

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, July 25, 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 7:10 P.M.

; 7:09 PM

PLEDGE TO THE FLAG:

ROLL CALL:

Minutes:

Mayor Klatt announced that Councilmember Guingona was delayed in Dallas, Texas. Hopefully he will be here before the end of the meeting.

; 7:10 PM

PRESENTATIONS:

Energy Upgrade San Mateo County (Douglas Alfaro, Energy Coordinator)

Minutes: Douglas Alfaro, Program Coordinator for the Energy Upgrade California Program in San Mateo County gave a PowerPoint presentation highlighting some of the resources available to Daly City residents and reviewed the concept of Energy Upgrade California.; 7:11 PM

APPROVAL OF MINUTES:

Regular Meeting of June 13, 2011

Motion on Approve

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.

Motion to approve the minutes of June 13, 2011.

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

APPROVAL OF AGENDA:

Motion on Approve

Motion to approve the 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. Authorization to Expand Scope of Contract for Street Resurfacing 2011

Motion on Adopt

Motion to adopt Resolution No. 11-94, Authorizing Expanding Scope of Contract for Street Resurfacing 2011 Project

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

2. Setting Time and Place of Public Hearing Regarding Taxi Cab Permit Application and Application for Modification of Schedule of Rates **Set Hearing 08/08/11**

Motion on Adopt

Motion to adopt Resolution No. 11-95, Setting Time and Place for Hearing to Consider Request for Additional Taxicab Permits and Modification of Rate (Serra Yellow Cab of Daly City), Hearing 8/8/11 – 7:00 P.M.

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

3. Setting Time and Place for Public Hearing on Claim to Lien Property at 651 Crocker Avenue (APN 004-132-270) **Set Hearing 08/08/11**

Motion on Adopt

Motion to adopt Resolution No. 11-96, Setting Time and Place of Public Hearing Before the City Council on Claim to Lien Property Located at 651 Crocker Avenue, Hearing 8/8/11 – 7:00 P.M.

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

4. Setting Time and Place for a Hearing on a Proposed Zone Text Amendment to Amend Certain Sections of the Zoning Ordinance Pertaining to the Requirements for Service Station with Accessory Use Parking Regulations—City Wide **Set Hearing 08/22/11**

Motion on Adopt

Motion to adopt Resolution No. 11-97 Setting Time and Place of Public Hearing on a Proposed Zone Text Amendment (ZC-4-11-3650) to Amend Certain Sections of the Zoning Ordinance Pertaining to the Requirements for Service Station with Accessory Use Parking Regulations — City Wide, Hearing 8/22/11 – 7:00 P.M.

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

5. Authorize the City Manager to Execute the Agreement for HOME CHDO Funds to Human Investment Project

Motion on Adopt

Motion to adopt Resolution No. 11-98, Authorizing Commitment of HOME CHDO Funds to Human Investment Project and Authorizing Agreement Committing funds to HIP for Development of Affordable Housing

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

6. Proposed Revisions to Chief Mechanic and Mechanic Job Specifications (Civil Service)

Motion on Adopt

Motion to adopt Resolution No. 11-99, Adopting Revised Job Specifications for the Positions of Chief Mechanic and Mechanic

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

7. Approval of the Annual Agreement between the City of Daly City and the Daly City/Colma Chamber of Commerce for Fiscal Year 2011-12

Motion on Adopt

Motion to adopt Resolution No. 11-100, Authorizing Execution of Agreement with Daly City/Colma Chamber of Commerce (Fiscal Year 2011-2012)

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

8. Acceptance of Grant Funds from Aging and Adult Services of San Mateo County for

Ongoing Congregate Nutrition and Health Promotion Programs

Motion on Adopt

Motion to adopt Resolution No. 11-101, Accepting a Grant from San Mateo County Aging and Adult Services Department and Authorize Appropriation of Grant Funds for Ongoing Congregate Nutrition and Health Promotion Programs (July 1, 2011 through September 30, 2011)

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

9. Appropriation of Grant Funds for FY 2010-2011 - Senior Services Contractual and Part-Time Staff

Motion on Adopt

Motion to adopt Resolution No. 11-102, Approving Grant Funds for FY 2010-2011 for Senior Services Contractual and Part-Time Staff

