

CITY OF DALY CITY

Regular Meeting - CITY COUNCIL

AGENDA

Monday, June 25, 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 7:02
P.M.
; 7:01 PM**

PLEDGE TO THE FLAG:

ROLL CALL:

PRESENTATIONS:

Retail Alcohol Merchants Awards Program in Daly City (North County Prevention Partnership Youth Coalition)

**Minutes: Graduates
from El Camino High
School, representing
the North County
Prevention
Partnership Youth
Coalition, gave a
presentation on the
Retail Alcohol
Merchants Awards
Program in Daly
City. Handout**

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.

**material was given to
the Council.; 7:03 PM**

Presentation by the Daly City Public Library Associates Presenting a \$2,500 Grant
for the Discover & Go Program

**Minutes: Al Teglia,
President of the Daly
City Public Library
Associates, presented
a check in the amount
of \$2,500 to the City
Council for the
Discover & Go
Program. Susan
Brissenden-Smith,
Executive Director of
the Daly City Public
Library Associates,
stated we are
planning to fund
other programs in the
future that are
unfunded in the
Library's current
budget.; 7:12 PM**

APPROVAL OF MINUTES:

Regular Meeting of May 14, 2012

Motion on Approve
Motion to approve the
minutes of May 14,
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 on Approve

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.

**Minutes: Mayor
Torres made a
correction to Item No.
2, Agenda Report,
under Fiscal Impact
Year 1; the monthly
lease rate should be
\$122,850 instead of
\$112,850.; 7:18 PM**

Resolutions:

1. Commending Tom Goward on the Occasion of His Retirement

Motion on Adopt

Motion to adopt
Resolution No. 12-89,
Commending Tom
Goward on the
Occasion of His

Retirement

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

2. Authorizing City Manager to Execute License Agreement with the Westlake School for the Performing Arts for Use of Space at the Doelger Performing Arts Center

Motion on Adopt

Motion to adopt
Resolution No. 12-90,
Approving Execution
of License Agreement
with the Westlake
School for the
Performing Arts
(Doelger Arts Center
200 Northgate Avenue,
Daly City, California)

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

3. Authorizing City Manager to Execute License Agreement with MUSICARTS STUDIO, Inc. for Use of Space at the Doelger Performing Arts Center

Motion on Adopt

Motion to adopt
Resolution No. 12-91,
Approving Execution

of License Agreement
with MUSICARTS
STUDIO, Inc. (Doelger
Arts Center 200
Northgate Avenue,
Daly City, California)

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

4. Accepting Amendment #2 to Existing Professional Services Contract with G&E Engineering Systems for Seismic Upgrade Design

Motion on Adopt
Motion to adopt
Resolution No. 12-92,
Authorizing Execution
of Amendment #2 to
the Professional
Services Agreement
with G & E
Engineering Systems

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

5. Amending Traffic Regulations as follows:
1. Removing Four (4) Metered Parking Spaces on the East Side of Hillside Boulevard and Designating No Parking/No Stopping Zone on the East Side of Hillside Boulevard Between Mission Street and Brunswick Street (TSR 12-32)
 2. Installing Stop Sign on Alta Loma Avenue at San Fernando Way (TSR 12-35)
 3. Removing 80 Feet of No Parking (Red) Zone Along the North Curb of Geneva

Avenue, East of Schwerin Street (TSR 12-36)

Motion on Adopt

Motion to adopt
Resolution No. 12-93,
Establishing Traffic
Regulations

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

6. Approving Appropriations Limitation for Fiscal Year 2012-2013

Motion on Adopt

Motion to adopt
Resolution No. 12-94,
Establishing City's
Appropriations
Limitation for Fiscal
Year 2012-2013

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

7. Calling for Daly City Municipal Election on November 6, 2012, Consolidation with San Mateo County in the Statewide General Election and Request for Specified Election Services in Accordance with the Election Code of the State of California

Motion on Adopt
Motion to adopt

Resolution No. 12-95,
Requesting the County
Clerk of San Mateo
County to Render
Specified Election
Services in Accordance
with the Election Code
of the State of
California
(Consolidation of
General Municipal
Election with the
Statewide General
Election of November
6, 2012)

