

CITY OF SAN MATEO

Regular Meeting Minutes

City Council Meeting

November 18, 2024
City Hall Council Chambers 7:00 PM
Regular Meeting

CALL TO ORDER at 7:00 p.m.

Pledge of Allegiance

Roll Call

Present: Mayor Diaz Nash, Deputy Mayor Newsom, Council Members: Hedges, Lee, and Loraine

AB 2449 Requests and Considerations for Meeting Participation by Teleconference due to Just Cause or Emergency Circumstances – there were no requests.

CEREMONIAL

1. “I Voted” Sticker Design Competition Winners – Recognition – Generation Voter Members Justin Wong, Joshua Koo, Jessica Rowe, Andrew Huang, and Charlie Wong gave a presentation and recognized age group winners who submitted designs for voter participation: Winona, Alex, Aries and Joaquin, and Maddie.
2. Mayor’s Quarterly Hero Award – Recognition - Pamela McCarthy-Hudson received the recognition
3. Small Business Saturday – Proclamation - Mackenzie Jakoubek, Executive Director, Downtown San Mateo Association; and Erica Wood, San Mateo Area Chamber of Commerce, President and CEO; received the proclamation

CONSENT CALENDAR

The following items, 4 through 5, 7, 9, and 11 through 18, were considered to be routine by the City Council. Items 6, 8, and 10 were removed to be considered separately. After the titles of the items were read by the City Clerk, the public was invited to comment and there was one speaker: Rich commented in favor of the yard waste ordinance. Motion passed 5-0.

Moved: Hedges, Seconded: Newsom

Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine

Noes: None

4. Gardening Waste — Ordinance Adoption
Adopt an Ordinance prohibiting gardening waste from being deposited into the public right of way.

Enactment: Ordinance No. 2024-09

5. Edward Byrne 2024 Justice Assistance Grant Program — Application
Adopt a Resolution to approve the submittal of an application to the United States Department of Justice, Bureau of Justice Assistance, for the Edward Byrne Memorial Justice Assistance Grant Program for the 2024 local solicitation in the amount of \$18,837; and if awarded, appropriate funds to the Police Grants Budget Program and authorize the Chief of Police to execute all required documents.

Enactment: Resolution No. 101 (2024)

7. Wastewater Treatment Plant Transfer Pump Project — Agreement

Approve an agreement with HDR Engineering, Inc. for professional design services for the Wastewater Treatment Plant Transfer Pump Project in the amount of \$19,665; establish a contingency reserve of \$2,000; and authorize the Public Works Director to execute the agreement in substantially the form presented and approve any amendments within the contingency amount.

9. Public Safety Data Sharing — Memorandum of Understanding

Approve the Memorandum of Understanding with San Mateo County law enforcement agencies to provide a standardized approach and method of collection and sharing information within their electronic data systems; and authorize Chief of Police to execute the agreement in substantially the form presented.

11. Permanent Local Housing Allocation (PLHA) Grant Program — Budget Allocation

Adopt a Resolution to appropriate \$293,103 of Permanent Local Housing Allocation (PLHA) grant program funds into the fiscal year 2024-2025 operating budget.

Enactment: Resolution No. 102 (2024)

12. Professional Labor Relation Service — Agreement

Approve a three-year agreement with IEDA for professional labor relation services in the amount of \$92,466 in year one, \$96,624 in year two and \$100,269 in year three for a cumulative total amount of \$289,359.00.

13. Parking Enforcement Services - Amendment

Adopt a Resolution to appropriate \$55,000 to the Police Department's 2024-25 operating budget; Approve Amendment No. 2 to the agreement with LAZ Parking for Citywide parking enforcement services in the amount of \$1,464,506 for a new agreement total of an amount not to exceed \$6,271,726; and authorize the Chief of Police to execute the amendment in substantially the form presented.

Enactment: Resolution No. 103 (2024)

14. Contracts with Contingency Component – Update

Receive a report on contingency fund expenditures for City contracts for the period from August 1, 2017, through June 30, 2024.

15. SB 1383 Recovered Organics Waste Procurement Services — Agreements and Amendment

Approve agreements with the Resource Conservation Districts of Monterey and Santa Cruz Counties for SB 1383 recovered organics procurement services, each for one year at \$100,000, with three optional one-year extensions totaling up to \$400,000 per agreement. Approve Amendment No. 1 to the agreement with the Tuolumne County Resource Conservation District, increasing the total amount to \$103,600, with three optional one-year extensions totaling up to \$403,600. Authorize the City Manager to execute the agreements and amendment in substantially the form presented.

