

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, January 10, 2011 - 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 Klatt at 7:00 P.M.

; 7:05 PM

PLEDGE TO THE FLAG:

ROLL CALL:

PRESENTATIONS:

Commending the Graduates of Citizens Academy III

Minutes: City Manager Patricia Martel introduced the graduates of the Citizens Academy III, who are being honored for completing the eight-week course in local government. The participants in the Academy are presented with an intense overview of Daly City's municipal operations.

Mayor Klatt presented Certificate of Commendations to the following 2010 Graduates of the Citizens Academy: Radames Abarrientos, Renee Anderson, Leonard M. Belaski, Brenda Jones-Belaski, Chinetta Cade, Charito Casanas, Cheryl Crofts, Delores Clemente, Claudia Colley, Christina Gotuaco, Sabina Gotuaco, Bill Hellums, Carol Hellums, William J. Lex, M. Corin Medrano, Flora Nolasco, Jon Owens, Andrew Passaretti, Olivia Spooner, Belmor Sulit, Fred Vinson and Larry Williams.

; 7:05 PM

Annual Holiday Decorating Contest Awards

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.

Minutes: Marian Mann reported that twenty-one homeowner associations in Daly City participated in the 11th Annual Daly City Holiday Decoration Contest. The winners of each association will be given their awards by Mayor Klatt, Mike Leong, General Manager of Serra Bowl, and a representative from each homeowner association. Mr. Leong thanked the winners.

Mayor Klatt presented plaques to the winners of each Homeowners Association of the 11th Annual Daly City Holiday Decoration Contest. A list of the winners is on file in the Office of the City Clerk.

; 7:16 PM

STAR Award Recognition

Minutes: Assistant City Manager Kerry Burns announced the STAR recipient is Police Cadet Maria Scafani from the Police Department for outstanding customer service. Joyce Gregorio nominated Police Cadet Scafani for assisting two residents and resolving their towed vehicles issue.

; 7:31 PM

APPROVAL OF MINUTES:

Regular Meetings of October 11, November 8, 2010 and Special Meeting of December 6, 2010

Motion on Approve

Motion to approve the minutes of the Regular Meetings of October 11 and November 8, 2010 and the Special Meeting of December 6, 2010.

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

APPROVAL OF AGENDA:

Motion on Approve

Motion to approve the agenda.

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

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. Amending Traffic Regulations to Install a Stop Sign on Whittier Street at Frankfort Street

Motion on Adopt

Motion to adopt Resolution No. 11-1, Establishing Traffic Regulations

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

2. Notice of Completion for Gellert Boulevard, 87th Street and Bellevue Avenue Rehabilitation Project

Motion on Adopt

Motion to adopt Resolution No. 11-2, Accepting Completion of Certain Project in the Department of Public Works (Gellert Boulevard, 87th Street and Bellevue Avenue Rehabilitation)

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

3. Approval of Final Map and Improvement Agreement for Mission Street Condominiums (SUB07-1) - 7555 Mission Street

Motion on Adopt

Motion to adopt Resolution No. 11-3, Approving Final Map and Improvement Agreement for Mission Street Condominium Subdivision (SUB07-1) and Accepting the Public Utility Easements

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

4. Acceptance of Public Improvements for Kauai Estates Subdivision

Motion on Adopt

Motion to adopt Resolution No. 11-4, Acknowledging Completion of Public Improvements and Accepting Such Public Improvements Kauai Estates Subdivision

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

5. Authorizing the City Manager to Execute a Memorandum of Understanding between the San Mateo County Transit District and the City of Daly City for Grant Funding for a Bus Shelter and other Improvements on Bayshore Boulevard

Motion on Adopt

Motion to adopt Resolution No. 11-5, Authorizing Approval and Execution of Memorandum of Understanding (MOU) Between San Mateo County Transit District and the City of Daly City for Bus Shelter and Other Improvements on Bayshore Boulevard

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

6. Accept and Appropriate a Public Library Staff Education Program Grant

Motion on Adopt

Motion to Adopt Resolution No. 11-6, Approving Receipt of Grant from the California State Library for a Public Library Staff Education Program

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

Authorizing Budgetary Adjustments:

7. Appropriation of Grant Funds for FY 2010-2011 for Healthy Aging Response Team Outreach Worker Hourly Wages

Motion on Adopt

Motion to adopt Resolution No. 11-7, Authorizing Budgetary Adjustment and Appropriations for Fiscal Year 2010-2011

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

END OF CONSENT AGENDA

PUBLIC HEARINGS:

8. Supplemental Law Enforcement Service Funds

Staff
Wollman

Recommended Action
Open/Close Hearing

Adopt Resolution, Roll Call

Minutes: Police Captain Eric Wollman reviewed the agenda report and recommended that the City Council accept the grant of \$130,355 for funding of a Crime Analyst position and a partial Public Safety Communications Supervisor, as well as the purchase of a Mobile Law Enforcement License Plate Recognition Camera System; and further, appropriate this amount to the State of California “Citizens’ Option for Public Safety – Supplemental Law Enforcement Services” budget.

