appears to require City Council approval of the initial Parking Management Plan with amendment to the Plan authorized to Planning Division staff.

The Draft Parking Management Plan contains a text component and a graphic component that delineates time restrictions for all parking spaces on both the King Plaza Shopping Center and Classic Bowling Center properties. Because Classic Bowling Center is not a party to the application, the proposed time restrictions on the Center's parcel are thereby omitted from the proposal. The Plan includes parking spaces on the former service station site at the Callan Boulevard and King Drive intersection. The text component references this area as the "upper corner lot."

The graphic component generally organizes the proposed parking limits as shown on the next page. According to the proposal, approximately half the spaces would be time-restricted of durations generally between one and two hours (there are three parallel spaces that would be restricted to 20 minutes in front of Ling Nam/Star Bread). Most spaces would have no time limit. None of the spaces are in the public right of way, which provides roughly 32 spaces in Shipley Avenue, eight spaces in King Drive, 20 spaces in Callan Boulevard, and 16 spaces in Warwick Street, for a total of 76 public parking spaces in adjacent street that do not appear to be time restricted aside from street cleaning on Thursdays.

As outlined in the Draft Parking Management Plan text, the proposed hour limitations would apply seven days per week and be enforced by a towing program. It is not clear how automobiles would be monitored for time compliance once they arrive at the shopping center. According to the draft plan, the applicant proposes that nine spaces be reserved for loading and unloading in the upper corner lot and that Manila Market be allowed to park a delivery truck continually in this lot. The draft plan also requires that the owners of the Classic Bowling Center notify the King Plaza Shopping Center owner if the bowling center is to host a "large scale evening event" and that the shopping center owner may require the bowling center "provide, at the expense of said business, for valet, or require bus, vanpool, or carpool arrangements for their customers." The draft plan

furthermore stipulates that all shopping center tenants must require that employees park in the upper corner lot or in the public street.

King Plaza Shopping Center - Draft Parking Management Program

Zone	Proposed Restriction	Number of Spaces	%	General Description
ADA	No Limit	8	2%	Accessible parking spaces In various Locations
A, B, and C	One-Hour Limit	54	17%	Parking immediately adjacent to shopping center store fronts and Manila Market
D	Two-Hour Limit	93	29%	Parking field north of Manila Market near Warwick Street
E	No Limit	159	49%	Parking field between "L" Building and Classic Bowling Center, spaces immediately adjacent to Classic Bowling Center west entrance and on Classic Bowling Center property, and the majority (51 of 62) spaces on upper corner lot
F	20 Minute Limit	3	1%	Parallel spaces adjacent to Ling Nam/Star Bread - 980 King Dr.
"Loading Zone"	No Limit	9	3%	Area designated "Loading Zone" in upper corner lot
Total		326	100%	

In consideration of the Draft Parking Management Plan proposed by the applicant, staff has analyzed the applicant's proposal and has visited the site numerous times during varying hours of the weekday and weekend, and makes the following observations:

1. The Draft Parking Management Plan proposed by the applicant provides that more than half the parking spaces on the shopping center property would remain unrestricted as to time and that 80 percent of spaces would either have no time limit or would be limited to two hours.
2. All the parking spaces immediately surrounding the Classic Bowling Center property line, including 32 spaces in Shipley Avenue and eight spaces in King Drive, are not proposed for time restriction.
3. Most of the persons patronizing restaurants and businesses at King Plaza Shopping Center, including Manila Market, and the Classic Bowling Center, are present for less than two hours, representing an acceptable turnover of parking spaces. There are a limited number of automobiles that are stationary on the shopping center's main lots for longer than one hour and longer than two-hours.
4. The upper corner lot is underutilized and often nearly vacant, in the morning hours especially. In the morning the lot is occupied by larger delivery vehicles, which are sometime numerous (three to five) in quantity.

5. Based on the preceding two observations, staff believes that employees of both the shopping center and bowling center are not using upper corner parking lot because they have not been directed to do so. Employee parking is therefore occurring on the shopping center site or in the adjacent streets.
6. Street parking surrounding the shopping center remains fairly abundant during morning and early afternoon, but becomes scarcer in the late afternoon, evening, and weekend.

Staff feels that the concept of parking space time limits is a reasonable exercise of the City's police power given the circumstances that surround the subject property (parking reduction) and historical impact of the shopping center and bowling alley to neighborhood residents of Daly City. The parking reduction granted to allow the bowling alley construction could not have contemplated the proliferation of uses that exist at King Plaza Shopping Center today, nor the attractiveness of Classic Bowling Center as a semi-regional destination for bowlers. Furthermore, staff feels that King Plaza Shopping Center and Classic Bowling Center operate in symbiosis, with the center's tenants patronizing the bowling center and vice versa. For these reasons, staff recommends that the Planning Commission forward to the City Council a recommendation of approval of the Parking Management Plan with the following exceptions:

1. All shopping center leases entered and renewed after the adoption of the PD-47 amendments shall stipulate that all employees of the business subject to the lease will be informed that their employees are to park in the upper corner lot adjacent to Callan Boulevard and King Drive. Only if this lot is full shall employees use the public right-of-way for parking. Employees not adhering to this requirement shall be a party to a lease violation.
2. None of the time restrictions identified in the Parking Management Plan shall apply after 7:00 P.M., the time Manila Market currently closes seven days per week. Should the market's closure hours be amended to occur prior to or expand past 7:00 P.M., and the new closure hour is to occur seven days per week, the shopping center owner shall be authorized to change the time restriction to end at that new closure hour. Staff recommends that gates be installed at the driveway entrances in coordination with the Daly City Fire Department to prevent overnight parking at the center by non-patrons.
3. The paragraph in the Draft Parking Management Plan concerning "Large Scale Evening Event" shall be stricken completely. Staff feels that the time restrictions set forth in the Parking Management Plan should be sufficient to address large-scale events. Furthermore, the enforceability of the provision as written appears infeasible and would ideally and ultimately lie with the City of Daly City, which has limited resources to conduct field observations to ascertain compliance. Valet parking on the site would need to block fire access lanes and would not be permitted.
4. The following text shall be added to the Draft Parking Management Plan: "The Declarant shall install and maintain striping in areas for truck parking during allowable delivery hours in a location and manner acceptable to the Planning Division. The striping shall be in a size and color legible to motorists entering and parking on the property, and shall clearly indicate that delivery parking is permissible within said zone between 7:00 A.M and 1:00 P.M, seven days per week. None of the striping shall enter the driveway dimension required by the Daly City Zoning Ordinance."

Declaration of Covenants, Conditions and Restrictions (CC and R's)

As indicated in the correspondence from Janet Fogarty, the applicant is requesting that the City Council consider and approve CC and R's ostensibly related to both the shopping center and bowling alley parcels (see Attachment H – Draft CC and R's). Regarding this request, staff is requesting the City Council not act on this document because the City Council's authority in this application is limited to a land use matter, i.e., the proposed zone text amendment. The CC and R's that the applicant has requested the City Council approve are a set of private rights and obligations – other than zoning compliance matters – that are generally not within the City's purview. The existing text of Planned Development 47, for example, provides express authority to the City Attorney that the City Attorney "review" CC&Rs related solely to maintenance issues on the shopping center property. There is no authority expressly granted to the City beyond this review, nor is approval by the City of private property assignments beyond ensuring zoning compliance appropriate. Staff recommends that the City Council not consider the CC and R's and reject that aspect of this application.

General Plan and Zoning Consistency

The General Plan designation for the project site is C-N (Neighborhood Commercial). The proposed amendments are consistent with the operation of a retail shopping center and are therefore consistent with the existing General Plan designation.

Environmental Assessment

Staff has found the proposed text amendments are exempt from the California Environmental Quality Act (CEQA) per CEQA Guidelines Section 15061(b)(3) – Review for Exemption. Staff does not believe the proposed amendments have any possibility to have an impact to the environment as the amendments relate primary to truck delivery hours.

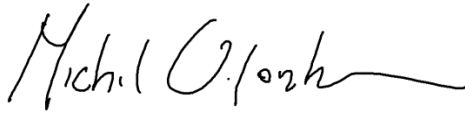
STAFF RECOMMENDATION

Staff recommends that the City Council take the following actions:

1. Adopt the Findings as outlined herein;
2. Find that the proposal is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15061(b)(3) – Review for Exemption; and
3. Recommend that the City Council approve Zone Change ZC-09-21-015237 and adopt the Parking management Plan, as amended.

Staff is available to provide any additional information desired by the Council members.

Respectfully submitted,



Michael Van Lonkhuysen
Planning Manager



Tatum Mothershead
Director of Economic and Community
Development

Attachments

Attachment A – Location Map

Attachment B – Proposed Amendments to PD-47 Text (Revised 11-8-22)

Attachment C – Email Correspondence to Planning Commission Prior to October 4, 2022,
Planning Commission Meeting

Attachment D – Petition Concerning King Plaza Parking Management Plan

Attachment E – Letter from Mark Hudak with attachments

Attachment F – Letter from Janet Fogarty

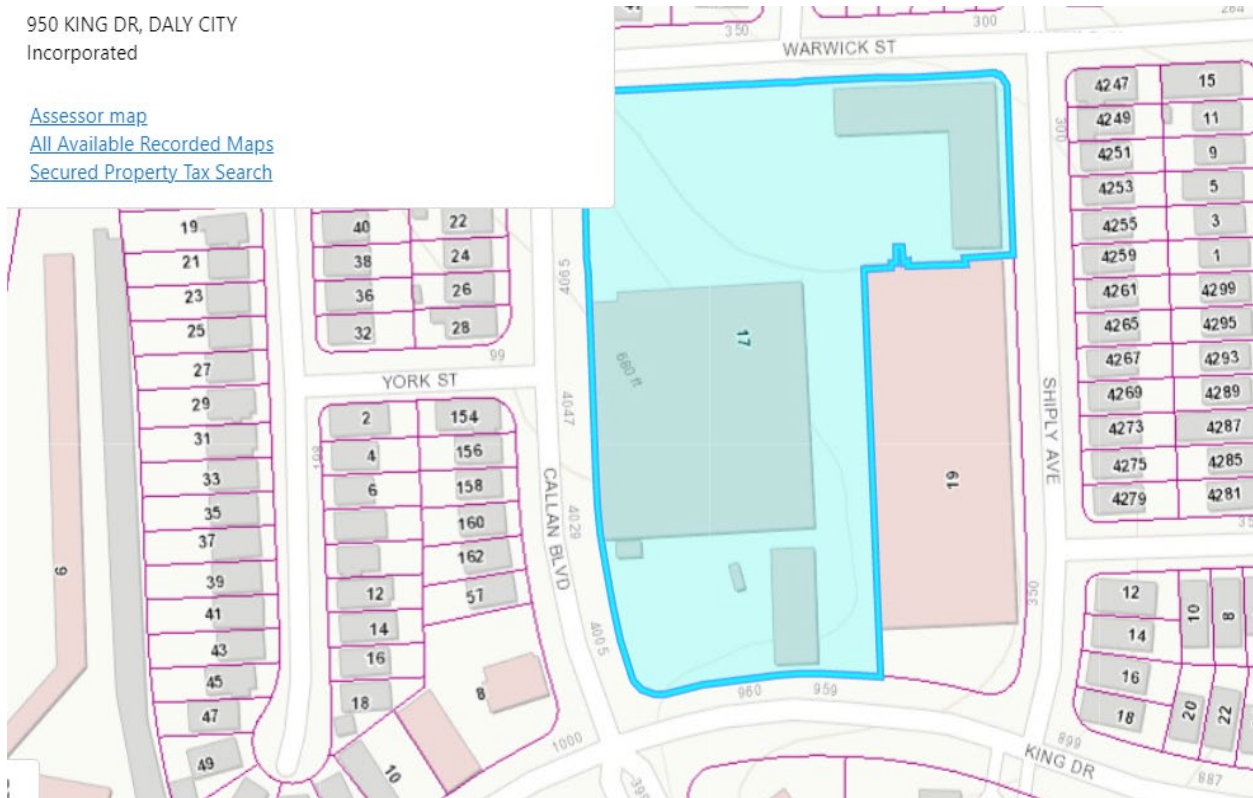
Attachment G – Draft Parking Management Plan

Attachment H – Draft CC and R's

SITE LOCATION – BLUE AREA ONLY

950 KING DR, DALY CITY
Incorporated

[Assessor map](#)
[All Available Recorded Maps](#)
[Secured Property Tax Search](#)



PLANNED DEVELOPMENT STANDARDS

PD-47: King Plaza Shopping center

The purpose and intent of these Planned Development Standards is to modify the previously established standards of the PD-47 zone at King Plaza.

I. PERMITTED USES

The Planned Development Standards for PD-47 have been divided into applicable standards for three separate parcels. Parcel “A” is comprised of all shopping center property not including the bowling center property. Parcel “A-1” will refer to the corner lot at Callan and King Drive specifically. Parcel “B” refers to the bowling center property (See Attachment A – Planned Development Parcels).

A. The following uses shall be permitted:

1. Parcels A, A-1 and B

- Art Studio
- Bakery (retail)
- Bank
- Barber or Beauty shop
- Book or stationary store
- Business office
- Candy store
- Clothing or Department store
- Coffee shop (excluding restaurant-style coffee shop)
- Drugstore
- Retail electrical and household appliance sales and services
- Florist
- Gift shop
- One grocery store
- Hardware store
- Ice cream store
- Laundry or cleaning agency (retail)
- Instruction studio (dance or martial arts)
- Jewelry store
- Liquor store
- Medical/Dental clinic
- Pet food store
- Professional office
- Photographic studio
- Restaurant (excluding drive-through)
- Shoe repair
- Sporting goods

Tailor shop
Trade or business school
Toy Store
Travel agent
Variety store
Video rental

B. The following uses shall be permitted with a Use Permit in the PD-47 zone:

1. Parcels A, A-1 and B

Accessory buildings or use
Animal kennel
Bar or Cocktail lounge
Bowling Alley
Garden supply
One health and fitness club (limited to 10,66 sq. ft. in the retail building on the west of the site, in the bowling alley building or on the corner lot at Callan and King Drive)
Motor vehicle parts supply
Outdoor sales
Pet shop
Businesses whose principal use is for the operation of amusement devices
Veterinary hospital or office

- C. When a use is not specifically listed, it shall be assumed that when the unlisted use is similar to nor more objectionable than a permitted use, such use shall be permitted in the district to the same requirements of the most similarly listed use.

II. DEVELOPMENT STANDARDS

A. Parking and Circulation

1. Parcels A, A-1 and B

- a. The property owners shall comply with and enforce a Parking Management Plan approved by the City. The Parking Management Plan shall be an appendix to and recorded as part of the Shopping Center CC&Rs. Changes to the Parking Management Plan shall be subject to approval by the Planning Division. The Parking Management Plan shall include the following:
- b. — No operable or inoperable vehicles shall be stored at the site for more than 24 hours. This requirement does not apply to one truck owned by Manila Market which is allowed per the Parking Management Plan to park overnight in a

designated space in the Upper Lot. Parcels A & A-1 if specifically permitted in the Parking Management Plan.

- b.
- c. No vehicles or trailers shall be advertised for sale or rent on the site and no vehicle sales, leasing or rentals shall be conducted at the site.
 - d. Employee parking spaces shall be designated in the plan.
 - e. Measures to manage the parking during the evening peak hours. The plan may include such measures as valet parking, incentives to carpooling and disincentives to parking in the residential streets behind the center.
 - f. Lease documents of existing and future tenants shall incorporate compliance with the Parking Management Plan as a requirement of the lease. The general form of Lease documents shall be submitted to the Planning Division for approval to confirm the leases include a requirement for compliance with the Parking Management Plan.
 - g. A provision to allow shared parking for patrons of all uses in Parcel A, Parcel A-1 and B.
 - h. The precise plan shall show all required dimensions on back-up distance, fire access drives and parking stalls including compact and handicap spaces. The plan shall indicate how the compact spaces shall be marked on the site.
 - i. The shopping center management shall formulate and implement a program to control and lessen employee parking on the site. The Planning Division shall approve this program.
 - j. Applicant will post signs, impose conditions upon tenant, and make ~~every best~~ efforts to restrict truck deliveries (defined as trucks with 2 axles or more) to the supermarket ~~from parking in the customer parking lot by large semi-trucks, refrigerated trucks, or trucks larger than a four wheel delivery van to be~~ between the hours of ~~8~~7:00 a.m. and ~~7~~1:00 p.m. seven days per week. ~~Small delivery vehicles may make such deliveries.~~ Occasional truck deliveries after 1:00 p.m. Monday through Friday shall not be construed as a violation of these standards. Any changes to delivery days or times shall require approval of the Planning Department. Notwithstanding the restrictions on delivery times for trucks set forth herein, such delivery time restrictions shall be suspended during a time of emergency as may be declared by any governmental agency having jurisdiction.

- k. The total number of on-site parking spaces required for the King Plaza Shopping Center (Parcel A, Parcel A-1, and B) is 302, ~~not~~ including the corner lot at Callan and King Drive.

2. Parcel A

- a. The precise plan shall be configured to allow for wider parking spaces in front of the supermarket.

3. Parcel A-1

- a. The corner lot of Callan and King Drive shall be improved with resurfacing, restriping, and landscaping ~~and a monument sign~~.
- b. All parking spaces for new construction at the corner lot at Callan and King Drive must conform to regular size parking stall dimensions of the Zoning Ordinance. Total parking for new development on Parcel A-1 shall include the number of existing spaces in addition to spaces required by the Zoning Ordinance. All aisle widths must be at least 26 feet in width and turning radiuses must conform to minimum Fire Department and City Zoning Ordinance requirements.
- c. The parking lot shall conform to plans approved as part of the precise plans and shall be maintained in accordance with city standards.

B. Signage

1. Parcels A, A-1 and B

- a. A Master Sign Program shall be submitted and approved by a Design Review Committee. Changes to the Master Sign Program shall be submitted to the Design Review Committee for approval, except that minor changes can be approved administratively by the Planning Division.
- b. Wall sign and ground sign area, height and number shall comply with approved designs described in the adopted Master Sign Program. Existing tenant signs shall be allowed to remain and changes in copy shall not require compliance with the master sign program. However, other types of changes include relocation shall require that the new sign be in conformance with the program.

- c. Signs shall otherwise comply with the requirements of Section 17.32 Signs of the Daly City Zoning Ordinance, except as conditioned herein or as modified by the approved Master Sign Program.

C. Landscaping

1. Parcels A, A-1 and B

- a. Landscaping shall be installed in accordance with approved plans and maintained in a neat, clean and healthful condition.

D. Architecture/Site Design

1. Parcels A, A-1 and B

- a. Architectural design of all structures and facades, all materials and colors, and all landscaping all comply with plans approved by a Design Review Committee.
- b. Once approved, any major architectural modification shall be subject to approval by a Design Review Committee, except that minor changes may be approved administratively by the Planning Division.
- c. All roof equipment shall be screened from view from the surrounding streets.
- d. The Planning Division shall approve the design and location of all trash or storage enclosures and other proposed fencing or walls.

E. Maintenance

1. Parcels A, A-1 and B

- a. Each of Thethe property owners shall prepare CC&Rs for review by the City Attorney, each as to their/its own parcels, as which-to incorporation ofe the following standards:
- b. The shopping center shall be maintained in a neat, safe, and healthful condition.
- c. A garbage disposal plan approved by the Planning Division and the Streets Division shall specify that:
- d. All trash shall be confined in approved receptables and enclosures.

- e. All unenclosed materials, equipment and/or supplies of any kind shall be maintained within approved enclosure areas. Any stacked or stores items shall not exceed the height of the enclosure.
- f. All trash and storage enclosures shall be properly maintained in accordance with approved plans.
- ~~g.~~ The applicant shall prepare an agreement to implement a daily littler cleanup plan for all open areas, planters and public sidewalks adjacent to the shopping center. All waste materials generated by the market, such as cardboard boxes, skids, garbage, litter, etc., must be stores in the enclosure for disposal. No waste material shall be visible at anytime. The enclosure shall be designed to conceal the contents. The enclosure should be kept clean and free of odor at all times.

~~g.~~

F. Lighting

1. Parcels A, A-1 and B

- a. All exterior lighting shall be in accordance with precise plans and shall be adequately maintained according to approved standards.

G. Building Area Limitation

1. Parcel A

- a. There shall be no additional square footage allowed on Parcel A in the shopping center beyond the existing square footage. ~~-57,890 square feet (excluding the bowling center property and the corner lot at Callan and King Drive).~~

H. Required Plans

1. Parcel A-1

- a. Any proposed development on the corner lot at Callan and King Drive shall be by the amendment procedures of Daly City Municipal Code Section 17.28.010(I).
- b. The precise plan for this planned development shall also identify:

1. Ingress/egress and easement rights for all public utilities, city water mains, sanitary sewer mains and other service facilities located across the proposed subdivision lines.
2. Location of all existing buildings and structures and their off-set distances from the proposed property lines.

I. Easements

1. Parcel B

- a. A twenty-foot no-build easement shall be recorded around the bowling center building and reflected in the precise plan.

II. GENERAL

A. Parcels A, A-1 and B

1. All site improvements shall conform to plans approved as part of the Precise Plans. Any major site modifications shall require an amendment of the PD approval and shall be subject to approval by the Planning Commission and City Council except that the Planning division may approve minor changes.
2. Individual buildings shall not be sold separately, or if the sale of any building is anticipated, all requirements of the Subdivision Ordinance in effect at the time of the sale shall be complied with in full prior to such sales.
3. The property owners of the shopping center shall seek to provide a balanced mix of uses with compatible peak hours and parking needs.

Michael Van Lonkhuysen

From: Roz Isabella della Giordano <rozdellagiordano@gmail.com>
Sent: Friday, September 2, 2022 4:04 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] why

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Why do you want to close the bowling alley as a disabled sr. this is the last physical sport I can play we need to be able to park.

--

Roz Isabella della Giordano

Michael Van Lonkhuysen

From: viento nieto <vientonieto@hotmail.com>
Sent: Friday, September 2, 2022 4:24 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic bowling parking fiasco

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

This is ridiculous. You can't put 1 hour parking next to the largest bowling alley in California. There are multiple leagues bowling there daily. You will put Classic out if business. SMH.

V.

Sent from my T-Mobile 5G Device
Get [Outlook for Android](#)

Michael Van Lonkhuysen

From: Joey's <joebud48@sbcglobal.net>
Sent: Friday, September 2, 2022 5:19 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking time issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

This is ridiculous having a time limit at the parking lot for Classic Bowl. I bowl in a couple of leagues and in no way is it finished in less than 2 hours. Must we move our car's while still bowling, I don't think a time limit for the parking will work out.
If this happens you will lose a lot of business there.

Sincerely,
Joey Lee

Sent from Joey's iPhone

Michael Van Lonkhuysen

From: jjstharmon@comcast.net
Sent: Friday, September 2, 2022 9:48 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Center Parking Lot

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Sir/Madam:

It would be unfair to the bowlers who spend quite a bit of money bowling at Classic to have so few unlimited spots. In most leagues we pay \$120.00 to \$150.00 a month to bowl in leagues there. If the 160 unlimited time spots are not reserved for Classic bowl and others park there (e.g. people who live in the neighborhood) how can we expect to be able to bowl leagues that take 3 hours when we may have to move our cars every 20 minutes to an hour. My two boys and I live in SF, but bowl in two leagues each at Classic. We spend almost \$1,000.00 per month in Daly City businesses because of the bowling we do at Classic Bowl. There are at hundreds of others who spend lots of money in Daly City because of Classic Bowl. In the bowlers can't park in the parking lot without moving their cars 2 or 3 times or getting tickets then they will stop bowling there and Classic will shut down. That will cost the Daly City quite a bit of revenue. Is it worth it?

The Harmons

Michael Van Lonkhuysen

From: JOY HARMON <jjstharmon@comcast.net>
Sent: Friday, September 2, 2022 11:51 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Center Parking Lot

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

If the bowlers can't park in the lot because they don't want to move their cars 2,3 or more times a night or face the penalty of tickets or worse tows, then they will be forced to park in the neighborhood on the street. The neighborhood residents and voters may not be happy with hundreds of bowlers parking their cars in the streets in their neighborhood. Do you want to make a large number of Daly City residents and voters unhappy?

Michael Van Lonkhuysen

From: Ernie Arpia <e.g.arpia@gmail.com>
Sent: Saturday, September 3, 2022 1:56 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL]

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hi, in regards to having parking spots changing to limited parking this would be concerning for myself as well as many of my friends and family who are season after season league bowlers at Classic Bowling Alley. Our league on Mondays which begin at 7pm and can stretch all the way to 1030pm would not only be a hassle not just myself but also to my fellow teammates and opposing teams. Whether it be 30 min or an hour parking would add such a delay that others who aren't league bowlers and may come out to try and bowl could possibly just have to come back another time because they weren't able to get a lane because of the delay caused by parking. I actually come out to bowl at least 4 times a week and I've seen the parking lot full of cars at times but I always was able to find parking. Even almost to the furthest parking spots from Classic Bowl but it wasn't the last parking spots. One thing I've never seen though was it ever being full capacity. I don't quite see the need for timed parking. If it's just a reason to get spots closer to other shops the little plaza isn't that big to be concerned about having to walk very far.

Michael Van Lonkhuysen

From: Dennis Borja <denborja@comcast.net>
Sent: Saturday, September 3, 2022 8:07 AM
To: classicbowldc@gmail.com
Cc: Michael Van Lonkhuysen
Subject: [EXTERNAL] RE: Parking Lot Issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

This is one of most ridiculous things I have read!

It is absolutely CRAZY to force bowlers to stop bowling, change shoes and move cars hoping there is another spot available while the other bowlers wait for bowlers to return!

Quite frankly, this is one of the most *stupid* ideas that i ever heard! This will cause traffic, disruption and will compromise public safety as people will race around the parking lot trying to snag a parking spot.

Classic Bowl is the last bastion for bowling in the Bay Area. Now it's being threatened by the Planning Committee because of parking?

IF this is implemented, then the same must be done at Gellart Park and Serramonte Mall. Think about it Planning commiitee!

I will attend this meeting.

Dennis Borja

-----Original Message-----

From: classicbowldc@gmail.com <classicbowldc@gmail.com>
Sent: Friday, September 2, 2022 4:41 PM
To: denborja@comcast.net
Subject: Parking Lot Issue

Attention Bowlers

As you know, our current parking lot may be challenging to navigate at times.

We share the parking lot with a group that wants to put time limits on most parking spots, leaving less than 160 spots that have no time limits. If those spots are the first ones to be filled, that would leave spots that are either 20 minutes, 1 hour, or 2 hours. They intend to have people come out and move cars if they are nearing the limit. That is ridiculous and not acceptable to ask our bowlers to stop bowling, change shoes and move cars hoping there is another spot available while the other bowlers wait for bowlers to return.

This action could lead to Classic Bowling Center going out of business. We may no longer be able to provide the service to the community as we have and would be the third and last bowling center in the Daly City/Colma area to close.

This is unfair and we encourage you to sign our petition as well as voice your opposition to this proposal during the upcoming Planning Commission Meeting and City Council Meeting.

Please use the meeting link below to access the Planning Commission meeting. The meeting begins at 7:00 P.M., but you can join early at 6:30 P.M. to address technical difficulties prior to the meeting time.

Please refrain from discussing any of the topics on the Planning Commission agenda prior to being allowed to do so, through the raised hand feature, by the Planning Commission chair. Thank you.

If you cannot make the virtual meeting, you can still be heard by emailing your written comments to Michael Van Lonkhuysen – mvanlonkhuysen@dalycity.org

Topic: City of Daly City Planning Commission meeting - September 6, 2022

Time: Sep 6, 2022 06:30 PM Pacific Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/82616277885>

Meeting ID: 826 1627 7885

One tap mobile

+16699009128,,82616277885# US (San Jose) 16694449171,,82616277885# US

If you have any questions please call/text Matt DeVincenzi @ 650-995-3000.

Thank you,

Classic Bowling Center Management

Michael Van Lonkhuysen

From: Kurt Rampley <rampley_kurt@comcast.net>
Sent: Saturday, September 3, 2022 8:45 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowl parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello, I am concerned about the proposal to implement time limits at the parking lot at Classic Bowling Center. They already have many regulated slots and adding more will cause the majority of people who use Classic Bowl to use side street parking or have to move their cars in the middle of bowling leagues. Classic Bowl is a vital asset to our community, far more than some of the other businesses that knew the situation when they opened. Many of the patrons at Classic Bowl are senior citizens and this would be a major inconvenience! Please reconsider.

Thank you, Kurt Rampley

Michael Van Lonkhuysen

From: Mary Lopez <jflmkl@pacbell.net>
Sent: Saturday, September 3, 2022 12:32 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] RE: Classic Bowling Ctr.parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

My husband & I have enjoyed bowling in Senior leagues for over 25 years at this bowling center, one of the last local ones left. There are so many parking spots available in the lots surrounding the bowling ctr. & businesses, it doesn't make sense to limit parking for bowlers who usually bowl in leagues that take at least 2 1/2 hours. I noticed the abundance of eateries in this center, one has actually taken it upon themselves to spray paint a 30 minute parking in the front of their restaurants? We usually park behind the bowling ctr. but so do the diners going to eat. It did not seem to be a problem until now, finding any parking, maybe the new Chinese restaurant across from the ctr. wants customers to park at their front door? I don't think our city needs to cater to something that may put our local bowling ctr. out of business due to restrictions on parking. Please consider every business sharing parking spaces.

Thank you,
Mary & Joe Lopez

Michael Van Lonkhuysen

From: Chris Paras <chrisparas@citytoyota.com>
Sent: Saturday, September 3, 2022 2:23 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Proposed Classic Bowling Center Parking Plan

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hi Michael,

My name is Chris Paras. I am the General Sales Manager of City Toyota in Daly City. I have been a resident of Daly City for over 30 years. I am reaching out to you with great concern over the proposed parking change to Classic Bowling Center. Classic is the last remaining bowling alley in Daly City. It is a hub for most longtime Daly City residents to have fun and call a second home. It is the place where my father taught me the fundamentals of bowling at the young age of 5. I adamantly disagreed with the proposed plan to change the allotted parking times inside of Classic's parking lot. Classic is already positioned in a very small space that is shared by other small businesses that I can only assume contribute far less in tax revenue to the City of Daly City. By limiting parking times on certain spots, it drastically changes the amount of bowlers that choose to bowl with Classic Bowl. Other bowling alleys in surrounding city's already provide more lucrative parking options and most bowlers already split league days between Classic and other alleys elsewhere. If you change the parking parameters, you will kill their business. I urge to not take this route. It is a bad decision plan and simple. Please take my email kindly, as I am only looking to protect the interests of the residents of Daly City that I bowl with every week at Classic Bowl. I am one of the many people that call Classic Bowl a second home and I don't want to see their business ruined by a poor parking policy. Thank you so much for you time.

