

CITY OF DALY CITY

REGULAR MEETING - CITY COUNCIL

AGENDA

Monday, May 24, 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 7:03 P.M.; 6:59 PM

PLEDGE TO THE FLAG:

ROLL CALL:

APPROVAL OF MINUTES:

Minutes: It was moved by Councilmember Gomez, seconded by Councilmember Torres and carried to approve the minutes of April 26 and May 10, 2010.; 7:01 PM

Regular Meeting of April 26, 2010

Motion on Adopt

Motion to Adopt Minutes

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

Regular Meeting of May 10, 2010

Motion on Adopt

Motion to Adopt Minutes

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

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.

APPROVAL OF AGENDA:

Minutes: It was moved by Councilmember Torres, seconded by Councilmember Gomez and carried to approve the agenda.

Mayor Guingona stated it was requested Item No. 6, Request of Amended Lease Agreement with Watson Communications Systems, Inc. for Continued Use of the San Bruno Mountain Site for Police/Fire Communications would be taken at the end of the Consent Agenda.

; 7:01 PM

Motion on Approve

Motion to Approve 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. Authorizing the City Manager to Execute a 3-Year Agreement Between the Human Services Agency of San Mateo County and the City of Daly City

Motion on Adopt

Motion to Adopt Resolution No. 10-57, Authorizing Execution of Agreement with County of San Mateo (Human Services Agency Office of Housing) for County General Funds to Provide Human Services Programs (Daly City Community Service Center)

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

2. Authorization to Solicit Bids for Gellert Boulevard, 87th Street and Bellevue Avenue Rehabilitation Project

Motion on Adopt

Resolution No. 10-58, Approving Design Documents and Authorizing Bid Invitations Re: Gellert Boulevard, 87th Street & Bellevue Avenue Project

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

CONSENT AGENDA: Continued

Resolutions: Continued

3. Authorization to Solicit Bids for Mussel Rock Landfill Site Maintenance 2010

Motion on Adopt

Motion to Adopt Resolution No. 10-59, Approving Design Documents and Authorizing Bid Invitations Re: Mussel Rock Landfill Site Maintenance 2010 Project

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

4. Resolution of Intent to Adopt Appropriations Limitation (Gann Limit) for Fiscal Year 2010-2011 on June 28, 2010

Motion on Adopt

Motion to Adopt Resolution No. 10-60, Adopt its Appropriations Limitation for the Fiscal Year 2010-2011 on June 28, 2010

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

5. Federal Emergency Management Agency Assistance to Firefighters Grant for Required Communications Narrow Banding Upgrade

Motion on Adopt

Resolution No. 10-61, Approving Receipt of Grant from FEMA Assistance for Firefighters Grant Funding Program and Appropriating Grant Funds for the Communications Narrow Binding to Upgrade Mobile Radios and Fire Station Alerting Systems Projects

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

6. Request Approval of Amended Lease Agreement with Watson Communications Systems, Inc. for Continued Use of the San Bruno Mountain Site for Police/Fire Communications

Minutes: Police Lt. Lou Pezzola gave a presentation outlining staff's recommendation for the Council to approve and authorize the City Manager to execute a contract amendment for continued rental of the San Bruno Mountain Police/Fire Radio Communications Site.

This third amendment to the original agreement dated January 26, 1993, reflects a change to the term agreement and reduction of the annual escalator in increments from 6% to 4%. Effective upon June 1, 2010 the term of the Agreement shall be extended for an additional five years with three five year Renewal Terms and the License Fee shall be increased by \$255.74.

Effective upon June 1, 2010, the annual escalator shall be 4%, however, the 4% annual escalator shall not be applied until June 1, 2011 and every anniversary thereafter. All other

provisions of the lease remain intact.

The current monthly rate of \$5,186.26 will be increased by 5% for the 2010-2011 fiscal year and by 4% for the 2011-2012 fiscal year. The amount of fiscal impact has been budgeted throughout the police department's budget.

