



**LODI CITY COUNCIL**  
**Carnegie Forum**  
 305 West Pine Street, Lodi

**AGENDA – REGULAR MEETING**

**Date: July 20, 2005**  
**Time: Closed Session 6:00 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) Conference with Blair King, City Manager (acting labor negotiator), regarding Police Officers Association of Lodi pursuant to Government Code §54957.6
- b) Actual litigation: Government Code §54956.9(a); one case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al.; United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- c) Actual litigation: Government Code §54956.9(a); one case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- d) Conference with legal counsel – anticipated litigation – significant exposure to litigation pursuant to subdivision (b) of Section 54956.9; one case; pursuant to Government Code §54956.9(b)(3)(A) facts, due to not being known to potential plaintiffs, shall not be disclosed
- e) Actual litigation: Government Code §54956.9(a); one case; Fireman’s Fund Insurance Company v. City of Lodi, et al., United States District Court, Eastern District of California Case No. CIV-S-98-1489 FCD JFM
- f) Actual litigation: Government Code §54956.9(a); one case; City of Lodi v. Michael C. Donovan, an individual; Envision Law Group, LLP, et al., San Joaquin County Superior Court, Case No. CV025569

**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** – Pastor Marianne Weethee, Heartland Community Church
- C. Pledge of Allegiance**
- D. Presentations**
  - D-1 Awards – None
  - D-2 Proclamations
    - a) National Night Out (PD)
  - D-3 Presentations
    - a) Presentation regarding the Lodi Centennial celebration (CLK)

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

- E-1 Receive Register of Claims in the amount of \$3,385,790.00 (FIN)
- E-2 Approve minutes (CLK)
  - a) June 7, 2005 (Shirtsleeve Session)
  - b) June 7, 2005 (Special Meeting)
  - c) June 15, 2005 (Regular Meeting)
  - d) June 28, 2005 (Shirtsleeve Session)
  - e) July 5, 2005 (Shirtsleeve Session)
- E-3 Approve plans and specifications and authorize advertisement for bids for the Lockeford Street Water Main (Church Street to Sacramento Street); and the Olive Court Water Main Replacement (Pleasant Avenue and Church Street) Project (PW)
- E-4 Approve specifications and authorize advertisement for bids for Traffic Signal Preventive Maintenance and Repair Program, Fiscal Year 2005-06 (PW)
- Res. E-5 Adopt resolution awarding contract for Century Boulevard Roadway Improvements, Lower Sacramento Road to Sage Way, to George Reed Construction, of Lodi (\$396,710) and appropriate funds (\$475,000) (PW)
- Res. E-6 Adopt resolution approving Final Map for the Meadows Townhomes Condominium Project, Tract No. 3421 (PW)
- E-7 Notification of Water and Wastewater Main Replacement Program – Project No. 2 Contract Change Order (PW)
- Res. E-8 Adopt resolution appropriating additional funds for Change Orders for Lower Sacramento Road Widening Project, Kettleman Lane to Harney Lane (\$442,780), and authorizing the City Manager to sign amended Measure K Cooperative Agreement (PW)
- E-9 Accept improvements under contract for Lodi Avenue Signal Installation and Interconnect (Mills Avenue to Central Avenue) (PW)
- Res. E-10 Adopt resolution accepting improvements at 1366, 1368, 1370, 1374, 1376, and 1378 East Turner Road (PW)
- E-11 Approve special fares for Cultural Homestay International use of transit services in accordance with Transit Fare Policy (PW)
- Res. E-12 Adopt resolution authorizing the City Manager to execute an addendum to the original agreement with NBS Government Finance Group to provide formation and annexation services for 1972 Landscape and Lighting Districts (PW)
- Res. E-13 Adopt resolution authorizing staff to solicit proposals for a catering service and rental contract for Hutchins Street Square facilities and authorizing the City Manager to award or reject the contract (COM)
- E-14 Set public hearing for August 3, 2005, to consider appeal from Noorul Akbar regarding requirements of a Notice and Order to Repair for the property located at 511 Alicante Drive (APN 031-200-16) (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. Comments by the City Council Members on non-agenda items**

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

**I. Public Hearings**

- Res. I-1 Public hearing to consider the appeal from Yousef Haddad regarding the Planning Commission's decision of May 25, 2005, to deny his request for a Use Permit to replace seven existing condemned apartment units and a single-family house with seven new units located at 501 East Maple Street (CD)

**J. Communications**

- J-1 Claims filed against the City of Lodi – None  
J-2 Appointments  
a) Appointment to the Library Board of Trustees (CLK)  
J-3 Miscellaneous  
a) Monthly Protocol Account Report (CLK)

**K. Regular Calendar**

- K-1 Comment letter on City of Stockton Notice of Preparation of an Environmental Impact Report for the City of Stockton 2035 General Plan and Infrastructure Master Plan (CM)  
K-2 Establish proposed rates and set public hearing on September 21, 2005, to hear protests on resolution adopting water rate increase (PW)

**L. Ordinances – None**

**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.

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Susan J. Blackston  
City Clerk