Chris Paras
General Sales Manger
City Toyota
650-518-0366

Michael Van Lonkhuysen

From: Mary Rummelhart <maryrummelhart@sbcglobal.net>
Sent: Sunday, September 4, 2022 9:01 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowl

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Ladies and Gentlemen,

Classic Bowl is one of the last bowling areas in the area to offer the sport of bowling to children, teens, and adults of all ages. As a senior bowler, bowling at Classic is something I and many of my friends look forward to every week. Classic provides this "entertaining sport" to many in our leagues, well in their 80's and 90's. We even have a 100 year old bowler! These leagues provide friendship and fun.

I'm certain the businesses in this shopping center can find a better solution to the parking issue other than time-limiting the spaces. I can't think of any sport that would make their players leave in the middle of a game session to move their vehicle!

Thank you for your consideration.
Mary Rummelhart
Classic Senior Bowler.

Sent from my iPhone

Michael Van Lonkhuysen

From: Alyssa Chan <alyssachan_91@yahoo.com>
Sent: Monday, September 5, 2022 2:44 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic bowling center parking issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello Michael,

I am Alyssa Chan, and representing hundreds of bowlers who could not make this meeting would like to state that the parking situation is a mess. Limiting parking would hurt classic bowling center and the surrounding restaurants in the area. This would result in a huge decline to the businesses. As a bowler, and speaking for many other bowlers as well, we would not want to have to leave during our league time to go and move our cars in the middle of league or even after league to hang out after. Putting a time limit on parking for us bowlers it would cause Classic to lose business and we do not want that. Last thing we want to see is Classic fall under the ongoing demise of bowling alleys in the bay area. Honestly, we do not have that many family entertainment places around in the area.

Best regards,
Alyssa Chan

Michael Van Lonkhuysen

From: howards4@mindspring.com
Sent: Monday, September 5, 2022 4:46 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] limited parking at King Plaza/Classic Bowling Center

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

I'm in charge of a bowling league with 64 Seniors. And they depend on being able to park while they are bowling. 3 games of bowling takes almost 3 hours to complete. Yes, we are a league(not open bowlers) and the Seniors are still very competitive and rely on this aerobic activity. It would be impossible to monitor parking time and race out to move cars...would be chaos. Please reconsider the "time" limit on these spaces ... other users of this Plaza are grocery shopping and diners and they are in and out regularly in shorter time, but the bowlers need to be able to park longer than an hour.

Jean Howard
Secretary for the Sr. Lottery League (Thursdays)
Classic Bowling Center

Michael Van Lonkhuysen

From: Dar Masamori <darkato@gmail.com>
Sent: Monday, September 5, 2022 5:13 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] RE: King Plaza Parking Lot Issues

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Mr. Van Lonkhuysen:

I am writing to you about the upcoming meeting regarding the time limits that may be placed on many of the parking spaces leaving less than 160 spots untimed at King Plaza.

I have been a league bowler at Classic Bowling Center located at King Plaza for over 20 years and league takes at least 2.5 to 3 hours to complete. It would be very difficult for a bowler to leave in the middle of the league to move their car. Classic Bowling Center has 60 lanes and on many nights the house is completely full not to mention the employees of the bowl needing to park at an untimed space. This would be 240 bowlers and even if 20% carpool; this still leaves 192 cars looking for an untimed space.

I also shop at the Oriental market and we frequent Mr Fong's; the bakery; the laundromat and I do not believe parking is an issue but if the spaces become timed, I think it would be hard for a business like Classic Bowling Center to thrive.

I am not sure what the solution is but timed spaces leaving only 160 untimed spaces does not seem to be it. Who would ticket these cars? Will the taxpayers have to pay for the manpower for the monitoring of the timed spaces?

I cannot be at the meeting to speak so I am sending you this as instructed.

Thank you for taking the time to read this.

Sincerely,

Darlene Masamori
San Bruno Resident

Michael Van Lonkhuysen

From: Gary Hoover <gary.hoover@sbcglobal.net>
Sent: Monday, September 5, 2022 7:36 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Center Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello,

I am a senior retired veteran and have been made aware of issues With parking at Classic Bowl. I and many other seniors have bowled at this center for years and never had an issue with the parking.

My question is why would it be an issue for this family owned business after forty years in the same location.

I'm wondering if like other municipalities, the small family owned businesses are being replaced by housing and this is the starting argument.

There really is no reason to change the parking configuration, Maybe a disgruntled new business in the shopping center that's not doing so well.

Finally, there are many senior leagues and junior leagues, please consider the community. Unlimited parking is a necessity for Community bowlers as you well know.

Thank you,
Gary Hoover

Michael Van Lonkhuysen

From: S.F.U.S.B.C <sfusbc06@yahoo.com>
Sent: Monday, September 5, 2022 8:17 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Planning Commission meeting Zone Change ZC-09-21-015237

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Daly City Planning commission my name is Chris Wanstrath i represent the United states bowling congress which overseas the membership bowlers at classic bowling center. The USBC is the governing body of the sport of bowling.

I am writing in my comment in regards to public hearing #3 on the 9/6/2022 Planning commission meting Line Zone Change ZC-09-21-05237.

To allow the owner of the parking to put time limits on the spaces would be a huge impact to the sport of bowling which is played at 900 king drive. Adding time limits on the shopping center would also create a huge overflow of vehicles onto the streets surrounding KING plaza. My question is does the city of Daly city want the surrounding residents complaining to the city of all these vehicles. Bowlers that participate at classic bowl during there league competition times would also have to now watch their vehicle time and stop there league pay and move their vehicle which would greatly impact the ability to compete. Which would most likely lead to bowlers not bowling at all and thus putting Classic bowl out of business. Adding time limits would put the bowling center out of business because they would not be able to provide 100 % service to their customers THE BOWLERS!

Also the comments by the law office of Janet Fogarty About the times have changed are not fully valid. Classic bowling center is not a regional draw because of other bowling alleys closure. IT was never just a local neighborhood regional recreation center. Its a Bowling Center which when anyone comes in to participate is playing a sport which takes time to participate and like i have said to put time limits on spaces will adversely effect the business and could create a closure situation for the bowl. Does the Planning commission and the city want that to happen? Many will loose jobs, many will loose the one place they can be with friends and family. Also in the summary by Janet Fogarty the bowling center will not prosper and be successful with the proposed timed limits in King plaza.

In the end I request that a more independent study be done about the parking to ensure that classic bowl will not go out of business!

Christopher Wanstrath

Association Manager SFUSBC

650-201-3810



Michael Van Lonkhuysen

From: Chad Amsler <chad.amsler@oracle.com>
Sent: Tuesday, September 6, 2022 1:08 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking at Classic Bowl

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Sir,

I am writing to express my dissatisfaction of your motion to add time limits to the parking shared by Classic Bowling in Daly City. There are maybe one or two shops where it is practical to visit and leave within 20 minutes. Other than those one or two shops, your motion is disturbingly impractical, and I strongly oppose.

Regards,
Chad

Michael Van Lonkhuysen

From: Robert Newman <bnewman19@sbcglobal.net>
Sent: Tuesday, September 6, 2022 10:16 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Center Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Mr. Van Lonkhuysen,

It has come to my attention that there is a hearing about having time limits on the parking lot around Classic Bowling Center.

The life blood of any bowling center is league bowling.
Leagues are generally 3 games with teams made up of 4 to 5 players.
With finding parking, getting loose, grabbing a bite from the restaurant, bowling 3 games, cleaning up and getting back to the car you are looking a minimum of 3 hours and could be 4.

Zoning these spaces with short time limits is the beginning of the end for for this business.

Do you understand what Classic Bowling Center means to the community?
All summer long they have a program called "Kids Bowl Free". The bowling alley fills up every afternoon thru the summer months with kids collecting their free games in a child friendly environment.
Who knows what they might be doing if they didn't have this option.

I see special needs juniors and adults bowling on a daily basis.
I love that they have the opportunity to get out and be part of the general public participating a great sport like bowling.

I see vans of kids pull up and pile out onto the lanes from Boys & Girls clubs from areas that don't have bowling, or much of anything for that matter.
Are you going to ticket a van full of underprivileged kids because they didn't go move the van after 2 hours.

Let's talk about Senior's.
Senior citizens come out and bowl leagues several times a week during the day.
Would you rather they just sit home and watch TV all day? This a great getaway from the boredom of old age and you can't tell me they don't shop at the markets and eat at the restaurants while they are out.

Who am I and why do I care??
I am Bob Newman. I am marginal Senior Professional Bowler. I'm not great but I have my moments.
Classic Bowling Center is where you can find me practicing and bowling about 4 days a week.
I still work a 40 hour a week job but at 56 years old I still have some ambitions in this game and a few goals to attain.
If Classic was forced to close because of a loss of business due to your restrictions, that also puts a death sentence on my own ambitions.
There are no other feasible local options.

I'm sure most people asking for this zone have no idea the impact this will make to the local bowling community.
Restricting the parking is a direct attack on Classic Bowling Center, as well as all the groups of people I used as examples above.

Please consider the consequences of your actions before passing a time limit on these parking spaces.
Time limits is the first step to killing this business.

Thank you for your time,

Bob Newman

Michael Van Lonkhuysen

From: Gary Bacon <mrdduck@sbcglobal.net>
Sent: Tuesday, September 6, 2022 10:25 AM
To: Michael Van Lonkhuysen
Cc: matt@classicbowling.com; Rob
Subject: [EXTERNAL] Classic Bowling Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

There is no doubt that parking for Classic Bowling Center and the adjacent businesses is a problem. We drive there every Saturday from Salinas to bowl (105 miles) and we need to arrive at least 45 minutes early to get a decent parking space. But imposing time limits on parking will only exacerbate the problem. If the parking spaces surrounding Classic remain without time limits and all other parking spaces have time limits, then employees of the surrounding businesses will utilize the favorable parking for Classic as opposed to time-limited parking so that they won't have to move their cars during their work days. This will mean fewer parking spaces for Classic bowlers who will then be forced into time-limited parking or needing to find other parking that has no time limit. Time-limited parking does not work for bowlers as we need about 3 hours to complete a league session and it is impractical to have to stop bowling in order to move a car. And who is going to monitor the parking? Will they verify whether a car parking in the Classic parking spaces is a bowler or an employee of one of the other businesses in the center? Most of the shoppers would be adhering to timed limits while bowlers cannot due to their time constraints. The most practical solution is to eliminate all time limits or make it a 4-hour time limit. This would solve the issue for bowlers and would also treat the other businesses fairly. And, quite frankly, the need for paying someone to monitor parking would probably be unnecessary. The "First come, First served" policy is really the only equitable solution. Any other policy is inequitable to all parties.

Gary L Bacon
1099 Kentfield Dr
Salinas, CA 93901
831-422-5056- Office
831-262-2546- Cell
831-422-3511- Fax
mrdduck@sbcglobal.net
CA Insurance Lic. #- 0415006

Michael Van Lonkhuysen

From: Michelle Pineda <micdpin@yahoo.com>
Sent: Tuesday, September 6, 2022 10:51 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] King Plaza Center / Classic Bowling Center

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Good morning Mr. Van Lonkhuysen,

I am writing to express my concern with the planning committee meeting to change parking limits at King Plaza Center. My family and I have been bowling at Classic for more than 25 years and have always enjoyed the ability to go and spend time bowling and hanging out with our own family and many of the other bowlers and staff that have become close friends and family over the years. I fear that putting time limits on the parking lot would discourage families from spending time at the facility. Most kids birthdays, family outings and league bowling nights last longer than the proposed time limits. The stress involved in having to take time out to move a car would greatly impact a fun day out with family. Single parents would have to pack everything up as to no leave children unattended, this time would require changing shoes, packing up and hoping you can find another spot once you vacate your current one. Please consider the amount of time, cost, effort and additional staffing that would have to go into policing these time limits.

I would hope that the planning commission would leave the lot the way it is currently and allow people out for a fun evening/afternoon to be able to spend as much time as they would like.

Sincerely,
Michelle Pineda
(415)601-9165.

Sent from my iPhone

Michael Van Lonkhuysen

From: Harry Brown <babeb45@yahoo.com>
Sent: Tuesday, September 6, 2022 11:13 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] parking at classic bowling

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

I bowl several times a week at classic and I know parking can be a problem at times. League bowling can require 3 hours at times and parking is of great concern to me. I am 77 years old and enjoy my bowling very much. thanks

Michael Van Lonkhuysen

From: Eric Sanchez Hernandez <eric.f.sanchez3@gmail.com>
Sent: Tuesday, September 6, 2022 11:38 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello,

I am pretty upset that there is an intention to limit parking space time for patrons of Classic bowl. Knowing this is a place you can spend upwards of 2 hours it makes no sense to have parking spots limited to less than 2 hours. As a league bowler it would not make sense needing to stop the game, lose concentration, change shoes (that could cause injury if not done properly or if the ground is wet) to move our vehicles. The same would go for employees of all businesses there needing to spend their lunch to find new parking. It's a waste of time and money that can lead to businesses losing money and customers.

Michael Van Lonkhuysen

From: Kristie Leong <kristieleong@yahoo.com>
Sent: Tuesday, September 6, 2022 12:42 PM
To: Michael Van Lonkhuysen
Cc: Matt DeVincenzi
Subject: [EXTERNAL] King Plaza Shopping Center (Classic Bowling Center Parking Lot)

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Good Afternoon Mr. Van Lonkhuysen,

I am writing to express my concerns regarding the City of Daly City Planning Commission's proposal to impose time limits on certain parking spots located in the King Plaza Shopping Center.

Growing up on Callan Drive, right down the street from the King Plaza Shopping Center, our family has been among the constant "main stays" at Classic Bowling Center. My father was the first resident "professional" bowler who operated and managed the pro shop when the bowling center opened in the 80's. My sisters and I grew up at Classic Bowl, and we bowled youth leagues there until the 90's. Currently, my husband and I bowl league on Thursday nights, our 8-year-old daughter bowls in the junior league on Saturday mornings, and when the bowling center hosts tournaments on weekends, we are often there to bowl as well. In addition to bowling league, we often frequent the Pho Cafe, Ling Nam (Starbread), Manila Oriental Market, Mr. Fong's Restaurant, and the bakery when we're in the area.

Parking in the parking lot has always been an issue. Even as a child I remember having to park on the street because the parking lot was full, and still to this day more than 30 years later we often are faced with the same packed parking lot. I'm not exactly sure what the solution is on how to fix the parking issue, however, implementing time limits on certain parking spots in the parking lot is NOT the answer for several reasons.

First, you must understand that bowling is a game where 10 frames are played, and the object is to knock down as many pins as possible in the first attempt. If you do, it's called a strike, and if you don't you have a second opportunity to knock down (spare) the remaining pins. Consider that most novice or recreational bowlers may not strike often, which leads them to have to complete the frame with the second opportunity. Now, if there is a group or party which puts 5 people on one lane (or 10 people on a pair of lanes), it generally takes about 10-15 mins (or more) for each person to complete one frame. Now multiply the 10-15 mins per frame by 10, which equates to 110-150 minutes or 1 hour and 50 minutes-2.5 hours for ONE game. Add to it that most groups or parties often bowl more than one game, which ultimately puts their time in the bowling center beyond the proposed maximum hourly parking space time limits.

Second, I'm sure that you are aware that specialized bowling shoes are required when bowling for safety reasons. In addition to protecting the bowling lane approach from the damage street shoes/non-bowling shoes can cause, bowlers use bowling shoes to slide while delivering their bowling ball. Any water/moisture, food, sticky substances, etc. that comes in contact with the slide sole of the bowler's shoe creates a safety/fall hazard. As you know, Daly City gets a lot of fog and moisture in the air due to being so close to the ocean. Imposing a time limit on parking spaces for bowlers would mean they would have to change from their bowling shoes to their street shoes, get in their car and go hunt for another parking space to move to, run back into the bowling center, change back to their bowling shoes, and bowl their frame. Now, imagine if that bowler forgets to change his/her shoes before walking outside, steps in some water (or moisture caused by the fog) while in a hurry to move their car, comes back to bowl his/her turn and falls on the approach because their bowling shoes got wet. Not only would it be inconvenient to the bowlers, imposing time limits on parking spaces creates safety concerns for bowlers and ultimately puts the bowling center at risk.

Third, the bowling center also has a bar which serves alcohol to those of age (21 and over). Patrons often come to the bar to hang out, play pool, watch sports games on the big screen, and sing karaoke on nights when it's available. On nights when the bowling center is full, guests will usually go into the bar and grab a drink while waiting for their lane. Imposing time limits on parking spaces would force non-sober patrons to get behind the wheel of their car to move it to another space, further adding to the safety concerns.

Finally, it would be detrimental for all businesses located in King Plaza to impose time limits on parking spaces as it would drive business away. If a patron wanted to dine at one of the restaurants and then do grocery shopping afterwards at the market, parking in a space which imposed time limits would mean they would have to choose one or the other because it's unlikely to be able to dine in and shop in one hour.

Like I said before, I don't have the answer to solve the parking concerns in King Plaza. Perhaps building a parking structure could be a solution, but imposing time limits on parking spaces is not the way to solve the problem. I hope the Daly City Planning Commission hears from bowlers, non-bowlers, and patrons of the businesses in the area that we are opposed to the proposal to impose time limits on the parking spaces in the King Plaza Shopping Center.

Sincerely,

Kristie Leong

Thanks,
Kristie

Michael Van Lonkhuysen

From: pennie <penniemendoza@gmail.com>
Sent: Tuesday, September 6, 2022 1:06 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking Lot Issue @ Classic Bowling, Daly City

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

My name is Pennie Mendoza, I'm 67yrs old and a SENIOR bowler at Classic Bowling Center here in Daly City, CA. I wanted to voice my opinion on the parking lot situation here in the King Plaza Center. As you may know, many bowling centers in the Bay Area has closed for reasons unknown.

Parking at Classic Bowling Center shares many spots in the plaza with many other vendors on site. Putting a time limit on how long bowlers can remain in their parking spot is ridiculous. Especially if the bowlers participate in bowling leagues. Leagues can take up to 3 hrs to finish. It is not feasible for a bowler to move their car every hour to accommodate the restrictions placed on them.

Classic Bowling Center offers many benefits to the community and beyond. Besides other bowling leagues for kids, teens and adults... there is a "senior" league every day during the week. It gives people (like myself) a place to go, and provides a fun way of exercising.

Us bowlers do more to this community besides just bowl. We also spend money at the many restaurants and grocery stores provided in the plaza, especially after bowling. 😊

I hope 🙏 that the owners of the center can come to an agreement that benefits us all.

I will also be in connecting with the meeting today at 6:30p via zoom. Thank you for reading my email and for your time.

Pennie Mendoza
(661) 992-2248

Michael Van Lonkhuysen

From: Patrick O'Connor <pkoconnor@msn.com>
Sent: Tuesday, September 6, 2022 2:11 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear City Council,

I have been driving down from SF every Wednesday night to bowl at Classic for the last 7 years. Parking has never been an issue.

Sometimes, I practice bowling at Classic and stop in Daly City for lunch or to shop. Please don't take away or limit the parking at the bowling center. If I have to move my car in the middle of practice, I will bowl down in Pacifica. Limiting the hours is not a good idea and will cause havoc for people who want to bowl in Daly City.

Patrick O'Connor

Michael Van Lonkhuysen

From: Steve M Blecha <sblecha@sfsu.edu>
Sent: Tuesday, September 6, 2022 2:20 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking Lot Issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Michael,

I've just been made aware of the proposal to limit parking time in and around Classic Bowling Center and felt it appropriate to voice my concern and disagreement with this proposal. It is unreasonable to expect that league bowlers be required to move their vehicle every two hours (or less) during league night. Classic Bowling Center is a long-standing Daly City business that continues to serve the citizens of Daly City and surrounding cities. They have existed longer than just about every other business in the shopping center and for those new to the shopping center, they should have known what to expect when they signed their lease. In the same way it is unreasonable for new Berkeley residents to move near campus then complain about parking, it is unreasonable for new businesses to move near classic and complain about parking. I did not file action against the City of San Francisco when I moved near SFO because of the plane noise.

Implementing such ridiculous parking regulations runs the risk of closing Daly City's last bowling alley, one established nearly 40 years ago to appease businesses not likely to last half that long. I encourage you reject this plan as it can be devastating to one of the few remaining family fun locations in Daly City.

Thank you,



Steve Blecha
Director, Employment Services
Human Resources
(415)338-6863

San Francisco State University
1600 Holloway Avenue, ADMIN 252
San Francisco, CA 94132

Human Resources wishes to provide you with excellent customer service, so please make your request online at: <http://askhr.sfsu.edu/ask>

Michael Van Lonkhuysen

From: Rob Petroni <rob@classicbowling.com>
Sent: Tuesday, September 6, 2022 3:07 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] King Plaza Parking Proposal

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello Mr. Van Lonkhuysen,

My name is Rob Petroni and I have been the League Coordinator for Classic Bowling Center for over 35 years. I am contacting you because I am concerned about the proposed parking plan in the King Plaza.

Our leagues are comprised of Seniors, Juniors and Adults including the LGBT community and multiple Asian organizations.

If there is a time limit on our parking spots within the center, my concern is that this will become a huge inconvenience to the bowlers.

As it stands right now, there are very few bowling centers in the Bay Area still in business. The bowling center is a meeting place for bowlers to socialize, stay active and participate in an activity. My fear is if there are too many restrictions the bowlers will stop and eventually quit bowling. There are already limited physical and social activities for Seniors to participate in. In addition, we have a large community of bowlers who come to the center in the evening. They are looking to socialize, unwind and also compete against their friends and acquaintances whom they look forward to seeing on a weekly basis.

In addition to our leagues, we conduct tournaments, fundraisers, birthday parties, company parties and other large social gatherings such as the Chamber of Commerce.

I am also concerned how this will affect the younger community, as this is one of the few places where they can participate in both a physical and social activity.

I believe it's important to note that several of our customers are also patrons of the other businesses inside the plaza. I believe if they stop bowling they will no longer come to the plaza.

Thank you for your consideration in this matter,

Rob Petroni
Classic Bowling Center

Michael Van Lonkhuysen

From: Paul M. Pritchard <paulmpritchard@comcast.net>
Sent: Tuesday, September 6, 2022 3:30 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking lot proposal Kings shopping center

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Sir,

Classic bowling lanes is known for league bowling. A league needs at least 2 1/2 hours (most need at least 3 ½). As a result the parking lot proposal would severely restrict the operations of the bowling alley.

There isn't any other options for bowling in this area if Classic is put out of business. An area needs such entertainment facilities.

Please don't put Classic out of business.

Thank you

Paul Pritchard (league bowler at Classic)

Sent from [Mail](#) for Windows

Michael Van Lonkhuysen

From: Carl Nance <TripTen72@hotmail.com>
Sent: Tuesday, September 6, 2022 3:30 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Center Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Being a patron of Classic Bowling Center for almost 20 years and never having an issue with parking, why is there all of a sudden this need to limit parking especially for the bowling community who occupy said parking facility for more than any of the other businesses in that area? Do you not understand the impact on the families who's children use that lot for not just bowling, but the many charity events as well as league bowlers that have been faithful weekly for years to this business. I am assuming you realize the impact on not just the customers, but also the owners and employees of this establishment that will be forever impacted by this decision. How do you ration telling an employee, a customer having an event or a person bowling a league that they have to move a vehicle in the middle of their said event? Obviously this is not about the business and more about politics right? I don't understand the reason for limiting a business such as Classic Bowling Center, one of the absolute finest businesses in Daly City to thrive as they have. The children alone that can be impacted is ENORMOUS! Have you taken any of this in account? I sure hope this goes no further than it has, it is extremely ridiculous to even have this as an issue!

Sincerely,

Carlton Nance 40 + year Daly City Resident and almost 20 league patron of Classic Bowling Center

Sent from [Mail](#) for Windows

Michael Van Lonkhuysen

From: Tamlyn Murata <tamlynmurata@gmail.com>
Sent: Tuesday, September 6, 2022 4:04 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] City of Daly City Planning Commission Meeting
Attachments: City of Daly City Planning Commission Meeting.docx

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hi Michael,

Please see my attached comments and let me know if you need any follow up or have any questions.

Thank you,
Tamlyn Murata

Michael Van Lonkhuysen

From: John O'Connor <john.p.oconnor@gmail.com>
Sent: Tuesday, September 6, 2022 4:18 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello to who this may concern I've been Bowling classic for over 25 years we never ever had any problems with the parking even when there's tournaments. we even eat when we're not bowling at the restaurants and we go shopping there and when you eat sometimes it's an hour and a half or more because you're busy so now you're going to get your car towed when you're eating. Or you decide to go bowling at night or early morning and your bowling league which takes about three hours and you're gonna get your car towed or a ticket this is not right people in the community from all over we all come to Classic bowling and we patronize the establishments the restaurants the stores and so on. Thank you for reading this and I hope you make the right decision to leave it alone thank you good night

Sent from my iPhone

Michael Van Lonkhuysen

From: Stephanie Godizano <msstephaniejoy@gmail.com>
Sent: Tuesday, September 6, 2022 4:39 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Letter to Planning Commission re: King Plaza Parking Issue
Attachments: Planning_Commission_Classic_Bowl.pdf

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Good afternoon,

Please find the attached letter with my comments regarding the parking issues and impact of the proposed items at King Plaza.

I greatly hope the Commission takes the community's comments into consideration in this matter.

Thank you,
Stephanie Godizano

Michael Van Lonkhuysen

From: J. Solomon <csolom03@yahoo.com>
Sent: Tuesday, September 6, 2022 4:41 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowling Center - Parking Lot Issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Michael Van Lonkhuysen,

For the past five years, I have enjoyed being a league bowler at the Classic Bowling Center. The idea of having to navigate parking issues while league bowling would be very difficult and unenjoyable. I strongly oppose any time limits on parking spots around the bowling alley.

I appreciate your time.

Sincerely,
June Solomon
Classic League Bowler

Sent from my iPad

Michael Van Lonkhuysen

From: izbiczak <izbiczak@aol.com>
Sent: Tuesday, September 6, 2022 5:10 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking lot issue at Classic Bowl

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Mr. Van Lonkhuysen,

I would like to voice my concern regarding the proposed parking change at the Classic Bowling area. To change the time limit to 1 or 2 hours would be a disservice to all of us who bowl there. This is the only bowling ally now where adults and children can go to enjoy a night with friends and family. Putting limits on parking would severely restrict the time we can bowl during league and family time. Please reconsider the parking limit.

Thank you.

Sincerely,
Irene, Hank, and Nissa Zbiczak

Sent from my Verizon, Samsung Galaxy smartphone

Michael Van Lonkhuysen

From: Chalo Eduardo <chaedu6@aol.com>
Sent: Tuesday, September 6, 2022 5:25 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Manila Market Park provisions-Resident

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello Mark,

I want to decide to attend the zoom meeting today. Can you share a little more detail on the proposed provisions of zone 47. What is going to be amended? How could it affect residents if it's just inside the parking lot?

I saw the poster just today and would like additional info if possible.

Thank you,

Chalo Eduardo

Sent from my iPhone

Michael Van Lonkhuysen

From: Roz Isabella della Giordano <rozdellagiordano@gmail.com>
Sent: Tuesday, September 6, 2022 5:42 PM
To: Michael Van Lonkhuysen
Subject: Re: [EXTERNAL] why

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

scared of all the angry bowlers for sure

On Tue, Sep 6, 2022 at 5:16 PM Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org> wrote:

Thanks. We'll share your comments. Please know that three of our five Planning Commissioners have informed us that they will be unable to attend tonight's Planning Commission meeting, resulting in a lack of a quorum. Staff is in the process of preparing a meeting cancellation notice.

From: Roz Isabella della Giordano <rozdellagiordano@gmail.com>
Sent: Friday, September 2, 2022 4:04 PM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>
Subject: [EXTERNAL] why

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Why do you want to close the bowling alley as a disabled sr. this is the last physical sport I can play we need to be able to park.

--

Roz Isabella della Giordano

--

Roz Isabella

Michael Van Lonkhuysen

From: pennie <penniemendoza@gmail.com>
Sent: Tuesday, September 6, 2022 5:45 PM
To: Michael Van Lonkhuysen
Subject: Re: [EXTERNAL] Parking Lot Issue @ Classic Bowling, Daly City

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Thank you for the update. Will be looking forward to the rescheduled meeting.
Pennie Mendoza

On Tue, Sep 6, 2022 at 5:13 PM Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org> wrote:

Thanks. We'll share your comments. Please know that three of our five Planning Commissioners have informed us that they will be unable to attend tonight's Planning Commission meeting, resulting in a lack of a quorum. Staff is in the process of preparing a meeting cancellation notice.

From: pennie <penniemendoza@gmail.com>
Sent: Tuesday, September 6, 2022 1:06 PM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>
Subject: [EXTERNAL] Parking Lot Issue @ Classic Bowling, Daly City

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

My name is Pennie Mendoza, I'm 67yrs old and a SENIOR bowler at Classic Bowling Center here in Daly City, CA. I wanted to voice my opinion on the parking lot situation here in the King Plaza Center. As you may know, many bowling centers in the Bay Area has closed for reasons unknown.

Parking at Classic Bowling Center shares many spots in the plaza with many other vendors on site. Putting a time limit on how long bowlers can remain in their parking spot is ridiculous. Especially if the bowlers participate in bowling leagues. Leagues can take up to 3 hrs to finish. It is not feasible for a bowler to move their car every hour to accommodate the restrictions placed on them.

Classic Bowling Center offers many benefits to the community and beyond. Besides other bowling leagues for kids, teens and adults... there is a "senior" league every day during the week. It gives people (like myself) a place to go, and provides a fun way of exercising.

Us bowlers do more to this community besides just bowl. We also spend money at the many restaurants and grocery stores provided in the plaza, especially after bowling. 😊

I hope 🙏 that the owners of the center can come to an agreement that benefits us all.

I will also be in connecting with the meeting today at 6:30p via zoom. Thank you for reading my email and for your time.

Pennie Mendoza

(661) 992-2248

Michael Van Lonkhuysen

From: Robert Hiraoka <bobbyhiraoka@yahoo.com>
Sent: Tuesday, September 6, 2022 5:43 PM
To: Michael Van Lonkhuysen
Cc: matt@classicbowling.com
Subject: [EXTERNAL] Classic Bowling Center Parking

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

To Whom It May Concern,

My name is Robert Hiraoka. I am writing you this letter in regards to the parking situation at King Plaza. As a 3rd generation bowler, tournament director, and former employee of Classic Bowling Center, putting any kind of time limit on parking spots will be very detrimental to the business. It will affect league bowling and tournaments, a big portion of their business. Classic Bowling Center is one of the last bowling centers in the San Francisco area, let alone the biggest in Northern California.

