

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, May 14, 2012 - 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 Torres at 7:04 P.M.;

7:04 PM

PLEDGE TO THE FLAG:

ROLL CALL:

PRESENTATIONS:

American Cancer Society Relay for Life (Presentation by Richard Brugger)

Minutes:

Richard Brugger announced the American Cancer Society Relay for Life will take place at Westmoor High School starting at 10:00 a.m. on Saturday, June 23 and ending at 10:00 a.m. on Sunday, June 24, 2012. Mr. Brugger stated that Relay for Life is a fund raising event that helps communities celebrate people who have battled cancer and remembering lost loved ones. It helps pay for research, education, and services to patients.

; 7:05 PM

Proclaiming May 20-26, 2012 as National Public Works Week (John L. Fuller)

Minutes:

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.

Councilmember Canepa presented a proclamation proclaiming May 20-26, 2012 as National Public Works Week to John L. Fuller.

; 7:15 PM

Commending Daly City Police Explorer Post 817 for Successful Participation in Explorer Challenge 2012

Minutes:

Mayor Torres presented Certificate of Commendations in recognition of their dedication and support as advisors for the Daly City Police Explorers Post 817 to the following:

**Officer Lilian Tashiro
Officer Hans Castillo
Officer Wailun Shiu
Officer Bruce Perdomo**

Mayor Torres also presented Certificate of Commendations to the Daly City Police Explorers Post 817 in recognition of their outstanding effort in Explorer Challenge 2012 and receiving the highest honor in Best Overall to the following:

Explorer Sergeant William Smith, First Place Team Award in the Bike Obstacle Course and Third Place Team Award in Traffic Investigation Scenario.

Explorer Laura Soliman, Third Place Team Award in Traffic Investigation Scenario.

Explorer Lieutenant Stephanie Tenorio, First Place Team Award in Domestic Violence Scenario.

Explorer Michael Urbina

Explorer Natalie Perez, First Place Team Award in Traffic Stop Scenario.

Explorer Carlos Lopez, First Place Team Award in Domestic Violence Scenario.

Explorer Marc Yap, First Place Team Award in Hostage Negotiation Scenario.

Explorer Erin Martinez, First Place Team Award in Hostage Negotiation Scenario.

Explorer Aaron Matias

Explorer Robert Nolasco and Explorer Daphne Pineda, Team Accepted the Challenges in each Scenario and Excelled in the Process.

; 7:17 PM

APPROVAL OF MINUTES:

Regular Meeting of April 9, 2012

Motion to approve the minutes of April 9, 2012.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

APPROVAL OF AGENDA:

Motion to approve the agenda.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

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 Solicit Bids for Sidewalk, Driveway, and Curb and Gutter Improvements 2012

Motion to adopt

Resolution No. 12-71, Approving Bid Documents and Authorizing Bid Invitations Re: Sidewalk, Driveway and Curb and Gutter Improvements 2012 Project

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

2. Amending Traffic Regulations as follows:
 1. Designating No Parking Zone on the 6200 block of Mission Street on Mondays from 5:00 a.m. to 6:00 a.m. (TSR 12-30)
 2. Designating No Parking Zone on the 200 block of South Mayfair Avenue on Mondays from 8:00 a.m. to 10:00 a.m. on the north side and on Tuesdays from 9:00 a.m. to 11:00 a.m. on the south side. (TSR 12-31)

Motion to adopt

Resolution No. 12-72, Establishing Traffic Regulations

1. Designating No Parking Zone on the 6200 block of Mission Street on Mondays from 5:00

a.m. to 6:00 a.m. (TSR 12-30)

2. Designating No Parking Zone on the 200 block of South Mayfair Avenue on Mondays from 8:00 a.m. to 10:00 a.m. on the north side and on Tuesdays from 9:00 a.m. to 11:00 a.m. on the south side. (TSR 12-31)

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

3. Delegating Authority to City Treasurer to Invest City Funds

Motion to adopt

Resolution No. 12-73, Renewing Delegation of Investment Authority to the City Treasurer

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

4. Setting Time and Place of Public Hearing Regarding Linda Vista Area of Benefit Fiscal Year 2012-2013
Set Hearing 6/25/12

Motion to adopt

Resolution No. 12-74, Setting Time and Place of Public Hearing Re: Approve Engineer's Report and to Establish the Annual Benefit Assessments for the Linda Vista Area for Fiscal Year 2012-2013, Hearing 6/25/12 – 7:00 P.M.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

