

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, October 24, 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:

PLEDGE TO THE FLAG:

Minutes: Jonah Miller led the Pledge of Allegiance.; 7:01 PM

ROLL CALL:

APPROVAL OF MINUTES:

Regular Meeting of September 26 and October 10, 2011

Motion on Approve

Motion to approve the minutes of September 26, 2011 and October 10, 2011

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

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.

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 Submit Grant Applications to the California Natural Resources Agency for Urban Greening Grant Funds (Proposition 84)

Motion on Adopt

Motion to adopt Resolution No. 11-149, Approving the Application for Grant funds for the Urban Greening Grant Program Under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84)

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

2. Acceptance and Appropriation of Target Public Safety Grant Funds for Outreach Promotional Materials

Motion on Adopt

Motion to adopt Resolution No. 11-150, Approving Receipt of Funds from Target Public Safety Grant for Outreach Promotional Materials

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

3. Acceptance of the Reservoir 3 Seismic Upgrade Project

Motion on Adopt

Motion to adopt Resolution No. 11-151, Accepting Completion of Certain Project (Reservoir 3 Seismic Upgrade Project)

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

4. Setting Time and Place for a Public Hearing on Claim to Lien Property at 689 Orange Street (APN 006-441-190).

Motion on Adopt

Motion to adopt Resolution No. 11-152, Setting Time and Place of Public Hearing Before the City Council on Claim to Lien Property Located at 689 Orange Street, Hearing 11/14/11 – 7:00 P.M.

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

5. Acceptance and Appropriation of Office of Traffic Safety Grant/DUI Enforcement and Prevention Campaign 2011/2012

Motion on Adopt

Motion to adopt Resolution No. 11-153, Approving Receipt of Grant Funds from the California State Office of Traffic Safety for the Daly City Police Department

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

6. Acceptance and Appropriation of Outreach Worker Grant Funds from the Supporters of the Doelger Senior Center, Inc.

Motion on Adopt

Motion to adopt Resolution No. 11-154, Accepting and Appropriating Grants Funds from the Supporters of the Doelger Senior Center, Inc.

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

Check Registers :

7. Check Registers for the Month of September 2011

Motion on Approve

Motion to approve Check Registers for the Month of September 2011

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

Authorizing Budgetary Adjustments:

8. Appropriation of Funds for Two Staff Members to Attend the 2011 EnerGov User Conference for our Land Management Software

Motion on Adopt

Motion to adopt Resolution No. 11-155, Authorizing Budgetary Adjustments and Appropriations for Fiscal Year 2011-2012

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

9. Creation of a New Capital Project to Implement Radio Frequency Identification Technology at the Three Branch Libraries and Appropriation of Existing Program Revenue

Motion on Adopt

Motion to Adopt Resolution No. 11-156, Designating Capital Funds for Radio Frequency Identification Technology

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

END OF CONSENT AGENDA

PUBLIC HEARINGS:

10. Reconsider Denial of Administrative Use Permit AUP-12-10-3199 for Co-Location of New Verizon Wireless Facility at Westmoor High School - 163 Edgemont Drive (continued from 9/26/11)

Staff:

Engfer

Recommended Action:

Open/Close Hearing

Council Determination

Minutes: Assistant Planner Steve Engfer stated at the September 26, 2011 reconsideration meeting, the City Council requested the applicant, Verizon Wireless, to conduct a community meeting and directed Staff to facilitate the meeting. The City Council further requested that the applicant provide information regarding electro-magnetic frequency radiation, the Federal Telecommunication Act, alternative site analysis, dropped calls and coverage, design and aesthetics, security and co-location.

The community meeting was held on October 13, 2011 at the Westmoor High School cafeteria. Members of the community and representatives of Verizon were present as well as a school district superintendent and Daly City staff.

City staff discussed the history of the permitting process for the existing T-Mobile site, the proposed Verizon wireless facility, and the Municipal Code's preference for the co-location of wireless facilities. Verizon representatives gave an overview of the project, their site selection process and an alternative site analysis, electro-magnetic frequency radiation, the Federal Telecommunications Act, dropped calls and coverage, and requested suggestions to improve the overall design aesthetic and the existing security issues.

The community members asked questions regarding the previous approval, the process by which the T-Mobile site was entitled, their preference for it to be relocated, and if the existing facility could be appealed at the time of future renewals. Also discussed in detail were security concerns regarding activities at the school, property values, and the School Board's role in the leasing of the site, and conditions that could be included to enhance the landscaping and address potential security concerns directly related to the Verizon equipment area.

As a result, the staff and the applicant included some modifications to the proposed project. Mr. Engfer summarized the additional conditions of approval for Council consideration as

Mayor Klatt opened the public hearing.

Paul Albritton, Counsel for Verizon Wireless, gave an overview on the project history and on Verizon's significant gap in dropped calls and coverage along Skyline Drive, Highway 35 and Southgate Avenue. Mr. Albritton summarized the alternative site configurations based on the neighborhood meeting attached to their report.