16. Wastewater Treatment Plant Biogas and Biosolids Evaluation — Agreement

Award a professional consulting services agreement with Brown and Caldwell for the Wastewater Treatment Plant Biogas and Biosolids Evaluation in an amount not to exceed \$1,249,180; establish a contingency reserve of \$426,000; and authorize the Public Works Director to execute the agreement in substantially the form presented and execute any necessary amendments within the contingency amount.

17. Public Works EV Street Sweeper — Purchase

Adopt a Resolution to approve an alternative purchasing procedure and approve a purchase contract with Terry Equipment, Inc. for the purchase of one new EV Street Sweeper in the amount of \$884,403.88; establish a contingency reserve in the amount of \$50,000; and authorize the Public Works Director to execute the purchase contract in substantially the form presented.

Enactment: Resolution No. 104 (2024)

18. Transportation Fund for Clean Air Grant — Grant Acceptance and Budget Appropriation

Adopt a Resolution to accept and appropriate City/County Association of Governments of San Mateo County's Transportation Fund for Clean Air (TFCA) Grant funding in the amount of \$254,293.33 to the San Mateo EV Street Sweeper Replacement Project; approve the 2024-2025 TFCA Funding Agreement with the City/County Association of Governments; and authorize the City Manager to execute all required grant documents in substantially the form presented.

Enactment: Resolution No. 105 (2024)

END OF CONSENT CALENDAR

REMOVED FROM CONSENT CALENDAR

6. Police Department Patrol Vehicle — Purchase Contract

Deputy Mayor Newsom pulled the item because it said that hybrid vehicles were not available and that the City's initiative is to move towards hybrid and alternative fuel. He found out that hybrids will be available in six to eight weeks, so he would like to table this item until a later date.

City Manager Khojikian explained the process for receiving the hybrids which would be a year away and due to the need to replace vehicles sooner, staff has moved forward with the gasoline purchase. The Police Department actually needs thirteen vehicles but are only asking for seven because of the availability of hybrid vehicles in the future.

Public Comment – there were no speakers.

Motion to Adopt a Resolution to approve an alternative purchasing procedure and approve a contract with Nicholas K Corporation DBA the Ford Store San Leandro for the purchase of seven (7) new 2025 Ford Police Interceptor Utility vehicles, for a total purchase amount of \$413,061.18; establish a contingency reserve in the amount of \$45,000; and authorize the Public Works Director to execute the agreement in substantially the form presented and issue change orders within the contingency amount. Motion passed 5-0.

Moved: Hedges, Seconded: Loraine
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

Enactment: Resolution No. 106 (2024)

8. Art in Public Places Annual Report, Renewal of Civic Arts Committee, and Reappointment of Committee Members – Approval

Council Member Lee pulled this item to express appreciation for the City of San Mateo’s Civic Arts Committee and to propose time limits for committee members to give others an opportunity to serve.

City Attorney Rasiah answered Council questions and recommended approval and to provide direction to staff to look into this in the future.

Public Comment – there were no speakers.

Motion to Approve the Art in Public Places Annual Reports for 2023 and 2024; renew the Civic Arts Committee for two years; and reappoint the current Civic Arts Committee members. Motion passed 5-0.

Moved: Hedges, Seconded: Diaz Nash
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

10. 1900 O’Farrell Street Office Space Lease — Amendment

Council Member Lee pulled this item to commend the City Manager for the fantastic job he did renegotiation the City’s commercial lease terms for the City Plaza and would like Council to consider empowering him with the authority to hire a commercial broker to seek future land acquisition opportunities.

City Attorney Rasiah City Manager Khojikian answered Council questions.

Council discussed exploring future RFPs for commercial property acquisitions for city use.

Public Comment – there were no speakers.

Motion to Approve the third amendment to the office lease agreement with Woodstock Development, Inc. for office space in Suites 320 and 325 at 1900 O’Farrell Street, extending the term for an additional five years with two optional five-year extensions at a base rent amount of \$1,938,237.96 for the initial five-year term; and authorize the City Manager to execute the amendment in substantially the form presented.

Motion passed 5-0.

Moved: Loraine, Seconded: Hedges
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

PUBLIC COMMENT

Dave Deasy expressed frustration with Crown Castle and wireless facilities; Dennis Boguse expressed concerns relating to train noise; Laurie Hietter commented in support of the Baywood Historic District designation; Connie Weise informed the City has had an historic district in San Mateo since 1993 within Hayward Park Glazenwood and that a survey conducted of the historical designation indicated most respondents acknowledge the importance and benefits of such and were happy with the process and results; Tom Lease spoke in support of historical designation; Yiwi Tang Tang expressed her gratitude for passing the 5G ordinance by Council and City staff; and Michael Reagan spoke about the 101 Corridor Connect contest and wants to encourage the City to participate.

