

CITY OF DALY CITY
MINUTES – REGULAR MEETING – CITY COUNCIL
JUNE 26, 2023

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The meeting was called to order by Vice Mayor Manalo at 7:00 P.M.

ROLL CALL: Councilmembers Present:

Juslyn C. Manalo, Vice Mayor
Roderick Daus-Magbual
Glenn R. Sylvester

Councilmembers Absent:

Raymond A. Buenaventura, Mayor
Pamela DiGiovanni

Staff Present:

Thomas Piccolotti, City Manager
Rose L. Zimmerman, City Attorney
K. Annette Hipona, City Clerk

PRESENTATIONS:

"In Our Youth" - Poetry Reading

(Olivia Veroy, Daly City Youth Poet Laureate)

APPROVAL OF MINUTES:

Regular Meeting of June 12, 2023

It was moved by Councilmember Sylvester, seconded by Councilmember Daus-Magbual and carried to approve the minutes of June 12, 2023.

APPROVAL OF AGENDA:

It was moved by Councilmember Daus-Magbual, seconded by Councilmember Sylvester and carried to approve the agenda.

PUBLIC APPEARANCES/ORAL COMMUNICATIONS:

The following Daly City employees/AFSCME members asked the Council for their support in obtaining a fair contract for their union labor group by having the City pay them fair wages through certification pay and equity adjustments to keep up with COLA, and by having a work/life balance in the form of a 36-hour workweek. Speakers expressed concerns faced by AFSCME employees including: wages not keeping up with inflation or COLA; the lowest paid members making very low income (as determined by the County); long commutes to work affecting work/life balance; expensive and inflexible health care options, department budgets being kept at low levels, staff looking for jobs elsewhere due to the low pay; and the 4% raises for all groups as not being equitable for AFSCME members, some being the lowest-paid

Note on Public Comments: For this meeting, members of the Council and the public had the option of attending in person or submitting 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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employees. Some speakers highlighted the role of AFSCME members in running the City including: being frontline workers and first responders to City emergencies; keeping roads and streetlights in great conditions; maintaining public safety vehicles; maintaining parks and playgrounds; providing safe spaces for the youth to learn and play; and employees having to do more work due to low-staffed departments.

Katherine Mills, Library Assistant II	Carlo Celeiod, Gardener
Jeff Templin	Ryan Fernandez
Joshua Rees, Librarian	Nick Crescenzi
Celina Tirona, Library Staff	David Zetzer, Recreation Program Supervisor

CONSENT AGENDA:

It was moved by Vice Mayor Manalo, seconded by Councilmember Daus-Magbual and carried to approve the consent agenda with the exception of items #9 and #11, which were pulled for further discussion.

Resolutions:

Adopt Appropriations Limitation for Fiscal Year 2024

Resolution 23-103, Establishing City's Appropriations Limitation For Fiscal Year 2023-2024

Authorize the City Manager to Execute Amendment No. 8 to Service Agreement for the Daly City Bayshore Shuttle

Resolution 23-104, Authorizing Execution Of Amendment No.8 To Service Agreement For The Daly City Bayshore Shuttle

Accept and Appropriate \$498,750 in Measure W Grant Funds from the Pedestrian and Bicycle Program Cycle 6 for the Lake Merced Boulevard Lane Reconfiguration and Bicycle Lane Protection Project

Resolution 23-105, Accepting And Appropriating Measure W Grant Funds From The Pedestrian And Bicycle Program Cycle 6, Authorizing Execution Of Funding Agreement And Appropriating Unallocated Measure A Funds For The Lake Merced Boulevard Lane Reconfiguration And Bicycle Lane Protection Project

Accept and Appropriate \$65,000 in Measure W Grant Funds from the Pedestrian and Bicycle Program Cycle 6 for the Daly City Vision Zero Design Standards Project

Resolution 23-106, Accepting And Appropriating Measure W Grant Funds From The Pedestrian And Bicycle Program Cycle 6, Authorizing Execution Of Funding Agreement And Appropriating Unallocated Measure A Funds For The Vision Zero Design Standards Project