I am part of the San Francisco Nisei Bowling Association, our leagues bowl on multiple nights, but mine bowls on Thursdays. It takes us about 3 hours to complete league. We originally came from Serra Bowl, and Classic graciously took us in when they closed. With that they also took in our annual tournament in January. Our leagues consist of over 200 bowlers and our tournament has usually 400 bowlers come from all over California in one weekend. A 2 hour time limit would affect us drastically, if Classic closes due to parking, that will pretty much be an end to our association. As there are no other bowling centers big enough for our leagues or tournament.

I stated I am a Tournament Director and serve on multiple tournament committees, I run multiple tournaments a year at Classic and none of them are less than 2 hours. Making bowlers move their cars for a time limit, will end up killing a tournament club, people will end up not choosing to bowl over this issue and then eventually the tournament will no longer happen.

So please do not put a time limit on the parking spots.

Thank you,
Robert Hiraoka

[Sent from Yahoo Mail for iPhone](#)

Michael Van Lonkhuysen

From: Dar Masamori <darkato@gmail.com>
Sent: Tuesday, September 6, 2022 6:04 PM
To: Michael Van Lonkhuysen
Subject: Re: [EXTERNAL] RE: King Plaza Parking Lot Issues

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Thank you. Hope I can make it when and if rescheduled.

On Tue, Sep 6, 2022 at 5:14 PM Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org> wrote:

Thanks. We'll share your comments. Please know that three of our five Planning Commissioners have informed us that they will be unable to attend tonight's Planning Commission meeting, resulting in a lack of a quorum. Staff is in the process of preparing a meeting cancellation notice.

From: Dar Masamori <darkato@gmail.com>
Sent: Monday, September 5, 2022 5:13 PM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>
Subject: [EXTERNAL] RE: King Plaza Parking Lot Issues

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Mr. Van Lonkhuysen:

I am writing to you about the upcoming meeting regarding the time limits that may be placed on many of the parking spaces leaving less than 160 spots untimed at King Plaza.

I have been a league bowler at Classic Bowling Center located at King Plaza for over 20 years and league takes at least 2.5 to 3 hours to complete. It would be very difficult for a bowler to leave in the middle of the league to move their car. Classic Bowling Center has 60 lanes and on many nights the house is completely full not to mention the employees of the bowl needing to park at an untimed space. This would be 240 bowlers and even if 20% carpool; this still leaves 192 cars looking for an untimed space.

I also shop at the Oriental market and we frequent Mr Fong's; the bakery; the laundromat and I do not believe parking is an issue but if the spaces become timed, I think it would be hard for a business like Classic Bowling Center to thrive.

I am not sure what the solution is but timed spaces leaving only 160 untimed spaces does not seem to be it. Who would ticket these cars? Will the taxpayers have to pay for the manpower for the monitoring of the timed spaces?

I cannot be at the meeting to speak so I am sending you this as instructed.

Thank you for taking the time to read this.

Sincerely,

Darlene Masamori

San Bruno Resident

Michael Van Lonkhuyzen

From: Harry Brown <babeb45@yahoo.com>
Sent: Tuesday, September 6, 2022 7:05 PM
To: Michael Van Lonkhuyzen
Subject: Re: [EXTERNAL] parking at classic bowling

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

thanks for your time and consideration

On Tuesday, September 6, 2022, 05:14:01 PM PDT, Michael Van Lonkhuyzen <mvanlonkhuyzen@dalcycity.org> wrote:

Thanks. We'll share your comments. Please know that three of our five Planning Commissioners have informed us that they will be unable to attend tonight's Planning Commission meeting, resulting in a lack of a quorum. Staff is in the process of preparing a meeting cancellation notice.

From: Harry Brown <babeb45@yahoo.com>
Sent: Tuesday, September 6, 2022 11:13 AM
To: Michael Van Lonkhuyzen <mvanlonkhuyzen@dalcycity.org>
Subject: [EXTERNAL] parking at classic bowling

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

I bowl several times a week at classic and I know parking can be a problem at times. League bowling can require 3 hours at times and parking is of great concern to me. I am 77 years old and enjoy my bowling very much. thanks

Michael Van Lonkhuysen

From: Edward Ormanski <socialstudiesed@att.net>
Sent: Tuesday, September 6, 2022 10:21 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking at classic bowl

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Sir,

Please do not change the parking time limits at Classic Bowl. Bowlers cannot move their cars in the middle of their bowling league.

The street parking spaces on Shipley Avenue are monopolized by the residents living on Shipley Avenue. The time limits on these parking spaces should be limited to four hours to free up these spaces for the customers of the business's in the shopping center. This change in the time limits on the street parking spaces will help bring more revenue to the shopping center which will lead to more revenue for the city of Daly City.

Sincerely,

Ed Ormanski

[Sent from AT&T Yahoo Mail for iPad](#)

Michael Van Lonkhuysen

From: Darlene Wong <dahl126@aol.com>
Sent: Tuesday, September 6, 2022 10:51 PM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Classic Bowl Parking lot

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Michael,

My name is Darlene Wong and i am writing in response to my concerns with the parking lot at Classic Bowl. My husband and I bowl on Thursday nights and we often have a hard time finding parking because all of the bowlers arrive at about the same time. If spaces are limited to half hour or one hour spots, bowlers would have to take time out to move their cars. This would be a big inconvenience and may cause some to stop bowling.

Please seek other options for improving the parking situation.

Thank you for your consideration.

Darlene Wong
Sent from my iPhone

Michael Van Lonkhuysen

From: Kenny Kato <kenji0957@yahoo.com>
Sent: Wednesday, September 7, 2022 2:10 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Wasn't able to join the meeting tonight, but have suggestion. Why not use the 3-4 hr and no limit slots designated to Classic Lanes so no other customers parking can use these slots.

Thank you,
Kenny Kato

[Sent from Yahoo Mail for iPhone](#)

Michael Van Lonkhuysen

From: howards4@mindspring.com
Sent: Wednesday, September 7, 2022 8:23 AM
To: Michael Van Lonkhuysen
Subject: RE: [EXTERNAL] limited parking at King Plaza/Classic Bowling Center

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Thank you for your consideration....we Seniors need to keep busy...did I mention that at least a ¼ of us are in our 80's!

Jean Howard

From: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>
Sent: Tuesday, September 6, 2022 5:15 PM
To: howards4@mindspring.com
Subject: RE: [EXTERNAL] limited parking at King Plaza/Classic Bowling Center

Thanks. We'll share your comments. Please know that three of our five Planning Commissioners have informed us that they will be unable to attend tonight's Planning Commission meeting, resulting in a lack of a quorum. Staff is in the process of preparing a meeting cancellation notice.

From: howards4@mindspring.com <howards4@mindspring.com>
Sent: Monday, September 5, 2022 4:46 PM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>
Subject: [EXTERNAL] limited parking at King Plaza/Classic Bowling Center

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

I'm in charge of a bowling league with 64 Seniors. And they depend on being able to park while they are bowling. 3 games of bowling takes almost 3 hours to complete. Yes, we are a league(not open bowlers) and the Seniors are still very competitive and rely on this aerobic activity. It would be impossible to monitor parking time and race out to move cars...would be chaos. Please reconsider the "time" limit on these spaces ... other users of this Plaza are grocery shopping and diners and they are in and out regularly in shorter time, but the bowlers need to be able to park longer than an hour.

Jean Howard
Secretary for the Sr. Lottery League (Thursdays)
Classic Bowling Center

Michael Van Lonkhuysen

From: Joe Canton <jcanton68@gmail.com>
Sent: Wednesday, September 7, 2022 9:10 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Parking Lot situation for Classic Bowl

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

I am a bowler at Classic Bowl and desire to join the petition against the proposed rule to the sharing of the parking lot use and the time limits being proposed!

Michael Van Lonkhuysen

From: Kenny Kato <kenji0957@yahoo.com>
Sent: Wednesday, September 7, 2022 11:09 AM
To: Michael Van Lonkhuysen
Subject: Re: [EXTERNAL] Parking issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Thank you.

[Sent from Yahoo Mail for iPhone](#)

On Wednesday, September 7, 2022, 8:44 AM, Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org> wrote:

Hi, Kenny, Actually, the meeting was canceled. We will send out a new invitation, most likely for Tuesday, October 4.

From: Kenny Kato <kenji0957@yahoo.com>
Sent: Wednesday, September 7, 2022 2:10 AM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>
Subject: [EXTERNAL] Parking issue

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Wasn't able to join the meeting tonight, but have suggestion. Why not use the 3-4 hr and no limit slots designated to Classic Lanes so no other customers parking can use these slots.

Thank you,

Kenny Kato

[Sent from Yahoo Mail for iPhone](#)

Michael Van Lonkhuysen

From: Arnel Domingo <bowlmango@gmail.com>
Sent: Wednesday, October 5, 2022 3:13 AM
To: Michael Van Lonkhuysen
Subject: [EXTERNAL] Zone Change ZC-09-21-015237

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Hello Michael Van Lonkhuysen,

My name is Arnel Domingo, President and owner of Mango Bowling Tournament LLC. I'm so sorry for sending this email to you just today! I was out of the country and became so busy with my daughter's wedding. Im sending this email to you to hear the voices of our bowlers who always come to participate to our monthly tournament. It would be hard for all of us if the Planning Commission will implement the plan to have a time limit to each parking spot. Our bowlers are not just parking to bowl but also to buy food when they get hungry. They also go shopping at the Manila Market right after they finish bowling our tournaments. MBT is also committed to helping out our junior bowlers to be out of the street and give them a place to spend their times while not in school. We can only help these kids out if all of these bowlers could participate because there will be no parking restrictions and parking spots would be easier for us to find. So please; if you could consider our request not to implement the plan; it would be great because it's a win win not only for us, but to all restaurants and to Manila Oriental Market as well.

Your favorable action is very much appreciated!

ARNEL DOMINGO
(415) 871 3000



Michael Van Lonkhuysen

From: celebrate4lifers@aol.com
Sent: Tuesday, October 4, 2022 8:33 PM
To: Michael Van Lonkhuysen; Rose Zimmerman; Tim Nevin; Stephen Wagstaffe; Michael Callagy; Tom Piccolotti; Kevin Raffaelli; Bill Massey
Cc: Perry Evert; Super Star; nfl092019@yahoo.com; Norm Pinto; Darrel F.; Leilani Ramos; City Clerk; City Council; City_Manager
Subject: [EXTERNAL] Re: Public Comment

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

All,

We are inquiring about a dial in number for the Planning Commission Meeting tonight,, There is no number and Meeting id on the Agenda.

There should be a dial in...

Somebody, anybody,,,

Team D (Community)

On Tuesday, October 4, 2022 at 08:24:54 PM PDT, celebrate4lifers@aol.com <celebrate4lifers@aol.com> wrote:

Hello,

Can you please send us the call in number and meeting id for tonight's Planning Commission Meeting?

It is not on the Agenda..

Team D (Community)

Michael Van Lonkhuysen

From: celebrate4lifers@aol.com
Sent: Tuesday, October 4, 2022 8:53 PM
To: Rose Zimmerman; Tim Nevin; Stephen Wagstaffe; Michael Callagy; Tom Piccolotti; Kevin Raffaelli; Bill Massey; Michael Van Lonkhuysen
Cc: Perry Evert; Super Star; nfl092019@yahoo.com; Norm Pinto; Darrel F.; Leilani Ramos; City Clerk; City Council; City_Manager
Subject: Re: [EXTERNAL] Re: Public Comment

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Thank you.

FYi: It was **not** on the posted Agenda.but just dialed in..

Regards,

Team D (Community)

On Tuesday, October 4, 2022 at 08:47:35 PM PDT, Michael Van Lonkhuysen <mvanlonkhuysen@dalcycity.org> wrote:

Your should be able to use the number below -

Meeting ID: 874 8006 2122

One tap mobile

+16694449171,,87480062122# US

+16699009128,,87480062122# US (San Jose)

Get [Outlook for iOS](#)

From: celebrate4lifers@aol.com <celebrate4lifers@aol.com>
Sent: Tuesday, October 4, 2022 8:33:05 PM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalcycity.org>; Rose Zimmerman <zimmerman@dalcycity.org>; Tim Nevin <tnevin@dalcycity.org>; Stephen Wagstaffe <swagstaffe@smcgov.org>; Michael Callagy <mcallagy@smcgov.org>; Tom Piccolotti <tpiccolotti@dalcycity.org>; Kevin Raffaelli <kraffaelli@smcgov.org>; Bill Massey <bmassey@smcgov.org>
Cc: Perry Evert <perrye591@aol.com>; Super Star <superstarbilly13@aol.com>; nfl092019@yahoo.com <nfl092019@yahoo.com>; Norm Pinto <love4life0411@aol.com>; Darrel F. <marines4all@yahoo.com>; Leilani Ramos <lramos@dalcycity.org>; City Clerk <cityclerk@dalcycity.org>; City Council <citycouncil@dalcycity.org>; City_Manager

<citymanager@dalycity.org>

Subject: [EXTERNAL] Re: Public Comment

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

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Hello,

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It is not on the Agenda..

Team D (Community)

Michael Van Lonkhuysen

From: celebrate4lifers@aol.com
Sent: Tuesday, October 4, 2022 9:54 PM
To: Rose Zimmerman; Tim Nevin; Stephen Wagstaffe; Michael Callagy; Tom Piccolotti; Kevin Raffaelli; Bill Massey; Michael Van Lonkhuysen
Cc: Perry Evert; Super Star; nfl092019@yahoo.com; Norm Pinto; Darrel F.; Leilani Ramos; City Clerk; City Council; City_Manager
Subject: Re: [EXTERNAL] Re: Public Comment

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

We have a call in user that has raised his hand!

The Community

On Tuesday, October 4, 2022 at 08:47:35 PM PDT, Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org> wrote:

Your should be able to use the number below -

Meeting ID: 874 8006 2122

One tap mobile

+16694449171,,87480062122# US

+16699009128,,87480062122# US (San Jose)

Get [Outlook for iOS](#)

From: celebrate4lifers@aol.com <celebrate4lifers@aol.com>
Sent: Tuesday, October 4, 2022 8:33:05 PM
To: Michael Van Lonkhuysen <mvanlonkhuysen@dalycity.org>; Rose Zimmerman <zimmerman@dalycity.org>; Tim Nevin <tnevin@dalycity.org>; Stephen Wagstaffe <swagstaffe@smcgov.org>; Michael Callagy <mcallagy@smcgov.org>; Tom Piccolotti <tpiccolotti@dalycity.org>; Kevin Raffaelli <krffaelli@smcgov.org>; Bill Massey <bmassey@smcgov.org>
Cc: Perry Evert <perrye591@aol.com>; Super Star <superstarbilly13@aol.com>; nfl092019@yahoo.com <nfl092019@yahoo.com>; Norm Pinto <love4life0411@aol.com>; Darrel F. <marines4all@yahoo.com>; Leilani Ramos <lramos@dalycity.org>; City Clerk <cityclerk@dalycity.org>; City Council <citycouncil@dalycity.org>; City_Manager <citymanager@dalycity.org>
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Team D (Community)

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Hello,

Can you please send us the call in number and meeting id for tonight's Planning Commission Meeting?

It is not on the Agenda..

Team D (Community)

Michael Van Lonkhuysen

From: celebrate4lifers@aol.com
Sent: Wednesday, October 5, 2022 9:25 AM
To: Leilani Ramos; City Council; City Clerk; City_Manager; active; Arts Commission; Tim Nevin; Tom Piccolotti; Perry Evert; Super Star; Norm Pinto; Darrel F.; Rose Zimmerman; Stephen Wagstaffe; nfl092019@yahoo.com; Michael Van Lonkhuysen; Tatum Mothershead; Michael Callagy
Subject: [EXTERNAL] City of Daly City Planning Commission

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

All,

A few of us listened in to the Planning Commission Meeting last night, Oct 4 ,2022. A Member of the Team called in to speak of Family fun and Recreational activity areas.

We found, this was yet another very poorly run City of Daly City Meeting for the following reasons:

1. Since there was **not** a dial in number posted on the Agenda, we had to request one through email.
2. Several of the slides on the Presentation were very poorly presented. Some of the information presented was based on Observation and **not** on facts from the businesses such as Classic Bowling employee information.
3. The Public Comment Announcement that Asst to City Manager, Ms, Ramos always reads was **not** read at this Meeting.
4. At around the **2:56:10 mark**, the caller "John Daly" did **not** receive a message from the moderator, host to un-mute. Ms. Ramos always sends a message to un-mute
5. There did **not** appear to be an announcement as to what line item, Public Comment was to be made. For example and specifically, line item 4.
6. It appeared, there was unprofessional bickering between a couple of Planning Commissioners during the Meeting. One Commissioner appeared to be rather hostile towards another. We have enough problems at our City Hall. Now its at the Planning Commission level?
7. At the around the **3:08: 28** mark, we believe it was Teresa Proano spoke and stated, "**A big concern for me, I feel very very uncomfortable that we are on this subject when the Parties are going to court in a month. In November (2022). I'm hearing court cases.. What value do we have, besides just getting data. But what value do we have to put ourselves between a Court cases where this might be moot??** "

We agree with Ms, Proano, This Agenda item should **not** have been tabled until the Court hears and rules on this matter.

We believe everyone's time was wasted on this Agenda item as the Meeting went over 3 and a half hours.

Regards

Team D (Community)

Michael Van Lonkhuysen

From: Norman Gershenz <norm@savenature.org>
Sent: Tuesday, October 4, 2022 1:44 PM
To: Michael Van Lonkhuysen
Cc: Matthew DeVincenzi
Subject: [EXTERNAL] Concern and opposition to time limits on parking Zone #47 @ Classic Bowling Center

CAUTION: EXTERNAL SENDER. Verify before you respond, click links or open attachments. Questions? Contact ISD.

Dear Michael,

I am the Director of an educational nonprofit in San Francisco, [SaveNature.Org](https://www.savenature.org), which inspires children to love nature and teach them how to protect the diversity of life on Earth. Classic Bowling Center has been hosting our annual fundraiser Bowl the Planet for more than ten years. The event brings together a great diversity of people, adults, children and families - all to raise funds to bring educational outreach to underserved inner-city youth in Daly City and in underrepresented area such as the Bayview and Hunter's Point in San Francisco. The idea of creating a privileged time limit on parking obviously has not been thought out when it comes to addressing the needs of the community, especially seniors in special bowling leagues and children involved in after-school programs. I am concerned that this request to amend the parking scheme might be cloaked in exploring mechanisms on how to close down the Classic Bowling Center. I am concerned the community's needs will not be met. This would be the third and last bowling center in the Daly City/Coma area to close. The community does not want to see this happen. The health and well-being of the community is at serious risk.

Please do not vote in favor of the planned development zone #47 as brought forward by Mr. Tommy Ho. I strongly suggest the Planning Commission and City Council vote no. Please do not hesitate to contact me if you have further questions.

Sincerely,

Norman Gershenz
Director
[SaveNature.Org](https://www.savenature.org)
699 Mississippi Street, Suite 106
San Francisco, CA 94107
415.648.3390
www.savenature.org

SAVE CLASSIC BOWLING CENTER!

Classic Bowling Center is a valued community asset. It provides healthy activities for people of all ages. There is nothing else like it in the North County.

We need to have adequate parking spaces with enough time to complete our leagues, tournaments, and parties.

Don't let Classic Bowling Center be forced out of business. There's only one Classic Bowling Center!

City Council – please hear our voices. Don't adopt a parking plan that won't work for Classic Bowling Center and us!

Date	Name	Address
9/6/22	JAMES SAMS	424 FIRECREST AVE. PACIFICA CA 94044
9/6/22	Mitolell Hong	San Mateo CA
9/6/22	JOHNNIE ALIGHIAN	106 CARAMITAS AVE. SJF CA 94080
9/6/22	Grant Lim	462 BOYLEY CT SJ. 95117
9/6/22	ALBERT VIEIRA RIBEIRO	4532 LUNCH ST SE 94116
9/6/22	Jennifer Wong	2049 HERRON AVE, Walnut Creek 9450
9/6/22	MARGARET WONG	388 ELLINGHAM OAK DR. PLEASANT HILL, CA 94523
9/6/22	JACK WONG	388 ELLINGHAM OAK DR. PLEASANT HILL, CA 94523
9/6/22	Sammy Lau	6332 Shelter Creek Ln. San Bruno 94066
9/6/22	Michael Truong	2522 27th AVE S.F. 94116
9/6/22	~ ~ ~ Tony Tsai	1243 48th Ave S.F. 94122
9/6/22	Kyle Wong	88962 Primula Ter, Newark 94560
9/6/22	April Kim	Dublin, CA
9/6/22	Russell Wong	SF, CA
9/6/22	EDMUND COA	3551 QUINTARA SF CA
9/6/22	Jonathan Kwok	7094 Stags Loop Land Jullin CA
9/6/22	JENNIFER PHANAVONG	2391 11th AVE, OAKLAND CA 94601
9/6/22	DIV THAT	20102 BANCROFT AVE, SF 94024
9/6/22	Kevin Duong	180 Alameda Dr. Daly City 94015
9/6/22	Foi Duong	131 Topeka AVE SF 94124
9/6/22	DUNG TRAN	183 TALBERT ST. 94134
9/6/22	Syd Alcantara	2101 40th Ave. SF 94116
9/6/22	AUSTIN CARPENTER	977 EL CAMINO REAL #203, BURLINGAME, CA 94010
9/6/22	Wayne Feng	1002 54th St. Oakland CA 94608
9/6/22	Anthony Zorn	2690 Folsom St.
9/6/22	Kenneth Yeung	505 Starfish Lane, Foster City, CA 94404
9/6/22	BILLY CHAN	424 RICHMOND DR, MILLBRAE, CA 94033
9/6/22	Dorothy Lam	1761 North Shore DR Richmond 948
9/6/22	Dee Lai	95 DUNCAN ST SF CA 94110 9407
9/6/22	ALBERT WAN	1122 Shelter Creek Ln San Bruno Ca 94066

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Date	Name	Address
09/06	Christian Chan	796 Clarinada Ave Daly City 94015
09/06	Daryl Monteverde	30 Escuela Dr. Apt. 8 Daly City, CA 94015
09/06	Michael Santos	1074 SCHWERTIN ST DALY CITY CA 94014
9/6	Jc Poblete	1006 Geneva Ave, SFCA 94112
9/6	Daniel Schlusser	342 Highland Ave. Apt 208, Daly City San Mateo, CA 94401
9/6	Jaiden Lacro	80 Liebig Street, San Francisco CA 94112
9/6	Vincent Moran	756 Bellevue Ave, Daly City CA 94014
9/6	Jalen Barclay	825 Shirley Ave
9/6	Eric [unclear]	2850 Middlefield Rd Palo Alto CA 94306
9/6	Jayden Hene	164 Master Way Palo Alto, CA 94304
9/6	Kevin [unclear]	2850 Middlefield Rd Palo Alto CA 94306
9/6	STEVE NADOK	196 WEMPLEY DRIVE DALY CITY, CA 94015
9/6	Roy HALBETT	940 Rio Vista, Pacifica, 94044
9/6	MICHAEL DUPORE	286 HOLLY AVE SF CA 94106
9/6	HENRY Zbiczak	136 Santa Rosa Ave S.F. 94112
9/6	Jane Zbiczak	136 Santa Rosa Ave S.F. 94112
9/6	KATHLEEN HALBETT	940 Rio Vista DR Pacifica, CA 94044
9/6	John Seckols	550 Dewey Blvd San Francisco, CA 94116
9/6	Lora Castan	
9/6	Hailey Carter	93 Hampshire Ave Daly City CA 94015
9/6	Goodman NG	849 Camino St SF CA 94118
9/6	Victor Fong	125 Whittier St. SF. CA. 94112
9/6	Kevin [unclear]	837 45th Ave SF, CA 94121
9/6	STEVE SIA	852 B Valley St CA 94133
9/6	Harry Fong	125 Whittier St.
9/6	Adanta	187 Bella Vista SF CA 94121
9/6	Guido ReBore	41 Marietta Dr SF CA 94129
9/6	Selma Skeros	2649 Cashla Ct S.F. 94080
9/6	Dawn Venig Kan	564 MASTICK AVE 94066
9/6	AJ [unclear]	4264 CALLAN DR

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Date	Name	Address
9/6/22	ALEXIA KLEINEKORTE	3060 COLLEGE DR. SAN BRUNO 94066
9/6/22	JAMES HARMON	1275-24 TH AVE S.F. CA 94122
9/6/22	SOS HARMON	" " S.F. " "
9/6/22	Ed ORMANSHI	2303 KRISTIE LN. S.S.F. CA. 94080
9/6/22	Patrick Nuss	4201 Colton Blvd Daly City CA 94015
9/6/22	Quincy Conner	1606 85TH AVE OAKLAND CA 94607
9-6-22	Tina Solis	616 Geneva Ave San Francisco CA 94112
9-6-22	CHECK WONG	5654 ARLENE WAY, LIVERMORE, CA 94550
9/6/22	DARUNA MONTEVERDE	30 ESCUELA DR. #8, DAILY CITY, CA 94015
9-6-22	Denise Cruz	3360 Gateway Dr 103 Pacifica, CA
9/6/22	MARY Dempsey	2651-46th Ave S.F. CA 94116
9/6/22	Octavio Arcan-Juarez	420 Bonnie St
9-6-22	Ricardo Alvarez	358 Woodrow St
9-6-22	Janet Alvarez	54 East Mt St
9/6/22	ANDRE VILLAGRINO	180 ALEXANDER AVE
9/6/22	MIKE VILLAGRINO	180 ALEXANDER AVE
9/6/22	Scamye Potter	93 Hampshire Ave
9/6/22	HENRIETTA Lee Mitchell	99 LYCOTT CIR APT-A
9/6/22	Michael Trejo	400 D St Colma
9/6/22	Ronald Campos	28 Frankfort St
9/6/22	Alexis Regis	1518 Loretta Way
9/6/22	NICK Cilla	2200 Rosewood Dr. San Bruno
9/6/22	LIZA Cilla	210 Hamilton SF
9/6/22	Jacob Mendoza	199 2nd Ave Daly City
9/6/22	Froilan Mendoza	106 Longford Drive
9/6/22	Paul Delacruz	420 Bonnie Street
9-6-22	Alex Gonzalez	50 E Moltke St
9-6-22	Darren Estillmore	89 Tallwood Dr
9/6/22	Abigail Delos Reyes	885 Skyline Drive
9/6/22	Leny Mendoza	199 2nd Ave

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Date	Name	Address
9/6/22	Robert Petroni	21 MOONLIGHT COURT, So. S.F.
9/6/22	Elyssa Lezcano-RUIZ	1580 Higgins Way, Pacifica
9/6/22	AIRENE Morales	370 VERNON ST. S.F. CA 94132
9/6/22	Gene Radel	38 Skyline Dr. DC. 94015
9/6/22	Margaret PIVOT	247 ELLSWORTH ST SF 94110
9/6/22	Martin AUGERRE	7 YOUNG CT SF 94124
9/6/22	Rebecca Son	57 PETHURST DC 94015
9/6/22	Rozella GORDON	442 HILLDALE AVE ST. CA 94110
9/6/22	Amanda Echong	2630-17th AVE. S.F. CALIF. 94116-3003
9/6/22	Ala Hol O. Echon	1630-17th AVE. S.F. CALIF. 94116-3003
9/6/22	Alan Son	727-32nd AVE S.F. CA 94121
9/6/22	Rylye	294 ST. FRANCH BLVD DAILY CITY 94015
9/6/22	Olivia Wong	526-20th AVE S.F. CA 94121
9-6-22	HOLSTEN WONG	526-20th AVE S.F. CA 94121
9-6-22	NORMAN PALOMARES	251 14th AVE, SE S.F. CA 94109
9/14/22	JESUS D. PARRIGODAN	366 VERNON ST S.F. CA 94134
9/6/22	ROBERTA	1145 MILBRIDGE AVE MILBRIDGE, CA 94030
9/6/2022	Kevin D. Mitchell	1010 Magnolia Ave #5 Milbride, CA 94030
9/6/2020	JOE C. GILLES	135 FERNWOOD DR SAN BRUNO, CA 94066
5/1/2022	Robert N. Son	387 MT. VERNON AVE S.F. 94112
9/6	DAVID, EPSTEIN	784 WICKEN AVE DC 94019
9/6-22	Yann C. GALT	204 DVALEYWOOD AVE SAN BRUNO 94066
9/6/22	Mary Chan	542 39TH AVE, S.F., CA 94121
9-6-22	RAD SHIR	136 AMARCA AVE, PACIFICA, CA 94044
9-6-22	James Hughes	276 DALLMORE BLVD Pacifica 94044
9/6-22	James Ho	1700 VICTORIA ST SAN BRUNO
9/6/22	Paul H. ROSE	541 Maple HV S.F. 94080
9/6/22	James Lee	763 Commercial Ave S.F.
9/6/22	James Dickinson Jr	31 WESTRIDGE AVE DAILY CITY CA 94015
9/6/22	David Ho	2324 Olympic Dr. S.S.F. 94080

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Date	Name	Address
09/06/22	Brian Young	3051 Balboa St San Francisco CA 94121
9-6-22	Stanley Chin	35 Galilee Lane S.F. CA 94115
9/6/22	SAM TRUONG	878 TEMPLETON AVE DALY CITY, CA 94014
9/6/22	Ed Chung	1700 Transcendence Pl. Burlingame CA 94010
9/6/22	Emily Lee	1838 KAM AVE SAN FRANCISCO 94116
9/6/2022	Kenneth Lam	5331 Great Oaks Dr San Jose CA 95141
9/6/2022	JUAN ALMANZA	260 GUERRERO ST S.F. CA 94103
9/6/2022	Melander Ferreira	803 CORTES AVE, SF, CA 94080
9/6/2022	DORRY TO	167 CURTIS ST SF CA 94112
9/6/2022	William Han	71 MEADOWBROOK DR, SF CA 94132
9/6/22	Thomas Sin	207 W. Portal Ave
9-06-22	Jennifer Lew	727 32nd Ave San Francisco 94121
9/6/22	Raymond Cai	118 Oliver St Daly City CA 94014
9/6/22	Kwok Ching Yau	1115 KEPPER COURT UNIT H S.F. 94130
9/6/22	Ed Sofer	1573 OCEAN, SAN FRANCISCO 94112
9/6/22	YOUN SANG LEE	14710 Washington Ave San Leandro CA 94571
9/6/22	Don Chow	1289 Clay St SF 94109
9/6/22	VINCENT TU	2037 20th Ave SF CA 94116
9/6/22	Chris Toy	1213 Hillside Blvd, CA 94080
9/6/22	Max Voronkov	333 Escuch Ave Apt 204 Mountain View CA 94041
9/6/22	RYAN TORNO	1554 RUSS ST SF CA 94103
9/6/22	REGGIE TORNO	1554 RUSS ST SF CA 94103
9/6/22	STEVEN LEUNG	614 SPRUCE STREET SF CA 94118
9/6/22	DANNY RAMOS	8 KING ST APT. 2 LARKSPUR CA 94039
9/6/22	Valerie Chin	148 WILLOW ST DALY CITY, CA 94015
9/6/22	JASON KEYLA	3285 San Jose Ave, Daly City CA 94014
9/6/22	PAOLO ETAY	237 WYNDOTTE AVE 94014
9/6/22	ERIKA ROBERTS	1152 VALENCIA WAY PAUFICA CA 94044
9/6/22	Jeremiah Sullivan	22796 Olive Place