It was moved by Councilmember Gomez, seconded by Councilmember Torres and carried by unanimous roll call vote to adopt the following resolution:

**Resolution No. 10-62, Approving and Authorizing Third Amendments to License Agreement with Watson Communication Systems, Inc. for Continued Rental of the San Bruno Mountain Police/Fire Radio Communications Site
; 7:02 PM
Motion on Adopt**

**Motion to Adopt Resolution No. 10-62, Approving and Authorizing Third Amendments to License Agreement with Watson Communication Systems, Inc. for Continued Rental of the San Bruno Mountain Police/Fire Radio Communications Site
Passed For: 4; Against: 0; Abstain: 0; Absent: 1**

Check Registers :

7. Check Registers for the Month of April 2010

END OF CONSENT AGENDA

AWARD OF BIDS/CONTRACTS:

8. Purchase of Five Police Interceptors

Minutes: Director of Public Works John Fuller explained that police patrol cars are the most used vehicles in the fleet, and therefore, have the highest turnover rate. The city solicited bids for the replacement of five vehicles from six vendors, with bids ranging from \$118,263.48 to \$134, 885.26. Staff recommends the City Council to award the bid to the lowest bidder, San Francisco Ford Lincoln Mercury in the amount of \$118,263.48.

Discussion ensued with Councilmember Torres asking whether the Ford Crown Victorias will be upgraded or modified before they are purchased. Mr. Fuller informed the Council that modifications will have to be made, but these interceptors will have more robust engine components, allowing them to have better features including the ability to sit idle and not drain battery, etc.

Mayor Guingona requested information regarding the average life of the vehicles, to which

Mr. Fuller gave an estimate of four years, due to the mileage they incur (approx. 30k miles/year). Mr. Fuller also stated he will try to find out for the Council whether the vehicles will come with an expanded warranty.

It was moved by Councilmember Gomez, seconded by Councilmember Torres and carried by unanimous roll call vote to adopt the following resolution:

; 7:05 PM

Motion on Adopt

Motion to Adopt Resolution No. 10-63, Authorizing Purchase of Five Police Interceptors

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, Skyline/Palisades Resident Association, acknowledged the efforts made by the City in regards to cleaning up the debris near the old gas station located at the corner of Westmoor and Skyline Drive. Ms. Jones noted that the refuse has been picked up, the graffiti painted out, and the weeds cut down. She appealed to the Council to continue with the cleanup efforts in order to avoid future problems with this area.; 7:11 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Minutes: There were no appointments.; 7:12 PM

REPORTS:

9. Council Committee

A Council Committee Meetings, May 10-23, 2010

Minutes: The Council Committees reported on the following:

North County Fire Authority Board of Directors Meeting (Gomez/Guingona)

; 7:13 PM

10. City Council

Minutes: Councilmember Canepa attended the City/County Association of Governments (CCAG) meeting, at which a discussion ensued authorizing CCAG to impose an annual fee of \$10 on DMV-registered vehicles in the County. CCAG will seek to poll residents regarding the fee on the upcoming November ballot.

Councilmember Gomez highlighted a pocket guide given by Wendy Goldberg of Human Services to the North County Region. The guide provides contacts for emergency assistance hotlines, free hot meals, and emergency housing. Police officers throughout the county were given the task of handing out said guides to the homeless in the county.

Mayor Guingona, on behalf of the City, received the Grand Boulevard Award in Mountain

View. Daly City, one of six awardees, was recognized for its collaboration on a “green” project with Habitat for Humanity.

Mayor Guingona also attended various events including a Chamber of Commerce bowling tournament as well as a student awards event at Fernando Rivera School. On May 20, the Mayor gave a diversity award to Ms. Daisy Lee of Moonstar Restaurant for her contributions to the community.

Councilmember Torres participated in a foreclosure seminar led by San Mateo County Board of Supervisor Adrienne Tissier. During the event, Ms. Tissier was able to bring San Mateo residents facing foreclosure with members from lending and banking institutions, where they received counseling. After the event, Councilmember Torres was approached by a banking institution, expressing their interest in coming to Daly City and assisting residents through further education.

; 7:13 PM

11. Staff

Minutes: City Manager Martel reminded the public that the groundbreaking for the project with Habitat for Humanity, which won the Grand Boulevard Awards, will take place on Thursday, June 3rd at 7555 Mission St. ; 7:20 PM

A Final Direction of the Proposed Biennial Budget

Staff

Patricia Martel

Minutes: Ms. Martel and Director of Finance Don McVey gave a review of the budget presentations they provided to the Council over the course of the prior week. The City Council were asked for any additional input and direction they had for the City Manager to assist in finalizing the proposed budget for the next Council meeting.