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Set Time and Place for a Public Hearing to Consider Zone Change ZC-03-23-016151 at 1618 Sullivan Avenue (APN 006-352-120) (Hearing: 7/24/2023)

Resolution 23-107, Setting Time And Place Of Public Hearing For Zone Change ZC-03-23-016151 At 1618 Sullivan Avenue (APN 006-352-120)

Re-Appointment and Appointment of Daly City Bicycle-Pedestrian Advisory Committee Members

Resolution 23-108, Appointing Daly City Bicycle-Pedestrian Advisory Committee Members

Accept and Appropriate Measure K Grant Funds to the Automated External Defibrillators (AED) Program, and Authorize City Manager to Execute Grant Agreement

The Council acknowledged and thanked Supervisor David Canepa for helping the City to obtain funding for the AED program through Measure K Funds. Assistant to the City Manager Leilani Ramos addressed questions on the maintenance for the AED devices.

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

Resolution 23-109, Accepting And Appropriating Measure K Grant Funds And Authorizing City Manager To Execute A Grant Agreement For The Automated External Defibrillators Program

Authorize City Manager to Execute a License Agreement with Hilldale School for Temporary Placement of Students During School Site Improvements

Resolution 23-110, Approving Execution Of License Agreement With Hilldale School For Temporary Placement Of Students At The Teglia Community Center During School Site Improvements

Approve Partnership with Vibes & Smile and Yelp Peninsula for a Back-to-School Community Event and Authorize the City Manager to Execute a One-Day Temporary License for Use of Gellert Park Parking Lot

Assistant to the City Manager Ramos provided the staff report on the Gellert Park event. Amanda, Vibes & Smiles Founder, relayed the non-profit organization's mission including holding events to help the underprivileged areas in every City. Amanda provided information on the upcoming event, which will feature local vendors and a partnership with Daly City Library, Fire, and Police Departments. Amanda addressed questions on event details.

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

Resolution 23-111, Approving Partnership With Vibes & Smiles And Yelp Peninsula For A Back-To-School Community Event And Authorizing Execution Of A One-Day Temporary License Agreement For Use Of Gellert Park Parking Lot

Check Registers

Check Registers for the Month of May 2023

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END OF CONSENT AGENDA

PUBLIC HEARINGS:

Commercial Preferential Permit Parking

Assistant to the City Manager Ramos presented a background of the Commercial Vehicle Parking Pilot Program (CVP), an overview of program updates, the three zones within the City affected by CVP, an overview of the violation bail schedule, and reviewed staff recommendations. Ramos addressed questions on the following issues - penalties for commercial vehicles parked outside permitted zones, requirements to be classified as a commercial vehicle, the signage to identify a CVP zone, which vehicle code(s) will be used and/or updated for the CVP, how fraudulent permits will be handled, and how parking permits will be displayed on the vehicle.

It was moved by Councilmember Sylvester, seconded by Councilmember Daus-Magbual and carried to open the public hearing. There were no public comments received.

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

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

Ordinance 1467, Amending Chapters 10.32.150 and 10.32.155 of Title 10 of the Daly City Municipal Code Re: Oversized Vehicles and Commercial Parking Permits

Vice Mayor Manalo introduced the ordinance.

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

Resolution 23-112, Approving A Two-Hour Parking Zone In All Commercial Vehicle Parking Zones And Amending The Parking Violation Bail Schedule

COMMUNICATIONS:

Water Rate Adjustments (Continued from the meeting of June 12, 2023)

Director of Water and Wastewater Resources Joshua Cosgrove provided a summary of the public hearing regarding this matter, including Council deliberation, which took place at the June 12th meeting. Cosgrove provided information on the assistance programs that are available for members of the public; these programs included: the California Water & Wastewater Arrearage Program, the Low Income Household Water Assistance Program (LIHWAP), Daly City Partnership resources, and San Mateo County financial assistance programs. The Daly City Water Rates Assistance Program will provide low-income customers who qualify with bill relief via a credit on their water bill that equals the rate increase; Cosgrove worked with the City Manager and Finance on this draft program, which includes eligibility requirements and application process. Cosgrove reported on Water & Wastewater Resources staff meeting with organization Faith in Action on June 24th for an open discussion in English, Spanish, and

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Tagalog. Cosgrove provided an updated chart of average bill comparisons, reasons for differences in rates, and reviewed capital requirements and the cost of water.

