



MINUTES REGULAR MEETING

CITY COUNCIL
CITY OF SOUTH SAN FRANCISCO

WEDNESDAY, MAY 12, 2021
6:00 p.m.

Teleconference via Zoom

City Council conducted this meeting in accordance with California Governor Newsom's Executive Orders N-29-20 and N-63-20 and COVID-19 pandemic protocols.

CALL TO ORDER

Mayor Addiego called the meeting to order at 6:00 p.m.

ROLL CALL

Present: Councilmembers Coleman, Flores and Nicolas, Vice-Mayor Nagales, and Mayor Addiego

AGENDA REVIEW

No Changes

ANNOUNCEMENTS FROM STAFF

Assistant to the City Manager Fernandez provided an update on upcoming vaccine opportunities and encouraged the community to get vaccinated.

Fire Chief Magallanes informed the community about an incident that occurred at the Oyster Point Marina and provided tips for residents considering recreational activities.

PRESENTATIONS

1. Proclamation honoring Asian American and Pacific Islander Heritage Month. *(Mark Addiego, Mayor)*

Vice Mayor Nagales read into the record a proclamation honoring Asian American and Pacific Islander Heritage Month.

2. Presentation on Disclosure Requirements and Best Practices for Municipal Securities *(Janet Salisbury, Finance Director, and Brian Forbath, Stradling Yocca Carlson & Rauth)*

Finance Director Salisbury introduced Brian Forbath from Stradling, Yocca, Carlson and Rauth. Mr. Forbath provided a presentation on disclosure requirements and best practices for municipal securities.

3. Proclamation recognizing May as Brain Tumor Awareness month. (*Buenaflor Nicolas, Councilmember*)

Councilmember Nicolas shared her personal experience and read into the record a proclamation recognizing May as Brain Tumor Awareness month. Sarah Funes accepted the proclamation and thanked Council for the recognition.

PUBLIC COMMENTS

Members of the public were encouraged to submit public comments in writing in advance of the meeting via eComment by 4:00 p.m. on the day of the meeting.

The following individuals provided public comment:

- Cory David
- Eddy Holman
- Liliana Rivera
- Andrea Sims
- Keliana Hui
- Marcela Rivera
- Devante Jewett
- H. Karmese

PUBLIC HEARING - *Item taken out of order*

11. Report regarding Resolution No. 86-2021 approval by the City of South San Francisco of the issuance by the City of South San Francisco Public Facilities Financing Authority of its Lease Revenue Bonds, Series 2021A (*Janet Salisbury, Director of Finance*)

Finance Director Salisbury presented the report and provided background information on the Lease Revenue Bonds. In March 2020, the Authority issued its 2020A Bonds to finance the bulk of the new police station. In connection therewith, the city entered into a Ground Lease with the Authority, pursuant to which the city leased certain city-owned property (consisting of the Miller Parking Garage (excluding the commercial office space on the ground floor) and the Orange Memorial Park) to the Authority. Under a Lease Agreement, the Authority leased such property back to the city. Under the Lease Agreement, the city agreed to make rental payments to the Authority for the beneficial use and occupancy of such property. Pursuant to an Assignment Agreement, the Authority assigned certain rights under the Lease Agreement to The Bank of New York Mellon Trust Company, N.A., as trustee (the “Trustee”) for the 2020A Bonds, including the right to receive the rental payments under the Lease Agreement. The 2020A Bonds were issued pursuant to an Indenture of Trust entered into among the city, the Authority and the Trustee. The foregoing legal documents were drafted to allow for the issuance of additional series of bonds to finance subsequent phases of the Community Civic Campus and/or other city improvements.

She stated that the City Council would be approving the issuance of the 2021A Bonds, which would allow for the funding of the Library, Parks and Recreation Building (“LPR”), the solar roofs for LPR along with the Corporation Yard, as well as the Streets Rehabilitation Program. If approved the City and the Authority will enter into first amendments to the Ground Lease, Lease Agreement and Assignment Agreement to increase the rental payments so that they are sufficient to pay both the

2020A Bonds and the 2021A Bonds. The amendments also add additional City-owned properties to the Ground Lease and Lease Agreement so that the increased rental does not exceed the fair rental value of the leased properties, as required under California law.

Approval of the resolution presented authorizes the expenditure in fiscal year 2020-21 of up to \$65 million from available Measure W sales tax revenues and other City funds to fund the projects and other project costs eligible to be funded from Measure W sales tax revenues. Measure W sales tax revenues are accounted for in a separate fund outside of the City's General Fund. As such, Measure W funds are approved and appropriated by Council during the annual budget process.

*Public Hearing opened: 6:51p.m.
Public Hearing closed: 7:20 p.m.*

The following individuals provided public comment:

- Mina Richardson
- Liliana Rivera

Councilmember Nicolas inquired to the reasoning behind using 25 basis points instead of the previous 50 used in the first bond series. Finance Director Salisbury stated it was a good faith estimate and based on sizing for the buyers.