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Date	Name	Address
9/6/22	GEORGE W YUEN	1943 43RD AVE SF CA 94116
9/6/22	Harry Yee.	1847 40TH AVE SF CA. 94122
9/6/22	DAVID WHUYEN	9290 WINDING BROOK WAY ELK GROVE
9/6/22	Steven Chen.	572 Persia Ave SF CA 94112
9/6/22	Matt yre	2379 3rd ave 94116
9/6/22	TIM LUI	2131 27th Ave.
9-6-22	Hugo Ferreira	1235 York St
9-6-22	Hector Ferreira	55 Trumbull St
9/6/22	Ryan Tran	220 Village Way S.S.F CA 94080
9/6/22	JOANNIE CHAN	2411 ROW TREE WAY, S.S.F., CA. 94080
9/6/22	Michael Ibay	440 Paris St. S.F. CA 94112
9/6/22	Raymond Yu	66S EDINBURGH ST SK, CA 94112
9/6/22	Derek Delo Pae	501 Haman Dr Daly City. 94015
9/6/22	Joshua IBAY	355 HARVARD ST. SF, 94134
9/6/22	Nickson Tan	1618 S. McFARLANE AVE. DAILY CITY 94015
9/6/22	OCTAVIO SALAZAR SR	16374 ENERGY CT. SAN LORENZO, CA 94580
9/6/22	OCTAVIO SALAZAR JR	16374 ENERGY CT. SAN LORENZO, CA 94580
9/6/22	FAC WO	215 MERCED DR. SAN BRUNO CA 94066
9/6/22	John Tin	2037 20th Ave G.F. CA 94116
9/6/22	Alex VARNAJA	1103 WARREN ST, REDWOOD CITY, CA 94063

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Date	Name	Address
9/6/22	Allyson Wong	5654 Arlene Way Livermore CA 94550
9/6/22	Justin Lam	2066 22nd Ave SF CA 94116
9/6/22	Van Leung	1284 23rd Ave SF CA 94122
9/6/22	Ann Cornell	320 Hawk Ridge Richmond 94806
9/6/22	Amy W	320 Hawk Ridge Richmond 94806
9/6/22	Darryl Huynh	311 Anita Dr. Millbrae CA 94030
9/6/22	Anderson Lo	749 Greenwich St SF CA 94133
9/6/22	RONNIE POLIGRAYS	152 School St #3, DALY CITY, CA 94014
9/6/22	Sabrina Mui	3445 Ocean Ave. City CA 94132
9/6/22	Willy Cho	1850 Palm Ave #3 San Mateo, CA 94402
9/6/22	Valery Truong	1445 Palm Ave San Francisco, CA 94124
9/6/22	John Merced	1235 LA CUMBRE RD HILLSBORO, CA
9/6/22	TEN VAO	87 Rudden Ave S.F. CA 94113
9/6/22	Darren Hue	64 Verna St SF, CA 94127
9/6/22	NICK HOEY	2222 SAN BRUNO AVE. SF CA 94134
9/6/22	ERIC YIM	518 Kinnans St SF CA 94134
9/6/22	Patrick McIllelland	2000 Crystal Springs SP, CA 94066
9/6/22	Kevin Yeung	2444 Chest St SF CA 94112
9/6/22	Nathan Lam	473 Raymond Ave. SF, CA, 94134
9/6/22	Huan Lu	PO Box 22053 SF CA 94112
9/6/22	Clifford Yu	182 Alexander Ave Daly City, CA 94014
9/6/2022	Vaughn Aung	76 Madrone Ave, SF, CA, 94127
9/6/2022	Joseph Pearl	2049 Hereon Ave Walnut Creek, CA 94596
9/6/2022	Josine CANTA	28 GRANDVIEW AVE DALY CITY 94015
9-6-22	KOMET REYES	3285 SAN JOSE AVE DALY CITY CA
9/6/22	Joanna Jimenez	449 Capistrano Ave

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Date	Name	Address
9/6/22	WALTER KIMOK	647, 33 RD AVE, SF, CA 94121
9/6/22	Anh COHEN	1 Market St SF CA 94105
9/6/22	TOMY TAN	1534 35 TH AVE SF 94122
9/6/22	David Hy	94 Camelot Ct DC CA 94015
9/6/22	PHU HY	94 Camelot Ct DC CA 94015
9/6/22	WILLSON	SAN BRUNO
9-6-22	Gordon Hernandez	2580 TARA LN. So. S.F., Ca 94080
9/6/22	TIMMY NG	1570 28 TH AVE, SF, CA 94122
9/6/22	Tommy M	1570 28 TH AVE, SF, Ca, 94122
9/6/22	Mariem Wong	4350 Kimberly Court, Livermore, CA 94550
9/6/22	Trung T	1493 Marco Ct, SJ 95127
9/6/22	PATRICK Lin	542 Oprey Dr. Redwood City CA 94061
9/6/22	Thomas Pak	229 Pine St San Bruno CA 94066
9/6/22	MYUNG KIM	3135 PEARL BLVD SF CA 94118
9/6/22	MICHAEL LUNSON	909 S NORFOLK ST SAN MATEO CA 94401
9/6/22	Julian Pak	229 Pine St San Bruno CA 94066
9/6/22	DAVID SAKEL	1421 Balboa Ave Burlingame 94010
9/6/22	Jimmy Yeung	248 Thrift Street SF, 94112
9/6/22	Nicholas Lam	473 Raymond Ave SF, CA, 94134
9/6/22	Kenneth Lin	836 Larchmont Dr. Daly City
9/6/22	Cameron Chan	3030 Muirfield Circle San Bruno, CA 94066
9/6/22	TRAYON CAMPBELL	865 INGERSOLL AVE SAN FRANCISCO CA 941
9/6/22	Thomas Pa	1137 BAKER ST SF, CA 94134
9-6-22	JEFF ALIGRAY	410 BROADWAY AVE SAN BRUNO, CA

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Date	Name	Address
9-7-22	Alexis Carvajal	1227 Hampshire st. SF Ca.
9-7-22	Shawn Keith	1821 Boston Blvd, Fremont CA 94536
9/7/22	Michael	Never Mind
9-7-22	Jal Rodriguez	2190 Coaster Chavez St
9-7-22	Jose. Santos	800 Brazil Ave
9-7-22	Cindy Torres	800 Brazil Ave
9-7-22	Luis Carvajal	2501 PINE ST
9-7-22	MARIANEL CARVAJAL	2501 PINE ST
9-7-22	LOUIS CHAN	45 BURNETT AVE
9/7/22	LINDA CHAN	45 BURNETT AVE SF
9/7/22	JULIAN POON	119 MARLOW CT SF, CA
9/7/22	Andrew Tsui	2044 30th Ave, SF, CA 94116
9/7/22	Beaton Yau	2434 24th Ave, SF, CA 94116
9/7/22	Eric Xian	655 Redwood Ave, San Bruno CA 94066
9/7/22	AUSTIN NATHAN	1580 SOUTHERN AVE DAILY CITY CA 94015
9/7/22	John Nathan	1580 Sathya Ave #120, Daly City, CA 94015
9/7/22	Daniel Redondo	1551 Sathya Ave #120
9/7/22	BRANDON ARNOLD	136 SAN FELICE AVE #5 SAN BRUNO, CA 94066
9/7/22	Michael Thon	210 Bridgeview Dr. SF CA 94124
9/7/22	Michael D. Thon	210 Bridgeview Dr SF CA 94124
9/7/22	Guille Guit	7047 Mission Street
9/7/22	Alex Lobato	655 Lake Merced Blvd.
9/7/22	CRISTIAN PLANDO	424 Florence Street Daily City CA 94015
9/7/22	Ameyne Dany	213 Beachview Ave
9/7/22	JANESSA HANZAWO	118 BAYVIEW DR
9/7/22	Michael Huynh	129 Glenwood Ave
9/7/22	ROBERT BERNARDI	536 LANSING ST. SFO, CA - 94080
9-7-22	DAN BUCKLEY	25 Brown Free Ln SF 94117
9-7-22	Matt Garet	8 10th St. SF 94103
9-7-22	Benny Cheung	167 Paris St. SF. CA 94112

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Date	Name	Address
9/7	Jeremy Schrakos	847B 14th St San Francisco CA 94114
9/7	Ric Lewis	919 Clinton St #5 Redwood City CA 94061
9/7	Michael Cervera	704 Broadway #704 Oakland CA 94607
9/7	Ryan Bohans	105 Mitten St SF CA 94112
9-7-22	SAMAN OUN	825 HARBOR BLVD BERKELEY CA 94002
9/7	Martin Orten	612 Page St. SF CA 94117
9/7	Mark Bertelsen	5320 Diamond Heights Blvd. SF, CA. 94131
9/7	Merle Estep	483 1/2 Sanchez St SF CA 94114
9/7	JOSEPH JOHNSON	15 DOWNEY BLVD R # 94127
9/7	CATHY PAT. ELSON	633 TAMMAGE LN SSF 94080
9/7	Robert Hughes	804 BAY HARBOUR DR Redwood City - 94065
9/7	HELEN STANLEY	650 Main Street San Francisco CA 94102
9/7	CHARLES REARDER	1731 ALISTON WAY BERKELEY CA 94703
9/7	TODD NASENGAST	MOUNTAIN VIEW, CA
9/7	YUPING TOH	380 14th St 302 S.F. CA 94103
9/7	RODNEY DULTAD	270 HEARST ST 202 SF CA 94114
9/7	Brian Kuenker	2345 FILBERT ST APT 207 SF CA 94127
9/7	Get Healy	1215 Williams Hercules CA 94547
9/7	Kon Healy	1215 Williams Hercules CA 94547
9/7	Monica J Knief	647-33rd Ave SF CA 94121
9/7	Nancy Chan	233 Marshall Dr. SSF, CA 94030
9/7	DAVID CHEN	2088 CARROLL AVE SF CA 94124
9/7	Albert Wong	531 11th Ave SF CA 94118
9/7	Lloyd Amador	217 Sacramento St. SF CA 94102
9/7	Denise Odeguet	50 ESCUELA DR #16 D.C. 94015
9/7	JOSE CHAN	659 LOCKHAVEN DR, PACIFICA 94044
9/7	Edouard Mivande	858 37th St Richmond CA 94805
9/7	Linda Evangelista	436 Pershing Ave SF 94112
9/7/22	Dinna Delacruz	205 Cerro Dr., Azusa, Daly City 94015
9/7/22	Ju J	14th St

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Date	Name	Address
9-7-22	Erik Joseph	19 Youngs Ct. San Francisco, CA 94124
9.7.22	JAROL LUBER	152 STANFORD BLVD W. SF CA 94132
9/7/22	RONN REYES	No Address
9/7/22	D'Angelo Galvez	113 Hillside Blvd Daly City, CA, 94014
9.7.22	Andrew Tward	123 Lake St. Daly City CA
9-7-22	HERB RAMOS-CORONADO	633 PARKVIEW CIRCLE Pacifica CA 94044
9-7-22	MATTHEW HAM	158 SERRA LANE DALY CITY CA 94015
9-7-22	JOHN VILAKED	71 Hampshire Ave Daly City CA 94015
9-7-22	Delvin Martin	2720 Meath Rd.
9-7-22	Dorian Castro	1112 ST Y ST Daly City
9-7-22	Matthew Maggolo	2446 40th Ave, San Francisco CA 94116
9-7-22	Kevin Thongrak	2425 SHANNON DRIVE, SSF CA 94080
09-07-22	TASHA BARRETT	226 CAMARILLO AVE SSF CA 94080
9/7/22	Mykel Chlopek	752 Glenview Dr #207 San Bruno CA 94066
9/7/22	Dante Anderson	204 Arroyo Dr South San Francisco, CA, 94080
9-7-22	Wade Dickinson	515 Sawyer St SF CA 94134
09-07-22	Sven Dickinson	405 Palackoff Dr. #44 Daly City, CA 94015
09-7-22	LYNN Medina	151 Eastmoor Ave. Apt. 102, Daly City, CA 94015
9/7/22	JOAN FONTLEA	151 EASTMOOR AVE. Apt. 102 DALY CITY, CA 94015
9/7/22	CHRIS LOOP	124 CLAREMONT AVE SSF 94028
9/7/22	NEIL HUULIKES	549 DELMONTA AVE SSF, CA 94080
9/7/22	Anthony Wilson	45 Terrace Drive SF CA 94117
9/7/22	Jeremiah Taca	5 Millbrae Cir Millbrae CA 94030
9/7/22	Dave Franzoi	1 Brookside Drive San Anselmo CA, 94960
9/7/22	Michael Franzola	3721 Center Drive Unit 1307, South San Fran
9/7/22	GREGG GAUBATZ	201 SANDHILL ST #604 SF, CA 94104
9/7/22	Ben Reer	1000 15th St SF, CA 94103
9-7-22	RH Ryan	224 S 14th St SF CA 95112
9/7/22	Christina Lantieri	300 PALMETTO AVE PUEBLO, CA 94014

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Date	Name	Address
9/7/22	RYOKO INOUE	80 MANOR DR S.F. 94127
9/7/22	Dore Brakato	79 Nelson Ct. 94015
9/7/22	MYRNA WILSON	1177 MILLER AVE S.F.
9/7/22	Yasuko Narusawa	2339 Lake St. SF 94121
9/7/22	SANDI MURAI	830 AUTUMN LN MILL VALLEY CA 94941
9/7/22	McChick Shih	8045 Geary Blvd. San Francisco, CA 94121
9/7/22	Nancy Huey	2232 Shelter Creek Ln. S. Bruno. 94060
9/7/22	SUSAN B. VALDEZ	2094 BAYSHORE BLVD. SF 94134
9/7/22	AMEE MAJER	622 MOSCOW ST SF 94112
9-7-22	FUSAKO KAMI TA	1266 - 18th AVE SE 94122
9-7-22	Teresa Biondette	45 Ponce de Leon Dr #219 94015 Daly City
9/7/22	Suzi Kodari	549 Las Colinas Rd, San Rafael 94903
9-7-22	Amey Kuragawa	1745 Waller St. D.F. 94110
9-7-22	MARTINA FONTILLAS	236 ACOACIA ST DALY CITY CA 94014
9/7/22	Etsuko Brown	431 Eureka St. SF, CA 94114
"	Jan Howard	166 FURNION SE, CA 94118
9-7-22	MA. SUI SO, G. ALVES	115 11th AVE S.A. CA 94118
9/7/22	Riko Takai	407 - 39th AVE S.F. CA 94121
9/7/22	JUNE KAWAGUCHI	20 FOREST GROVE DR. #20, DALY CITY 94014
9/7/22	Sumi Yamawaki	495 Redwood Ave. San Bruno CA 94066
9/7/22	Key Valdez	2094 Bayshore Blvd SF 94134
09/07/22	Dylan Valdez	2094 Bayshore Blvd San Francisco, CA 94134
9/7/22	KENNETH FLEMING	117 GILLETTE AVE SFP FRANCISCO, CA, 94134
"	A. W. S. Hsu	2265 HERES AVE SF 94116
4/7/22	Roger Chen	120 GORTON WAY Pacifica CA 94048
9/7/22	Herman Tsui	170 N Jackson St SE CA 94109

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Date	Name	Address
9/8/22	Madelyn Junio	3900 Horner St #109 Union City CA 94587
9/8/22	George Sampior	980 Wyandotte Ave D.C. 94011
9/8/22	MIKE DISPO	725 PATRICIA AVE SAN MATEO 94401
9-8-22	ED CALIBJO	5533 BUTANO PARK DR FREMONT 94538
9-8-22	BEN CALIBJO	3722 CASANOVA DR SAN MATEO 94403
9-8-22	Sky ZABAN	2132 COLLEGE DR. South San Francisco 94080
9-8-22	Jeremy Lee	701 Highland Ave San Mateo
9-8-22	Rick Espinoza	35 E. MOORE ST. D.C. CA 94014
9-8-22	BRAD HOLLERS	5002 PALMADO AVE PACIFICA 94044
9-8-22	Jason Hong	8852 Hollaustone Way, Sacramento, 95828
9-8-22	Andy Pedraza	14 LOS FLORES AVE SFO CA 94080
9-8-22	DIANE MURPHY	21 DEXTER PL MILLBRAE CA 94030
9/8/22	Ronbo Abraham	422 Lewis Ln San Jose 95044
9/8/22	VICOR SCOTT	2490 Santa Clara St. ITALYARD CA 9457
9/8/22	WILLIAM TUOHY	104 GARDEN LANE DAILY CITY, 94015
9/8/22	GORDY HARTMAN	61 CARMEL AVE DC. 94015
9/8/22	DAVE NEWBLE	705 SERRAMUNTE BLV. APT 313
9/8/22	Edna Lee	31 CLARA AVE SSF CA 94080
9-8-22	GAMAL MURPHY	103 EXETER ST SFO 94124
9-8-22	Pamela Dawis	1180 TURK ST S.F. CA. 94115
9-8-22	Ryan Jang	28 Viola St. SSF CA 94080
9-8-22	Nicholas Nip	147 Lakeshore Drive, SF, CA 94132
9/8/22	Justin Saligumba	22 Buena Vista RR, SSF, CA 94084
9/8/22	Ian Apellaner	116 Fairlawn Ave, Daly City, CA 94018
9/8/22	Sergio Munoz	189 Melissa Circle, Daly City CA 94014
9/8/22	NATE VELASCO	1318 GARDNER BLVD SAN LEANDRO, CA 94577
9/8/22	WILL (ARSTEN)	221 WEBSTER DR. S.S.F. CA 94080
9/8/22	Joey Cahoon	2601 Cortez Dr. unit 3107 San Carlos 95051
9/8/22	HOWARD ROPECH	300 LOMA VISTA TERRACE PACIFICA CA 94044
9/8/22	MATT MARINO	2613 Marking St LA Hayward 94544

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Date	Name	Address
9/8/22	Daniel Bolleotrose	752 Cottonwood Ave SSF
9/8/22	Debra Bolleotrose	752 Cottonwood Ave SSF
9/8/22	Joe Z. Ark	752 Cottonwood Ave SSF
9/8/22	Ricardo Bell	752 Cottonwood Ave SSF
9/8/22	Ralph Bider	22 Estate Ct, S.S.F.
9/8/22	Paul C. Clayton	437 Ruel Ave, Pacifica Ca 94044
9/8/22	Charles Cooke	75 EXETER ST SAN FRANCISCO 94114
9/8/22	Kenneth R. Holmes	303 Crocker Ave Daly City CA 94014
9/8/22	Robert Riza	P.O. Box 1702 Suisun City, Ca 94585
9/8/22	Nicholas Anderson	303 Crocker Ave Daly City CA 94014
9/8/22	KAREL Marks	1601 Kehoe Ave San Mateo 94401
9/8/22	David Marks	1601 Kehoe Ave San Mateo 94401
9/8/22	RAY MARKS	1425 S NORFOLK ST SAN MATEO 94401
9/8/22	SENNIFER LONGUEVILLE	1425 S NORFOLK ST SAN MATEO 94401
9/8/22	James Jorg	714 CHERRY AVE SAN FRANCISCO 94128
9/8/22	Lauren Marks	1601 Kehoe Ave San Mateo 94401
9/8/22	Emily Marks	1601 Kehoe Ave San Mateo 94401
9/8/22	JAMES E MOORE	269 University St. San Francisco 94134
9/8/22	JONATHAN LEE	2515 BANTREY LN SSF CA 94080
9/9/22	Bobby Jorg	925 SILVER AVE SAN FRANCISCO 94134
9/8/22	Richard Tyler	520 POPLAR AVE. SO. SAN FRANCISCO 94080
9/8/22	May Wong	456 BARNEGAT LN, REDWOOD CITY, CA 94065
9/8/22	Don R. J.	114 SPRINGWOOD SSF CA 94080
9/8/22	Malcolm O'Brien	6848 Mission St Daly City
9/8/22	Kenneth Brockberg	1405 105th St. Emeryville Ca 94608
9/8/22	Enrico	3715 Carter Drive, SSF 94080
9/8/22	Kimberly Hanciano	3715 Carter Drive, South San Francisco, CA 94080
9/8/22	JESSE DAYAO	379 SHIPLEY AVE DALY CITY CA 94015
9/8/22	Allan Castillo	359 Lakeshore Dr. Daly City Ca. 94015
9/8/22	Jason Chuco	491 Hillside Blvd Daly City CA 94014

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Date	Name	Address
9/8/22	ROBERT JANKE	1351 ENCINA DR MILLBRAE CA 94030
9/8/22	Andrew Unholtel	130 St Charles Ave San Francisco CA 94132
9/8/22	AUGUST TAYLOR	262 EL DORADO DR Pacifica CA 94084
9/8/22	Phillip Beltran	2880 Ridgeway Ave San Bruno CA 94066
9/8/22	Matt Ardema	569 Hawthorne Ave San Bruno CA 94066
9/8/22	Chester Catibang	75 Canterbury Ave, Daly City, CA 94015
9/8/22	Edwin G. Nachreiner	569 HAWTHORNE AVE SAN BRUNO 94066
9-8-22	DAVID VILLANUEVA	2901 EVERGREEN DR SAN BRUNO 94066
9-8-22	CHRIS CARANDAN	27616 GAINESVILLE AVE HAYWARD, CA 94545
9-8-22	JOE VILLANUEVA	641 SIERRA POINT ROAD PRISBALE CA 94005
9/8/22	JOSE MATEO	426 RUSIA DR #1 S.F. CA 94112
9/8/22	Sean Niles	2008 Ginniver Street San Mateo, CA 94403
9-8-22	CHARLES CAGANDAN	12 MORTON DRIVE DALL CITY CA 94011
9-8-22	Kristal Chin	233 Wansfield Drive, S.F. CA 94080
9-8-22	Rich Aragona	21239 Greent Drive, Hayward
9-8-22	Quincy Chin	86 MORNINGSIDE DRIVE, DALY CITY CA
9-8-22	JC Flores	18 Celito Drive SF 94134
9-8-22	VINCE YU	1180 4TH ST. SAN FRANCISCO CA 94158
9/8/22	AVEN CHU	2334 19TH AVE SF. CA 94114
9/8/22	Raymond Ma	212 Maywood Way S. SF CA 94050
9/8/22	RANDALL FLETCHER	2336 CASTRO ST. S.F. CA 94131
9/8/22	RONALD DI MAGEIO	565 30TH AVE SAN MATEO 94403
9/8/22	Jim Janis	223 Golden Bk, PR Rte, TID 401
9/8/22	MARION DUA	2411 ELKAYRUS WAY 94066
9/8/22	MARLYCK MOYRONL	255 AVALON DR DALY CITY
9/8/22	Sammy Pate	101 Whipple Ave SF CA 94112
9/8/22	PAUL ASTRY	192 Schoonel Ct. Richmond 94804
9/8/22	Sterey Harmon	1275 24th Ave SF CA 94122
9/8/22	Chad Ercel	PO Box 460134 SF CA 94146
9/8/22	ZACK SOOK	245 NIVON AVE S.F. CA 94050

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Date	Name	Address
9-8-22	Robert Newman	1140 Odessa Blvd Pacifica CA 94044
9/8/22	Timothy Harmon	1275 24th ave San Francisco, CA 94122
9-8-22	Chris Wawstrath	58 Park Manor Dr Daly City CA 94015
9/8/22	Stephen Patterson	6423 Gary Blvd, San Francisco, CA 94121
9-8-22	Andrew Brown	1157 Bayview Way Pacifica CA 94044
9-8-22	Ron Tieso	315 Prentiss St / San Francisco CA 94110
9-8-22	Aubrie Villar	227 Verano Dr SFO CA 94080
9-8-22	John Mike Mayngay	207 7th St SF, CA 94103
9-8-22	Pari Samhi	381 Arroyo Dr, CA 94080
9-8-22	Calvin Arambulo	1128 Scott St, San Francisco CA 94112
9-8-22	Ron Sullivan	1551 SOUTHWEST SF CA 94117
9-8-22	Ron Vargas	151 HAMPSHIRE AVE DALY CITY CA 94015
9-8-22	Armando Urezo	322 Forest Park Ct. Pacifica CA 94044
9-8-22	Dave Chien	751 Skyline Dr Daly City 94015
9/8/22	Derrick Wachs	930 Mission Rd Apt 30 SFO 94080
9/8/22	Salomon Shumaker	970 Martin trail Daly City 94014
9/8/22	Moses Gines	6144 Shelter Creek Ln SFO 94044
9/8/22	KEITH SHICK	2031 LANE ST. SF, CA. 94124
9/8/22	CAVISTE	802 Higate Drive Daly City CA 94015
9/8/22	Michael Bitanga	46 Britton St. SF, CA 94134
9/8/22	Brittany Mochizuki	29670 Thurston Ct HAYWARD CA 94541
9/8/22	Peter Mochizuki	29670 Thurston Ct HAYWARD CA 94541
9/8/22	Andrew Fara	251 Ranier Ave SFO CA 94080
9/8/22	David Tan	2211 39th Ave. S.F. CA 94111
9/8/22	Wayne Houn	236 W. PATAZ AVE SF CA 94127
9/8/22	Anthony Lee	2460 Williams Ct SFO CA 94080
9/8/22	Pablo Estay	237 Wyandotte Avenue Daly City 94014
9/8/22	Rich Nguyen	912 Shields St SF, CA 94132
9/8/22	DAVE DEUSAR	71 NELSON CT, DALY CITY CA 94015
9/8/22	MICHAEL MONTANA	73 BAY CT. SFO CA 94080

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Date	Name	Address
9/8/2022	Mulan Ma	622 Moscow St San Francisco
9/8/2022	Kody Fong	2145 Judah St San Francisco
9/8/2022	Jason Wong	3623 Cabrillo St S.F.
9/8/2022	Michelle Yee	3625 Cabrillo St S.F.
9/8/2022	Liaman Wong	1942 36th Ave S.F.
9/8/22	MARC WANG	297 Shorecrest Dr S.F. CA 94132
9-8-22	ROBERT DONG	580 SKYLINE BLVD SANBRUNO CA 94086
9/8/22	RAY WANG	757 21st Ave S.F. CA 94121
9/8/22	Russell Yeager	440 Dixon Landing Rd Bldg Milpitas CA 95035
9/8/22	Francis JTO	2111 Roundtree Way, S.F. CA 94080
9/8/22	ALAN HINJURO	1221 GAREMONT DR SB CA 94066
9/8/22	Darlene Wong	1771 Pheasant Dr. Hercules, CA 94547
9/8	LEANDU VILTAON	4225 CALLAN BLVD DALY CITY 94015
9/8	Anthony Le	3711 PIMLICO DRIVE PLASANTON CA 94588
9/8	Marcus Young	112 Princeton St. San Francisco, CA 94134
9/8	FLOYD ODENA	149 SEABATE BETHEN ISLAND, CA 94511
9/8	Tracy Kung	525 Mark Ave Vallejo, CA 94589
9/8/22	Evan Chang	7800 El Camino Real, Colma, CA 94014
9/8/22	MICHAEL MARZ	1237 10TH AVE #3 S.F. CA 94122
9/8/22	MARVIN WONG	1771 PHEASANT DR. HERCULES, CA. 94547
9/8/22	SANDRA HERBELL	17 SAN MIGUEL AV DALY CITY 94015
9/8/22	Adrian Mercado	315 Rutland St, SE, CA 94134
9/9/22	SEAN MIRANDA	14 EVERGLADE DR SE 94132
9/8/22	DEANNE MIRANDA	14 EVERGLADE DR SF CA 94132
9/8/2022	Greg Wong	169-Ninth Avenue, SF, CA 94118
9/8/22	Byron Mak	3800 ASTOR DR San Bruno 94066
9/8/22	Byron Mak	988 El Camino Real APT 320 South San Francisco
9/8/22	MICHAEL CUSI	160 PANORAMA CT PASADENA CA 91004

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Date	Name	Address
9/8	Allen TSAI	5082 Palmetto Ave Pacific, ca, 94044
9/8	EDDIE VIRAY	
9/8/22	Colleen Vell	3 SUTRO HEIGHTS, San Francisco, CA 94121
9/8	JERRICK HUI	
9/8	BOZ KUMAR	
9/8	Sandra Jacobell	3054 Divisadero, SF, CA 94123
9/8	Ajan Samadra	463 S Mayfair Ave Daly City CA 94015
9-8	FRED WILKINSON	
9-8	JACK PREADER	
9-8	STANLEY MAR	3708 FAIRFAX WY., SO.S.F., CA 94080
9-8	JAMES GILBEAU	123 CAMELIA DR Daly city 94015
9/8	Robert Fick	892 Kung Ln. Daly City, CA.
9/8	Shirley Tokmak	3036 - 20th Ave S F 94132
9/8	Wendy	580 VERPUCCI DR, DALY CITY, 94015
9/8	PHILIP VALENZUELA	
9/8	Janie Ouyang	20 Wood St SF 94118
9/8/22	PENNIE ARENDOZA	180 Warwick St. Daly City, CA 94015
9/8/22	Charles Davis	180 Warwick St, Daly City, CA 94015
9/8/22	Elaine N. Salcedo	2436 Wright Ct., S.F., CA 94080
9-8-22	STEVEN LAM	
9-8-22	Linda Hackett	516 33rd St Richmond, CA 94804
9-8-22	LARRY WILLIAMS	898 GILARD ST. SF CA 94134
9-8-22	Steve K. Ho	348 Warwick St. Daly City CA 94015
9-8-22	Alan Yee	523 TARA L S.F. Calif (94116)

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[illegible]

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[illegible]

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[illegible]

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[illegible]