Speakers from organization Faith In Action (FIA) expressed support for the water bill assistance program proposed by Director Cosgrove. Some urged for a continuous assistance program instead of a one-time assistance for those who are most in need. Individuals expressed the following concerns with the water rate increase: people who live on a fixed income such as retired seniors or people on disability being the most adversely impacted; the annual 4% water rate increase for the next five years not being manageable; renters not being able to apply for the assistance programs; the long wait times for assistance eligibility for some programs; and rent increases as a result of the water rate increases.

Wendy Cruz, FIA leader
Bernadette McDonald, FIA leader
Leonardo Monteza, FIA
Napoleon Pempena, FIA

Christopher Perlera, FIA leader
David Barrett, FIA
Adilaida Mamamsala, FIA leader

The Council deliberated on the matter, thanked Faith In Action and the community for their feedback, noted the importance of capital improvements in maintaining the City's water, thanked staff for their civic engagement and the work in finding different resources for the public, and questioned whether the City has done enough outreach to the community regarding the rate increases.

Staff addressed questions on whether the assistance program is available to tenants, whether applications will be available in other languages, why the open discussion meeting took place at Franciscan Park, whether outreach was done to other homeowners associations, current issues with Franciscan Park's water tank, which fund are water rate payments deposited into, which fund(s) may be allotted for capital improvements, funding for the proposed pilot program, and the period of time before water service is shut off for a customer who is behind on payments.

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

Resolution 23-113, Making Findings And Determinations Relating To Adjustments In Water Rates And Establishing Water Rate Adjustments For Fiscal Years 2023/24, 2024/25, 2025/26, 2026/27 And 2027/28

Airspace Subdivision for Medical Offices at 341 Gellert Boulevard – Parcel Map PM-03-23-016140

Planning Manager Michael Van Lonkhuysen recommended continuance of the item to the July 24th meeting for additional time to work with the applicant on the conditions of approval.

It was moved by Vice Mayor Manalo, seconded by Councilmember Daus-Magbual and carried by voice vote to continue the item to the regular meeting of July 24, 2023.

Temporary Classrooms at Hilldale School (25 Florence Street) – Use Permit UPR-4-23-016182

Planning Manager Van Lonkhuysen requested to table the item since the related agreement was approved on the consent agenda.

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It was moved by Councilmember Sylvester, seconded by Councilmember Daus-Magbual and carried to table the item by voice vote.

Sign Program – 79 Saint Francis Square Shopping Center – Use Permit UPR-03-23-016129

Associate Planner Sam Fielding presented the project proposal for a master sign program at St. Francis Square Shopping Center; new signage would include tenant wall signs, directional signage, a pylon sign, a monument sign, and a mural. Planning staff addressed questions on the location of the 22-ft. pylon sign, lumens criteria for the signs, hours of operation for signage, and whether the size of the mural can be expanded. The Council discussed and made recommendations to have conditions of approval for the illumination of the lights and the expansion of the mural on site.

It was moved by Vice Mayor Manalo, seconded by Councilmember Daus-Magbual and carried by unanimous roll call vote to adopt the following resolution, with the aforementioned conditions.

Resolution 23-114, Adopting Findings Of Fact And Imposing Conditions Of Approval On Use Permit UPR-03-23-016129 For 79 Saint Francis Square Shopping Center Sign Program

New Restaurant and Drive Through – 79 Saint Francis Square Shopping Center Use Permit UPR-1-22-15498 and Design Review DR-7-22-15775

Associate Planner Fielding provided the project proposal to build a 2,480 square ft. restaurant, Chow King, and drive through, to be located on the northwest corner of the shopping center. Fielding reviewed the public comments received on the project, staff response, and the parking and traffic analysis. The applicant and staff addressed questions on - where cars would enter and exit for the drive-through, whether other Chow King locations have a drive through, the ingress location, the queueing space for vehicles, how queueing for the drive through will affect traffic, whether the traffic study addressed neighbor concerns, and whether traffic queueing extends to the public right of way.