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

END OF CONSENT AGENDA

PUBLIC HEARINGS:

10. Planned Development (PD-67) PD-12-10-3203, Zone Change ZC-4-11-3678, General Plan Amendment GPA-12-10-3204, Environmental Assessment CEQA-12-10-3205 (Negative Declaration)—Various Parcels located along Second and Third Avenues between Valley Street and A Street, Unincorporated San Mateo County; Two parcels located along Second Avenue, Daly City
 - A. EA (Negative Declaration)
 - B. Findings
 - C. PD-12-10-3203, GPA-12-10-3204
 - D. ZC-4-11-3678

Staff:

Naughton

Recommended Action:

Recommended Action:

Open/Close Hearing

Motion on A

Adopt Resolution B&C

Roll Call

D. Motion for City Attorney to Read by Title Only

Councilmember Introduce Ordinance

Minutes: Associate Planner Jeannie Naughton stated the item before the Council is a number of zoning and pre-zoning entitlements that will establish planned developments for the new construction of fifty townhome units and R-2 zoning for property located in unincorporated San Mateo County. These entitlements must be secured prior to the annexation application to LAFCo.

Ms. Naughton gave a PowerPoint presentation on the project site. The approximate 1.9 acre project site is located along Second and Third Avenues between Valley and A Streets. Two of the parcels are located in Daly City and required to be rezoned to Planned Development PD-67, while the rest of the parcels are located in unincorporated San Mateo County and required to be pre-zoned prior to annexation. One of the parcels located in unincorporated San Mateo County is a 6,000 square foot site. It will be pre-zoned R-2 and will not be part of the plan development. There is no development proposed for this site.

The PD-67 site is approximately 1.76 acres. Fifty townhomes are proposed for the site resulting in a density of 29 dwelling units per acre. The entitlements include a General Plan Amendment to designate the entire project area as Medium Density residential, which allows for 21-35 dwelling units per acre.

Once the applicant has secured the entitlements for the project area, he may apply to LAFCo for annexation into Daly City. All new zoning and planning designations will become effective once the annexation into Daly City is complete. The applicant will return to file the application for major subdivision and design review entitlements for the Planned Development PD-67.

Mayor Klatt opened the public hearing.

Linda Campagna was concerned that this project will create additional parking problems on her street and the surrounding street. She was also concerned that additional traffic will further impact the condition of A Street, which is currently in total disrepairs.

Hiram Sibley was concerned about his property on Valley Street. He was unaware that there was another lot beside his that was an open space on Valley Street.

Rich Brugger, President of the St. Francis Homeowners Association and the Council of Residents and Homeowners Association, was concerned about there being only one parking space per bedroom and no guest parking. Mr. Brugger suggested that the developer eliminate some of the open space and make guest parking available.

; 7:19 PM

Motion on Close

Motion to close the public hearing.

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

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Motion on Approve

Motion to approve that this project will not have a detrimental effect on the environment and instructed that a Negative Declaration be filed.

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

Motion on Affirm

Motion to to affirm the findings of the Planning Commission as contained in their communication on file in the Office of the City Clerk.

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

Motion on Adopt

Motion to adopt Resolution No. 11-103, Adopting Findings of Fact Following Public Hearing Re: Planned Development (PD-67), Zone Change (ZC-4-11-3678), General Plan Amendment (GPA-12-10-3204), and Environmental Assessment CEQA-12-10-3205 (Negative Declaration) – Various Parcels Located Along Second and Third Avenues Between Valley Street and a Street, Unincorporated San Mateo County; Two Parcels Located Along Second Avenue, Daly City, California

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

Motion on Approve

Motion to approve Planned Development (PD-67) PD-12-10-3203, Zone Change ZC-4-11-3678, General Plan Amendment GPA-12-10-3204 and Environmental Assessment CEQA-12-10-3205, subject to Conditions of Approval.

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

Minutes: Mayor Klatt asked for a motion for the City Attorney to read Ordinance No. 1357 by title only.

