

CITY OF DALY CITY

REGULAR MEETING - CITY COUNCIL

AGENDA

Monday, July 12, 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.; 7:01 PM

PLEDGE TO THE FLAG:

ROLL CALL:

PRESENTATIONS:

American Cancer Society Relay for Life (Noelle Santamaria)

Minutes:

Mathew Kyawk and CarolineLim, Sponsorship Chair announced that the American Cancer Society nationally held fund raiser "Relay for Life" will be held at Westmoor High School on July 31 and August 1, 2010 starting at 10:00 A.M.

; 7:03 PM

STAR Awardees Recognition

Minutes: Assistant City Manager Kerry Burns announced the following STAR Awardees from the Department of Water and Wastewater Resources: Jeff Bastian, Bradley Dexter, Kevin McCarthy and Mark Pappas. Each of these employees was nominated by the Director of Water and Wastewater Resources Patrick Sweetland for rescuing eleven little ducklings from a storm drain at Crown Colony.; 7:06 PM

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 MINUTES:

Regular Meetings of May 24, and June 14, 2010

Motion on Approve

Motion to Approve Regular Meetings of May 24, and June 14, 2010. Vice Mayor Klatt abstained on the minutes of May 24, 2010.

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

APPROVAL OF AGENDA:

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. Commending Robert A. Donati on the Occasion of His Retirement

Motion on Adopt

Motion to adopt Resolution No. 10-90, Commending Robert A. Donati on the Occasion of his Retirement

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

2. Commending Stan Rideau on the Occasion of His Retirement

Motion on Adopt

Motion to adopt Resolution No. 10-91, Commending Stan Rideau on the Occasion of his Retirement

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

3. Proposed Removal of Collection Distribution System and Distribution System Supervisor from AFSCME bargaining unit and Assignment to Miscellaneous/Unrepresented

Motion on Adopt

Motion to adopt Resolution No. 10-92, Authorizing Removal of Collection Distribution System

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and Distribution System Supervisor from AFSCME Bargaining Unit and Assignment to Miscellaneous/Unrepresented

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

4. Authorizing Execution of Professional Services Agreement with URS Corporation for Mussel Rock Landfill Site Monitoring

Motion on Adopt

Motion to adopt Resolution No. 10-93, Authorizing Execution of Professional Services Agreement with URS Corporation (Mussel Rock Landfill Site Monitoring)

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

5. Approving Time Extension for Use Permit UP08-18 to Minor Site Modifications of the Mussel Rock Transfer Station at 120 Westline Drive

Motion on Adopt

Motion to Adopt Resolution No. 10-94, Approving Extension of Use Permit UP08-18 of the Mussel Rock Transfer Station - Minor Site Modifications - 120 Westline Drive, Daly City, California

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

Check Registers :

6. Check Registers for the Month of June 2010

Authorizing Budgetary Adjustments:

Motion on Adopt

Motion to Adopt Resolution No. 10-95, Authorizing Appropriating of Funds for Purchase of Coplogic On-Line Crime Reporting/Citizen RIMS Web Software

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

7. Appropriation of \$35,825, from Fund Balance, for Coplogic On-line Crime Reporting Software

END OF CONSENT AGENDA

COMMUNICATIONS:

8. Appeal of Administrative Use Permit AUP09-26 for the renewal of Sprint Nextel Wireless Facility at Chong Seen (Tsong Sen) Cemetery - Junipero Serra Boulevard and Hickey Boulevard

Minutes:

Planning Manager Tatum Mothershead gave a PowerPoint presentation on the project site and reviewed the applicant's request to renew the use permit for an existing wireless facility located at the entrance of the Chong Seen (Tsung Sen) Cemetery at the intersection of Junipero Serra and Hickey Boulevards. There are no modifications being proposed.

On May 14, Cynthia Marcopulos and Frank Scafani submitted a formal appeal of the administrative use permit. The appeal cites concern over EMF radiation. The suggestion was made that the facility be moved further inside the cemetery site.

Staff has started to include additional conditions of approval that includes an annual EMF study as well as the condition that if they fail to comply with FCC standards, the permit is rendered null and void.