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Date	Name	Address
9/8/2022	JOHN TUCK	1149 SKYLINE DR., Daly City, CA. 94015
9/8/2022	*GARCIA TING	1149 SKYLINE DR. Daly City, CA. 94015
9/9/2022	JOE ALWERT	1780 Bancroft Ave San Francisco Cal. 94114
9/9/2022	Montel Mezula	402 Coast Ave San Francisco CA 94127
9-12-22	GERARD MUSEK	122 KERRAND DR., SO. S.F. CA 94080
9-12-22	Robert F. Tommonen	184 Crestwood dr #11 Daly City Ca.
9/12/22	Catherine Zolli	12 Scotia Ave, San Francisco CA 94111
9/12/22	DAVIS WEAVER	25 LIPMAN AVE, S.F. 94131
9/12/22	PAZ CAPALAD	362 Monticello St. SFO. CA 94132
9-12-22	JIM OAKES	775 COMMERCIAL S.S.F. 94080
9-12-22	JACK LUNARDI	1023 RIO VISTA DR PACIFIC 94064
9-12-22	MICKY WALSH	244 FERNDALE AVE S.S.F. 94080
9-12-22	Margaret Kassin	40 Gough St. SF. 94112
9-12-22	Diane Sordberg	2771 Concord Wy S.B. 94066
9-12-22	PAUL RITZLAND	2361 DAVID CT SAN MARINO CA 94063
9-12-22	Frank Stodendorff	824 Comstock Pix. S.B. 94080
9/12/22	Michael Wilko	600 LARK AVE S.S.F. 94080
9/12/22	Florante Pascual	262 Grottingen St. SF CA. 94134
9/12/22	KONALDO OCMAN	135 CHERRY AVE S.F. CA 94080
9/12/22	MARIE MCCAY	219 AVIADOR AVE. Millbrae CA 94030
9/12/22	Edgar	1990 Albany Pl. S.F. CA 94112
9/12/22	W. G. de Jesus	252 Predit Ave SF 94110
9/12/22	Ben Aliquay	501 Delaney St. Apt #519 San Francisco CA
9/12/22	Gary A. Hoover	116 Del Monte Avenue, S.S.F., CA 94080

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9/12/22	MICHAEL BROOME	699 MISSISSIPPI ST SAN FRANCISCO 94107
9/12/22	George Geronzi	255 Kipling St - Apt. 510 San Fran 94107
9/12/22	Brendan Wee	927 Alabama St 94110 SF CA
9/12/22	SAMIR AWAN	657 ULLOA ST 94127 SF CA
9/12/22	Jeremy Kharrazi	190 Potrero St. 94107 SF CA
9/12/22	Tommy Kuntze	848 Potrero Ave 94110 SF, CA
9/12/22	Rafael Williams	529 Masonic Ave, 94117, SF, CA
9/12/22	CARLO LAZCON	2665 GENEVA AVE. 94014, Daly City
9/12/22	JEREMY SARMiento	1307 SILVER AVE SF CA 94134
9/12/22	Bobby Jones	925 Silver Ave SF CA 94134
9/12/22	Montel Mosiola	407 Joast Ave SF CA 94127
9/12/22	Jay-RON JONES	34 Cielito DR
9/12/22	Julian Pineda	441 1st Ave
9/12/22	Nate Mooney	322 1st Ave
9/12/22	DJ ALCONES	700 POTRERO AVE SF CA 94107
9/12/22	Ryan Dominia	206 Ban Croft Way, Pacifica, CA 94044
9/12/22	Jay Bautista Jr	27208 MANUN WY, Hayward CA 94544
9/12/22	Rene Dominia	271 Sunshine Pr, Pacifica, 94044
9/12/22	RYAN DOMINIA	271 SUNSHINE DR, PACIFICA CA 94044
9/12/22	David Tamboury	61 Majestic Ave SF CA 94112
9/12/22	Candice Lewis	78 Garrett Terrace SF CA 94124
9/12/22	Dolan Skidmore	318 Bay St SF CA 94132
9/12/22	Melvin Washington	111 Potrero Ave San Bruno CA 94066
9/12/22	BRAD PRICKETT	2800 FREEMAN DR, SAN BRUNO, CA 94066
9/12/22	Carlton Chan	155 V. PINE ST Apt 590 San Francisco CA 94112
9/12/22	Clare Sullivan	56 Miramar Ave SF CA 94112
9/12/22	Della Duncan	174 Brighton Ave SF CA 94112
9/12/22	Jon Silbermann	541 Franklin St Montclair 94037
9/12/22	Miles Escobedo	174 Brighton Ave SF, CA, 94112
9/12/22	Daniel Silbermann	1344 Ocean Ave SF, CA, 94112

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Date	Name	Address
9/12/22	JANE SPLASH	4265 CALLAN BLVD
9/12/22	Anthony Polasangre	117 Gutenberg St
9/12/22	John Ghorzaw	80 Palmetto Ave
9/12/22	Fernando Valle	372 Accacia St
9/12/22	Jammie Thai	4 Pacific Bay Cir San Bruno, CA
9/12/22	Sean Va	" "
9/12/22	Juan Phillips	4065 Piceadilly Place SAN BRUNO, CA
9/12/22	Allan Castillo	339 Lakeshore Dr Daly City, Ca
9/12/22	Jason Chiuro	491 Hillside Blvd. Daly City CA 94014
9/12/22	CURANCE CABANERO	132 ACCACIA ST. DALY CITY, CA 94014
9/12/22	Darlene Rohm	478 Cornerwood Ct. SFF CA 94080
9/12/22	Bobbie Sipes	2280 Gellert Blvd. #322 SFF CA 94080
9/12/22	Francine Del Rosario	15 Victoria St. Daly City 94015
9/12/22	RANDOLPH CUARTERO	4212 CALLAN BLVD DALY CITY, CA 94015
9/12/22	Lyell Garlit	7047 Mission St Daly City CA 94014
9/12/22	NICO ANILEIE	4767 CALLAN BLVD
9/12/22	Adam Yoshimi	1755 Noriega St. SF, CA 94122
9/12/22	Tyler Gee	2340 Elmwood St S.F. CA 94121
9/12/22	Anna Toy	938 Goettingen St. SF 94134
9/12/22	Richard Ho	938 Goettingen St. SF 94134
9/12/22	Chloe Llane	6025 Regatta Park Road 94012
9/12/22	Alvinata	5102 Higate Dr Daly City CA 94015
9/12/22	Adeline Varnay	296 EDGEMOOD DR Daly City CA 94014
9/12/22	STANLEY Lim	517 - 44th AVE SAN FRANCISCO, CA 94121
9/12/22	PINKY KWONG	1622 WASHINGTON ST. S.F. CA 94109-3112
9/12/22	ERIC GEF	" "
9/12/22	Brian Calder	2094 Embarcadero Blvd San Francisco, CA 94134
9/12/22	JUDY HIGA	635 Pacheco ST SAN FRANCISCO, CA 94116
9/12/22	Eil Takahashi	6132 Shelter Creek Ln San Bruno 94066
9/12/22	JANNELLE KUBINEC	1302 SANDERLING, PT. RICHMOND CA 94801

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Date	Name	Address
9/12/22	SEAN MIRANDA	14 EVERGLADE DR SF CA 94132
9/12/22	Brittany Lee	1174 Essex Lane, Foster City CA 94404
9/12/22	ROBERT HIRAKAWA	802 HIGATE DRIVE, DAILY CITY, CA 94015
9/12	John W. Concell	1 Market St SF CA 94101
9/13	Nancy Zeng	1448 Portola Dr 94127
9/13	Silvia Zeng	1286 25th Ave 94122
9/13	kelvin, Zeng	1448 Portola Dr 94127
9/13	Justin Lam	2066 22nd Ave SF CA 94116
9/13	Lina Truong	2522 27th Ave SF CA 94116
9/13	Amey Wu	320 Hawk Ridge Dr Richmond 94800
9/13	Artt Gonsale	320 Hawk Ridge Dr. 94800
9/13	Michael Truong	2066 22nd Ave SF 94116
9/13	William Wong	5654 Arden Way Livermore CA 94550
9/13	WALTER KWOK	647 37th AVE SF CA 94121
9/13	Jennifer Wong	2049 Herron Ave. WC. CA 94594
9/13	Warren Leung	2527 31st Ave S.F. CA 94116
9/13	Tyler Leung	14943 PORTOFINO CIRCLE SAN LEANDRO CA 94578
9/13	JENNIFER LAM	2331 11th Avenue, Oakland, CA 94606
9/13	Vivian Du	38962 Pringle Ter Newark CA 94560
9/13	Pinkie Ng	2527 31st Ave SF CA 94116
9/13	David Chong	3290 Macmillan Way #424 Dublin CA 94568
9/13	Liam Lee	2625 Middlesex Rd #108 Pt 94206
9/13	CHRIS PHAN	100 SCHNERIN ST, SF CA 94134
9/13	RONNIE POLICARPO	152 SCHOOL ST, D.C. CA 94014
9/13	GILBERT LEE	1447 21st Ave SF, CA 94122
9/13	Raymond SELO	101 Home Ct SF CA 94112
9/13	Romya	621 Italy Ave SF, CA
9/13/22	Jerry Lam	15 TROPHY DR SF CA 94134
9/13/22	MICHAEL CHUNG	909 S. MARQUEE ST SAN MATEO CA 94401
9/17/22	DENISE CHIU	607 20TH AVE SF CA 94111

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Date	Name	Address
	JOSIMM CANLA	28 GARFIELD AVE DALY CITY
	Jason Reyla	3285 San Jose Ave DALY City
	Tyler Lam	3234 25th St, San Francisco, 94110
	Vaughn Aung	76 Madrone Ave, SF, CA 94127
	Debbie Sherbula	223 Polaris Way, D.C. 94014
	Hugo Gutierrez	3967 Reston Ct. S.F., 94080
	Martin Lee	104 Esplanade Ave, Placenta, 94044
	ERIC TRINH	731 Girard St. SF CA
9/13/22	Sarah O'Loughlin	401 Shields St SF CA 94132
9/14/22	Madeline Polanco	980 Rosita Rd Pacifica, CA 94044
	JOE JACINTO	1750 - 26TH AVE SF CA 94122
	TERESITA MENDOZA	230 SANTA BARBARA AVE. D.C. 94014
	BONNIE WRIGHT	2299 Cecelia Ave SF 94116
	Berta Monnalez	1556 Commercial Ave S.F.
" "	Kevin Keane	4 Pacific Bay Circle # 102 Sausalito
	EUGENE COCO	530 MONTEREY Rd. PACIFICA
" "	MARIVK DAK	1145 KEY LINE M. DALY CITY
9/15/22	Texas Lucas-Jones	1963 Golden Gate Ave, S.F. CA 94115
9/15/22	Jimmy Z. Leonard	744 Lakewood Ave. S.F. CA 94112
9/15/22	Julia Li Zang	1830-43rd Ave. S.F. CA 94122
9/15/22	ALAN HHO	1371 MANZANITA DR. MILLBRAE
9/15/22	Mrs. Mary Lopez	81 W. Emery Dr. D.C. 94015
9/15/22	GERRY (J)	222 UPLAND ST. RUC. CA. 94062
9/15/2022	Donna Kadiach	345 DEL Monte Ave S.F. CA 94080
9/15/22	LOREEN MAKISHIMA	510 BRANAUGH CT HAYWARD, CA 94544 6691

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Date	Name	Address
9/26/22	Keith Szewach	155 Haight St, San Francisco CA 94111
9/26/22	Kenneth Liang	1265 SWIFTWOOD Way S San Francisco CA 94108
9/26/22	Rachel Lee	1611 7th Avenue, SF CA 94122
9/26/22	Vicki Choy	1962 36th Ave SF CA 94116
9/26/22	Kenneth Liang	300 FILLWOOD DR. DALY CITY 94015
9/26/22	Cathy Kiebler	2236 23rd Street SF, CA 94107
9/26/22	Paul Deady	101 McLellan Dr. S.F. CA 94080
9/26/22	Saul Gomez	438 Evergreen Ave
9/26/22	Alyssa Alfonso	617 Tamarack Lane SSF 94080
9/26/22	Alan Ajrold	2920 Union St 94112
9/26/22	Johan Rioja	1744 Geneva Avenue SF CA 94124
9/26/22	Deming Kwan	174 Vicente St SF CA 94127
9/26/22	Freddy Sanchez	836a Olive Ave S.F. CA 94080
9/26/22	Melvin Moran	178 Westlawn Ave Daly City
9/26/22	Calvin Lam	2055 28th Ave SF CA 94116
9/26/22	Kwan Tun	205 Cerro Dr. Apt B-114 CA 94015 Daly City
9/26/22	TONY VIPUS THAKOL	3015 LOS PRADOS #215 SAN MATEO CA 94403
9/26/22	Darell Gathalian	349 Philip Drive #101 Daly City, CA 94015
9/26/22	Robert Becker	1267 30th Ave SF 94122 CA
9/26/22	Jonathan Wang	1510 Greenwood Way San Bruno CA 94066
9/26/22	Eli Poi	20 Ziti Manor Daly City, CA 94015
9/26/22	Gabe Bautista	611 Gateway Blvd SSF CA 94080
9/26/22	Matt Tam	300 Merimont Cir San Bruno CA 94066
9/26/22	Randy Shelden	1414 Shoal Dr, San Mateo, CA 94404
9/26/22	Harith Rajakumar	9 Mateo Avenue Millbrae CA 94030
9/26/22	Axel Gones	322 Parnassus Ave San Francisco, CA 94117
9/26/22	Brian Yau	350 Monterey Blvd, San Francisco, CA 94131
9/26/22	Marvin Lamp	72 Mahogany Drive, SSF, 94080
9/26/22	RYAN LEUNG	941 RIDGEBLVD CT SSF 94080
9/26/22	Giovanni Ngo	2726 3rd Ave, SF, 94116

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Date	Name	Address
9/26/20	Mike Walsh	244 FERRIS AVE S.F. CA
	Mike Lumsden	1022 2nd VISTA DR PACIFIC
	Kimberly	13A CASTAS AVE
	Basell	26 24th AVE SAN S
	Eric Ngo	76 De Long St.
	Mikki Okamoto	455 Chestnut St. SF
	Brian Ngo	76 De Long St.
	Jennifer Grey	2235 3rd St. SF 94107
	Camille Leon	76A Waller St SF CA 94102
9-26	Susan Teary	76A Waller St SF CA 94102
	Karla Aragona	220 2nd Ave Daly City CA 94014
	Jackie Standart	1029 South Mayfair Ave.
	JOSE GUERRA SR	732 WASHINGTON ST DALY CITY 94015
	SYLVIA AGUILAR	732 WASHINGTON ST DALY CITY 94015
	KIANA GUERRA	732 WASHINGTON ST DALY CITY 94015
	ERIC ESCOBAR	756 Del Mar Ave SF. 94080
	Angel Leo Escobar	
	Diana Escobar	
	Richard Padell	2007 Pacific Ave SF CA 94109
	Jane Sapp	1143 WEBSTER ST SF CA, 94115
	Deanne Jarama	59 Lee Ave SF CA 94112
	Chico Jarama	59 Lee Ave SF CA 94112
	Mike	30180 GREENVIEW DR CASTRO VALLEY CA 945
	Alexander Kellner	904 Mills Ave, San Bruno, CA 94066
	Marc Raffin	566 ACACIA AVE, SAN Bruno, CA. 94066
	Adrian Pardo	2717 Cowell Ave SF 94124 CA
	Henry Bricehe	936 Hills Blvd
	JADE McMARTIN	97 MARINER LN
	Melissa Patao	461 WILDE AVE
	David Brown	1351 25 AVE, SF 94122

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Date	Name	Address
9/28	CHRIS PARAS	610 GENESEE BLVD, DC, 94011
9/28	Jose Rodriguez	300 palmetto dr apt 106 94041
9/28	MARVIN LUNA	21 WINDCREST LN. S.F., CA 94080
9/28	MATTHEW HOM	158 SERRA LN. DALY CITY, CA 94015
9/28	HOWARD CHAN	48 CUMMINGS LANE DR SF CA 94132
9/28	HERB RAMOS	633 PARKVIEW CIR PACIFIC 94044
9/28	MILIE COLEMAN	1768 10TH AVE SF CA 94116
9/28	Ray cheung	175 TUNNEL AVE SF CA 94134
9/28	Kat Zhao	14 Bernard St. SF, CA 94134
9/28	Michael Shao	368 Imperial Way #24 Daly City 94015
9/28	DAVID TERAN	1 MADISON CIRCLE ANTIOCH CA
9/28	Bryan Kang	146 Lassen Drive, San Bruno, CA 94066
9/28	Ho Cho	1261 Hamlet St. San Mateo, CA 94403
9/28	Darren Sarmiento	414 Crocker Ave., Daly City, CA 94014
9/28	MIKE KANG	1070 SAN MATEO AVE S.F. 94080
9/28	RUDOLFO DEL ROSARIO	3405 HILLCREST DRIVE BERKELEY 94702
9/28	Leah Sausedo-Dempsey	2651 46th Ave, San Francisco 94116
9/28	Noelmann Wong	36846 CABELLO DR, FREMONT 94536
9/28	Bernadette Yee	1161 Fairmont Drive, San Bruno, CA 94066
9/28	PETER LU	663 GENEVA AVE. SF CA, 94112
9/28	Steve Hsu	315 25th St SF CA 94131
9/28	Bryan Lawrence	1414 30th Ave SF CA 94122
9/28	KUMSOON LIM	5946-FULTON ST. S.F. CA. 94121
9/28	Leo Soliman	1026 BIRMINGHAM ST - DALY CITY CA - 94014
9/28	Jovan Thompson	1439 Cathy Way, Hayward CA. 94545
9/28	VINS RAMIREZ	48 Ottawa Ave, San Francisco, CA 94112
9/28	Daniel Urista	712 Templeton Ave, Daly City CA 94014
9/28	NIKO VAEFASA	15 Park Manor Drive Daly City, CA
9/28	Walsy Wong	479 Valencia Drive So. S.F. CA 94080
9/28	Kenn Chow	1732 Hamlet St San Mateo CA 94403

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[illegible]

LAW OFFICES OF
MARK D. HUDAK

177 Bovet Road, Suite 600
San Mateo, CA 94402

(650) 638-2390
Mark@mhudaklaw.com

November 4, 2022

Via Email

Mayor Dr. Rod Daus-Magbul
Vice-Mayor Raymond Buenaventura
Hon. Juslyn Manalo
Hon. Glenn Sylvester
Hon. Pamela DiGiovanni
City of Daly City
333 90th Street
Daly City, CA 94015-1895

Re: Classic Bowling Center/King Plaza Shopping Center

Dear Councilmembers:

My office represents DBP, A California partnership. DBP owns the property that is leased to the Classic Bowling Center.

The Zoning Code amendment, Parking Management Plan, and Conditions, Covenants, and Restraints ("CC&Rs") proposed by the owners of the King Plaza Shopping Center would put the Classic Bowling Center out of business. The two minutes of public comment allowed for the discussion of these items is not enough for DBP and the Classic Bowl to express the threat these proposals pose to their business. Accordingly, they ask that you consider the following points in advance of the hearing on November 14, before irreversible damage is done.

The Two Properties Must Operate Together. The current zoning for the shopping center and the bowling center properties assume that the two properties will coordinate parking, maintenance, and other operations. A joint parking management plan, joint CC&Rs, and cross-easements were required to ensure equal access to parking and equal responsibility for maintenance costs. The subsequent lot split was approved with these principles in place. After all, the bowling center property has only 22 parking spaces, nowhere near enough to operate without access to the parking on the shopping center parcel

The suite of changes requested by the shopping center owners would decouple the properties and allow independent operation by the ownership groups. That was never the intent of the City. Thirty years ago these very issues were the subject of exhaustive hearings and a years-long process – a process that concluded that the properties had to be considered as a whole to enable the bowling center to conduct business. It is far too late to go back on that outcome. The

Council needs to fully understand the consequences that can flow from this proposed divorce.

The Shopping Center Owners Have Not Submitted a Professional Plan. The package of proposals from the applicant includes a Parking Management Plan that pertains only to the shopping center property. That is not permitted under the current zoning.

More important, the Parking Management Plan and diagram are not signed by a professional engineer or parking consultant. That is unheard of in my decades of practice in land use matters. It should be a huge red flag for the Council. If the plan is a good one, why hasn't a parking engineer come forward to support it? Why isn't there data (such as employee counts or parking duration by customer type) submitted to support the plan? The Council should not be asked to make a critical decision based on an anonymous, unprofessional plan.

The Parking Consultants for Both Owners Recommend Four Hour Parking. Both ownership groups retained parking consultants as expert witnesses, Christopher Thnay for the King Plaza owners and Gary Black for DBP. In 2020, the two experts got together and came up with a joint recommendation for the site. Their report of February 14, 2020 to the parties' attorneys (Mr. Zell for the shopping center owners and Mr. Piser for DBP) is attached as Tab A.

The recommendations are straightforward. Because there are not enough parking spaces to meet demand at peak hours, the most successful strategy is to move employee parking off the main parking lot. That is accomplished by having four-hour time limits in the main areas during business hours (8:00 a.m.-7:00 p.m., when the Manila Market closes). Having employees taking up spaces in the main lot for eight hours prevents turnover and harms all businesses. Once employee parking is eliminated from the main lot, there should be enough parking for shoppers, diners, bowlers, and other customers.

The recommendations are shown in a diagram prepared by Mr. Black, attached as Tab B. It shows 249 spaces available for shoppers, diners, bowlers, and others customers at the site, and 84 untimed spaces that should be used by employees of the shopping center and Classic Bowl. This plan maximizes the number of spaces available for nonemployee users at the site

In order to be fully effective, the consultants say that there needs to be off-site parking for employees. DBP has put in a lot of effort trying to lease an employee lots from the State of California and a nearby school, so far without success. If a lot can be found – at least for the weekends – then there will be enough on-site parking to meet all demand. That is the long-term solution.

The consultants' recommendations are consistent with the history of the site and the current zoning principles. Parking for the two properties would be shared on an equitable basis, as contemplated by the zoning and lot split, with all spaces used in the most efficient manner.

The Parking Consultants' Plan is Fair to Bowlers. The data compiled by parking consultant for the shopping center and the consultant for the bowling center showed that most bowlers spend an average of three hours at the bowling center. This includes check-in, warmups, actual games, and sometimes food and beverages afterwards. One hour and two hour spaces won't

work for bowlers.

A parking lot or garage that serves both a shopping center and a movie theater would never consider two hour limits. Most movies take more than two hours with trailers and commercials. Moviegoers don't want to be spending the last part of the movie worrying about whether their cars are being towed, so soon they would go to other theaters. Nearby restaurants and shops hope the moviegoers will stop by before or after the show and that would not be feasible with two-hour limits. Time limits that are too short hurt everyone.

The same principle is at work here. Bowlers want to come in, enjoy their games and camaraderie, and perhaps shop or dine in the shopping center afterwards. Two hours will not allow that. Even at three hours there is not enough time to do anything but bowl and leave. That hurts merchants in the shopping center.

Dozens of emails have been sent to the City by bowlers and a petition has been signed by hundreds of them, protesting the one- and two-hour limits. Many bowlers plan to attend the November 14 meeting to reinforce their position. If the City proceeds with the applicant's plan, league bowlers in particular are going to leave. League bowling is the lifeblood of the Classic Bowling Center. It provides regular, reliable income. Without league bowling, the Classic Bowling Center will be out of business. Is that the outcome the City wants?

The Parking Consultants' Plan Generates Proper Turnover of Spaces. The applicant says that it wants "turnover" of parking spaces. The parking consultants' plan achieves the proper turnover.

Turnover occurs naturally. For example, grocery shoppers come into the Manila Market, make their purchases, and then head home quickly to get their perishables into the refrigerator or freezer. They might stay in a space for an hour or less. Students at the martial arts studio need a little more than an hour to check in, do their class, debrief, and leave. Diners might need an hour and a half for their dinner. A solo bowler might need his space for two hours, and a league bowler might need three. In every case, the type of use determines the turnover. The four-hour time limits allows all spaces in the main lot to turn over regularly and efficiently.

Why have any time limits, then? To prevent parking by employees and poachers. Spaces occupied by these users will not turn over often enough without a time limit and actual enforcement. The four-hour limit recommended by the consultants keeps these users out of the spaces that need to be available for shoppers, diners, and bowlers. Once employees and poachers are removed from the equation, the use of the main lot will be optimized.

The Applicant's Plan is Not Fair or Feasible. The applicant's plan proposes 159 untimed spaces, with the rest of the available parking limited to one and two hours. This will not work.

First, the one- and two-hour spaces are not long enough for bowlers. Consequently, more than half the parking lot and most of the prime spaces in the main lot are automatically off-limits to them.

Second, the 159 untimed spaces are woefully inadequate. Consider the demand these untimed spaces must meet:

• Shopping Center Employees	80-90 ¹
• Bowling Center Employees	10
• Bowlers (weekends)	<u>120</u>
Total	210-220

But that is not the total demand for the untimed spaces. Because the spaces are unrestricted, any shopper, diner, martial arts student, or other patron of the shopping center can take one of those spaces if a timed space is not available. So there could be upwards of 250 potential users competing for 159 untimed spaces.

In short, under the applicant's plan, there would be a free-for-all for the 159 untimed spaces. Most of them will be taken by shopping center employees, since they often arrive early, and those spaces will not turn over for eight hours or longer. Very few untimed spaces will be left for bowlers, diners, or shoppers.

With this data in hand, no reputable parking consultant could recommend the applicant's plan. It forces far too much demand onto a limited number of spaces. It does not effectively restrict employee parking, which is the key to maximizing the available parking, and it does not promote turnover. It must not be approved.

The Applicant has Not Provided Accurate Information To The Council. The applicant has not been transparent with the Council and the community. The applicant has withheld the conclusions and recommendations of its own expert witness. The applicant has not brought in a parking study or data to support its amateur plan. The applicant has resisted attempts to bring in a neutral parking consultant to confirm what Mr. Thnay and Mr. Black have already concluded about the best way to deal with the parking problems at the site.

In addition to the lack of candor about their own consultant's conclusions, the shopping center owners are misleading the City about the cause of the current parking crunch. The owners try to blame the increased demand on the closing of the Serra Bowl. But that occurred all the way back in 2012. Classic Bowl's usage has remained steady since then, and it does not have any way to increase the number of lanes. That's not the problem.

Instead, what has changed is the tenant mix in the shopping center. As the staff report to the Planning Commission showed, there has been a steady increase in the number of food use tenants (an estimated 85% of the center is now devoted to food-related uses).² These food uses generate much more parking demand than other tenants. That is why there is an ever-worsening problem in the parking lot. Once this is acknowledged, is it fair for the Council to adopt a parking plan that punishes the bowling center and its patrons?

¹ This was the estimate by our consultant. But a more recent survey showed approximately 134 employees on weekends and 102 cars to be parked. See Tab C.

² The current zoning requires the shopping center to seek a balanced mix of tenants and the opposite has occurred.

Finally, the applicant has not taken steps to reduce the current parking problems. Observations by City staff show that the upper lot is virtually empty much of the time, with only delivery trucks and a few cars parked there. So, the shopping center employees must be parking elsewhere, including the main lot, and these are the spaces that are not turning over for re-use by shoppers, diners, and bowlers. Why hasn't the applicant worked with its tenants to move the employee parking to the upper lot and reduce demand in the main lot? Certainly this should be done before asking the City to approve a parking plan that discriminates against the bowling center.

The Council Should Reject the Draft CC&Rs. The current zoning requires joint CC&Rs for maintenance and operation of the parking lots and related improvements. Even though formal CC&Rs were never put in place, the parties have been sharing maintenance and capital improvement costs on an equal basis all along, consistent with the requirements of the easement signed by DBP and Mr. Litke's company. DBP does not seek to change that arrangement and would like to see it confirmed.

But the draft CC&Rs proposed by the applicant go much farther than maintenance. They include a \$96,000 annual fee for parking on the shopping center property. There is no explanation of how that price is set, why it is fair, or how it is legal under the easement and the Zoning Code. Neither the Council nor the staff is in a position to approve a business term like that.

More ominously, the CC&Rs would convert DBP's right to use the shopping center parking spaces to a mere license that the shopping center owners could revoke. If that were to occur, the bowling center would be limited to the 22 spaces on its property. Chaos would result. The bowling center would be out of business the next day. It is gross overreaching by the applicant. The Council should summarily reject this request and direct the parties to work on a set of CC&Rs that are consistent with the zoning and lot split to formalize maintenance responsibilities and cost-sharing.

Next Steps. DBP has been accused of stalling, of just "kicking the can down the road." That is unfair. All DBP wants is a realistic parking management plan that is fair to both owners, their tenants, and the shoppers, diners, bowlers, and neighbors. That plan hasn't been presented to the City by the applicant.

DBP believes that the best way forward is to have a neutral parking expert evaluate the proposed plans and perhaps refine the four-hour plan to include a limited number of strategically-placed short-term parking spaces. But if the Council is determined to take action on November 14, the following steps are appropriate:

- Amend the Zoning Code to adopt the truck turning provisions as recommended by staff. This will aid in maximizing the use of the upper lot.
- Reject the applicant's Parking Management Plan.
- Approve the Parking Plan recommended by the parties' own experts and illustrated in Tab B. ADA parking and City requirements for signage and operations will be met.

- Reject the draft CC&Rs for the shopping center and direct the two owners to return with joint CC&Rs that memorialize the maintenance obligations for the parking lots on a shared basis, consistent with the Zoning Code.

- Direct the owners to increase efforts to find off-site employee parking to create a long-term solution for the site.

We appreciate that this is a lot of information to digest. But it is necessary for the Council to fully understand why the plan before it is not fair or professional and how the Classic Bowling Center will be forever damaged if it is adopted. We also urge you to meet with Matt DeVincenzi to learn about the operations of the bowling center and how the parking lot is operating. Matt is at the site on a daily basis. He understand the needs of the other businesses and the varied customers who come to the site, not just the bowlers. Like you, he wants to find a solution that is fair to everyone, not just a select group of users. Please find the time to visit if possible before coming to a decision that may cause irreversible damage to a treasured community asset.

Thank you for your attention to the concerns of DBP and the Classic Bowling Center.

Very truly yours,



Mark D. Hudak

Attachments

TAB A



HEXAGON TRANSPORTATION CONSULTANTS, INC.

Memorandum

Date: February 14, 2020

To: Mr. Steve Piser
Mr. Dennis Zell

From: Gary Black, Hexagon Transportation Consultants, Inc.
Christopher Thnay, Advanced Mobility Group

Subject: Parking Management Plan for King Plaza in Daly City

Hexagon Transportation Consultants, Inc. and Advanced Mobility Group have teamed to outline a solution to the parking shortage that occurs at King Plaza in Daly City. The parking shortage occurs on weekends when parking counts have shown that parking spaces are 100% occupied around the noon hour. Because spaces are 100% occupied, it is believed that some potential customers are unable to patronage the center. This problem has been observed to occur on weekends – Saturdays and Sundays – but not on weekdays.

