



## LODI CITY COUNCIL

Carnegie Forum  
305 West Pine Street, Lodi

## AGENDA - REGULAR MEETING

Date: May 7, 2003  
Time: Closed Session 6:30 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

**Susan J. Blackston**  
City Clerk  
Telephone: (209) 333-6702

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.*

**C-1 Call to Order / Roll Call**

**C-2 Announcement of Closed Session**

- a) Actual litigation: Government Code §54956.9(a); one case; *Robinson v. Harper, et al.*, Superior Court of California, County of San Joaquin, Stockton Branch; Case No. CV012406

**C-3 Adjourn to Closed Session**

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

**C-4 Return to Open Session / Disclosure of Action**

**A. Call to Order / Roll call**

**B. Invocation** – Reverend David Hill, Grace Presbyterian Church

**C. Pledge of Allegiance**

**D. Presentations**

D-1 Awards – None

D-2 Proclamations

- a) Veteran Appreciation Month  
b) Peace Officer Memorial Month (PD)  
c) National Public Works Week (PW)  
d) Air Quality Improvement Day (PW)  
e) Bike to Work Week (PW)

D-3 Presentations

- a) Presentation of Certificate of Recognition to Bob Johnson for 2002 Parks and Recreation Commission Chairmanship (PR)  
b) Presentation regarding Celebration on Central (CM)

**E. Consent Calendar (Reading; comments by the public; Council action)**

E-1 Receive Register of Claims in the amount of \$6,004,854.36 (FIN)

E-2 Approve minutes (CLK)

- a) April 2, 2003 (Regular Meeting)  
b) April 8, 2003 (Shirtsleeve Session)  
c) April 14, 2003 (Special Joint Meeting with the Lodi Arts Commission)  
d) April 15, 2003 (Shirtsleeve Session)  
e) April 21, 2003 (Special Meeting)  
f) April 22, 2003 (Shirtsleeve Session)  
g) April 22, 2003 (Special Meeting)  
h) April 23, 2003 (Adjourned Special Meeting)

- E-3 Approve Request for Proposal for audit services (FIN)
- E-4 Approve specifications and authorize advertisement for bids for various sizes and lengths of 15kV underground cable (EUD)
- Res. E-5 Adopt resolution awarding the bid for 55 wood utility poles to the low bidder, McFarland Cascade Company, of Tacoma, Washington, in the amount of \$20,811.91 (EUD)
- Res. E-6 Adopt resolution awarding the bid for various sizes and quantities of underground utility vaults to the low bidder, Jensen Precast, of Sacramento, in the amount of \$28,936.26 (EUD)
- Res. E-7 Adopt resolution authorizing the City Manager to execute a professional services agreement with Camp Dresser & McKee, Inc., for corrosion control in the domestic wastewater outfall pipeline (\$35,240); and appropriate funds (\$60,000) (PW)
- Res. E-8 Adopt resolution authorizing the City Manager to execute a professional services agreement with Padilla & Associates, Inc., for Disadvantaged Business Enterprise Program consulting services (\$6,300) (PW)
- E-9 Approve extension of Northeastern San Joaquin County Groundwater Banking Authority Joint Powers Agreement and \$20,000 annual contribution (PW)
- Res. E-10 Adopt resolution authorizing the City Manager to execute Amendment 3 to United States of America Department of Energy Western Area Power Administration Contract 96-SNR-00110 with the City of Lodi for the Funding of Power Operation and Maintenance for Central Valley Project Power Facilities (EUD)
- Res. E-11 Adopt resolution approving the Memorandum of Understanding between City of Lodi and Lodi City Mid-Management Association (HR)
- Res. E-12 Adopt resolution authorizing the City Manager to execute an agreement with the firm of Liebert, Cassidy, and Whitmore to perform an audit of the City's compliance with the Fair Labor Standards Act (FLSA) (not to exceed \$20,000) (HR)
- E-13 Inform Council of emergency repair of the industrial waste outfall pipeline to be done by G&L Brock Construction Company, Inc. (\$20,035) (PW)
- Res. E-14 Adopt resolution authorizing the City Manager to file the claim for 2002-03 Transportation Development Act funds in the amount of \$2,043,031 (claiming \$279,284 in unexpended carryover for transit operations) from the Local Transportation Fund and \$7,285 from the State Transit Assistance (PW)
- Res. E-15 Adopt resolution amending Traffic Resolution 97-148 approving conversion of yield signs to stop signs on Fairmont Avenue at Locust Street (PW)
- E-16 Approve addition of a 1986 Dodge 350 (1 ton) Pickup Truck to the Parks and Recreation Department fleet (PR)
- Res. E-17 Adopt resolution authorizing the City Manager to extend the Lodi Small Business Energy Services Partnership (EUD)
- Res. E-18 Adopt resolution authorizing the City Manager to approve a Public Benefits Program Grant for mechanical systems and lighting improvements for the Salvation Army Hope Harbor project (not to exceed \$50,000) (EUD)
- E-19 Set public hearing for May 21, 2003, regarding the Planning Commission's recommendation of approval of the request of Gary E. Hansen, Don and Nancy Miller, and J. Jeffrey Kirst for an Annexation, General Plan Amendment, and Rezoning at 13669 North Cherokee Lane; 1443, 4071, 4145, and 4219 East Harney Lane; the request also includes a recommendation to certify Negative Declaration ND-02-11 as adequate environmental documentation for this project (CD)
- E-20 Set public hearing for May 21, 2003, regarding the appeal of Juan Diaz of a Planning Commission approval of a Use Permit to establish a Type #20 Off-Sale Beer and Wine liquor license at 725 S. Cherokee Lane with the condition that the applicant transfer an existing license from within Lodi to the proposed location (CD)

**F. Comments by the public on non-agenda items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Public Hearings**

- Res. G-1 Public hearing to consider Resolution/Order to Vacate the east 200 feet of the alley west of Central Avenue and north of Oak Street (PW)

**H. Communications**

H-1 Claims filed against the City of Lodi – None

H-2 Reports: Boards/Commissions/Task Forces/Committees

- a) Planning Commission report of April 9, 2003 (CD)

H-3 Appointments

- a) Post for expiring terms and vacancies on the Greater Lodi Area Youth Commission, Library Board of Trustees, Lodi Arts Commission, Planning Commission, and the San Joaquin County Commission on Aging (CLK)

H-4 Miscellaneous – None

**I. Regular Calendar**

I-1 State Budget update (CM)

I-2 Review and discuss draft 2003-05 Financial Plan and Budget (CM)

- Res. I-3 Adopt resolution authorizing the City Manager to execute the City of Lodi Letter Member Agreement (second phase) for Financing of Planning and Development Activities of Hydroelectric Project Number Two the Poe Hydroelectric Project between Northern California Power Agency and the City of Lodi (EUD)

**J. Ordinances**

Ord. (Adopt) J-1 Ordinance No. 1729 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Rezoning 1331 and 1349 East Kettleman Lane (APN 049-250-53 and 049-250-52) from U-H, Unclassified Holding to M-1, Light Industrial"

Ord. (Adopt) J-2 Ordinance No. 1730 entitled, "An Ordinance of the City Council of the City of Lodi Amending Title 13, Chapter 13.20, 'Electrical Service,' by Adding Section 13.20.225 Schedule NEM – Net Energy Metering"

**K. Comments by the City Council Members on non-agenda items**

**L. Comments by the City Manager on non-agenda items**

**M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.



Susan J. Blackston  
City Clerk