Mayor Klatt opened the public hearing.

; 7:34 PM
Motion on Close

Motion to close the public hearing
Passed For: 5; Against: 0; Abstain: 0; Absent: 0
Motion on Adopt

Motion to adopt Resolution No. 11-8, Approving Expenditure Plan for Use of Allocated Funds Received by the City of Daly City Under the State of California Citizens’ Option for Public Safety (COPS) Program and Authorizing Appropriations in the Adopted City Budget to Utilize Such Funds (Supplemental Law Enforcement Service Fund (SLES) Grant)

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

COMMUNICATIONS:

9. Use Permit, Design Review and Environmental Assessment for a New Clearwire Wireless Facility at 99 Elmwood Drive.
 - A. (EA) Categorical Exemption
 - B. Findings
 - C. UPR-10-10-2819, DR-10-10-2820

Staff
Engfer
Recommended Action
Motion on A

B & C - Adopt Resolution, Roll Call

Minutes: Councilmember Torres announced he is required by California law to recuse himself because he lives near the project area. Councilmember Torres left the Chambers at 7:43 P.M.

Assistant Planner Steve Engfer reviewed the applicant's request for approval of a use permit and design review application for the installation of a new wireless facility as a co-location at 99 Elmwood Drive. Clearwire provides wireless internet access and is building out a network to provide these opportunities to the public. Mr. Engfer gave a PowerPoint presentation of the project site.

The City has received a phone call from Doris Cutler a nearby resident in opposition, and an opposition letter was received from Marijane and Albert Modena Jr. addressed to the Reverend of the Westlake Baptist Church today.

The following individuals spoke in opposition to this project, citing concerns to the exposure of radiation and potential health hazards:

Calvin Chen
Janice Ng
Tom Jacobson
Yu Chin
Diane Galliani
Pamela DiGiovani
Carl Hilsz
Michael Luk

The applicant, Charnel James, of NSA Wireless representing Clearwire was present to answer Council's questions.

; 7:41 PM
Motion on Concur

Motion to concur with the Categorical Exemption under CEQA requirements
Passed For: 2; Against: 1; Abstain: 1; Absent: 0
Motion on Affirm

Motion to affirm the findings of the Planning Commission as contained in their communication on file in the Office of the City Clerk:
Passed For: 2; Against: 1; Abstain: 1; Absent: 0
Motion on Adopt

Motion to adopt Resolution No. 11-9, Adopting Findings of Fact and Imposing Conditions of Approval on Use Permit (UPR-10-10-2819) and Design Review (DR-10-10-2820), for New Clearwire Wireless Facility (Westlake Baptist Church, 99 Elmwood Drive)

Agenda – City Council
Monday, January 10, 2011
Page 7

Passed For: 2; Against: 1; Abstain: 1; Absent: 0
Motion on Approve

Motion to approve the use permit and design review, subject to the Conditions of Approval

Passed For: 2; Against: 1; Abstain: 1; Absent: 0

Minutes: Councilmember Torres returned to the Chambers at 8:20 P.M.

; 8:20 PM

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: Pamela DiGiovani, a member of the St. Francis Association, requested that Mayor Klatt and Councilmember Guingona meet with her regarding an issue she is having with an individual at the St. Francis Association.

The following individuals addressed the Council on the new Clearwire wireless tower at 99 Elmwood Drive:

**Carl Hilsz
Amy Chen
Steven Ng
Yu Chin**

; 8:20 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Motion on Appoint

Motion to reappoint George Mockridge to the Mobile Home Rent Review Commission.

Passed For: 5; Against: 0; Abstain: 0; Absent: 0

REPORTS:

10. Council Committee

Minutes: There were no reports.; 8:32 PM

11. City Council

Minutes: There were no reports.; 8:32 PM

12. Staff

Minutes: There were no reports.; 8:32 PM

ADJOURNMENT:

Motion on Adjourn

Motion to adjourn the meeting at 8:35 P.M. in memory of Madeline Duggan, Ruth Eisenman, John Krol, Douglas Kapovich, Jeff Smith, Aaron Stewart, Lee Yarborough, Fred Hammond and Raleigh Saribalis.

Passed For: 5; Against: 0; Abstain: 0; Absent: 0