

CITY OF DALY CITY
MINUTES – REGULAR MEETING – CITY COUNCIL
MARCH 11, 2024

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

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

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

APPROVAL OF MINUTES:

Regular Meeting of February 26, 2024

It was moved by Councilmember DiGiovanni, seconded by Vice Mayor Daus-Magbual and carried by the unanimous roll call vote to approve the minutes of February 26, 2024.

APPROVAL OF AGENDA:

City Manager Piccolotti requested to table item #10 on the agenda.

It was moved by Vice Mayor Daus-Magbual, seconded by Councilmember DiGiovanni and carried by unanimous roll call vote to approve the agenda, as amended.

PUBLIC APPEARANCES:

City Attorney Zimmerman stated in accordance with the Brown Act Laws, the City Council is not authorized to speak to or take action on matters in the public comment section. Furthermore, speakers must refrain from profane language and other disruptive remarks or behavior, or risk being removed from the meeting, and the time limit for each public comment is 2 minutes unless otherwise announced.

Mayor Manalo acknowledged and was amenable to a request from a community member for having a time limit of 1 minute for each speaker given the large number of speakers at tonight's meeting.

Note on Public Comments:

To provide public comments, members of the public have the option to- 1) attend in person, 2) email the City Clerk, or 3) submit comments through the public comment portal on the City's website. Persons with disabilities who require auxiliary aids or services in attending or participating in this meeting are instructed to call the office of the City Clerk at 991-8078 prior to the meeting.

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The following speakers expressed support for agendizing and passing a resolution calling for a ceasefire in Gaza which would call for an end to violence to save lives, release of hostages, and free flow of humanitarian aid into Gaza; it would also promote peace, unity, community safety for all constituents and strengthen collective empathy. Individuals urged the Council to pass the resolution to stand in solidarity with the people of Gaza as well as Palestinians living in the US and to condemn the hate crimes and Islamophobia against Arab and Muslim communities across the country. Speakers spoke about the genocide in Gaza and the over 30,000 Palestinians that have been killed since October 2023, the over 2 million people that have been displaced from their homes, the blockade limiting humanitarian aid to Gaza resulting in mass starvation, and other violations of human rights. Other issues discussed to support the resolution included the large amount of US tax dollars used to fund Israel's military, as well as the many contributions from the Palestinian community in Daly City. Palestinian residents and community members shared their experiences of the loss of family members in Gaza, while others shared experiences of Islamophobia. Individuals urged the Council to stand with other California cities that have already passed ceasefire resolutions.

Neda Jamaly	El (Anakbayan Daly City)	Stephanie
Liftawiya	Jeannel (Gabriela Daly City)	Nadeen Shatara
Nicole Han	Mahmoud Eraikat	Christian Smith
Kamilah	Glenn	Amanda S.
Hibah (4DC)	Andrew	Lauren
Jay Katt	Rami A.	Elen E.
Justin	Arianna	Vanessa A.
Carlos M.	Fady Salah	Samiha Erakat
Umayan	Jimmy Shamieh	Cindy P.
Diana	Alfredo Olguin Jr.	Amena
Beck Chow	Delaney W.	Isaac Goodman
Eureka Soriano	Deodor	Priscilla W.
Suheil Shatara	Jas	Russell
Desiree Gunn	Virginia	Hesham
Nick Occhipinti	DeVante	Tobi
Lina	Pat	Tim Mendoza
Fernando	Tito	

The following speakers expressed opposition for agendizing a resolution which calls for a ceasefire in Gaza. Individuals urged the Council not to get involved with the complex international war between Israel and Hamas and that such a resolution would only create division, encourage hate speech, and create an unsafe environment within Daly City. Others pointed out that such resolutions perpetuate antisemitism and misinformation by being one-sided, that a non-binding resolution will not bring peace to the ongoing war, and that introducing any form of foreign policy locally sets a precedent that's difficult to reverse. Some questioned if there was a political agenda against Israel by those supporting such a resolution (i.e. CAIR) and denied there was a genocide happening in Gaza. Some recommended the Council to focus on local issues that affect residents instead of international affairs and follow the examples of cities that have chosen not to pass a resolution. Members from the Jewish community shared experiences of the pain and suffering caused by Hamas towards family members and friends in Israel, pointed out the refusal of Hamas to release its hostages and its intent to repeat the attacks of October 7, and voiced concern with the rise of antisemitism and violence against the Jewish community.

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Yaroslav Vinogradsky
Ronit Rose
Inga Pevchin
Raz Lev
Sarit Polevoy
Hanoch Ravis
Jared Brown

Gaby Makstman
Val Gu
Mayrav
Ben Parnas
S. Goldman
Liat Dremer

C.C.
Nadav Kanarik
Yigal Blum
Danielle
Oren Rubinstein
Shlomit Blum

Mayor Manalo called for a recess at 8:13 PM and reconvened the meeting at 8:31 PM; all Councilmembers were present.