It was moved by Vice Mayor Manalo and seconded by Councilmember Daus-Magbual to adopt the resolution. The motion failed by the following roll call vote:

Ayes: Daus-Magbual, Manalo
Noes: Sylvester

Vice Mayor Manalo amended the motion to continue the item to the regular meeting of July 10, 2023. The motion was seconded by Councilmember Daus-Magbual and carried by the following roll call vote:

Ayes: Daus-Magbual, Manalo
Noes: Sylvester

AWARD OF BIDS/CONTRACTS:

Award of Construction Contract for the Southgate Avenue and School Street Safety Improvements Project

Engineer Erick Reyes recommended to accept all bids and award a construction contract to

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Golden Bay Construction in the amount of \$465,269.50; the purpose of the project is to increase pedestrian visibility along corridors identified to be on the City's high injury network. Staff addressed questions on how high injury network areas are determined, the purpose of the project, where the improvements would take place on Southgate Avenue, and potential opportunities for a speed study in the area.

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

Resolution 23-115, Authorizing Execution Of Construction Contract For The Southgate Avenue And School Street Safety Improvements Project

REPORTS:

Council Committee

Peninsula Clean Energy (Daus-Magbual)
Mosquito & Vector Control District (Sylvester)
Emergency Services Council (Sylvester)

City Council

Councilmember Sylvester requested a statement requesting the use of union labor be included in the City's Housing Element plan and to be brought back to the Council for a vote. Councilmember Sylvester requested an update on the litigation on King Plaza and Classic Bowl, as well as an update on the parking issue in the area around Marchbank Park.

Vice Mayor Manalo attended the Cal Cities Governance Transparency & Labor Relations Policy Committee meeting as a representative; they provided information on redistricting litigation and the construction of affordable housing across California. Vice Mayor Manalo attended the Philippine Flag raising at City Hall for the Philippines 125th Independence Day and thanked staff for coordinating the event; in attendance were representatives from the Offices of Senator Wiener, Assemblymember Ting, ***Congressman Mullin, the Philippine Consulate delegation, Neil Ferrer, Tita Perla Ibarrientos and the PBRC, and community members. Vice Mayor Manalo, along with Councilmember Daus-Magbual, attended the retirement party of Bernie Vidales to honor his tenure at the Jefferson Elementary School District. Vice Mayor Manalo joined Mayor Nicolas of South San Francisco and Mayor del Rosario of Colma and various Filipino organizations at the Philippine Consulate for their 125th anniversary. Vice Mayor Manalo joined the ALLICE event to promote older adult and senior programming, to promote community resources, and to honor community members; Tita Perla Ibarrientos and Tita Cynthia Bonta were recipients. Vice Mayor Manalo acknowledged the recent Juneteenth holiday and supported all City employees to have this time off. Vice Mayor Manalo celebrated the June Pride Celebration parade in San Francisco with Supervisor Canepa, the San Francisco Pride Initiative, and her children. Vice Mayor Manalo thanked Supervisor Canepa for funding for the emergency defibrillators and thanked City Manager Piccolotti for the update on all staff being trained in this regard. Vice Mayor Manalo thanked Director Mothershead and City Manager Piccolotti for ensuring the Housing Element draft would include the language to promote the hiring of labor organizations, noting the provision did not need to come to the Council.

******Vice Mayor Manalo amended the minutes at the regular meeting of July 10, 2023.***

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ADJOURNMENT:

Vice Mayor Manalo adjourned the meeting at 10:26 PM in memory of Olga Maria Gonzalez Ramirez, Maria Carmen Vernengo, and Kitt Crenshaw.

Approved as submitted, this 10th

day of July, 2023.

City Clerk

Raymond A. Buenaventura
Mayor