The following residents expressed concerns about the appearance of the box, crime in the area, the generator being on in the daytime, EMF, and the removal of trees: They suggested moving the facility to another area of the school.

**Fred Martin
Debbie Martin
Rossini Islanding
Refine Uremia**

Councilmember Canepa wanted to move forward and approve the reconsideration of the denial of the Administrative Use Permit AUP-12-10-3199 for Co-Location of New Verizon Wireless Facility at Westmoor High School with the following added conditions:

- 1. Make sure that four towering Cypress Trees be placed in front of the equipment and the non-removal of the trees that currently block the antenna.**
- 2. Verizon must provide a contact number and contact person for the neighbors in case there is an issue on the site.**

Councilmember Canepa would like to see a roof on the site and Mayor Klatt wanted the structure painted another color such as green instead of the stark white that currently exists.

; 7:03 PM
Motion on Close

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

Motion to concur with the Categorical Exemption under CEQA requirements.

Passed For: 4; Against: 1; Abstain: 0; Absent: 0
Motion on Adopt

Motion to adopt Resolution No. 11-157, Adopting Findings of Fact and Imposing Conditions of Approval on Administrative Use Permit (AUP-12-10-3199), for Co-Location of a New Verizon

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

COMMUNICATIONS:

11. Use Permit UPR-8-11-4381 and Design Review DR-8-11-4383 for the Establishment of Church Use at 7535 Mission Street

- A. EA (Categorical Exemption)
- B. Findings
- C. UPR-8-11-4381 and DR-8-11-4383

Staff:

Naughton

Recommended Action:

Motion on A

Adopt Resolutions B & C

Roll Call

Minutes: Associate Planner Jeannie Naughton gave a PowerPoint presentation on the project site and reviewed the applicant's request of approval for the establishment of church use in an existing building at 7535 Mission Street. Peninsula Christian Fellowship is proposing to convert the existing Moose Lodge site into a church to conduct Sunday School classes, women's and men's groups and for religious services.

The property is within the BART Station Specific Plan Area on the east side of Mission Street between A Street and Valley Street. The site is surrounded by motels, several auto related uses and commercial type uses, a multi-family condominium and single-family residential dwellings.

Eugene Sims, Sims Architects, representing the Peninsula Christian Fellowship, and Bob Price, Project Manager, was present this evening. Mr. Sims stated if the sound installation or acoustical treatments is an issue, the church wants to work cooperatively with the neighborhood and take it into consideration.

John Grussi, Pastor, Peninsula Christian Fellowship, was excited about being a part of Daly City. We want to partner with Daly City and the schools to make a difference.

Karen Grussi, Peninsula Christian Fellowship, stated our congregation is a warm and welcoming congregation THAT reaches out to the community and serves the community.

John Engler, Peninsula Christian Fellowship Member, stated he has been with church for two years and it is a home that is warm and welcoming. He asked the City to grant approval of their use permit.

Cecilia Meek, resident, did not object to the church but was opposed to the parking lot opening onto First Avenue.

James Langlands was in support of Peninsula Christian Fellowship coming to Daly City.

Bill Tipton, stated, in his experience, communities with good solid churches that invest in the lives of young people lowers the delinquency rate. He requested that the Council approve this application.

Glenn Shanks, Elder, Peninsula Christian Fellowship, was in support of the church.

; 8:18 PM

Motion on Concur

Motion to concur with the Categorical Exemption under CEQA requirements.

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

Motion on Adopt

Motion to adopt Resolution No. 11-158, Adopting Findings of Fact and Imposing Conditions of Approval on Use Permit UPR-8-11-4381 and Design Review DR-8-11-4383, for the Establishment of Church Use at 7535 Mission Street

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

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: The following individuals spoke about the issues going on at the Franciscan Mobile Home Park:

Sonny Quiniquini, FRAC

Ricci Rubio, FRAC

Bob Quinn, FRAC

; 8:41 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Minutes: There were no appointments.; 8:46 PM

REPORTS:

12. Council Committee

A Council Committee Meetings, October 10 - 23,
2011

Minutes: The Council Committee reported on the Centennial Meeting. (Klatt/Torres); 8:46 PM

13. City Council

Minutes: Councilmember Canepa reported on the flooding in Central America. Many people have died, especially in El Salvador. The Consulate of El Salvador, through the Government of El Salvador, is the official recipient of donations. You can also make a donation at one of the fifteen First National Banks in the Counties of San Francisco and San Mateo.

; 8:49 PM

14. Staff

Minutes: There were no reports; 8:50 PM

ADJOURNMENT:

Motion on Adjourn

Motion to adjourn the meeting at 8:55 P.M. in memory of Manuel Lozano, Fred Martel and Manuel Reyes Martinez Escalante.

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