Between May 11, 2010 and May 19, 2010, all the departments provided their proposed budget requests for fiscal years 2010-11 and 2011-12 to the Council. During those reviews, the departments discussed their outcomes, performance measures, and provided Council with significant changes in their department budgets from the prior fiscal year.

Director of Finance Don McVey reviewed the general fund budget considerations that have driven the changes in the proposed budget for the next two years. He noted that the most substantial change in our revenue sources has been the lowering of property tax. Mr. McVey, however, believed that sales tax has bottomed out. Thus, some small increases are anticipated over the next couple of years. He noted that vacant properties have also impacted many revenues including utility users tax, building fees, franchise fees and business license tax.

Ms. Martel stated the current fiscal crisis has made the City reassess how it has prepared the proposed budget. Beginning last year, management has made efforts to educate the residents and city employees about the crisis. Based on input received from residents and

employees, management came up with a series of strategies, the most important of which includes preserving core services. Consequently, departments were asked to plan their budget requests accordingly, in that it covers basic operations only, and did not include any extras which would not have a direct impact on basic operations.

Ms. Martel noted that all discretionary spending have been eliminated, including cutting education and training funds for staff, restricting travel, and ceasing furniture replacement. Equally important, the budget does not include any contingencies in the operating budgets, or transfers to the capital maintenance fund. The budget request has a basic assumption that management would successfully conclude all of the collective bargaining negotiations they are currently engaged in with employees. It also assumes containment of any cost increases from supply vendors as well as significant and permanent reduction in staff across all departments.

Ms. Martel stated this proposed budget is only the first step toward fiscal sustainability, which would not only provide for the City's expenses for providing services, but would allow it to invest more fully in infrastructure, capital improvements, and maintain city facilities. Because the City still has a budget gap of over half a million dollars, which means it will have to rely on its reserves, an account solely for emergencies.

Councilmember wanted to know the impact on the deficit if the City does not use its reserves. Ms. Martel stated that, unlike the State, Daly City has a legal mandate to have a balanced budget, so it has no choice but to use those reserves.

Councilmember Gomez wondered whether the City Manager foresees a parcel tax in the future for the general fund. Ms. Martel could not see recommending such a tax in the near future, because it would only serve as a short term solution. Furthermore, it would be very difficult to gain public support for a tax which people believe they are already paying.

Councilmember Canepa asked how much the City has in its reserves; Mr. McVey stated \$8.5 to \$10 million.

Councilmember Canepa asked for further discussion on shared and consolidated services in relation to the budget. Ms. Martel updated the Council on her various meetings with other cities in the county. Although there are currently no opportunities for shared library services, there may be a potential opportunity in the Parks and Recreation Department for

some consolidation of services. After speaking with the chief of police, Ms. Martel realized that there may also be an opportunity to consolidate communication services with the cities of South San Francisco, Pacifica, and possibly Colma and San Bruno.

Mayor Guingona stated that, instead of the City pursuing other municipalities, other cities should be soliciting Daly City if they would like to share in the City's services. The City should keep in mind whether consolidating or sharing services with other cities would have an impact on the amount of people that the City already serves.

All Councilmembers had no objections as to the direction and approach which staff will be taking towards the city budget as outlined by the City Manager and Director of Finance in their presentation.

; 7:21 PM

CLOSED SESSION:

A. Conference with Labor Negotiator: Per Government Code Section 54957.6(b) City Negotiator: Donna Williamson/City Manager Employee Organization: All Bargaining Units/Unrepresented Employees

Minutes: It was moved by Councilmember Torres, seconded by Councilmember Gomez and carried to recess the meeting to sit in Closed Session.

The meeting reconvened at 8:36 P.M.

From the Closed session of the Daly City City Council the following report is provided pursuant to California Government Code Section 54957.1 (The Ralph M. Brown Act):

**A. Conference with Labor Negotiator:
Per Government Code Section 54957.6(b)**

**City Negotiator: Donna Williamson/City Manager
Employee Organization: All Bargaining Units/Unrepresented Employees**

Conference with Labor Negotiator regarding labor negotiations pursuant to section 54957.6 of the Government Code. Council authorized City negotiator to continue negotiations with all bargaining units.

; 8:03 PM

ADJOURNMENT:

Motion on Adjourn

It was moved by Councilmember Torres, seconded by Councilmember Gomez and carried to adjourn the meeting in the memory of Anthony Perfetto at 8:06 P.M.

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