Parking Solution

In order to make the maximum number of spaces available for customers, we propose to relocate employee parking. We have determined that there are roughly 105-120 employees working at King Plaza on weekends during peak times. We propose to require employees to park either in the upper parking lot or off site. The upper parking lot has 59 spaces. Therefore, around 50-60 employees will need to park off site. These employees could just park on the street, but street parking is very heavily utilized on weekends. It would be desirable to provide employees with a better off-site option. There is an elementary school, Skyline Elementary School, that is located one block from King Plaza. The school has about 50 parking spaces in its parking lots.

In order to differentiate employee parking from customer parking, we propose that the center implement a four-hour parking time limit in the main parking lots (excluding the upper lot). We have determined through parking counts that a four-hour time limit could accommodate all customers to the center, including the bowling alley, grocery store, restaurants, offices, and other stores. Employees would be directed to use the upper parking lot or to park off site.

Implementation

We recommend that the center hire a security service to monitor the 4-hour time limit in the main parking lots. The security service would use a license plate program to note the license plate numbers and description of any vehicles that overstay the 4-hour limit. License plates could be matched to employee records to identify any employees that park incorrectly. Those employees would receive individual consultations and possible punishment. The security service, even without the license plate records, could probably identify employees parking illegally. We believe one security guard would be sufficient and this would only be for 8 hours per day on Saturdays and Sundays.

The center should also contact the South San Francisco Unified School District to arrange to lease parking spaces at Skyline Elementary School on weekends. Employers should let their employees know that parking at the school is allowed on weekends. The school would need to ensure that the spaces were made available to the center by prohibiting other parking during the day on weekends.

TAB B

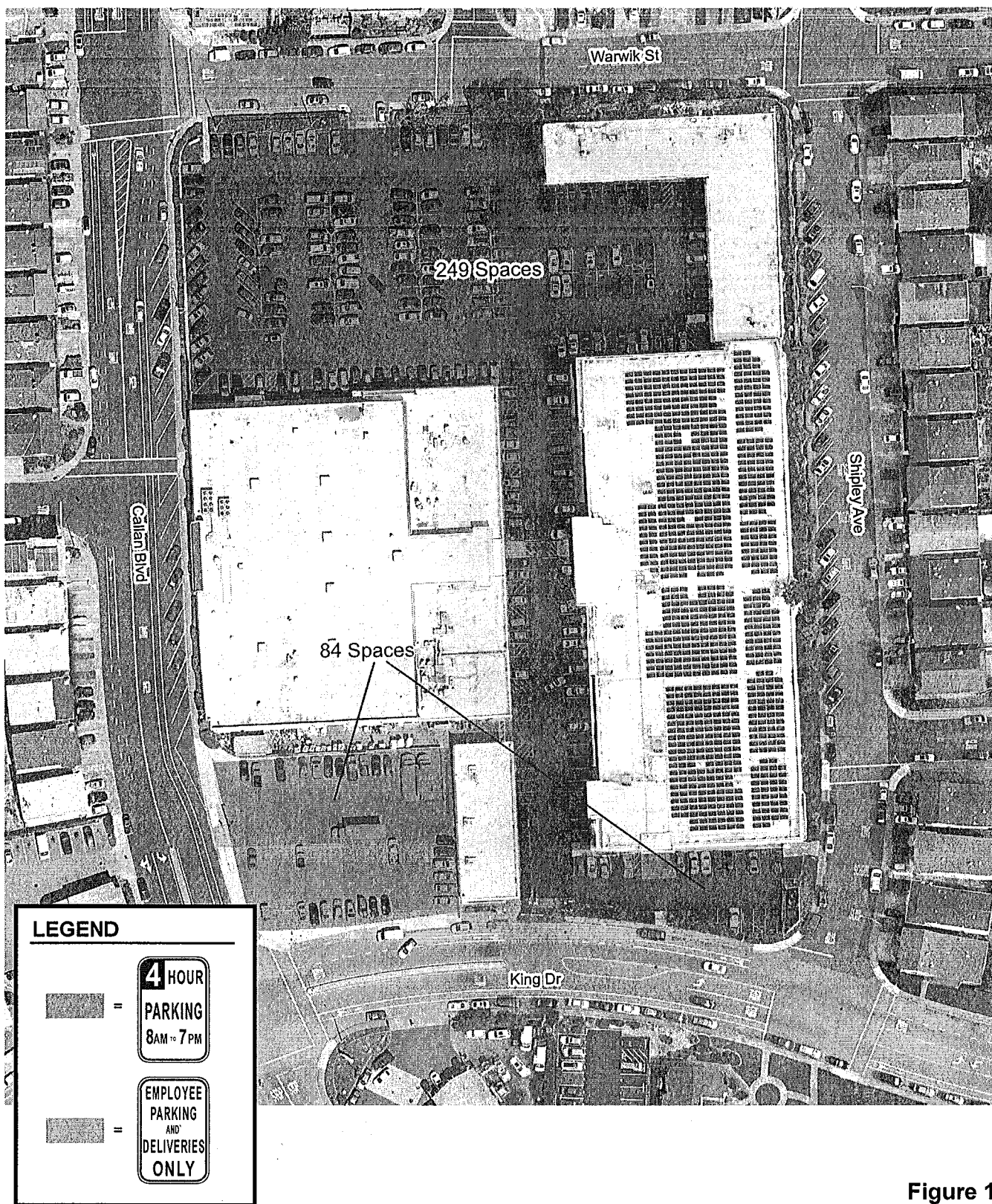


Figure 1
Parking Limits Plan

TAB C

King Center Stores Parking Survey

Survey Forms - Aug 27, 2019

Stores	# Employees			Parking Area #				Bus		Walk	
	Weekday	Weekend	# Responded	1	2	3	4				
1 Baurista	3	4	3								
2 King Nail ^A	4	3	4		2		1			2 (Uber)	
3 Manila Oriental Market	51	53	29	22	1	5	1				
4 Mr Fongs	10	12	13	6	6						
5 New Horizon	5	6	5	2	1		1	1			
6 Oryx ^A	5	4	2	1			1				
7 Pop Kitchen ^A	9	10	10	3	4			3			
8 Rainbow ^A	2 or 6	3 or 6	2	1	1						
9 Raymond's Design	1		4		2		2				
10 Spin & Dry Laundry	1	2	2		2						
11 Super Sushi House	4	4	6	1		1	4				
12 Tai Yuan Restaurant	17	29	25			16	4	3	1		
13 Toast Deli	4	4	4		1					3	
14 Veronica	1	1	1				1				
Total	117	134	114	38	22	24	19	7	4		
	Percent Responded			Total Parked Cars							
			97%				103				

Notes:

A - with information provided, based on best guess of nearest parking locations

Parking Areas

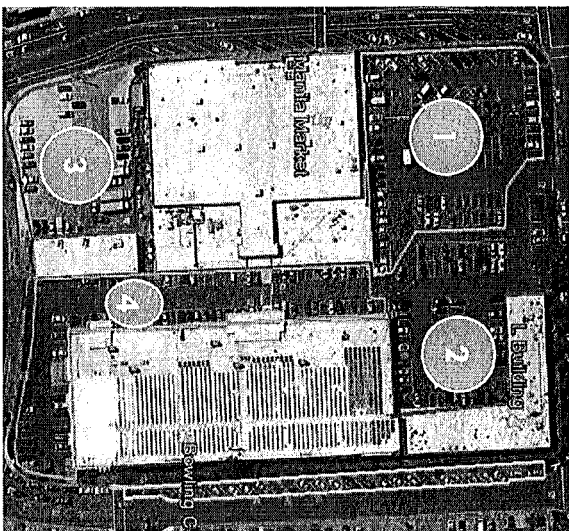




Figure 1
Parking Limits Plan



HEXAGON TRANSPORTATION CONSULTANTS, INC.

August 26, 2022

Mr. Mark Hudak
Law Offices of Mark D. Hudak
177 Bovet Road, Suite 600
San Mateo, CA 94402

Re: Parking Management Plan for King Plaza in Daly City, California

Dear Mr. Hudak:

Hexagon Transportation Consultants, Inc. has reviewed the attached proposed Parking Management Plan (PMP) for King Plaza in Daly City, California. Hexagon has prepared parking studies on behalf of the bowling alley at King Plaza, so we are aware of the parking issues. Based on our research at King Plaza, we question the logic of the PMP. We would expect a plan like this to be prepared by a transportation professional with supporting study documentation for how it would work. We are not aware that such study documentation has been provided.

Hexagon's research at King Plaza showed that the bowling alley has a maximum demand of about 120 parking spaces. Furthermore, the research showed that the average duration of bowling alley parking is 3 hours. The PMP includes 150 spaces that would be restricted to two-hour parking or less (some one-hour, some 20 minutes). Parking spaces limited to 2-hour parking typically could not be used by bowling alley customers. The PMP includes 168 parking spaces that would not be time-restricted. These could serve the bowling alley and all employees of the Plaza. However, Hexagon estimates that non-bowling alley employees total about 120 at peak times. Thus, 240 non-restricted spaces are needed (120 for bowling alley + 120 for employees) while only 168 would be provided by the PMP. The PMP states that employees would be required to park on the street. However, there is no assurance that on-street spaces would be available because they can be used by any member of the public.

Hexagon notes that the PMP also includes a provision for dealing with "large scale evening events." This provision is ill-defined (what is a "large scale evening event"?) and seems unnecessary. Hexagon is not aware of any such events that occur at the center. Also, counts showed that existing parking demand in the evening is low.

We appreciate the opportunity to review the PMP. If you have any questions, please do not hesitate to call.

Sincerely,
HEXAGON TRANSPORTATION CONSULTANTS, INC.

Gary K. Black
President



November 7, 2022

Mark Hudak
Law Offices of Mark D. Hudak
177 Dover Road, Suite 600
San Mateo, CA 94402

RE: Kings Plaza Center – Parking Lot Management Plan

Dear Mr. Hudak:

I've been asked to give my professional opinion as to the impact the proposed King Plaza Center – Parking Management Plan would have on Classic Bowling Center, located at 900 King Drive in Daly City.

My opinion is based on a review of the current plan, my research and testimony as a bowling expert in December of 2018 as well as my current understanding of bowling industry data, trends & parking requirements for bowling centers such as Classic Bowling Center.

Classic Bowling Center is a 60-lane, traditional bowling center that has served as a community gathering place for many years. It's customer base consists of league bowlers (senior, youth & adult), casual "drop-in" customers, and tournament bowlers as well as group, birthday & charity event participants. Total visit time for customers – including bowling, food & beverage, and socializing – is normally over three hours.

The Parking Lot Management Plan shows that 147 of the parking spaces are to be restricted to one- or two-hour parking limits and many of those spaces are near the

bowling center. This, along with other restricted parking (zoning, ADA, loading & unloading, etc.) leaves only 106 unlimited spaces for the bowling center (as well as other shopping center customers). 74 of the unlimited spaces are in the far reaches of the shopping center, which means that bowling center customers parking in those spaces will have to haul their bowling equipment across virtually the entire lot to get to the bowling center. Many of those customers are senior citizens.

In my opinion, a great number of customers of the bowling center will be lost to other competing venues or will stop their participation in this type of recreation entirely if they cannot find a place to comfortably park during their center visit.

As a result of the proposed Parking Lot Management Plan, Classic Bowling Center will suffer a severe decline in customers and revenues with a significant loss of value and may eventually force the business to close permanently.

Respectfully Submitted,

A handwritten signature in cursive script, reading "K. Mischel".

Kenneth R. Mischel, President
Mischel & Company

LAW OFFICE OF JANET FOGARTY

**P.O. Box 1579
Millbrae, CA 94030**

Telephone 650-652-5601

jfogartylawfirm@yahoo.com

Facsimile 650-652-5604

VIA ELECTRONIC MAIL

November 6, 2022

Mayor and City Council
City of Daly City
333 90th Street
Daly City, CA 94015-1895

RE: King Plaza Shopping Center Parking Management Plan, Zone Text Amendment, and CC&Rs
for King Plaza Center

Dear Mayor and City Councilmembers:

As you may recall when you heard the matter in June and voted unanimously to determine that the application from King Plaza Center was complete, and when you reviewed the tabling of the matter by the Planning Commission on October 24, 2022, and determined unanimously to bring the matter forward for City Council action to your meeting scheduled for November 14th, King Plaza Center submitted the Proposed Parking Management Plan, and proposed CC&Rs and Zoning Text Amendment to DBP on December 28, 2021, and asked them for a response before submitting this proposal to the City of Daly City Planning Department on January 6, 2022. DBP gave no response until six months later when this came before the City Council. In June, and at the Planning Commission meeting and at your meeting last month, DBP asserted repeatedly that there needed to be more time spent to study the issue of a parking management plan with some yet-to-be-determined parking expert. Now, 11 months after sending the plan to DBP, they propose a whole new plan that no one from King Plaza or from the City staff, has ever seen.

As was explained to the Planning Commission and to the City Council, King Plaza Center relied upon its expert, Walker Consultants, a very well regarding parking management consultant, in developing the proposed Parking Management Plan before you, despite assertions to the contrary in Mr. Hudak's latest letter. Walker Consultants did on-site research into what businesses in the King Plaza Center use the

parking lot, and at what times and on what days, and came to conclusions on how to make the existing parking work better for all the patrons, and the employees that use King Plaza Center. The Walker Consulting report was provided to the Planning staff. The report noted that the number of parking spaces is finite, and the way to expand the number of cars that can park in these finite spaces is to encourage turnover in the lot with time-limited parking for the short term in the areas of the lot near the “L” shaped building and Manila Oriental Market, and to allow long term parking in the area nearest the Classic Bowl, and in the upper lot (Lot A-1) which is underutilized most of the time. Walker also recommended restricting employees from parking in the short-term parking lot, and making the upper lot an area for employee parking. These recommendations of King Plaza Center’s expert are included in the King Plaza Center’s proposed Parking Management Plan.

The plan proposed by King for King’s own land is fairly simple and straightforward.

- 1) Two hour parking near Manila Oriental Market and the shops that have shorter-term parking needs to encourage turn-over of the spaces;
- 2) No time limits for over half of the spaces, which are nearest the bowling alley, to accommodate bowlers and anyone else with a reason to be in the Center for the long term;
- 3) In conjunction with the Transportation Demand Management Agency, initiate alternative transportation incentives, and require employees to park in the upper lot, which is otherwise mostly under-utilized.

The beauty of this plan is that it is easy to understand for those coming to the King Plaza Center, it puts the time limited parking where it is most needed, and it treats everyone fairly in that it provides over half of the spaces, those nearest the bowling alley, with no time limits.

Is it fair for the bowling alley to use all of the parking spaces on their neighbor’s land, making their business more profitable at the expense of the rest of the businesses in the shopping center, businesses which have leases with the owner of the shopping center?

DBP, the owners of the land on which the Classic Bowl is located, sued the owners of King Plaza Shopping Center seven years ago, claiming that they had rights to park on the lands of their neighbors, the King Plaza Center, wherever they liked for as long as they liked, and to allow their employees and their

customers to do so, because they had an easement that gave them that right, and that any attempt to impose any time limits on parking violated their rights under this purported easement. It should be noted that DBP previously owned all of this land, and in 1990 petitioned the City for a lot split to sell off the shopping center portion, and to obtain a variance for parking, of 20% from what would have been required of them based on their bowling alley's 60 lanes. The City granted both the lot split and the 20% parking discount upon the condition that the parties would create CC&Rs for maintenance of the whole, and a parking management plan for the whole, both of which were to be approved by the City, and these conditions were incorporated into the Zoning Code. DBP took full advantage of the benefits but never complied with the conditions of approval. Instead of CC&Rs, they came up with this agreement they are calling an easement, an agreement which was never approved by the city. The purported easement said it would be effective upon recording but it was never recorded—in fact the document has no property description, no Lot and Block number—nothing for which the Recorder could index the recording to. There is no easement of record that gives the claimed rights to DBP. For seven long years, the two parties have attempted to come to a compromise solution to the parking problems that presently exist, and have existed for the last several years, to no avail. The City Council determined, after hearing the history of the matter, that it is time for the City to step in and approve a parking management plan to try to solve a severe parking problem at the King Plaza Center that everyone agrees exists.

DBP, through its Counsel, Mr. Hudak, comes now at this late hour with a new proposed parking plan which has suddenly been developed by their expert without consultation with the owner of the land, King Plaza Center, and without giving King Plaza Center the courtesy of reviewing the plan, or asking questions of their expert about the assumptions used in making up this plan. Their plan is to make all the spaces 4 hour spaces. The problem with this, is that it does not comport with the needs of everyone in the Center, including the businesses that are tenants of King Plaza Center. Four hour spaces do not turn over quickly enough to help those who are coming for groceries, or for Star Bread, or for Karate lessons, or to eat a meal. The Walker Consulting study said to make more spaces where there are a finite number of spaces make them turn over with time-limited parking suited to the needs of the businesses adjacent to that parking area. You will see a full color diagram of this proposal in your packet.

Please note that the King Plaza Center Parking Management Plan treats everyone the same in that it provides no restrictions on what customers can park where, but provides over half of the spaces with no limit. The Bowling Alley/DBP Counsel have said they need 100 spaces for bowlers and 10 spaces for the employees of Classic Bowl. There are 159 spaces with no limit on site, and another 88 spaces around the perimeter of the site with no limit.

The King Plaza Center Parking Management Plan is fair and reasonable, and based on the expert analysis and conclusions of Walker Consultants.

Also, before you tonight is a Zoning Text Amendment (ZTA), the purpose of which is to update delivery times for Manila Oriental Market, to clear up some ambiguous language and eliminate a typo, and to make clear that King Plaza Center can create CC&Rs for its own property in order to better control maintenance of its own property.

As was discussed in our previous letter, the City has both the right and the obligation to enforce its ordinances. The police power of the City's zoning takes precedence over any private agreements. This premise has been stated repeatedly in higher court cases, as we previously cited.

Most recently in a US Court of Appeals case published on October 26, 2022, (so recent it doesn't yet have a citation) the Court discussed the right of the city to enforce time-limited parking restrictions, and importance of time limits to encourage parking turn-over. In *Andre Verdun, Ian Anoush Golkar v. City of San Diego, San Diego Police Department*, (Case No. 21-55046) the Court said:

The record reflects that San Diego's parking enforcement methods, including chalking, are intended to enhance public safety, improve traffic control, and promote commerce. Insufficient parking enforcement can lead to widespread noncompliance with the City's parking limits, whereas consistent enforcement increases parking space turnover and allows the City to increase the availability of parking in high-demand areas. When parking spaces do not regularly turn over, drivers may engage in "cruising"—that is, circling blocks in search of parking—or may double-park in lanes of traffic while waiting for spaces to become available. Drivers may also illegally park in zones reserved for buses, disabled drivers, or emergency personnel. Insufficient parking impacts public safety. Cruising, double parking, and illegal parking all lead to increased traffic congestion that makes it more difficult for public buses and emergency vehicles to navigate city streets. Illegally parked vehicles may block access to fire hydrants or bus lanes. Greater traffic volume poses greater safety risks to pedestrians, bicyclists, and drivers, and drivers searching for spots are also distracted and more likely to cause collisions. Stop-and-go traffic and idling vehicles associated with congestion and parking shortages also

result in increased localized vehicle emissions. Increasing parking availability and reducing traffic congestion in turn improves commerce. Local businesses and commercial districts depend on the availability of parking. Enforcing parking time limits by chalking tires improves parking turnover and encourages customers to visit, shop, and dine within a reasonable time to allow more customers to do the same. Businesses and restaurants have frequently complained to the City about the availability of parking, and often request that the City enforce parking time limits more regularly. Expanding parking availability increases commercial activity and, correspondingly, the City's sales tax revenues.

The Zoning Ordinance that created the DBP Parcel and the King Plaza Center parcel listed many conditions of approval. The applicants at that time, DBP and an entity owned by the partner of DBP, Jeff Litke, were required to submit for approval to the City Covenant, Conditions, and Restrictions ("CC&Rs") and as an attachment to the CC&Rs, a parking management plan, before the approval would be effective. No such CC&Rs were ever submitted to the City for approval. Further, the City can find no approved parking management plan. There is no record of an easement that was approved by the City. And there was never an easement that was recorded after being approved by the City.

The purported easement agreement is unenforceable.

The purported easement agreement is unenforceable because it violates the zoning laws. Where a private agreement violates a zoning ordinance, it is unenforceable:

Zoning ordinances are enacted by municipalities through the exercise of their police power. (*City of Los Angeles v. Gage* (1954) 127 Cal.App.2d 442, 450, 274 P.2d 34.) "The police power is not restricted to the suppression of nuisances. It includes the regulation of the use of property to the end that the public health, morals, safety, and general welfare may not be impaired or endangered." (*Id.*, at p. 451, 274 P.2d 34.) Under the police power, municipalities have the authority "to establish and maintain residential and quasi-residential districts, and to exclude therefrom all nonconforming and conflicting uses. [Citation.]" (*Ibid.*)

The exercise of police power may not "be limited by private contract" or restrictive covenants. (*Acker v. Baldwin* (1941) 18 Cal.2d 341, 345, 115 P.2d 455; *Wheeler v. Gregg* (1949) 90 Cal.App.2d 348, 367, 203 P.2d 37.) Private agreements as to the use of property are immaterial to the validity of a particular zoning ordinance. (*O'Rourke v. Teeters* (1944) 63 Cal.App.2d 349, 352, 146 P.2d 983.)

The question whether private agreements may supersede zoning restrictions was also raised in *Safeway* where the Safeway owner appeared to argue the right to pass over the easement was superior to San Francisco's zoning restrictions. (*Safeway, supra*, 150 Cal.App.2d at p. 332, 310 P.2d 68.) The argument was rejected with

the following explanation: “This is not a case, as [Safeway] seems to consider it, of a question of the rights of the owner of a dominant tenement over the owners of servient tenements. There is no question of defendant's ownership of an interest in the traffic easement.... The question here is concerning [Safeway's] right to use its interest in violation of a zoning ordinance. The trial court properly held that [Safeway] had no right to do so.” (*Ibid.*, italics added, fn. omitted.)

(*Teachers Ins. & Annuity Assn. v. Furlotti* (1999) 70 Cal.App.4th 1487, 1496-1497.)

Accordingly, “[i]nsofar as the DRE [declaration of reciprocal easement] purported to grant the owners of the Wilshire/Bundy Plaza property the right to use the residentially zoned half of the alley for commercial purposes, it improperly granted rights which are prohibited by the municipal code. Therefore, Teachers cannot rely on the DRE to utilize the residential half of the alley.” (*Id.* at p. 1497.)

Here, the purported easement agreement violates the PD-47 and the certificate of compliance. The Certificate of Compliance referred to by DBP as giving them vested rights states on its face that “This Certificate of Compliance is subject to the findings and conditions of Minor Subdivision MS-97-1 and Resolution 98-36 of the City of Daly City”. The conditions of approval required a parking management plan that would be attached to CC&Rs, both of which were to be first approved by the City, and then recorded. To date no CC&Rs and no parking management plan have been approved by the city and none have been recorded. By failing to comply with the required obligations from the City, most importantly, approval by the City, the purported easement agreement cannot be enforced. DBP does not have the right to use King Plaza Center’s property in a manner that it otherwise had no right to do so.

The purported easement agreement was never recorded despite only being effective when recorded, on its face.

The purported easement agreement states that the agreement is “to be effective on the date it is recorded in the official records of San Mateo County.” All parties acknowledge that the purported easement agreement has never been recorded in the official records of San Mateo County. As such, DBP cannot enforce this purported easement agreement.

Installing time restricted parking does not violate the purported easement agreement.

Even if DBP can show that the purported easement agreement is enforceable, it cannot show that installing time restricted parking violates the agreement. The easement agreement provides that the parties shall not “prevent or impair the others free use of the Common Area owned by it for the free flow of vehicular or pedestrian ingress to and egress from such other owner’s Parcel.” (Ex. 1 § 4(c).) DBP claims that King Plaza Center’s tenants’ customers overcrowd the spaces, thereby preventing DBP’s customers from using the parking. As such, King Plaza Center’s use of time restricted parking promotes the free use of parking by requiring the customers to be there for a limited time.

Further, time restricted parking does not prevent or impair the free use of the parking lot for the free flow of vehicular ingress to and “from [the] other owner’s Parcel.” The time restriction has no direct relation to DBP’s parcel—any customer that decides to park there can use either the bowling alley or the shopping center. This provision comes into play if there were a restriction that the parking would only be for certain tenants, such as the shopping mall. That would prevent the bowling alley tenants from using such parking. But time restrictions do not reference whose customer is to park at that parking lot, and does not violate the purported easement agreement. Under the proposed parking management plan all users of the parking follow the same rules, no matter why they are at the Shopping Center.

Finally, when DBP owned the property with Mr. Litke, DBP and Mr. Litke agreed on a parking management plan that included time restricted parking. Additionally, in 1997, the parties had submitted to the City Council a proposed parking management plan that included time restricted parking, even though there is no record of such plan being officially approved by the City. This evidence shows that the parties understood that the purported easement agreement did not prevent time restricted parking.

Clearly, the City has the right to enforce its Ordinances, to amend its Ordinances, and to determine what is in the best interests of the public who are invited to this shopping center within its city limits.

Mr. Hudak contends the parking issue is caused by restaurants in King Plaza Center rather than the Bowling Alley. It should be noted that restaurants are permitted in King Plaza Center as a matter of right whereas bowling alleys are only allowed with a Use Permit according to the Planned Development Standards of PD-47, which speaks to the development standards for King Plaza Shopping Center, including the parcel on which Classic Bowl is located. It should also be noted that Classic Bowl is not just a bowling alley, but has added both a bar and a restaurant themselves.

DBP has only evaded its responsibilities under the Zoning Code from which it benefitted. King Plaza Center has attempted to meet the requirements of the Zoning Code by submitting this Parking Management Plan and CC&Rs, to bring its own property into compliance.

SUMMARY

For all of the reasons above we urge the City Council to take action at its meeting to try something new: enforce compliance by approving the King Plaza Center's proposed Parking Management Plan and CC&Rs for the use of its own land in a way that is fair and reasonable. Instead of allowing this stalemate to continue, instead of allowing the impact of cars driving in circles looking for a parking spaces, instead of allowing businesses in the Center, and the Bowling Alley, to lose business when frustrated patrons go elsewhere because they can't find parking, try this Parking Management Plan and CC&Rs and Zone Text Amendment, and see if they make the situation better. The previous City Council who approved this Planned Development subject to these conditions believed that complying with these conditions would make the parking work with the 20% reduction in parking that they granted to DBP at that time. We know that doing nothing has not worked.

Thank you, Honorable Mayor and Councilmembers, for your consideration.

Sincerely,

LAW OFFICE OF JANET FOGARTY



Janet Fogarty

Cc: Rose Zimmerman
Michael Van Lonkhuysen
King Plaza Center, LLC
Mark Hudak
Steven Piser
John Fitzgerald
James Barratt
Steven McLellan

PARKING MANAGEMENT PLAN
KING PLAZA SHOPPING CENTER

This proposal allows for shared parking for patrons in Parcels A, A-1, and B.

Patrons and employees of the tenants of Parcel B shall use the Common Area of the Shopping Center in accordance to the terms of the King Plaza Shopping Center 2022 Declaration of Covenants, Conditions, and Restrictions (“these CC&Rs”) provided that conditions under these CC&Rs have been met.

This proposal provides 159 unlimited parking spaces, 54 one-hour parking spaces, 93 two-hour parking spaces, 3 twenty minute parking spaces, 8 ADA parking spaces, and 9 loading and unloading parking spaces in the upper lot.

Total on-site vehicle parking spaces provided: 326

Total Required by Ordinance No. 1255: 302

Specific Parking Space Plan (See attached map.):

Section A, B, C (54 spaces) one hour parking, seven days a week, except for 8 ADA, which are unlimited time parking. Note: This is a continuation of the one hour spaces from the initial plan submitted in 1998 by the prior owner. Note: The number of ADA spaces was determined by an ADA consultant.

Section D: (93 spaces) two hour parking, seven days a week.

Section E “Upper Corner Lot” at King Drive and Callan Boulevard (9 spaces) reserved for loading and unloading of delivery vehicles (defined as trucks with 6 axles or more), seven days a week, 7:00am-1:00pm. Manila Oriental Market delivery truck parking: This truck may be parked in the Upper Corner Lot at all hours, on all days, but must be parked in loading and unloading zone space in a manner that does not impede traffic flow. (53 spaces) unlimited parking.

Section E: (106 spaces) unlimited time parking, of which a majority are closest to Classic Bowling.

Section F: Parallel parking (3 spaces) 20 minute time parking, seven days a week, in front of 980 King building closest to King Drive.

Street Parking: (80 spaces) surrounding the Center for employees of both Classic Bowling and King Plaza tenants which are presently unlimited time parking, that are available to employees.

Delivery trucks serving the tenant of Parcel B shall be parked wholly on Parcel B or on the adjacent public street when loading/unloading so as not to impede access to parking and/or the driveways in and to the Common Areas. The times and days for such deliveries shall be under the control of the tenant of Parcel B otherwise.

Large Scale Event Evening Parking: Businesses holding large scale evening events of 200 or more shall provide notice to the Declarant at least seven days prior to the event. Based on the amount of notices

received for that day, the Declarant may determine that such business shall comply with congestion management requirements to provide, at the expense of said business, for valet parking, or require bus, vanpool, or carpool arrangements for their customers.

Employee Parking:

The Declarant shall consult with the San Mateo County Congestion Management Agency on ways to reduce employee parking requirements through use of transportation demand management (“TDM”). Should the Declarant develop a TDM program, Shopping Center tenants and Parcel B tenants will be instructed about the TDM Program, and asked to comply with it.

Employees working at King Plaza Center shall park in the “Upper Corner Lot” at King Drive and Callan Boulevard or on the street in the perimeter parking surrounding the shopping center. Tenants will be required to instruct their employees to refrain from parking in surrounding residential neighborhoods. The owners of the tenants of Parcel B will be asked to instruct their employees to also park in the Upper Corner Lot or on the street in the perimeter parking surround the shopping center, and to refrain from parking in surrounding residential neighborhoods.

Enforcement Issues:

Time limited parking will be enforced by Declarant or its successor-in-interest.

All of the tenants in the King Plaza Center and the tenants of Parcel B will be notified of parking limits, the fact that parking limits will be enforced, and that vehicles will be towed if they do not comply. The Declarant will post signage regarding parking enforcement and towing as required by law.

Attachment: King Plaza Center – Parking Lot Management Plan/Site Plan

KING PLAZA CENTER - PARKING LOT MANAGEMENT PLAN



LEGEND

ON SITE

	Time Limit	Number of Spaces
ADA	No Limit	8
* A, B, C	1 Hour	54
D	2 Hour Limit	93
E	No Limit	159
** F	20 Minute Limit	3
Loading Zone	8 spaces +1 Manila Truck space	9

* 1 Hour Parking.