Councilmember Canepa introduced the following ordinance:

**Ordinance No. 1357, Amending the Daly City Zoning Map – Rezoning and Prezoning Certain Parcels to Planned Development (PD-67) and Adopting Planned Development Standards,
and Prezoning One Parcel to R-2 Two Family Residential Various parcels located along Second and Third Avenues between Valley Street and A Street, Unincorporated San Mateo County "Unincorporated Colma"; two parcels located along Second Avenue, Daly City, California**

; 7:37 PM

COMMUNICATIONS:

11. Use Permit UPR-5-11-3880 for the Operation of a Health and Fitness Club in the Westlake Shopping Center at 263 Lake Merced Boulevard Suite S111
 - A. EA (Categorical Exemption)
 - B. Findings
 - C. UPR-5-11-3880

Staff:

Naughton

Recommended Action:

Motion on A

Adopt Resolution B&C

Roll Call

Minutes: Associate Planner Jeannie Naughton gave a PowerPoint presentation on the project site and reviewed the applicant's request for approval of the operation of a health and fitness center in the Westlake Shopping Center at 263 Lake Merced Boulevard, Suite S111. The tenant space will be located on the western side of Building S, in between Building W and Lake Merced Boulevard.

Discussion ensued with Todd Dewell, Deputy Director of Kimco Realty representing Westlake Shopping Center, answering Council's questions regarding the security in the parking structure, Building W.

Rich Brugger was concerned about security for women coming or leaving the fitness center.

Georgette Sarles stated the difficulty with using the parking structure is a safety issue. She suggested they put a security office on the ground floor of the parking facility. She also suggested getting a shuttle service.

Councilmember Torres asked that a condition be added requiring the applicant to submit a security plan to address safety issues associated with the parking structure.

; 7:38 PM

Motion on Concur

Motion to concur with the Categorical Exemption under CEQA requirements.

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

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

Motion on Adopt

Motion to adopt Resolution No. 11-104, Adopting Findings of Fact Following Public Hearing on Use Permit (UPR-5-11-3880), and Environmental Assessment for the Operation of a Health and Fitness Club in the Westlake Shopping Center (263 Lake Merced Boulevard, Suite S111, Daly City, California)

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

Motion on Approve

Motion to approve Use Permit UPR-5-11-3880, subject to the Conditions of Approval, as amended.

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: Tom Dickerman, Co-Chair for the Daly City Cool Cities Team of the Sierra Club, submitted copies of six letters he had written to City Council. He was concerned with the lack of written response to the letters by the Council and Staff. The subject of the letters include: recycling and composting, setting aside nine acres of nature preserve as suggested by San Bruno Mountain Watch in the Guadalupe Canyon area and styrofoam ban.

Rich Brugger, on Mr. Dickerman's behalf, finished reading the concerns of the Daly City Cool Cities Team of the Sierra Club which include requiring businesses to recycle and compost and comments on the draft housing plan. It is requested that the Council request the City Manager and staff to respond in writing.

; 7:59 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Minutes: There were no appointments.; 8:06 PM

REPORTS:

12. Council Committee

Council Committee Meetings, June 27 - July 24, 2011

Minutes: The Council Committee reported on the following:

Taxicab Committee Meeting - RE: Application for New Permits by Serra Cab (Klatt)

Conceptual Review CR-3-11-3621, Conceptual Review for the Modification of Planned Development

General Plan Steering Committee Meeting (Klatt)

Centennial Committee Meeting (Klatt)

; 8:06 PM

13. City Council

Minutes: There were no reports.; 8:12 PM

14. Staff

Minutes: City Manager Patricia Martel reported that the Junipero Serra Boulevard, Hoffman Street and San Pedro Road Rehabilitation Project started today. The paving work will occur as follows: Hoffman Street between 8:00 a.m. and 5:00 p.m., Junipero Serra Boulevard and San Pedro Road between 10:00 p.m. and 7:00 a.m. The concrete work on all streets will occur between 8:00 a.m. and 5:00 p.m.

City Manager Patricia Martel reported the Ramp Metering Activation for the remaining ramps in Daly City will be implemented on August 30, 2011. The ramps include the southbound I-280 ramps at John Daly, Eastmoor, Sullivan and Hickey Boulevard.

; 8:13 PM

ADJOURNMENT:

Motion on Adjourn

Motion to adjourn the meeting at 8:19 P.M. in memory of Joseph Intaschi, Joanne O'Grady, Laura Powers, Ron Wilson and Katherine Casentini.

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