Joe Bondy-Denomy is concerned with street safety and recommended a speed bump, stop sign or crosswalk at the intersection of 28th and Sunset Terrace to protect pedestrians; Taso Zografos announced the application for Gramercy-

Mounds El Cerrito to become a designated historic district; Henry Savage spoke regarding concerns relating to train horn noise.

City Manager commented on the Cal Train issues and provided an update.

OLD BUSINESS

- 19.** Wireless Communication Facilities in the Public Right of Way Update - Ordinance Introduction and Policy Approval
Jay Yu, Engineering Manager; and Jason Hallare, Senior Engineer, gave the presentation.

Public Comment

Diana Dominguez spoke in opposition to cell towers being put up before approval; Bill Wardell expressed health concerns related to 5G facilities; Bridget Doherty thanked Council; Bernard Brand wants the City to control installation of 5G and limit radiation; Jen Kilroy grateful for actions already done and requested help in having a cell tower relocated; Robert Kiss encouraged Council to adopt the ordinance but there are still 21 illegal towers he wants handled; Dominic Giovanneth wants the cell towers already in place to be removed; Dr. Vikash supports the 300 feet allowance but would prefer 500 feet; Josh Burns supports the proposed changes; Kelly Ryerson concerned with the \$565 cost to appeal and cancel the master license with Crown Castle; Irina Mavridis thanked staff and Council for the work so far but frustrated that it is taking so long because there are ways to maximize restrictions and want Council to listen to Ariel Strauss; Martin Elliott stated the need to tweak application fees, need to indicate as prohibited not as restricted, and lower appeal fees. Organized presentation led by Ariel Strauss with proposed additional changes. Jeremy Stoup, a municipal engagement partner with Verizon Wireless, stated he believes this ordinance would create a prohibition of service.

Council asked questions of staff and made comments.

City Attorney Rasiah and City Manager Khojikian provided answers.

Motion to Introduce an Ordinance to amend San Mateo Municipal Code (SMMC) Chapter 17.10 "Wireless Communications Facilities in the Public Right-Of-Way;" and adopt a Resolution approving a City Council Policy establishing procedural and substantive rules for small wireless facilities in the public right-of-way. Motion passed 5-0.

Moved: Newsom, Seconded: Hedges
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

Enactment: Resolution No. 107 (2024)

Council recessed from 8:15 p.m. to 8:20 p.m.

- 20.** Senior Advisory Commission – Ordinance Introduction
Joanne Magrini, Director, Parks and Recreation, gave the presentation.

Public Comment – Ellen Wang hopes the name change will expand the commission's role regarding senior matters in other commissions.

Motion to Introduce an Ordinance to amend San Mateo Municipal Code Chapter 2.29 “Senior Citizens Commission” to change its name to “Senior Advisory Commission” and make other miscellaneous revisions. Motion passed 5-0.

Moved: Lee, Seconded: Loraine
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

Motion to extend meeting to 11:45. Motion passed 5-0.

Moved: Newsom, Seconded: Diaz Nash
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

21. Wet Weather Preparations - Update

Matt Fabry, Public Works Director, gave the presentation.

Public Comment – There were no speakers.

Council commented and asked questions. City Manager also provided answers.

NEW BUSINESS

22. City Manager, City Attorney, Department Head and Deputy Director Compensation Plan - Amendment

Alex Khojikian, City Manager, gave the presentation.

Public Comment – There were no speakers.

Council commented and asked questions. Abby Veaser, Deputy Director, also provided answers.

Motion to Adopt a Resolution to amend the Compensation Plan to: 1) increase salary ranges for City Attorney, City Manager, Department Heads, and Deputy Directors 2) increase executive leave to 80 hours for Department Heads and 3) adjust the deferred compensation and retirement health savings account (RHSA) language for the City Manager, City Attorney, Department Heads and Deputy Directors. Motion passed 5-0.

Moved: Lee, Seconded: Hedges
Ayes: Diaz Nash, Newsom, Hedges, Lee, and Loraine
Noes: None

Enactment: Resolution No. 108 (2024)

REPORTS AND ANNOUNCEMENTS

City Manager, City Attorney and Council Members reported on their various assignments and liaison roles and noted past and future events. Council member Hedges complimented the Police Department personnel for their work especially their kindness towards people. Council Member Hedges proposed a resolution in support the investigation into the San Mateo County Sheriff's Department. The proposed resolution did not receive a consensus of support.

ADJOURNMENT –The meeting adjourned at 11:24 p.m.

APPROVED BY:

SUBMITTED BY:

Rober Newsom, Jr., Mayor

Martin McTaggart, City Clerk