

CITY OF DALY CITY

REGULAR MEETING - CITY COUNCIL

AGENDA

Monday, March 08, 2010 - 7:00 PM

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

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

CALL TO ORDER:

Minutes: The meeting was called to order by Mayor Guingona at 7:00 P.M.; 6:59 PM

PRESENTATIONS:

American Red Cross Month Proclamation (Amy Lang)

Minutes: Mayor Guingona presented a proclamation proclaiming March 2010 as American Red Cross Month to Amy Lang.

**Amy Lang reported on the assistance the American Red Cross provides to people affected by disasters. Ms. Lang announced the Annual Heroes' Breakfast for San Mateo County is on June 3rd at Poplar Creek Grill in Coyote Point.
; 7:05 PM**

Commending Daisy Li of Moonstar Restaurant for Her Successful Fundraising Event for Earthquake Victims in Haiti

Minutes: Mayor Guingona presented a Certificate of Commendation to Daisy Li of Moonstar Restaurant in recognition to the benevolence and generosity Ms. Li demonstrated through her organization's charitable event to benefit the victims of the devastating Earthquake in Haiti.

; 7:33 PM

Proclaiming March DeMolay Month

Minutes: Mayor Guingona presented a proclamation proclaiming March 2010 as DeMolay

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.

Month to Francis Cuvin, DeMolay Advisor Dad.

; 6:58 PM

APPROVAL OF MINUTES:

Motion on Approve

Motion to approve to approve the minutes of January 25, 2010.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

Regular Meeting of January 25, 2010

APPROVAL OF AGENDA:

Motion on Approve

Motion to approve the agenda.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

CONSENT AGENDA

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

Resolutions:

1. Proposed Assignment of Administrative Assistant Classification to Miscellaneous/Unrepresented Salary Schedule, Range 38

Motion on Adopt

Motion to adopt Resolution No. 10-25, Authorizing Establishment of Administrative Assistant Classification

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

2. Amending Public Employees' Medical and Hospital Care Act for Classifications Represented by the Daly City Firefighters Union, Local 1879.

Motion on Adopt

Motion to adopt Resolution No. 10-26, Amending Public Employees' Medical and Hospital Care Act (PEMHCA) for Classifications Represented by the Daly City Firefighters Union, Local 1879

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

3. Acceptance of Edward Byrne Memorial Justice Assistance Grant Program Grant Funds for Mobile (In- Vehicle) Computers

Motion on Adopt

Motion to adopt Resolution No. 10-27, Approving Receipt of Grant from the Federal 2009 Recovery Act Edward Byrne Memorial Justice Assistance Grant Program for Mobile (In- Vehicle) Computers

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

4. Agreement With Rebuilding Together Peninsula For Improvements At The Doelger Senior Center

Motion on Adopt

Motion to adopt Resolution No. 10-28, Approving Agreement between Rebuilding Together Peninsula and City of Daly City for Improvements at Doelger Senior Center

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

5. Agreement with KaBOOM! For Playground Equipment and Appropriation of Matching Funds

Motion on Adopt

Motion to adopt Resolution No. 10-29, Approving Agreement with KaBOOM! Inc. Grant Funds and Appropriate Matching Funding

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

6. Setting Time and Place for a Public Hearing for Supplemental Law Enforcement Service Funds Set Hearing 03/22/2010

Motion on Adopt

Motion to adopt Resolution No. 10-30, Setting Time and Place for a Public Hearing on Expenditure Plan for Use of Allocated Funds Under the State of California Citizens' Option for Public Safety Program (COPS) Supplemental Law Enforcement Service Fund (SLES) Grant

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

Check Registers:

7. Check Registers for the Month of January 2010

Motion on Adopt

Motion to approve the Check Registers for the Month of January 2010

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

Authorizing Budgetary Adjustments:

8. Appropriation of \$1,500 Grant Received from Institute for Local Government

Motion on Adopt

Motion to adopt Resolution No. 10-31, Authorizing Budgetary Adjustments and Appropriations for Fiscal Year 2009-2010

- A. Appropriation of \$1,500 Grant Received from Institute for Local Government

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

PLEDGE TO THE FLAG:

ROLL CALL:

Minutes: Mayor Guingona stated Councilmember Torres is out ill this evening.; 6:59 PM

END OF CONSENT AGENDA

ORDINANCES:

9. Zone Text Amendment ZC-12-09-1453 to Repeal and Replace Chapter 17.41 of the Daly City Municipal Code Re-establishing Water Conservation Landscaping Regulations - City-Wide

Staff

Mothershead

Recommended Action

Motion for City Attorney to Read by Title Only

Councilmember Introduce Ordinance

Minutes: Planning Manager Tatum Mothershead gave a PowerPoint presentation on the new landscape ordinance that will replace the City's existing landscaping ordinance. The proposed ordinance has been designed to achieve a 25% water savings on outdoor water use at new development projects and rehabilitated landscapes greater than 1,000 square feet. This ordinance was developed by regional workgroup coordinated by the Bay Area Water Supply Conservation Agencies.

Mayor Guingona opened the public hearing.

; 6:54 PM

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Motion on Close

Motion to close the public hearing.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

Motion on Introduce Ordinance

Motion that the City Attorney read by title only Ordinance No. 1349, Repealing and Replacing Chapter 17.41 of the Daly City Municipal Code Re: Establishing Water Conservation in Landscaping Regulations

Mayor Guingona introduced the ordinance.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

10. Temporary Moratorium on the Establishment and Operation of Medical Marijuana Collectives

Staff

Zimmerman

Recommended Action

Open/Close Hearing

Adopt Resolution Roll Call

Motion on Continued

Motion to continue this item to the meeting of March 22, 2010 when there is a full Council to weigh in on this issue.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

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

Minutes: Gloriann Jones thanked the City for persuading the owner of the gas station at Westmoor and Skyline to start cleaning it up. Ms. Jones again brought to Council's attention the streetlights being out in the neighborhood west of Skyline from Westmoor to the northern border.

; 7:19 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Motion on Reappoint

Motion to reappoint Luana Williams to the Personnel Board with term expiring February 8, 2016.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1

REPORTS:

11. Council Committee

A Council Committee Meetings February 9 - March 7, 2010

Minutes: The Council Committee reported on the following:

**North County Fire Authority Board of Directors Meeting (Klatt/Guingona)
General Plan Steering Committee (Gomez/Klatt)**

; 7:22 PM

12. City Council

Minutes: There were no reports.; 7:23 PM

13. Staff

A Census 2010 Update

Minutes: Assistant to the City Manager Joseph Curran gave a PowerPoint presentation updating the Council on what the City has done since entering a partnership with the U.S. Census Bureau in December 2009.

; 7:24 PM

ADJOURNMENT:

Motion on Adjourn

Motion to adjourn the meeting at 7:40 P.M. in memory of Joan Newby, Albert D. Delfino, Jose Encarnacion, Jr. and Al Touron.

Passed For: 4; Against: 0; Abstain: 0; Absent: 1