Motion —Councilmember Nicolas/Second – Councilmember Coleman: To approve Resolution No. 86-2021, by roll call vote: AYES: Councilmembers Coleman, Flores, Nicolas, and Mayor Addiego; NAYS: None; ABSENT: Vice Mayor Nagales; ABSTAIN: None.

*Meeting recessed: 7:21 p.m.
Meeting resumed: 7:26 p.m.*

COUNCIL COMMENTS/REQUESTS

Vice Mayor Nagales reminded the community of the importance of getting vaccinated and closing the digital divide. The city distributed 90 laptops for qualified residents, and he shared information about the rent relief program. He requested an update on the single-use plastic ban ordinance.

Councilmember Nicolas thanked Frank McAuley, the Sister Cities Committee, the Rotary Club, and city staff for the Arbor Day celebration on May 1st. She also thanked former Mayor Liza Normandy, the South San Francisco Chamber of Commerce, and the Sitike Counseling Center for hosting mental health sessions. She invited the community to attend the next session on May 13th and to visit the South San Francisco Chamber of Commerce website for more information. Councilmember Nicolas thanked city staff for the laptop event and the library for events they held. She also requested an update on the youth summer program, and for the meeting be adjourned in memory of Rosalinda Corre Samonte.

Councilmember Flores requested that city continue to advertise that the City Council meetings offer translation services. He addressed the community on the recent killing of Roger Allen and expressed his deepest condolences to the family.

Councilmember Coleman thanked city staff for their work with distributing laptops and the vaccination clinics. He thanked all the public comments speakers that addressed a very serious issue impacting the community and shared that he had discussed the issue with city staff.

CONSENT CALENDAR

The City Clerk duly read the Consent Calendar, after which Council voted and engaged in discussion of specific item as follows: Item 5 was pulled for further discussion.

4. Motion to approve the Minutes for the meetings of March 24, 2021, March 30, 2021, and April 2, 2021. *(Rosa Govea Acosta, City Clerk)*
6. Report regarding Resolution No. 87-2021 determining the continued existence of an emergency and the need to continue emergency repairs in response to the Sign Hill Diamond Fire. *(Greg Mediati, Deputy Director of Parks and Recreation)*
7. Report regarding Resolution No. 88-2021 approving a reimbursement agreement with Genentech, Inc. for the construction of off-site improvements along East Grand Avenue between Allerton Avenue and DNA Way, Project No. TR2102. *(Jeffrey Chou, Associate Engineer)*

Motion —Vice Mayor Nagales/Second – Councilmember Nicolas: To approve Consent Calendar items 4, 6 & 7, by roll call vote: AYES: Councilmembers Coleman, Flores, and Nicolas, Vice Mayor Nagales and Mayor Addiego; NAYS: None; ABSENT: None; ABSTAIN: None.

Item No. 5: Vice Mayor Nagales inquired on the process of write-offs. Emergency Medical Services Chief Walls provided an overview of the write-off process.

5. Report regarding Resolution No. 89-2021 authorizing the write-off of \$223,148 in uncollectible ambulance billing accounts receivable. *(Richard Walls, Emergency Medical Services Chief)*

Motion —Vice Mayor Nagales/Second – Councilmember Nicolas: To approve Consent Calendar item 5, by roll call vote: AYES: Councilmembers Coleman, Flores, and Nicolas, Vice Mayor Nagales and Mayor Addiego; NAYS: None; ABSENT: None; ABSTAIN: None.

ADMINISTRATIVE BUSINESS

8. Report regarding Resolution No. 90-2021 adopting a proposed list of projects for fiscal year 2021-22 funded by SB1: The Road Repair and Accountability Act of 2017. *(Bianca Liu, Senior Engineer)*

Senior Engineer Liu presented the report and provided background information on the proposed list of projects for fiscal year 2021-22. The SB 1 projects listed for FY 21-22 were part of the city's current Capital Improvement Program which highlights the city's needed improvements and priority for implementation. This year's funding from SB 1 will help the city maintain and rehabilitate roads and add active transportation infrastructure throughout the city. City staff is currently working on the FY 21-22 Capital Improvement Program Budget and plan to present the details to City Council at a future meeting.

Vice Mayor Nagales inquired on the process of informing the community of projects in their neighborhoods. Senior Engineer Torres provided an overview of the process.

Councilmember Nicolas suggested giving residents sufficient notice but not too far in advance.

Mayor Addiego requested city staff ensure that contractors are providing the necessary signage for projects under construction.

The following individuals provided public comment:

- Liliana Rivera
- Mina Richardson
- Devante Jewett

Motion —Vice Mayor Nagales/Second – Councilmember Flores: To approve Resolution No. 90-2021 adopting a proposed list of projects for fiscal year 2021-22 funded by SB1: The Road Repair and Accountability Act of 2017, by roll call vote: AYES: Councilmembers Coleman, Flores, and Nicolas, Vice-Mayor Nagales and Mayor Addiego; NAYS: None; ABSENT: None; ABSTAIN: None.