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

8. Adopting of Composite Summary Memorandum of Understanding between the City of
Daly City and Teamsters Local 856 Safety Inspectors Unit

Motion on Adopt

Motion to adopt
Resolution No. 12-96,
Adopting Composite
Summary
Memorandum of
Understanding with
Teamsters Local 856
Safety Inspectors (June
1, 2012 through June
30, 2014)

**Passed For: Raymond
A. Buenaventura,
David J Canepa,
Michael Guingona,**

**Carol Klatt, Sal
Torres; Against:
(None); Abstain:
(None); Absent:
(None)**

9. Approving Proposed Revision to Lead Groundskeeper/Gardener Job Specification (Civil Service)

Motion on Adopt

Motion to adopt
Resolution No. 12-97,
Adopting Revised Job
Specifications for the
Position of Lead
Groundskeeper/Gardener

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

10. Approving Proposed Lead Street Maintenance Worker Job Specification and Assignment to Range 44 of AFSCME Salary Schedule

Motion on Adopt

Motion to adopt
Resolution No. 12-98,
Authorizing
Establishment of Lead
Street Maintenance
Worker

**Passed For: Raymond
A. Buenaventura,
David J Canepa,
Michael Guingona,
Carol Klatt, Sal
Torres; Against:**

(None); Abstain:
(None); Absent:
(None)

11. Approving an Agreement for Compensation to the County of San Mateo for Collection of Special Charges and for Special Assessments

Motion on Adopt

Motion to adopt
Resolution No. 12-99,
Approving the
Agreements for
Compensation to
County of San Mateo
for Collection of
Special Charges and for
Collection of Special
Assessments

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

12. Accepting and Appropriating Grant from the Thelma Doelger Trust for the 2012 Youth Summer Reading Program

Motion on Adopt

Motion to adopt
Resolution No. 12-100,
Approving Receipt of
Grant from the Thelma
Doelger Charitable
Trust for the Daly City
Public Library's 2012
Youth Summer
Reading Program

Passed For: Raymond

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

13. Accepting and Appropriating a \$2,500 Grant from the Daly City Public Library Associates for the Discover & Go Program

Motion on Adopt

Motion to adopt
Resolution No. 12-101,
Accepting and
Appropriating Grants
Funds from the Daly
City Public Library
Associates

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

14. Setting Time and Place of a Public Hearing for July 23, 2012 Regarding an Ordinance Adding a Chapter to the City of Daly City Municipal Code Prohibiting Food Vendors from Using Polystyrene-based Disposable Food Service Ware. Set Hearing 07/23/12

Motion on Adopt
Motion to adopt
Resolution No. 12-102,
Setting Time and Place
of a Public Hearing
Re: Ordinance
Prohibiting Food
Vendors from Using
Polystyrene-based
Disposable Food

Service Ware (Hearing
Date: July 23, 2012,
Time: 7:00 p.m.)

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

Check Registers:

15. Check Registers for the Month of May 2012

Motion on Approve

Motion to approve
Check Registers for the
Month of May 2012

**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:

16. Approval of Benefit Assessments for Linda Vista Area for Fiscal Year 2012-2013

Staff:

Ovadia

Recommended Action:

Open/Close Hearing

Adopt Resolution

Roll Call

Minutes:

**Senior Civil Engineer
Robert Ovadia
reviewed the Agenda
Report and
summarized the
proposed assessments
for Fiscal Year 2012-
13 and the past
assessments as
outlined in the agenda
report. Mr. Ovadia
recommended that
the Council conduct a
public hearing,
approve the
Engineer's Report
and the Fiscal Year
2012-13 assessments
for the Linda Vista
Area Benefit.**

**Mayor Torres opened
the public hearing.**

; 7:20 PM

Motion on Close

Motion to Close public
hearing

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

Motion on Adopt

Motion to Resolution
No. 12-103, Approving
Engineer's Report and
Imposing a Benefit
Assessment for Fiscal
Year 2012-2013

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

COMMUNICATIONS:

17. Variance VARC-4-12-5383 and Environmental Assessment for Parking Variance for
New Restaurant - 6300 Mission Street

- A. EA (Categorical Exemption)
- B. Findings
- C. VARC-4-12-5383

Staff:

Engfer

Recommended Action:

Motion on A

Adopt Resolutions B & C

Roll Call

**Minutes: Assistant
Planner Steve Engfer
gave a PowerPoint
presentation on the
applicant's request
for approval of a
required parking
variance to allow the
proposed conversion
of an existing vacant
commercial tenant
space from retail to
restaurant/café at**

6300 Mission Street in the Masonic Building, located at the corner of Hillcrest Drive and Mission Street.

A discussion ensued regarding the parking availability in the municipal parking lots with Mayor Torres and Councilmember Klatt expressing concern.