CONSENT AGENDA:

It was moved by Councilmember DiGiovanni to pull item #'s 3, 5, 6, and 9 from the Consent Agenda. City Clerk Hipona provided clarification that the Council previously voted to remove item # 10 during the Approval of Agenda. DiGiovanni's motion failed due to a lack of a second. DiGiovanni stated she was surprised at the lack of support from the Council in pulling items from the Consent Agenda for further discussion.

It was moved by Vice Mayor Daus-Magbual, seconded by Mayor Manalo and carried by the following roll call to approve the Consent Agenda.

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

Communications:

2024 4th Quarter Investment Report

Receive and File Housing Successor Agency Annual Report For Fiscal Year 2022-2023

Resolutions:

Annual Delegation of Authority to City Treasurer to Invest City Funds

Resolution 24-36, Renewing Delegation of Investment Authority to the City Treasurer

Professional Services Agreement to Revise the 2015 Planned Retreat Management Plan for Mussel Rock Landfill

Resolution 24-37, Approving Professional Services Agreement with Tetra Tech to Revise the 2015 Planned Retreat Management Plan for Mussel Rock Landfill

Authorize the City Manager to Execute a Memorandum of Understanding and Temporary Construction License with Kimco Westlake L.P. for the RO 572 Streetlight Conversion Project

Resolution 24-38, Authorizing Execution of Memorandum of Understanding and Temporary Construction License with Kimco Westlake L.P. for the RO 572 Streetlight Conversion Project

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Approve Salary Reassignments for the Fire Chief and Deputy Fire Chief Positions

Resolution 24-39, Approving Salary Reassignments for the Fire Chief and Deputy Fire Chief Positions

Accept and Appropriate CalRecycle SB 1383 Local Assistance Grant Program

Resolution 24-40, Accepting and Appropriating Grant Funding from the California Department of Resources Recycling and Recovery

Accept and Appropriate Mattress Recycling Council Grant for a Pilot Study Project on Illegally Dumped Mattresses

Resolution 24-41, Accepting and Appropriating Grant from the Mattress Recycling Council for a Pilot Study Project on Illegally Dumped Mattresses

Notice of Completion for the Outdoor Fitness Court Site Work: Lincoln Park, Westlake Park Project

Resolution 24-42, Accepting Completion of Certain Project in the Department of Public Works (Outside Fitness Court Site Work: Lincoln Park, Westlake Park Project)

END OF CONSENT AGENDA

AWARD OF BIDS/CONTRACTS:

Adopt Resolution Appropriate Funds and Award a Construction Contract for the Civic Center North Human Resources Tenant Improvements Project

Director of Public Works Richard Chiu provided the report and staff recommendations including accepting all bids and awarding a contract to Zone 4 Construction, Inc. in the amount of \$1,621,145. Chiu addressed questions regarding the extent of advertisement and market outreach of the project to the local area and the cost savings for relocating the Human Resources Department in Civic Center North.

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

Resolution 24-43, Authorizing Appropriation of Funds and Execution of Construction Contract with Zone 4 Construction, Inc. for the Civic Center North Human Resources Tenant Improvements

RESOLUTIONS:

Accept 2024 Statement of Investment Policy Update

City Treasurer Daneca Halvorson reported contracting with Chandler Asset Management (CMA) to review and update the City's Investment Policy to ensure compliance and meet the City's investment objectives. CMA's Karl Mang discussed recommended modifications to the City's Investment Policy. Mang addressed questions on whether CMA has worked with other cities in San Mateo County and/or the state, whether other cities are required to update their policies, and clarification of investment terms. Staff addressed questions on next steps, when the policy was last reviewed, and the purpose of employing CMA's services.

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

Resolution 24-44, Adopting the Updated Statement of Investment Policy for the City of Daly City

REPORTS:

City Council

Vice Mayor Daus-Magbual thanked everyone who came to speak at the meeting. Daus-Magbual referred to being elected to the Council to take a stand and to be bold in speaking for our communities. Daus-Magbual expressed support for the tenets of equity and expressed his desire to work with staff on a ceasefire resolution addressing the genocide happening in Gaza; he stated this was a personal comment on where he stands on the matter.

Councilmember DiGiovanni stated she had received advisement from the City Attorney that an item must be agendaized for the Council to address or make a motion on it, whether it was brought up by the public or not. DiGiovanni referred to the City Attorney's advisement not to address public comments due to the Brown Act.

Mayor Manalo thanked everyone who came to the meeting, acknowledging the pain of those who spoke, and for their respect towards each other. Manalo stated the Council will be in discussions with the City Manager regarding next steps and acknowledged the diverse community of the City and what was heard tonight through public comments. Manalo also noted the public comment portion of the agenda was permanently moved to the beginning of the meeting to accommodate the community's time.

ADJOURNMENT:

It was moved by Vice Mayor Daus-Magbual, seconded by Councilmember DiGiovanni and carried to adjourn the meeting at 9:35 PM.

Approved as submitted, this 25th

day of March, 2024.

Juslyn C. Manalo
Mayor


City Clerk