** Three 20 minute limit, plus one ADA, as required by Daly City Building Inspector.

 No Loading

TOTAL SPACES ON SITE:
326

Note: All ADA spaces have been relocated from the perimeter of the bowling building, allowing more standard parking spaces.

Revision Number: **A**

Revision Date: 11.15.2021

Property Address:
King Plaza
900 King Drive
950-980 King Drive
Daly City, Ca 94015

Project Title:
Proposed New Parking Map Plan

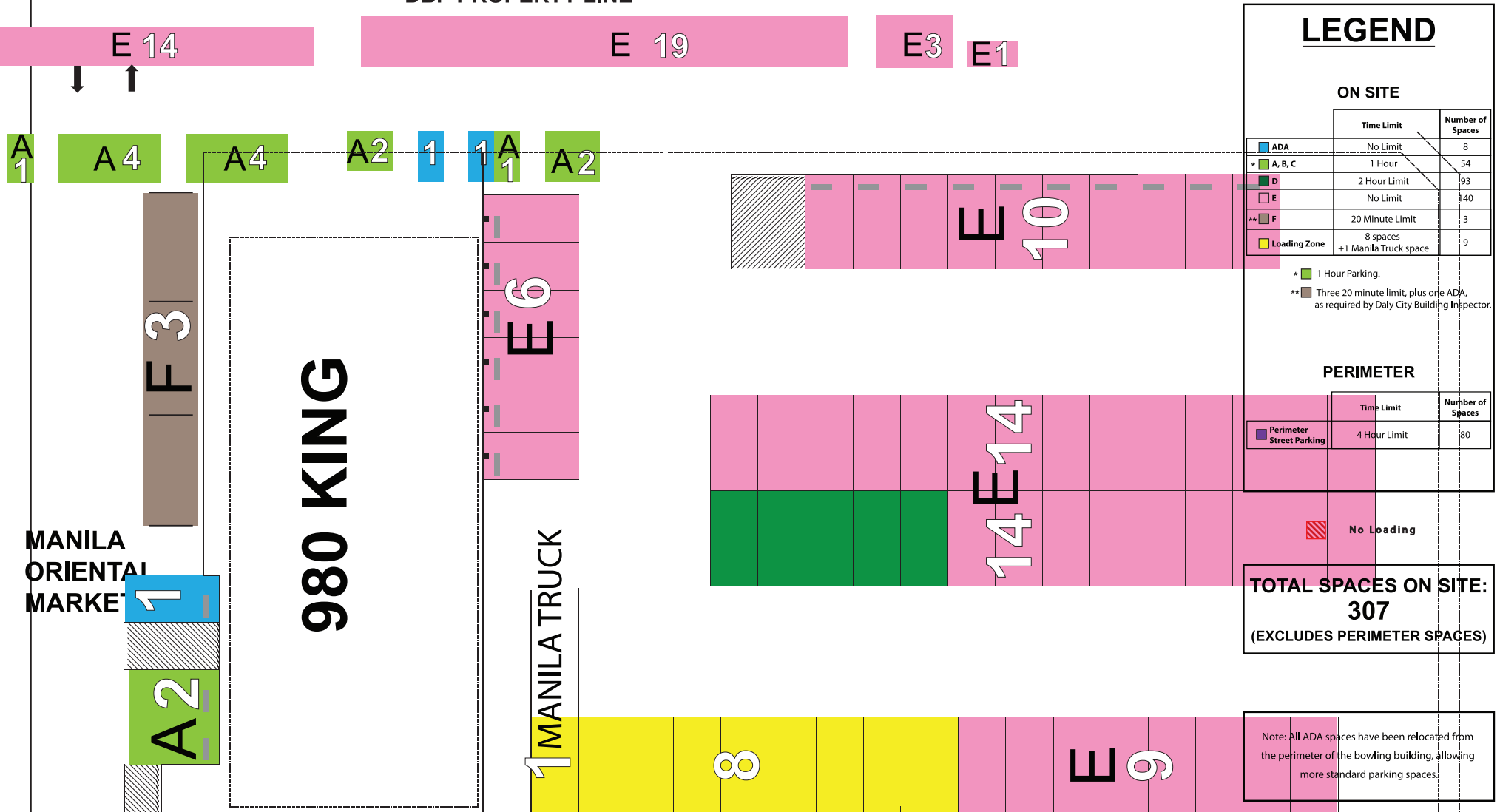
Owner Information:
King Plaza Center, LLC
1534 Plaza Lane
Suite 326
Burlingame, Ca 94010

Page:
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KING PLAZA CENTER - PARKING LOT MANAGEMENT PLAN

ENTRANCE

DBP PROPERTY LINE



Revision Number: A
Revision Date: 04.27.2021

Property Address:
King Plaza
950 King Drive
Daly City, Ca 94015

Project Title:
Proposed New Parking Map Plan

Owner Information:
King Plaza Center, LLC
1534 Plaza Lane
Suite 326
Burlingame, Ca 94010

Page:
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KING PLAZA SHOPPING CENTER 2022 DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS

CHAPTER ONE: GENERAL PROVISIONS

- A. *Name of Instrument* This instrument may be referred to as the "King Plaza Shopping Center 2022 Declaration of Covenants, Conditions, and Restrictions." This instrument is herein referred to as "these CC&R's." These CC&R's shall also be construed to include any plan submitted by Declarant and approved by the City of Daly City pursuant to these CC&Rs.
- B. *Declarant* "Declarant" is King Plaza Center, LLC, a Delaware limited liability company. For purposes of construing these CC&R's, the term "Declarant" shall include any transferee, successor, or assignee of King Plaza Center, LLC, including but not limited to a transferee, successor, or assignee by operation of law or a "Mortgagee" acquiring Declarant's interest in the Development by foreclosure or by deed in lieu of foreclosure. The term "Mortgagee" as used herein is defined in Chapter 8, Section D.
- C. *Shopping Center Parcel* Declarant is the owner of that certain real property located in the City of Daly City, San Mateo County, State of California, more particularly described as shown on that Description of Property attached hereto as **Exhibit "A"** and incorporated by reference herein, commonly known as 950-980 King Drive, Assessor Parcel Number 091-175-220, being 4.279 acres, referenced as the "Shopping Center Parcel" herein. The Shopping Center Parcel includes land referenced as Lot A and Lot A-1 in City of Daly City Ordinance 1255 adopted on April 27, 1998.
- D. *Tenants* "Tenants" are those persons and entities who now or in the future possess leasehold interests in the Shopping Center Parcel pursuant to written leases with Declarant.
- E. *Common Areas* "Common Areas" as used herein means all realty and improvements in or to the Shopping Center Parcel that are not leased to any Tenants and that are designated by Declarant for the joint use and benefit of Declarant and all Tenants, specifically including all parking areas, access roads, driveways, entrances and exits, retaining walls, landscaped areas, truck service-ways, loading docks, pedestrian malls, courts, stairs, ramps, sidewalks, exterior stairs, utilities and related utility lines and meters, and on-site and off-site signs identifying or advertising the Shopping Center.
- F. *Bowling Alley Parcel* The "Bowling Alley Parcel" is the property commonly known as 900 King Drive, also located in the City of Daly City, San Mateo County, State of California, more particularly described as shown on that Description of Property attached hereto as **Exhibit "B"** and incorporated by reference, and identified by Assessor Parcel Number 091-175-200. Said parcel is improved with a structure that contains a bowling alley operating under a conditional use permit. Upon information and belief, the Bowling Alley Parcel is currently owned by DBP Investments, a California General Partnership.
- G. *Prior Subdivision & Certificate of Compliance* The Shopping Center Parcel and Bowling Alley Parcel were created by the division of three parcels (former Assessor Parcel Numbers 091-175-190, 091-175-150, and 191-175-180) into two parcels as evidenced by that certain Certificate of Compliance recorded in the Official Records of San Mateo County on September 25, 2000 as document number 2000-118884. Said Certificate of Compliance states on its face that it "is subject to the findings and conditions of Minor Subdivision MS97-1 and resolution 98-26 of the City of Daly City."
- H. *Purpose* Declarant's purpose in executing these CC&Rs is to govern the Common Areas of the Shopping Center Parcel, to enhance, maintain, and protect the value and attractiveness of the Shopping Center Parcel, and to otherwise comply with the requirements of the aforementioned Certificate of Compliance, including the findings and conditions of Minor Subdivision MS97-1 and Resolution 98-26, as well as City of Daly City Ordinance 1255. The provisions of these CC&R's and any licenses thereunder shall be liberally construed to effect its purpose.

- I. *Bowling Alley CC&R's* It is anticipated that the owner of the Bowling Alley Parcel will submit CC&R's for approval of the City of Daly City as to covenants, conditions, and restrictions applicable to the Bowling Alley Parcel. These CC&R's do not purport to regulate the Bowling Alley Parcel and shall not be so construed.
- J. *No CID Intended* Declarant does *not* intend these CC&R's to be a plan of Shopping Center Parcel ownership that is a common interest development under California Civil Code §6534, and does *not* intend that their ownership be governed by the California Commercial CID Act (Cal. Civil Code §§6500 *et seq.*). Other than the rights granted and restrictions set forth herein, no other rights or restrictions are contemplated, and no plan of joint ownership, partnership or joint venture is intended to be created.
- K. *Declarant's Reservation of Rights* All rights not expressly granted by these CC&R's are reserved to Declarant. Said rights include, but are not limited to, all rights to future development of the Shopping Center Parcel pursuant to all relevant zoning and building codes as may now apply or hereafter beneficially apply to the Shopping Center Parcel, and these CC&Rs do not and are not intended to restrict the rights to so develop the Shopping Center Parcel.
- L. *Effective Upon Approval & Recording by Declarant* This instrument is not effective unless (1) approved by the City of Daly City as required by the aforementioned Certificate of Compliance, and (2) recorded by Declarant in the Official Records of San Mateo County.
- M. *No Waivers* Failure to enforce any provision of these CC&R's shall not constitute a waiver of the right to enforce the provision thereafter.

CHAPTER TWO: NON-EXCLUSIVE LICENSES

- A. *License Offer to Tenants of Shopping Center Parcel* Declarant offers Tenants of the Shopping Center Parcel, solely during the terms of their respective leases, a non-exclusive license to use the Common Areas of the Shopping Center Parcel during such period for ingress and egress, and the parking of vehicles, subject to the covenants, conditions, and restrictions below.
- B. *License Offer to Owners of Bowling Alley Parcel* Declarant offers the Owner of the Bowling Alley Parcel, solely for so long as the Bowling Alley Parcel is used exclusively as a Bowling Alley pursuant to a valid conditional use permit from the City of Daly City, a non-exclusive license to use the Common Areas of the Shopping Center Parcel during such period for ingress and egress, and the parking of vehicles, subject to the covenants, conditions, and restrictions below.
- C. *Exclusive Manner of Acceptance of Offer; Licensees* The exclusive manner of acceptance of said license is as follows: The prospective licensee must deliver to Declarant a notarized statement that the licensee and all tenants of licensee agree to be bound by these CC&R's and said statement must be acknowledged and accepted in writing by Declarant, with a copy provided to the licensee. The holder of a written license under these CC&R's is referred to as a "Licensee" herein.
- D. *Scope of License Includes Employees and Customers* Licensees may permit their employees and customers to use the Common Areas of the Shopping Center Parcel for ingress and egress, and the parking of vehicles during any such employees' actual shift of work and during any such customers' actual patronage of Licensee's business, subject to these CC&R's. As to the owner of the Bowling Alley Parcel, it may permit use of the license by any tenant and employees and customers of its tenant, subject to these CC&R's. However, for purposes of enforcing these CC&R's and any license thereunder, any violations of these CC&R's, or a license thereunder by a permitted user shall be deemed to be a violation by the Licensee.
- E. *No Third Party Beneficiaries* These CC&R's are solely intended to benefit Declarant and Licensees; no one except Declarant has standing to enforce these CC&R's.
- F. *License Subject to Government Approved Regulations & Modifications* Any and all use related to the

parking of vehicles shall be subject to parking management plan approved by the City of Daly City. Said plans may be subsequently revised by Declarant upon application to and approval by the City of Daly City for good cause, including but not limited to changed circumstances, ineffectiveness, or enforcement difficulties. Said plans shall be executed by Declarant.

- G. *License Is Conditional* These CC&R's shall not be construed as extending the leasehold interest of any Tenants, or as granting an easement to any Licensee or other user; rights created by these CC&R's are intended to be in the nature of a mere conditional license to use the Common Areas of the Shopping Center Parcel in compliance with these CC&R's that may be revoked by Declarant for good cause, including but not limited to failure to abide by conditions of, or a material breach of these CC&R's. For example, good cause for revocation includes but is not limited to failure to pay fees required hereunder in a timely manner.
- H. *Licenses Not Transferrable* Licenses are not transferrable or assignable. Any purported transfer or assignment of a license shall be null and void and shall automatically null and void the license itself.
- I. *Declarant Has No Interest in Bowling Alley Parcel* These CC&R's shall not be construed as granting any interest whatsoever in the Bowling Alley Parcel to Declarant who hereby confirms that the owner of the Bowling Alley Parcel retains the exclusive rights to the Bowling Alley Parcel and may restrict parking on said Bowling Alley Parcel to customers of the Bowling Alley or as otherwise desired, subject to approval of the City of Daly City pursuant to the aforementioned Certificate of Compliance. Declarant likewise has no maintenance and repair obligations, or reimbursement responsibility, whatsoever with respect to the Bowling Alley Parcel.
- J. *Owner of Bowling Alley Parcel May Terminate the License At-Will Upon Notice* The owner of the Bowling Alley Parcel may terminate its license under these CC&R's at any time and for any reason by delivering a notarized notice of termination a 30 days advance notice to Declarant. However, such notice of termination shall not relieve Declarant from any accrued liability arising under these CC&R's or any license thereunder, nor any tort liability.
- K. *Declarant May Revoke License for Good Cause* Declarant may revoke any license for good cause which includes but is not limited to a Licensee's failure to abide by rules and regulations established by these CC&R's; a Licensee's commission of waste, nuisance, intentional torts, or crimes upon the Common Areas of the Shopping Center Parcel; or a Licensee's failure to meet conditions of, or material breach of, its License, especially but not limited to its failure to make required payments. If a license is revoked or terminated for good cause, these CC&R's shall not be construed so as to require Declarant to re-issue a license to that Licensee or any transferee, assignee, or successor in interest of that Licensee.

CHAPTER THREE: COVENANTS OF DECLARANT

- A. *Common Area Maintenance Standards* Declarant covenants that the Common Areas of the Shopping Center Parcel shall be maintained at all times in good repair, and in safe, sanitary and serviceable condition and free and clear of debris. Common Area maintenance and repair shall include, without limitation, resurfacing, repainting and restriping of the paved areas, cleaning, sweeping and other janitorial services; garbage control; policing and security; planting and landscaping; directional signs and other markers; lighting; utilities serving the Common Area; premiums on public liability insurance allocable to the Common Area; parking management devices and services; other management services allocable to the Common Area; and other expenses reasonably necessary for the maintenance and repair of the Common Area as specified in these CC&R's, as otherwise may be required by plans submitted by Declarant, or as required in the reasonable business judgment of Declarant. Declarant may hire agents including but not limited to a professional property and/or parking management company to perform its duties under these CC&R's and any license hereunder.
- B. *Site Plan, Parking and Circulation Plan, & Parking Management Plan* A depiction of Declarant's approved Site Plan and Parking Management Plan applicable to the Common Areas of the Shopping

Center Parcel is attached as **Exhibit "C"** hereto. The Site Plan, including all significant physical structures and improvements are depicted. The Parking Management Plan, including all sidewalks, cross-walks, driveways, roadways, traffic control signs, fire lanes, and parking spaces are also depicted, as well as any applicable parking restrictions (disabled spaces, time-limited spaces, loading zones, etc.). All deliveries shall be made in accordance to the Parking Management Plan. Parking spaces for disabled persons are scattered throughout as required by law. The Common Areas shall not be used for parking and operation of motor homes or recreational vehicles and equipment, nor shall the Common Areas be used for overnight parking except as approved in the Parking Management Plan.

- C. *Employee Parking Program* All employees of Licensees shall be encouraged to take public transportation, ride-share, car pool, or bicycle to work. All employees of Licensees who drive to work shall preferably park their vehicles on the public street. If public street parking is not available upon arrival, all employees of Licensees who park on the Shopping Center Parcel must park in the upper lot furthest from Shopping Center and Bowling Alley businesses. Declarant may require Licensees to report the license plate numbers of all employees working on such Licensees' property and may require all employees to affix a decal or other marker on or in their vehicle.
- D. *Garbage Plan* Declarant's garbage plan is as follows:
1. *Licensee Garbage Bins* All Licensees shall be solely responsible for disposing of garbage generated from their own businesses in garbage bins. Said garbage bins shall be located on the respective properties (leased or owned) of Licensees, unless Licensee has obtained the express written consent of Declarant to locate garbage bins at a specific location within the Common Areas. Licensee garbage bins shall be enclosed or covered, kept reasonably free of vermin, and such bins and enclosures shall be bought or constructed at Licensee's own expense.
 2. *Public Garbage Cans* Declarant shall maintain covered garbage cans for incidental public use of customers throughout the Shopping Center Parcel and shall empty such cans on a regular (at least bi-weekly) basis. Declarant may require any Licensee that is reasonably perceived to generate excessive public garbage (e.g. a coffee shop that serves beverages in disposable cups) to maintain one or more public garbage cans provided by Declarant for public use in Common Areas on or about the vicinity of the Licensees business or at locations where that business's garbage is commonly found, and to empty said cans upon a regular daily schedule. To minimize vermin, no public cans shall be uncovered.
- E. *Enforcement Plan* Declarant covenants to enforce these CC&R's and all plans it submits hereunder that are approved by the City of Daly City. Enforcement shall include requiring Licensees to affirmatively consent to these CC&R's in writing, and may include without limitation such discretionary other remedies as providing warning notices to violators; towing the vehicles of violators in a manner consistent with California law; surcharging Licensees for the cost of security to deter crime reasonably perceived to be associated with the customers of any Licensee; suing Licensees and/or their invitees for damages, indemnity, or subrogation related to torts; requiring Licensees to hire and use valet services, bus services, ride-share services, or off-site parking locations during special events that are anticipated to draw more than a specified number of people; and temporarily suspending repeat-offenders or permanently banishing persistent repeat-offenders from using all or parts of the Common Areas of the Shopping Center Parcel.
- F. *Cumulative Remedies* Every remedy provided in these CC&R's shall be cumulative and not exclusive. Failure to exercise any remedy provided for in these CC&R's shall not, under any circumstances, be construed as a waiver of the remedy.

CHAPTER FOUR: LICENSE FEES CONDITIONS

- A. *Tenants Obligation to Reimburse Declarant's Cost of Performance* The rent paid by Tenants shall be deemed to include their license fee, and lease provisions related to common area maintenance costs

will be deemed to extend to include the Common Area of the Shopping Center Parcel. However, if not otherwise specified in said leases, and as to all new leases or lease renewals, Tenants shall be obligated to pay the reasonable cost of performance by Declarant of its duties under these CC&R's. The cost of performance includes all matters reasonably arising under or related to these CC&R's and any licenses thereunder, including but not limited to expenses incurred with respect to repair and maintenance, management fees, insurance, and the cost of enforcement including but not limited to attorney's fees. If Declarant manages the Common Area of the Shopping Center Parcel directly the management fee shall be ten percent of expenses incurred. The "cost of performance" shall otherwise be liberally construed in favor of Declarant and deference shall be given to Declarant's reasonable business judgment. As among Tenants, one hundred percent of the cost of performance shall be apportioned as specified in their respective leases.

- B. License Fee of Owner of Bowling Alley Parcel The owner of the Bowling Alley Parcel shall pay an annual license fee. The minimum license fee shall be \$96,000 for base year 2022. Thereafter, the license fee shall be updated annually by multiplying the then existing License Fee by the greater of percentage increase in a) the San Francisco-Oakland-San Jose Consumer Price Index for All Urban Consumers (CPI-U) or b) the Producer Price Index by Commodity: Special Indexes: Construction Materials over the immediately preceding year or c) such other similar index as determined by the Licenser if the preceding indices are not in use at the time; however, said percentage change shall not be lower than zero percent (0%). The annual increase shall be based upon end of calendar year (*i.e.* December) index reports.

C. Billing & Deadlines

1. Tenants Declarant shall periodically bill Tenants (monthly, quarterly, or annually). The period shall be determined as specified in the respective leases of the Tenants, if applicable. To the extent possible, Declarant shall use best efforts to bill all Licensees at the same time. The payment deadline of Tenants shall be as stated in their respective leases, if applicable. Otherwise, the payment deadline shall be ten calendar days after delivery of the bill by email, or after the post-mark if delivered by U.S. Mail and simple (non-amortized) interest at the legal rate for contracts shall begin accruing immediately thereafter pursuant to Civil Code section 3287 at the legal rate under Civil Code section 3289 (currently ten percent).

2. Owner of the Bowling Alley The annual license fee of the owner of the Bowling Alley shall be due no later than April 1. Simple (non-amortized) interest at the legal rate for contracts shall begin accruing immediately thereafter pursuant to Civil Code section 3287 at the legal rate under Civil Code section 3289 (currently ten percent). No bill shall be required, but Declarant shall confirm the amount owing within three business days if requested.

3. Time Is of the Essence Time is of the essence as to all payment deadlines mentioned in this Chapter.

- D. Timely Payment Is a License Condition The consequence to Tenants of non-payment, partial payments, or late payments shall be as stated in their respective leases, if applicable. Otherwise, and in the case of the owner of the Bowling Alley Parcel, timely payment is both a condition and covenant of every license issued under these CC&R's. The failure of a Licensee to make timely payment shall constitute good cause for Declarant to temporarily revoke or permanently terminate said license by delivering notice of the same to Licensee. Any actual waiver under this paragraph on one or more occasions shall never be construed as a permanent waiver or estoppel as to future defaults.

CHAPTER FIVE: DECLARANT'S RESERVED RIGHTS

- A. Declarant Rulemaking Declarant may make any rules for the benefit of the Common Areas of the

Shopping Center Parcel or that are necessary and proper to carry out these CC&R's, provided that they are not inconsistent with these CC&R's, resolutions, and ordinances. For example, and among other things, all Licensees shall be subject to the following rights and restrictions:

1. The right of Declarant to regulate the use any other facility of the Common Area of the Shopping Center Parcel and to adopt and enforce rules relating thereto.
2. The right of Declarant to adopt and enforce rules on the control and use of any driveways, sidewalks, entryway, and paving areas located on or across the Common Areas, including the right to regulate the kind of motorized or non- motorized vehicles, the speed of vehicles, and the parking of vehicles on such roadways or on the Common Areas. The Declarant is authorized to delegate to a municipality or other governmental entity or to contract with any private security or parking management company or private patrol company to exercise its authorized rights in connection with such private streets, roadways, and parking areas.
3. The right of Declarant to submit a revised Parking Management Plan, or other plans mentioned herein and to adopt said revisions upon approval of the City of Daly City, which may, among other things, limit the timing of parking in the Common Area and impose other rules or restrictions on the use of the Common Area of the Shopping Center Parcel.
4. The right of Declarant to develop and/or redevelop its lands provided that all such development or redevelopment shall comply with all zoning and building codes as have been adopted and approved by the City of Daly City.

- B. Right to Charge Fair Market Value for License Fees Not more than once every ten years, Declarant reserves the right to update license fees charged to the owner of the Bowling Alley Parcel to the fair market value of the license conveyed by adjusting the base year value.
- C. Declarant's Own Use of Premises Licensees shall not use their licenses so as to unduly interfere with the reserved rights of Declarant, including but not limited to using the Common Areas of the Shopping Center Parcel itself for ingress, egress, parking, or other purposes. Declarant and its authorized contractors or its agents shall have the right to enter the Common Area to perform its obligations under these CC&R's including obligations of construction, maintenance, or repair for the benefit of the Common Areas, or other areas of the Shopping Center Parcel. Entry and any continuing work on the Common Area shall be made with as little inconvenience as possible to Licensees and any damage caused by such entry, construction, or repair shall be repaired by Declarant. While such construction, maintenance, or repair is ongoing, Declarant may temporarily exclude Licensees, and their respective invitees from the area in which work is ongoing for the safety and security of all.

CHAPTER SIX: LICENSEE RESTRICTIONS AND RETAINED RESPONSIBILITIES

- A. Legal Uses Only The Common Areas of the Shopping Center Parcel shall be used only for legal purposes and by Licensees operating legal, properly zoned and permitted businesses. No part of the Development shall be used or caused, allowed, or authorized to be used in any way, directly or indirectly, for any business purpose that is otherwise not permitted by the City. For instance, if the City of Daly City shall revoke or terminate a use permit, the rights of such Licensee under these CC&Rs, but not the responsibilities, of said Licensee shall terminate immediately.
- B. Responsibility for Utilities, etc. In Common Areas Each Licensee shall be responsible for maintaining and repairing the mechanical, air conditioning, plumbing, sewer, electrical, heating, water, gas, cable television, drains and other lines, equipment, systems, and fixtures exclusively serving the Licensee's and/or the Tenant's premises. The Declarant shall be responsible for such services as serve the Common Areas of the Shopping Center Parcel, however the costs associated with such services shall be a cost of performance under Chapter Four above.

- C. Responsibility for Leased or Owned Property Licensees shall maintain and repair their own property, whether leased or owned, including buildings near or adjacent to the Common Areas of the Shopping Center Parcel, and including any entryways that may extend into the Common Areas. All maintenance and repair work to be performed by Licensees under this paragraph shall be performed in a neat, clean, sanitary, workable, and attractive manner. This paragraph shall not be construed as modifying any obligation of Declarant or a Tenant under any lease between Declarant and that Tenant. Except in cases of emergency, any maintenance and repair that will interfere with the normal use of the Common Area of the Shopping Center Parcel shall be approved and scheduled with Declarant and Declarant may impose commercially reasonable conditions thereon.
- D. Property Damage & Nuisances Restrictions
1. Damage to Common Areas No Licensee or their invitees or their tenants' invitees, shall injure or damage in any way any portion of the Common Area.
 2. Nuisances No noxious or offensive activities which rise to the level of nuisance, including, but not limited to, repair of automobiles or other motorized vehicles, shall be conducted within the Common Areas. Nothing shall be done on or within the Common Area that may be or may become an annoyance or nuisance to the Declarant or Tenants, or that in any way interferes with the quiet enjoyment of the Shopping Center Parcel in such a manner as to rise to the level of nuisance.
 3. Violations As Nuisance Every act or omission in violation of the use provisions of these CC&R's, plans approved by the City of Daly City in conformity therewith, or a license thereunder shall constitute a nuisance and, in addition to all other remedies set forth, may be abated or enjoined by Declarant.

CHAPTER SEVEN: INDEMNIFICATION, INSURANCE & SUBROGATION COVENANTS

- A. Indemnification For Negligence or Misconduct Each Licensee shall be liable to Declarant for any damage to the Common Area or to Shopping Center Parcel that may be sustained by reason of the tortious acts or omissions (including but not limited to the willful misconduct or negligence) of the Licensee or their permitted users, including but not limited to their tenants or sub-tenants, employees, guests, and invitees. Each Licensee agrees to indemnify Declarant, and to hold Declarant harmless from, and to defend Declarant against, any claim for personal injury or property damage by such permitted users. Except that Licensees shall not be responsible to pay any damages against Declarant based solely upon: intentional torts committed by Declarant, grossly negligent acts or omissions by Declarant, or the active negligence of Declarant; nor shall Declarant attempt to pass on any such excepted damages to Licensees as a cost of performance under these CC&R's.
- B. Declarant's Liability Insurance Declarant may obtain and maintain comprehensive public liability insurance insuring the Declarant against any liability incident to the ownership or management of the Common Area of the Shopping Center Parcel for the purpose of protecting Declarant and such insurance shall be deemed a cost of performance.
- C. Licensee's Liability Insurance Tenants shall obtain and maintain such insurance as is required under their respective leases. Otherwise, and as to the owner of the Bowling Alley Parcel, Licensees shall procure at their own expense insurance for liability related to their license interests in the Common Areas of the Shopping Center Parcel with liability limits of not less than \$1,000,000, and upon request of Declarant shall provide declarations pages and the policies themselves. If obtainable on commercially reasonable terms, Declarant shall cooperate with Licensees obtaining a cross-liability or severability-of-interest clause or endorsements. All insurance of Licensees shall be procured at each respective Licensee's sole expense.

- D. *Declarant Has No Obligation to Procure Insurance for Licensees* Declarant shall NOT be obligated to obtain and maintain a master or blanket policy of fire insurance, commercial general liability, or any other form of insurance which would name any Licensee as an insured or additional insured.
- E. *Subrogation Rights* Declarant and its insurer shall have a right of subrogation against any Licensee. To the extent insurance of any Licensee covers occurrences arising out of or related to the Common Areas of the Shopping Center Parcel or the Shopping Center Parcel itself, Licensee and its insurer shall have no rights of subrogation against Declarant.

CHAPTER EIGHT: FINANCING PROTECTIONS

- A. *Mortgages & Deeds of Trust* Declarant may encumber the Shopping Center Parcel with a Mortgage or Deed of Trust. References herein to Mortgages shall apply likewise to Deeds of Trust, and references to Mortgagees shall apply likewise to Holders of Deeds of Trust.
- B. *Subordination of Liens* Any lien created or claimed under these CC&R's is expressly made subject and subordinate to the rights of any first Mortgage that encumbers all or a portion of the Shopping Center Parcel or any part thereof, made in good faith and for value. No such lien shall in any way defeat, invalidate, or impair the obligation or priority of such first Mortgage unless the first Mortgagee expressly subordinates its interest, in writing, to such lien. If the Shopping Center Parcel or any part thereof is encumbered by a first Mortgage made in good faith and for value, the foreclosure of any lien created by any provision in the Declaration for assessments, or installments of assessments, shall not operate to affect or impair the lien of the first Mortgage. On acquisition of title to the Shopping Center Parcel or any part thereof pursuant to the remedies in a Mortgage or pursuant to foreclosure, the first Mortgagee shall not be liable for more than six months of the Shopping Center Parcel regular assessments accrued before acquisition of title by the first Mortgagee plus costs related to collection of the unpaid assessments. The subsequently levied assessments or other charges may include previously unpaid assessments, as long as Declarant, including the foreclosure-purchaser and his/her/its successors and assigns, are required to pay their proportionate share as provided in this Section.
- C. *Subordination of these CC&R's and Any Licenses* These CC&R's and any licenses thereunder shall be subordinate to any and all loans, mortgages, deeds of trust, or other financing arrangements made in good faith and fair value, whether presently made, or made in the future, and whether recorded or not.
- D. *Mortgage & Mortgagee Definitions* As used in these CC&R's, a "Mortgagee" shall mean either a mortgagee under a "Mortgage" or the beneficiary under a deed of trust and any holder, governmental guarantor, or insurer of a Mortgage. The term "Mortgage" means a recorded mortgage or deed of trust encumbering the Shopping Center Parcel or any part thereof, which is given as security by Declarant for the payment of money. An institutional Mortgagee is a Mortgagee that is a bank, savings and loan association, mortgage company, credit union, or other entity chartered or licensed under federal or state laws whose principal business is lending money on the security of real property or investing in such loans, or any insurance company or pension or profit-sharing trust or any federal or state agency or instrumentality, including, without limitation, the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Federal Housing Administration and the Veterans Administration, or any purchaser of a Mortgage originated by an institutional Mortgagee.