; 7:23 PM

Motion on Concur

Motion to concur with the Categorical Exemption under CEQA requirements.

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

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

Passed For: Raymond A. Buenaventura,

**David J Canepa,
Michael Guingona,
Carol Klatt, Sal
Torres; Against:
(None); Abstain:
(None); Absent:
(None)**

Motion on Adopt

Motion to adopt the
resolution No. 12-104,
Affirming Categorical
Exemption (CEQA),
Adopting Findings of
Fact and Imposing
Conditions of Approval
on Variance (VARC-4-
12-5383) Parking
Variance for New
Restaurant (6300
Mission Street)

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

Motion on Approve

Motion to approve
VARC-4-12-5383,
subject to the
Conditions of
Approval.

**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: Louis
Tricerri thanked the
Council for their
assistance.**

**Raymond Keenan
stated that the street
resurfacing is wearing
off with the old street
coming through. He
suggested the Council
drive by the Firehouse
on Lincoln and visit
San Juan Avenue to
see the condition of
the street. He also
stated that private
property in his
neighborhood and
commercial property
at the corner of
Sullivan and
Eastmoor have high
weeds. He wants to
report them, but is
concerned that he
would get another
letter from a
Department Head
informing him that
they had more
important things to do
than worry about
weeds.**

Marian Mann announced the owner of Classic Bowl, Steve De Vencenzi, has agreed to sponsor our 19th Annual Fun Day for the Developmentally Disabled Children on Wednesday, August 1.

; 7:38 PM

APPOINTMENTS: Board/Commission Membership Committee Appointments

**Minutes: There were no appointments.;
7:45 PM**

REPORTS:

18. Council Committee

A Council Committee Meetings, May 29 - June 24, 2012

Minutes: The Council Committee reported on the Design Review Permit DR-5-12-5473 5B Serramonte Center – Tenant Improvement with Exterior Façade Changes for New Buffalo Wild Wings Grill & Bar Restaurant. (Torres/Klatt); 7:45 PM

19. City Council

Minutes: Councilmember Klatt complimented the

**Recreation
Department on the
new aquatic program
at the Westmoor Pool.**

**Mayor Torres
complimented the
Chief of Police on the
outstanding effort by
the police department
on managing the
traffic and people in
the Westlake area
during the U.S. Open.
Mayor Torres also
complimented the
City Manager,
Assistant City
Manager and
Department Heads
for their work
coordinating with the
United States Golf
Association.**

**Councilmember
Canepa asked the
Chief of Police about
an article in the
Examiner that
showed Daly City as
being one of three
cities with a 20%
reduction in violent
crime.**

**Chief of Police
Manual Martinez Jr.
stated we were
recognized as being
one of three cities
with a 25% reduction
in violent crime.
Chief Martinez
explained there are
many reasons for this,**

**including employment
and community
policing.**

**City Manager
Patricia Martel stated
she received a letter
from the Chairman of
the 2012 U.S. Open
commending Daly
City for its support in
helping make the US
Open a success.**

**Mayor Torres stated
the United States Golf
Association will be
hosting another golf
tournament in Daly
City. The United
States Girls Junior
National
Championship will be
hosted by the Lake
Merced Golf Club
starting on July 16
through July 22, 2012.**

; 7:47 PM

20. Staff

**Minutes: There were
no reports.; 7:02 PM**

ADJOURNMENT:

Motion on Adjourn

Motion to adjourn the
meeting at 7:58 P.M. in
memory of Lee Allen,
Jessie Domagas and
Miyeko Fujimitsu.

Passed For: Raymond

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