9. Report regarding Resolution No. 91-2021 approving budget amendment 21.050 to appropriate \$346,500 in funds from the Infrastructure Reserve fund and \$103,500 from the Public Safety Impact Fee Fund into the Vehicle Replacement Fund and amending the Vehicle Replacement Fund in the amount of \$450,000 for construction and purchase of an advance life support ambulance in the amount of \$394,965 and the purchase of associated tools and equipment in the amount of \$55,035; and approving and authorizing the City Manager to enter into a purchase agreement with Red Sky Emergency Vehicles for the construction and purchase of an advanced life support ambulance. (*Richard Walls, EMS Chief*)

Emergency Medical Services Chief Walls provided the report and background information on the purchase of a 2021 Braun Super Chief Medium Duty Ambulance. After considering all of the influencing factors, staff selected the International MV607 model drivetrain with the Braun Super Chief ambulance body as the most appropriate ambulance. The Braun Super Chief is the same model of ambulance used by Boston EMS, Nashville Fire and EMS, City of New Orleans EMS, Duke University EMS, and Tampa Fire and Rescue to name a few organizations.

He stated that the Fire Department is planning to purchase the ambulance through the HGAC-Buy (HGAC), which is the Houston-Galveston Area Council. HGAC is a Cooperative Purchasing Program which assists local governments in reducing costs through government-to-government procurement services. It is a program that is available to local government entities and qualifying non-profit corporations.

Motion —Councilmember Nicolas/Second – Councilmember Coleman: To approve Resolution No. 91-2021, by roll call vote: AYES: Councilmembers Coleman, Flores, and Nicolas, Vice-Mayor Nagales and Mayor Addiego; NAYS: None; ABSENT: None; ABSTAIN: None.

10. Report regarding an Ordinance repealing Chapter 11.44 of the South San Francisco Municipal Code to eliminate the mandatory licensing of a bicycle or motorized bicycle before operating it within the City of South San Francisco. (*Sky Woodruff, City Attorney*)

City Attorney Woodruff presented the report and provided background information on the ordinance. Chapter 11.44 was initially intended to make it easier to recover stolen bikes and return them back to the owner. However, very few persons in the City of South San Francisco observe the mandatory licensing requirements under Chapter 11.44. Many cities adopted similar ordinances

around the same time as South San Francisco, when there were not internet-based services that made it simple for people register their bicycles. More recently, cities have begun to repeal similar mandatory bicycle licensing ordinances, citing the high costs of administering them and low participation. California cities that have repealed their mandatory bicycle licensing ordinances include of Los Angeles, Santa Monica, and San Jose. Thus, consistent with Council direction, staff recommends repeal of Chapter 11.44. Any fees collected pursuant to that chapter will continue to exist and may be used for the purpose specified therein prior to repeal.

The following individuals provided public comment:

- Liliana Rivera
- John Baker
- Nick Occhipinti

Motion —Councilmember Nicolas/Second – Councilmember Flores: To introduce and waive further reading of an ordinance repealing Chapter 11.44 of the South San Francisco Municipal Code to eliminate the mandatory licensing of a bicycle or motorized bicycle before operating it within the City of South San Francisco, by roll call vote: AYES: Councilmembers Coleman, Flores, and Nicolas, Vice-Mayor Nagales and Mayor Addiego; NAYS: None; ABSENT: None; ABSTAIN: None.

ITEMS FROM COUNCIL – COMMITTEE REPORTS AND ANNOUNCEMENTS

None

CLOSED SESSION

Entered Closed Session: 8:16 p.m.

12. Conference with Real Property Negotiators

(Pursuant to Government Code Section 54956.8)

Property: 71 Camaritas Avenue, South San Francisco (APN 010-402-240)

City Negotiators: Alex Greenwood, ECD Director; Jess Magallanes, Fire Chief; Jacob Gilchrist, Director of Capital Projects; Nell Selander, ECD Deputy Director

Negotiating Parties: Camino Royale Investment Corporation and Somil Gandhi

Under Negotiations: Price and terms

Report out of Closed Session by Mayor Addiego: Direction given to negotiators.

13. Conference with Legal Counsel-Anticipated Litigation

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): One potential case

Report out of Closed Session by Mayor Addiego: No reportable action.

Resumed from Closed Session: 8:59 p.m.

ADJOURNMENT

Being no further business Mayor Addiego adjourned the meeting in memory of Rosalinda Corre Samonte at 9:00 p.m.

Respectfully submitted by:

Approved by:

Cindy Avila
Assistant City Clerk

Mark Addiego
Mayor

Approved by the City Council: _____ / _____ / _____