CHAPTER NINE: DISPUTE RESOLUTION

- A. *Judicial Actions* Declarant shall have the power to commence and maintain judicial actions to collect damages and to restrain and enjoin any actual or threatened breach of any provision of these CC&R's, any related plan approved by the City of Daly City, any license under these CC&R's, or for violation of any other rules promulgated by Declarant under these CC&R's or its reserved rights. Licensees agree that damages alone are not an adequate remedy for violations. All complaints seeking

mandatory or prohibitory injunctions must be filed in the Superior Court of California in and for the County of San Mateo or the U.S. District Court for Northern California in San Francisco.

- B. *Small Claims Court* All claims for damages equal to or less than the maximum allowed to be awarded in Small Claims Court (currently \$5,000 per Code of Civil Procedure §116.220, or \$10,000 by a natural person under Code of Civil Procedure § 116.221) shall be commenced in the Small Claims Court Division of the San Mateo County Superior Court.
- C. *Arbitration* Any claims for declaratory relief or damages above the Small Claims Court limit shall, at the election of the plaintiff, be arbitrated. The party requesting arbitration shall submit the names of three arbitrators with any request for arbitration. If one of the arbitrators is not mutually selected within three business days, the party requesting arbitration shall initiate a claim with the American Arbitration Association, JAMS San Francisco, ADR, Services, Inc., or by filing a petition to compel arbitration in court. Any arbitrator selected must be a retired judge with significant experience handling commercial real estate disputes. The cost of arbitration shall be split evenly among the parties until an award on the merits is made. Pursuant to Code of Civil Procedure section 1284.2, the arbitrator shall have jurisdiction and discretion to order that the prevailing party be reimbursed by the losing party for the costs and fees paid to the arbitrator.
- D. *Attorney's Fees Not Recoverable* These CC&R's shall not be construed as authorizing contractual attorney's fees.

CHAPTER TEN: MODIFICATIONS, REVISIONS, AND TERMINATION

- A. *CC&R's Run With the Land* These CC&R's are intended to be binding on Declarant and Declarant's successors and assigns so as to run with the Common Areas of the Shopping Center Parcel.
- B. *Termination* These CC&R's shall terminate if and when the City of Daly City by ordinance or resolution declares that CC&R's are no longer required for the Common Area of the Shopping Center Parcel.
- C. *Revisions & Modifications* Minor or substantial revisions to these CC&R's or plans required thereunder may be made at the request of Declarant, and shall become binding modifications if approved by the City of Daly City. Such revisions may be requested for any reason, and should be liberally approved to address practical problems encountered by Declarant managing the Common Area of the Shopping Center Parcel. The City of Daly City may approve revisions for an interim period to see whether or not the proposed revisions solve a particular problem. A license under these CC&R's shall not be deemed to be a vested right; rights created by these CC&R's are intended to be in the nature of a mere revocable conditional license to use the Common Areas of the Shopping Center Parcel in compliance with these CC&R's and with the understanding that such CC&R's may be modified by the City of Daly City upon the consensual request of the Declarant.
- D. *Maintenance of Documents* These CC&R's and all modifications thereto shall be recorded in the Official Records of San Mateo County with a copy filed with the City Clerk and maintained by the Planning Department. The original copies of such instruments shall be maintained by Declarant. Plans approved by the City of Daly City under these CC&R's shall be maintained by the Planning Department, and may at the election of Declarant be attached as exhibits to these CC&R's or any modifications thereto. Copies of all such documentation shall be available for inspection by the public at the Planning Department.

CHAPTER ELEVEN: NOTICES

- A. Notices Any and all communications required or permitted to be given by the Declarant shall be deemed to be duly made immediately upon delivery by electronic mail, or within three days if delivery by US Mail. Mailing addresses may be changed at any time on written notification to the Declarant. Notices shall be deemed received 48 hours after mailing if mailed to the transferee, by certified mail, return receipt requested, at the following mailing address: 1534 Plaza Lane, Suite 326 Burlingame, CA 94010.

Signature page follows.

IN WITNESS WHEREOF this Declaration is hereby executed as authorized by the Owners of the respective Parcels:

KPC, LLC:

King Plaza Center, LLC, a Delaware limited liability company
Its sole Member

By: 950 King Drive, LLC, a Delaware limited liability company, its sole member

By: _____

Wai Man Ho, Co-Trustee of the Ho Family Trust dated July 1, 1993 Its Sole Member

By: _____

Tammy Ho, Co-Trustee of the Ho Family Trust dated July 1, 1993 Its Sole Member

EXHIBIT A

PROPERTY DESCRIPTION SHOPPING CENTER PARCEL APN 091-175-220

The land referred to is situated in the County of San Mateo, City of Daly City, State of California, and is described as follows:

Being portions of Block 7, as shown on that certain Map entitled "Serramonte, Unit No. 1, Daly City, San Mateo County, California", recorded Jun 17, 1965, in Book 62 of Maps, at Pages 29 to 31, inclusive, in the Office of the County Recorder of the County of San Mateo, and more particularly described as follows:

Beginning at the Westerly end of the 15 Foot radius curve connecting to the Southerly line of Warwick Street with the Westerly line of Shipley Avenue as shown on the Map referenced above; thence Easterly and Southerly along the Westerly line of Shipley Avenue on a curve to the right from a tangent which bears North 87° 30' 00" East, with a radius of 15 Feet, through a central angle of 90°, an arc distance of 23.56 Feet; thence South 2° 30' 00" East 160.84 Feet; thence leaving said Westerly line of Shipley Avenue South 87° 30' 00" West 49.78 Feet; thence South 2° 30' 00" East 6.10 Feet; thence South 87° 30' 00" West 58.10 Feet; thence North 2° 30' 00" West 4.50 Feet; thence South 87° 30' 00" West 5.30 Feet; thence North 2° 30' 00" West 15.50 Feet; thence South 87° 30' 00" West 7.30 Feet; thence South 2° 30' 00" East 15.50 Feet; thence South 87° 30' 00" West 4.40 Feet; thence South 2° 30' 00" East 4.50 Feet; thence South 87° 30' 00" West 28.00 Feet; thence South 2° 30' 00" East 392.04 Feet to a point on the Northerly line of King Drive; thence Westerly, Northerly and Easterly along the Northerly line of King Drive, the Easterly line of Callan Boulevard and Southerly line of Warwick Street on a curve to left from a tangent which bears North 84° 56' 55" West, with a radius of 680 Feet, through a central angle of 18° 42' 01", an arc distance of 221.94 Feet; thence on a tangent curve to the right with a radius of 30 Feet; through a central angle of 85° 27' 34", an arc distance of 44.75 Feet; thence on a tangent curve to the right with a radius of 710 Feet, through a central angle of 15° 41' 22", an arc distance of 194.42 Feet; thence North 2° 30' 00" West 337.60 Feet; thence on a tangent curve to the right with a radius of 30 Feet, through a central angle of 90°, an arc distance of 47.12 Feet; thence North 87° 30' 00" East 389.86 Feet to the point of beginning.

APN 091-175-220

JPN 091-017-175-15A
091-017-175-18A
091-017-175-19A

Exhibit B

PROPERTY DESCRIPTION
BOWLING ALLEY PARCEL
APN 091-175-200

The land referred to is described as follows: Land situated in the City of Daly City, County of San Mateo, State of California, described as follows:

BEING PORTIONS OF BLOCK 7, AS SHOWN ON THAT CERTAIN MAP ENTITLED "SERRAMONTE, UNIT NO. 1, DALY CITY, SAN MATEO COUNTY, CALIFORNIA", RECORDED JUNE 17, 1965, IN BOOK 62 OF MAPS, AT PAGES 29 TO 31, INCLUSIVE, IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF SAN MATEO, AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WESTERLY END OF THE 15 FOOT RADIUS CURVE CONNECTING THE SOUTHERLY LINE OF WARWICK STREET WITH THE WESTERLY LINE OF SHIPLEY AVENUE AS SHOWN ON THE MAP REFERENCED ABOVE; THENCE EASTERLY AND SOUTHERLY ALONG THE WESTERLY LINE OF SHIPLEY AVENUE ON A CURVE TO THE RIGHT FROM A TANGENT WHICH BEARS N 87° 30' 00" E, WITH A RADIUS OF 15 FEET, THROUGH A CENTRAL ANGLE OF 90°, AN ARC DISTANCE OF 23.56 FEET; THENCE S 2° 30' 00" E 160.84 FEET TO THE TRUE POINT OF BEGINNING; THENCE ALONG SAID WESTERLY LINE OF SHIPLEY AVENUE AND THE NORTHERLY LINE OF KING DRIVE S. 2° 30' 00" E 292.68 FEET; THENCE ON A TANGENT CURVE TO THE RIGHT WITH A RADIUS OF 470 FEET; THROUGH A CENTRAL ANGLE OF 12° 57' 10", AN ARC DISTANCE OF 106.25 FEET; THENCE ON A TANGENT CURVE TO RIGHT WITH A RADIUS OF 30 FEET, THROUGH A CENTRAL ANGLE OF 93° 29' 46", AN ARC DISTANCE OF 48.95 FEET; THENCE ON A TANGENT CURVE TO THE LEFT WITH A RADIUS OF 680 FEET; THROUGH A CENTRAL ANGLE OF 08° 53' 51", AN ARC DISTANCE OF 105.60 FEET; THENCE LEAVING THE NORTHERLY LINE OF KING DRIVE AND PROCEEDING N 2° 30' 00" W 392.04 FEET; THENCE N 87° 30' 00" E 28.00 FEET; THENCE N 2° 30' 00" W 4.50 FEET; THENCE N 87° 30' 00" E 4.40 FEET; THENCE N 2° 30' 00" W 15.50 FEET; THENCE N 87° 30' 00" E 7.30 FEET; THENCE S 2° 30' 00" E 15.50 FEET; THENCE N 87° 30' 00" E 5.30 FEET; THENCE S 2° 30' 00" E 4.50 FEET; THENCE N 87° 30' 00" E 58.10 FEET; THENCE N 2° 30' 00" W 6.10 FEET; THENCE N 87° 30' 00" E 49.78 FEET TO THE TRUE POINT OF BEGINNING.

PROPERTY ADDRESS: 900 KING PLAZA, DALY CITY CA 94015

APN: 091-175-200

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DALY CITY
AMENDING THE DALY CITY ZONING MAP BY AMENDING ORDINANCE NO. 1316
RE: PLANNED DEVELOPMENT STANDARDS FOR PD-47

(APN 091-175-250)
King Plaza Shopping Center

BE IT ORDAINED by the City Council of the City of Daly City, as follows:

Section 1. Findings. The City Council of the City of Daly City finds that, as conditioned, Zone Change ZC-09-21-015237, amending Planned Development PD-47 is in compliance with Title 17 of the Daly City Municipal Code (Zoning Ordinance), as well as the General Plan of the City of Daly City, as amended and as to each element of the Daly City General Plan. Approval of the zone change will not be detrimental to the health, safety, morals, comfort and general welfare of persons residing in or working in the neighborhood. The City Council further finds that the amendment to PD-47 to allow modification to the Planned Development PD-47 zoning to amend the Parking Management Plan and Delivery Hours will not be detrimental to the surrounding areas or result in substantial environmental damage or disturbance or be injurious or detrimental to the property and improvements in the neighborhood or the general welfare of the City of Daly City.

Section 2. Environmental Compliance – Mitigation Monitoring Program.

The City Council has reviewed the proposal under the requirements of the California Environmental Quality Act (CEQA) and has determined, that the Zone Text Amendment modify a portion of the Planned Development Zone number 47 is exempt from CEQA per CEQA Guidelines Section 15061(b)(3).

Section 3. Zoning Reclassification. The zoning as designated upon the “Official Zoning Map” of the City of Daly City, as adopted by Daly City Ordinance No. 635, and thereafter amended from time to time, is hereby changed as to the parcel identified on the attached map incorporated herein by this reference, to Planned Development Zoning PD-47, which hereinafter provides for a change of boundary on the “Official Zoning Map” and the establishment of specific standards for development on the subject property. All improvement shall comply with the approved Planned Development Standards hereinafter adopted for Planned Development PD-47-A.

**PLANNED DEVELOPMENT STANDARDS
PLANNED DEVELOPMENT ZONE PD-47A
KING PLAZE SHOPPING CENTER**

The purpose and intent of these Planned Development Standards is to modify the previously established standards of the PD-47 zone at King Plaza.

I. PERMITTED USES

The Planned Development Standards for PD-47 have been divided into applicable standards for three separate parcels. Parcel “A” is comprised of all shopping center property not including the bowling center property. Parcel “A-1” will refer to the corner lot at Callan and King Drive specifically. Parcel “B” refers to the bowling center property (See Attachment A – Planned Development Parcels).

A. The following uses shall be permitted:

1. Parcels A, A-1 and B

Art Studio
Bakery (retail)
Bank
Barber or Beauty shop
Book or stationary store
Business office
Candy store
Clothing or Department store
Coffee shop (excluding restaurant-style coffee shop)
Drugstore
Retail electrical and household appliance sales and services
Florist
Gift shop
One grocery store
Hardware store
Ice cream store
Laundry or cleaning agency (retail)
Instruction studio (dance or martial arts)
Jewelry store
Liquor store
Medical/Dental clinic
Pet food store
Professional office
Photographic studio
Restaurant (excluding drive-through)
Shoe repair
Sporting goods

Tailor shop
Trade or business school
Toy Store
Travel agent
Variety store
Video rental

B. The following uses shall be permitted with a Use Permit in the PD-47 zone:

1. Parcels A, A-1 and B

Accessory buildings or use
Animal kennel
Bar or Cocktail lounge
Bowling Alley
Garden supply
One health and fitness club (limited to 10,66 sq. ft. in the retail building on the west of the site, in the bowling alley building or on the corner lot at Callan and King Drive)
Motor vehicle parts supply
Outdoor sales
Pet shop
Businesses whose principal use is for the operation of amusement devices
Veterinary hospital or office

- C. When a use is not specifically listed, it shall be assumed that when the unlisted use is similar to nor more objectionable than a permitted use, such use shall be permitted in the district to the same requirements of the most similarly listed use.

II. DEVELOPMENT STANDARDS

A. Parking and Circulation

1. Parcels A, A-1 and B

- a. The property owners shall comply with and enforce a Parking Management Plan approved by the City. The Parking Management Plan shall be an appendix to and recorded as part of the Shopping Center CC&Rs. Changes to the Parking Management Plan shall be subject to approval by the Planning Division. The Parking Management Plan shall include the following:
- b. No operable or inoperable vehicles shall be stored at the site for more than 24 hours. This requirement does not apply to one truck owned by Manila Market which is allowed per the Parking Management Plan to park overnight in a designated space in the Upper Lot.

- c. No vehicles or trailers shall be advertised for sale or rent on the site and no vehicle sales, leasing or rentals shall be conducted at the site.
- d. Employee parking spaces shall be designated in the plan.
- e. Measures to manage the parking during the evening peak hours. The plan may include such measures as valet parking, incentives to carpooling and disincentives to parking in the residential streets behind the center.
- f. Lease documents of existing and future tenants shall incorporate compliance with the Parking Management Plan as a requirement of the lease. The general form of Lease documents shall be submitted to the Planning Division for approval to confirm the leases include a requirement for compliance with the Parking Management Plan.
- g. A provision to allow shared parking for patrons of all uses in Parcel A, Parcel A-1 and B.
- h. The precise plan shall show all required dimensions on back-up distance, fire access drives and parking stalls including compact and handicap spaces. The plan shall indicate how the compact spaces shall be marked on the site.
- i. The shopping center management shall formulate and implement a program to control and lessen employee parking on the site. The Planning Division shall approve this program.
- j. Applicant will post signs, impose conditions upon tenant, and make best efforts to restrict truck deliveries (defined as trucks with 2 axles or more) to the supermarket to be between the hours of 7:00 a.m. and 1:00 p.m. seven days per week. Occasional truck deliveries after 1:00 p.m. Monday through Friday shall not be construed as a violation of these standards. Any changes to delivery days or times shall require approval of the Planning Department. Notwithstanding the restrictions on delivery times for trucks set forth herein, such delivery time restrictions shall be suspended during a time of emergency as may be declared by any governmental agency having jurisdiction.
- k. The total number of on-site parking spaces required for the King Plaza Shopping Center (Parcel A, Parcel A-1, and B) is 302, including the corner lot at Callan and King Drive.

2. Parcel A

- a. The precise plan shall be configured to allow for wider parking spaces in front of the supermarket.

3. Parcel A-1

- a. The corner lot of Callan and King Drive shall be improved with resurfacing, restriping, and landscaping.
- b. All parking spaces for new construction at the corner lot at Callan and King Drive must conform to regular size parking stall dimensions of the Zoning Ordinance. Total parking for new development on Parcel A-1 shall include the number of existing spaces in addition to spaces required by the Zoning Ordinance. All aisle widths must be at least 26 feet in width and turning radiuses must conform to minimum Fire Department and City Zoning Ordinance requirements.
- c. The parking lot shall conform to plans approved as part of the precise plans and shall be maintained in accordance with city standards.

B. Signage

1. Parcels A, A-1 and B

- a. A Master Sign Program shall be submitted and approved by a Design Review Committee. Changes to the Master Sign Program shall be submitted to the Design Review Committee for approval, except that minor changes can be approved administratively by the Planning Division.
- b. Wall sign and ground sign area, height and number shall comply with approved designs described in the adopted Master Sign Program. Existing tenant signs shall be allowed to remain and changes in copy shall not require compliance with the master sign program. However, other types of changes include relocation shall require that the new sign be in conformance with the program.
- c. Signs shall otherwise comply with the requirements of Section 17.32 Signs of the Daly City Zoning Ordinance, except as conditioned herein or as modified by the approved Master Sign Program.

C. Landscaping

1. Parcels A, A-1 and B

- a. Landscaping shall be installed in accordance with approved plans and maintained in a neat, clean and healthful condition.

D. Architecture/Site Design

1. Parcels A, A-1 and B

- a. Architectural design of all structures and facades, all materials and colors, and all landscaping all comply with plans approved by a Design Review Committee.
- b. Once approved, any major architectural modification shall be subject to approval by a Design Review Committee, except that minor changes may be approved administratively by the Planning Division.
- c. All roof equipment shall be screened from view from the surrounding streets.
- d. The Planning Division shall approve the design and location of all trash or storage enclosures and other proposed fencing or walls.

E. Maintenance

1. Parcels A, A-1 and B

- a. Each of the property owners shall prepare CC&Rs for review by the City Attorney, each as to their/its own parcels, as to incorporation of the following standards:
- b. The shopping center shall be maintained in a neat, safe, and healthful condition.
- c. A garbage disposal plan approved by the Planning Division and the Streets Division shall specify that:
- d. All trash shall be confined in approved receptacles and enclosures.
- e. All unenclosed materials, equipment and/or supplies of any kind shall be maintained within approved enclosure areas. Any stacked or stores items shall not exceed the height of the enclosure.
- f. All trash and storage enclosures shall be properly maintained in accordance with approved plans.
- g. The applicant shall prepare an agreement to implement a daily littler cleanup plan for all open areas, planters and public sidewalks adjacent to the shopping center. All waste materials generated by the market, such as cardboard boxes, skids, garbage, litter, etc., must be stores in the enclosure for disposal. No

waste material shall be visible at anytime. The enclosure shall be designed to conceal the contents. The enclosure should be kept clean and free of odor at all times.

F. Lighting

1. Parcels A, A-1 and B

- a. All exterior lighting shall be in accordance with precise plans and shall be adequately maintained according to approved standards.

G. Building Area Limitation

1. Parcel A

- a. There shall be no additional square footage allowed on Parcel A in the shopping center beyond the existing square footage.

H. Required Plans

1. Parcel A-1

- a. Any proposed development on the corner lot at Callan and King Drive shall be by the amendment procedures of Daly City Municipal Code Section 17.28.010(I).
- b. The precise plan for this planned development shall also identify:
 1. Ingress/egress and easement rights for all public utilities, city water mains, sanitary sewer mains and other service facilities located across the proposed subdivision lines.
 2. Location of all existing buildings and structures and their off-set distances from the proposed property lines.

I. Easements

1. Parcel B

- a. A twenty-foot no-build easement shall be recorded around the bowling center building and reflected in the precise plan.

II. GENERAL

A. Parcels A, A-1 and B

1. All site improvements shall conform to plans approved as part of the Precise Plans. Any major site modifications shall require an amendment of the PD approval and shall be subject to approval by the Planning Commission and City Council except that the Planning division may approve minor changes.
2. Individual buildings shall not be sold separately, or if the sale of any building is anticipated, all requirements of the Subdivision Ordinance in effect at the time of the sale shall be complied with in full prior to such sales.
3. The property owners of the shopping center shall seek to provide a balanced mix of uses with compatible peak hours and parking needs.

DRAFT

Section 4. Summary Publication: Pursuant to the provisions of Government Code Section 36933, a summary of this Ordinance shall be prepared by the City Attorney. At least five (5) days prior to the Council meeting at which this Ordinance is scheduled to be adopted, the City Clerk shall (1) publish the summary, and (2) post in the City Clerk's office a certified copy of this Ordinance. Within fifteen (15) days after the adoption of this ordinance, the City Clerk shall (1) publish the summary, and (2) post in the City Clerk's office a certified copy of the full text of this Ordinance along with the names of those City Council members voting for and against this ordinance or otherwise voting. This Ordinance shall become effective thirty (30) days from and after its adoption.

Section 5. Environmental Determination: The City Council finds, pursuant to Title 14 of the California Code of Regulations, Section 15378, that this Ordinance is exempt from the requirements of the California Environmental Quality Act (CEQA) in that it is not a project as provided by the Act, in that it does not have a potential for resulting in a detrimental physical change in the environment, directly or ultimately, as provided in Title 14, Section 15378(a), and that it is also exempt under the definition of "project" in Section 15378(b)(3) in that it concern general policy and procedure making.

Section 6. Severability: If any section, subsection or sentence of this Ordinance is found by a court of competent jurisdiction to be invalid or unlawful, the City Council finds and declares that the remainder of this Ordinance would be and is enforceable and would have been adopted notwithstanding the finding of invalidity as to any section, subsection or sentence.

Introduced this _____ day of _____ 2022.

Passed and adopted as an Ordinance of the City of Daly City at a regular meeting of the City Council of the City of Daly City held on the _____ day of _____ 2022, by the following vote:

AYES, Councilmembers _____

NOES, Councilmembers _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY



City Council Meeting Agenda Report

Item # ____

Meeting Date: November 14, 2022

Subject: Introduction of an Ordinance of the City Council of the City of Daly City Amending Chapter 2.04 of the Daly City Municipal Code Re: Salaries of City Councilmembers

Recommended Action

It is recommended that the City Council consider, and thereafter introduce, the attached ordinance amending Section 2.040.055 of the Daly City Municipal Code covering Councilmembers' salaries.

Background/Discussion

Government Code section 36516 sets the maximum salary for a city with allowable increases of up to 5% for each calendar year from the operative date of the last salary adjustment. The City Council's current salary is \$707 bi-weekly. That salary amount has not been increased since 2008.

As provided by Government Code 36516, the base salary of City Councilmembers may be adjusted by 5% annually, effective subsequent to the General Election on November 8, 2022. Since the salaries for elected officials have not been increased in fourteen years, the Council is authorized under Government Code section 36516 to increase the salary up to \$1201.90 bi-weekly to be effective when the new term for all local officers begins following the general election of November 8, 2022.

Staff is available to provide any additional information desired by the Mayor or Councilmembers.

Respectfully submitted,

Natalie Sakkal
Director of Human Resources

Rose Zimmerman
City Attorney

Attachment: Draft Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DALY CITY
AMENDING CHAPTER 2.04 OF THE DALY CITY MUNICIPAL CODE RE:
SALARIES OF CITY COUNCILMEMBERS

WHEREAS, the salary of the City Council shall be established by ordinance in accordance with provisions of Sections 36516 and 36516.5 of the California Government Code as such provisions now exist or may thereafter be amended.

WHEREAS, the salary of City Council members may be increased by an amount equal to five percent for each calendar year from the operative date of the last adjustment of the salary in effect when the ordinance is enacted; and

WHEREAS, since the salaries of the City Council has not increased since 2008, the City Council desires to increase the city council compensation in conformance with Government Code Section 36516, to be effective on December 13, 2022; and

WHEREAS, based on California Government Code provisions the City Council is eligible for a salary increase to \$1201.90 bi-weekly; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DALY CITY, DOES ORDAIN AS FOLLOWS:

SECTION 1. Pursuant to California Government Code Section 36516, Salaries to city councilmembers may be increased by ordinance to an amount equal to five percent for each calendar year; and the prior increase setting the current compensation was hereinbefore made by Daly City Ordinance 1327.

SECTION 2. Section 2.04.055 of Chapter 2.04 of the Daly City Municipal Code is hereby amended in its entirety to read as follows:

2.04.055 Councilmember Salaries – Adjustments in Salaries.

The salary of the Councilmembers shall be a bi-weekly salary of one-thousand two hundred dollars and ninety cents (\$1201.90) in accordance with Government Code Section 36516. The salary is payable in the same manner as the salaries are paid to other officers and employees of the city.

SECTION 3. Environmental Determination. The City Council of the City of Daly City finds and determines that the implementation of measures described in this Chapter is in furtherance police powers of the City of Daly City, and that these purposes are exempt from the provisions of the California Environmental Quality Act (CEQA); Chapter 3 (commencing with Section 21100) of Division 13 of the Public Resources Code, as provided in categorical exemption Classes 1, 4, 5, 7, 8, 9, and or 21 of the CEQA Guidelines (Title 14, *California Code of Regulations*, Sections 15301-15329).

SECTION 4. Severability: If any section, subsection or sentence of this Ordinance is found by a court of competent jurisdiction to be invalid or unlawful, the City Council finds and declares that the remainder of this ordinance would be and is enforceable and would have been adopted notwithstanding the finding of invalidity as to any section, subsection or sentence.

SECTION 5. Effective Date and Publication: This Ordinance shall not become effective until after the new term for all local officers begins following the general election of November 8, 2022. This Ordinance shall be published according to law.

Introduced this _____ day of _____, 2022.

Passed and adopted as an Ordinance of the City of Daly City at a regular meeting of the City Council of the City of Daly City held on the _____ day of _____, 2022, by the following vote:

AYES, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DALY CITY ADDING
CHAPTER 9.58 TO THE DALY CITY MUNICIPAL CODE REGARDING UNLAWFUL
POSSESSION OF USED CATALYTIC CONVERTER

SECTION 1. The Daly City Municipal Code Chapter 9.58 is added to read as follows:

Chapter 9.58

“UNLAWFUL POSSESSION OF USED CATALYTIC CONVERTER”

Sections:

9.58.010 Title
9.58.020 Definitions
9.58.030 Violations; Penalty

9.58.010 Title

- A. This Ordinance shall be known as the Unlawful Possession of Used Catalytic Converter Ordinance.

9.58.020 Definitions

- A. “Used catalytic converter” would be defined as any catalytic converter that has at any point been installed in a vehicle.
- B. “Lawful possession” would require being the lawful owner of the catalytic converter or be in possession of the catalytic converter with the lawful owner’s written consent but does not require proof that the catalytic converter was stolen to establish the possession is not a lawful possession. A person would be required to show “documentation or other proof” to verify they are in lawful possession, which includes (i) a certificate of title or certificate of registration showing the possessor’s legal interest in the vehicle from which the catalytic converter was detached that matches the vehicle identification number permanently marked on the catalytic converter; (ii) written authorization, including the vehicle identification number, from the person or entity that holds the certificate of title or certificate of registration of the vehicle from which the catalytic converter was detached; or (iii) evidence the catalytic converter was acquired in a lawful transaction pursuant to the requirements of Section 21610 of the Business and Professions Code.

9.58.030 Violations; Penalty

- A. Any person violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor and, upon conviction, such person shall be punished as provided in Section 36901 of the California Government Code.
- B. Each and every violation of this chapter shall constitute a distinct and separate offense and shall be subject to all remedies and enforcement measures authorized by the Daly City Municipal Code. Each and every catalytic converter unlawfully possessed is a separate violation of this chapter.

SECTION 2. Environmental Determination. The City Council of Daly City finds and determines that the implementation of measures described in this Chapter is in furtherance police powers of the City of Daly City, and that these purposes are exempt from the provision of the California Environmental Quality Act (CEQA); Chapter 3 (commencing with Section 21100) of Division 13 of the Public Resources Code, as provided in categorical exemption Classes 1, 4, 5, 7, 8, 9, and or 21 of the CEQA Guidelines (Title 14, California Code of Regulations, Sections 15301-15329).

SECTION 3. Severability: If any section, subsection, sentence, clause, phrase, or word of this Chapter, or any application thereof to any person or circumstance, is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions or applications of this Chapter.

The City Council hereby declares that it would have passed this Chapter and each and every section, subsection, sentence, clause, phrase, and word not declared invalid or unconstitutional without regard to whether any other portion of this Chapter or application thereof would be subsequently declared invalid or unconstitutional.

SECTION 4. Effective Date and Publication: Pursuant to the provisions of Government Code Section 36933, a summary of this ordinance shall be prepared by the City Attorney. At least five (5) days prior to the Council meeting at which this ordinance is scheduled to be adopted, the City Clerk shall (1) publish the summary, and (2) post it in the City Clerk's office a certified copy of this ordinance. Within fifteen (15) days after the adoption of this ordinance, the City Clerk shall (1) publish the summary and (2) post in the City Clerk's office a certified copy of the full text of this ordinance along with the names of those City Council members voting for and against this ordinance or otherwise voting. This ordinance shall become effective thirty (30) days from and after its adoption.

Introduced this 24th day of October, 2022

Passed and adopted as an Ordinance of the City of Daly City at a regular meeting of the City Council of the City of Daly City held on the _____ day of _____, 2022, by the following vote:

AYES, Councilmembers: _____

NOES, Councilmembers: _____

ABSENT, Councilmembers: _____

CITY CLERK OF THE CITY OF DALY CITY

APPROVED:

MAYOR OF THE CITY OF DALY CITY