



LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: November 15, 2006

Time: Closed Session 6:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Randi Johl

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, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), regarding Lodi City Mid-Management Association and International Brotherhood of Electrical Workers pursuant to Government Code §54957.6
- b) 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
- c) 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-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 Tim Pollock, The Home Church

C. Pledge of Allegiance

D. Presentations

- D-1 Awards – None
- D-2 Proclamations – None
- D-3 Presentations – None

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

- E-1 Receive Register of Claims in the Amount of \$5,697,223.92 (FIN)
- E-2 Approve Minutes (CLK)
 - a) October 31, 2006 (Shirtsleeve Session)
 - b) November 1, 2006 (Regular Meeting)
 - c) November 7, 2006 (Shirtsleeve Session)
 - d) November 8, 2006 (Special Meeting)

- E-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Water Well 28 Pump and Motor and Site Improvements (PW)
- Res. E-4 Adopt Resolution Awarding the Domestic Outfall Sewer Pipeline Condition Assessment Project to J.F. Pacific Liners, Inc., of Vacaville (\$47,490) (PW)
- Res. E-5 Adopt Resolution Accepting Improvements Under Contract for the Asphalt Rubber Cape Seal, Various Streets, 2006 Project (PW)
- E-6 Notification of Municipal Service Center Compressed Natural Gas Expansion Project Contract Change Order (PW)
- E-7 Approve Task Order with RMC Water and Environment for Preparation of the City of Lodi Recycled Water Master Plan (PW)
- Res. E-8 Adopt Resolution Authorizing the Submittal of Applications for Safe Routes to School Grants to the California Department of Transportation and Authorizing the City Manager to Execute the Grant Applications (PW)
- Res. E-9 Adopt Resolution Accepting \$122,265 from San Joaquin County Via the State of California's Supplemental Law Enforcement Services Fund (PD)
- Res. E-10 Adopt Resolution Authorizing the City Manager to File Claim for 2006-07 Transportation Development Act Funds in the Amount of \$3,536,183 from Local Transportation Fund and \$40,785 from State Transit Assistance (PW)
- E-11 Approve the Stockton Fire Department Training Agreement (FD)
- Res. E-12 Adopt Resolution Authorizing the City Manager and Electric Utility Director to Procure Energy and/or Natural Gas for Fiscal Year 2007-08 at an Amount Not to Exceed \$25 Million (EUD)
- Res. E-13 Adopt Resolution Authorizing the City of Lodi to Endorse the California Municipal Utilities Association's Principles Addressing Greenhouse Gas Reduction Goals (EUD)
- Res. E-14 Adopt Resolution Authorizing the City Manager to Sign a Letter of Agreement Between the City of Lodi and International Brotherhood of Electrical Workers Local 1245 Related to Rubber Glove Premium and Contract Workers (EUD)
- E-15 Accept Status Report Regarding Protest of Downtown Lodi Business Partnership Assessment (CLK)
- Res. E-16 Adopt Resolution Approving Bylaws for the Greater Lodi Area Youth Commission (COM)
- Res. E-17 Adopt Resolution Approving Year 2006 Amendments to Conflict of Interest Code (Government Code §87306.5) (CA)
- E-18 Set Public Hearing for November 29, 2006, to Consider a General Plan Amendment and Sphere of Influence Amendment to Establish an Agriculture/Greenbelt (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

I-1 Public Hearing to Consider the Following (CD):

- Res. a) Certify the Lodi Annexation Environmental Impact Report as adequate California Environmental Quality Act Analysis for the Southwest Gateway Project
- Res. b) Approve the Southwest Gateway Project, which Includes an Annexation, Pre-Zoning, Development Agreement, and Amendment to the Bicycle Transportation Master Plan to Incorporate 305 Acres into the City of Lodi to Allow Construction of 1,230 Dwelling Units, 5 Neighborhood/Community Parks, and a Public Elementary School on the West Side of Lower Sacramento Road, South of Kettleman Lane, North of Harney Lane (including 565 and 603 East Harney Lane)
- Ord. (Introduce) Including a City Initiated Request for the "Other Annexation Areas" (48 Acres) for Annexation, General Plan Amendment, and Pre-Zoning to Avoid Creation of a County Island
- Ord. (Introduce)
- Res.
- NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31**

I-2 Continue Public Hearing to February 21, 2007, to Consider the Following (CD):

- a) Certify the Lodi Annexation Environmental Impact Report for the Westside Project
- b) Approve the Westside Development Project, which Includes an Annexation, Pre-Zoning, Development Agreement, and Amendment to the Bicycle Transportation Master Plan and the Westside Facilities Master Plan to Incorporate 151 Acres into the City of Lodi to Allow Construction of 750 Dwelling Units, 3 Neighborhood/Community Parks, and a Public Elementary School at 351 East Sargent Road, 70 East Sargent Road, 212 East Sargent Road, and 402 East Sargent Road
- NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31**

I-3 Continue Public Hearing to December 20, 2006, to Consider Resolution to Vacate Two Public Utility Easements Located at 1028 South School Street and 1029 South Sacramento Street (PW)

J. Communications

J-1 Claims filed against the City of Lodi

- a) Manuel Caldera, date of loss 8/2/06
- b) Yvonne Bedsworth, Application for Leave to Present Late Claim, date of loss 3/28/06

J-2 Appointments – None

J-3 Miscellaneous

- a) Monthly Protocol Account Report (CLK)

K. Regular Calendar – None

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.

Randi Johl, City Clerk