5. Reimbursement Agreement between Successor Agency and City of Daly City for Property Disposition and Rental Management Expenses

Motion to adopt

Resolution No. 12-75, Approving Reimbursement Agreement for Property Disposition and Rental Management Expenses

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

As Successor Agency:

6. Reimbursement Agreement between Successor Agency and City of Daly City for Property Disposition and Rental Management Expenses

Motion to adopt

Resolution No. SA12-76, Approving Reimbursement Agreement for Property Disposition and Rental Management Expenses

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

END OF CONSENT AGENDA

PUBLIC HEARINGS:

7. Major Subdivision SUB-7-11-4269, Use Permit UPR-7-11-4270, Zone Change ZC-10-11-4681, Design Review DR-7-11-4272 and Environmental Assessment CEQA-7-11-4271 - Peoria Street/Wellington Avenue/Lausanne Avenue/Chelsea Court Townhomes (Cont'd. from 3/26/12)

- A. EA (Negative Declaration)
- B. Findings
- C. SUB-7-11-4269, UPR-7-11-4270, ZC-10-11-4681, DR-7-11-4272

Staff:

Naughton

Recommended Action:

Open/Close Hearing

Motion on A

Adopt Resolutions B & C

Roll Call

Minutes:

Mayor Torres stated it was requested to continue this item.

; 7:30 PM

Motion to continue this item to the meeting of May 29, 2012.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

8. Public Hearing - National Pollutant Discharge Elimination System Local Stormwater Program Regulatory Fee

Staff:

Sweetland

Recommended Action:

Open/Close Hearing
Adopt Resolution
Roll Call

Minutes:

Director of Water and Wastewater Resources Patrick Sweetland stated tonight's meeting has been duly noticed and posted. Ordinance No. 1219 was enacted in 1995 to finance local specific responses to the mandate of the Stormwater Pollution Prevention Program. The fund collects a total of \$460,000 annually and has not been changed over the intervening 17 years. The fee is based on a nexus between parcel size and land use, with a base factor assigned to the single family/duplex parcel as it is the predominant land use in Daly City.

Attached to the Agenda Report is a table setting forth the allocation of the local stormwater fee in support of the stormwater pollution-related functions undertaken by the Street Division.

Mayor Torres opened the public hearing.

; 7:30 PM

Motion to close the public hearing.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

Motion to adopt

Resolution No. 12-77, Maintaining Regulatory Fees Necessary to Fund the City's Local Specific Stormwater Management Plan Program Activities as to the National Pollutant Discharge Elimination System (NPDES) and Authorizing Their Collection on the Property Tax Roll

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

COMMUNICATIONS:

9. Response to 2011-2012 San Mateo County Grand Jury Report "The County, San Carlos and Cal Fire, A Missed Opportunity"

Staff:

Myers

Recommended Action:

Motion to Accept Report and Authorize City Manager to Prepare Written Responses

Minutes:

Fire Chief Ron Myers stated the 2011-2012 San Mateo County Grand Jury reviewed the issue regarding efforts to replace the dissolved Belmont-San Carlos Fire Department. On February 15, 2012, the 2011-2012 San Mateo County Grand Jury filed a report and directed that all cities in the County respond to the report and recommendations.

The two recommendations contained within the report have been addressed in the letter of response. Further, with regard to the findings contained in the Grand Jury Report, the City of Daly City was not part of the study, process or the discussions. Therefore, we are not commenting on the findings.

; 7:33 PM

Motion to accept the report and approve the letter of response.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)

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:

There were no speakers.

; 7:35 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

Minutes:

There were no appointments.

; 7:35 PM

REPORTS:

10. Council Committee

Minutes:

There were no reports.

; 7:35 PM

11. City Council

Minutes:

Mayor Torres reported he met with the Housing Leadership and Grand Boulevard Groups that were touring the Grand Boulevard projects on Saturday at the War Memorial Building.

; 7:36 PM

12. Staff

Minutes:

City Manager Patricia Martel stated the City Council is holding two additional Budget Study Sessions on Wednesday, May 16 at 7:00 P.M. and on Thursday, May 17 at 5:30 P.M.

; 7:36 PM

ADJOURNMENT:

Motion to adjourn the meeting at 7:37 P.M. in memory of John Lee, Shirley May Figone, Robert “Bob” Marshall, Jaswant Singh Bath and Rick Murray.

Passed For: Raymond A. Buenaventura, David J Canepa, Michael Guingona, Carol Klatt, Sal Torres; Against: (None); Abstain: (None); Absent: (None)