Cynthia Marcopulos, resident on Sutton Avenue, South San Francisco, read from a written statement that she submitted, along with a photo CD showing the safety and fire violations. Ms. Marcopulos asked the Council not to renew the antenna until the fire safety violations have been corrected and more research has been done on the harmfulness of electromagnetic radiation on human beings.

; 7:09 PM
Motion on Deny

Motion to deny the Appeal of the Administrative Use Permit AUP09-26 for the renewal of Sprint Nextel Wireless Facility at Chong Seen (Tsung Sen) Cemetery - Junipero Serra Boulevard and Hickey Boulevard

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

Motion on Concur

Motion carried to concur with the Categorical Exemption under CEQA requirements

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

Motion on Adopt

Motion to adopt Resolution No. 10-96, Adopting Appeal of Administrative Use Permit (AUP09-26), Renewal Sprint Nextel Wireless Facility at Chong Seen (Tsung Sen) Cemetery (Junipero Serra Boulevard and Hickey Boulevard)

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

AWARD OF BIDS/CONTRACTS:

9. Mussel Rock Landfill Site Maintenance 2010

Minutes:

Director of Public Works John Fuller stated the City has maintained the Mussel Rock Landfill since the landfill's closure in 1978 in compliance with the Regional Water Quality Control Board. The site is seismically active and geo-ecologically unstabled and subject to erosion.

The erosion and unstable site conditions cause the storm drains systems to become non-functional over time and disturbs the gabion walls on site. The City's maintenance efforts are focused on adequate landfill cover, the site's drainage system and seawall, erosion prevention and maintenance of access roads.

Staff recommends that the Council award the construction contract to Stoloski & Gonzales, Inc. of Half Moon Bay for the base bid and one alternate in the combined amount of \$201,189.50.

; 7:20 PM

Motion on adopt

Motion to adopt Resolution No. 10-97, Authorizing Execution of Contract with Stoloski & Gonzalez, Inc. (Mussel Rock Landfill Site Maintenance 2010 Project)

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

10. Gellert Boulevard, 87th Street, and Bellevue Avenue Street Rehabilitation

Minutes:

Director of Public Works John Fuller stated the Gellert Boulevard Project with the two add alternates of 87th Street and Bellevue Avenue is the second pavement rehabilitation project to be funded utilizing Proposition 1B funds that were awarded approximately two years ago. This project will utilize the remaining funds from Proposition 1B along with some City funds not expended in our last stimulus project.

Staff recommends the City Council award the construction contract to Granite Construction Company of Watsonville in the amount of \$892,415.30 for the subject project.

; 7:23 PM

Motion on Adopt

Motion to adopt Resolution No. 10-98, Authorizing Execution of Contract with Granite Construction Company (Gellert Boulevard, 87th Street, and Bellevue Avenue Street

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:

Ron Pardini, Executive Director for Urban Village Farmers Market Association, announced that the Farmers Market is coming to the Cow Palace lower parking lot, on Saturday, July 24 to October 16, 2010 from 9:00 a.m. to 1:00 p.m.

; 7:26 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Minutes: There were no appointments; 7:29 PM

REPORTS:

11. Council Committee

Minutes: There were no reports.; 7:29 PM

12. City Council

Minutes:

Councilmember Canepa explained that he is Daly City's City/County Association of Government (C/CAG) representative. C/CAG represents twenty cities in San Mateo County. The cities voted unanimously to place on the November ballot the \$10 vehicle registration fee that will be dedicated to transportation projects. Daly City will receive approximately \$320,000 annually if passed. The concern was debated that a sunset period of 25 years should be included.

City Manager Patricia Martel added that this is an increase to the existing vehicle license fee that we have been receiving. Because of concerns of this being a fee that would go on in perpetuity, it was felt that a sunset period would be important in order to get voters support.

; 7:29 PM

13. Staff

Minutes: There were no reports.; 7:34 PM

ADJOURNMENT:

Motion on Adjourn

Motion to adjourn the meeting at 8:10 P.M. in memory of Ella Camiston and Cypriano Jaramillo.

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