



LODI CITY COUNCIL
Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: August 1, 2007

Time: Closed Session 5:45 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) 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
- b) Pursuant to Government Code §54956.9(c); Conference with Legal Counsel; Anticipated Litigation/Initiation of Litigation; One Potential Case; City of Lodi v. Pacific Gas & Electric
- c) Actual Litigation: Government Code §54956.9(a); One Case; County of San Joaquin v. City of Stockton et al., San Joaquin County Superior Court, Case No. CV029651
- d) Prospective Acquisition of Real Property Located at 541 East Locust Street, Lodi, California (APN 043-202-14); the Negotiating Parties are City of Lodi and Pete Perlegos; Government Code §54956.8

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 Dale Edwards, Century Assembly

C. Pledge of Allegiance

D. Presentations

D-1 Awards – None

D-2 Proclamations

- a) National Night Out 2007 (PD)

D-3 Presentations – None

E. Consent Calendar (Reading; Comments by the Public; Council Action)

E-1 Receive Register of Claims in the Amount of \$7,045,068.64 (FIN)

E-2 Approve Minutes (CLK)

- a) July 17, 2007 (Shirtsleeve Session)
- b) July 19, 2007 (Special Joint Meeting w/RDA and Lodi Planning Commission)

- Res. E-3 Adopt Resolution Authorizing the Procurement of Emergency Generator from Holt of California (Caterpillar), of Stockton (Not to Exceed \$36,200) (EUD)
- Res. E-4 Adopt Resolution Awarding the Purchase of Padmount Transformers (\$200,330.96) (EUD)
- Pulled** Res. E-5 Adopt Resolution Awarding the Contract for Security Services at the Lodi Station and Lodi Station Parking Structure to Securitas Security Services USA, Inc., of Fresno (Estimated Three-Year Cost: \$198,000) (PW)
- Res. E-6 Adopt Resolution Awarding the Contract for Citywide School Safety Signage Project to Farwest Safety, Inc., of Lodi (\$81,918.50), and Appropriating Funds (\$88,000) (PW)
- E-7 Accept Improvements under Contract for the Domestic Outfall Sewer Pipeline Condition Assessment Project (PW)
- E-8 Accept Improvements under Contract for Stockton Street Asphalt Concrete Resurfacing, Kettleman Lane to 1,000 Feet South of Century Boulevard Project (PW)
- Res. E-9 Adopt Resolution Authorizing the City Manager to Renew the Agreement between San Joaquin County Data Processing and the City of Lodi Police Department (Estimated Annual Cost \$10,358.92) (PD)
- Res. E-10 Adopt Resolution Authorizing the City Manager to Execute a Contract between the City of Lodi and Lodi Memorial Hospital for Operation of the Adult Day Care Program and the Camp Hutchins Children's Day Care Program at Hutchins Street Square (COM)
- Res. E-11 Adopt Resolution Amending Traffic Resolution 97-148 by Approving a Reduction of Speed Limit on Lower Sacramento Road from South City Limits to 1,300 Feet South of Kettleman Lane from 55 Miles per Hour to 50 Miles per Hour (PW)
- Res. E-12 Adopt Resolution Amending Traffic Resolution No. 97-148 to Authorize Public Works Director to Establish Terminal Access Routes (PW)
- Res. E-13 Adopt Resolution Authorizing the City Manager to Allocate \$42,000 in Public Benefit Program Funds for the Lodi CARE Package Program and Execute a Contract with the Lodi Salvation Army to Administer this Program (EUD)
- Res. E-14 Adopt Resolution Authorizing the City Manager to Allocate a Combined \$39,971 in Public Benefit Program Funds to Extend for One Year the Lodi LivingWise Program and the Lodi Solar Schoolhouse Project and Execute Contracts with the Resource Action Programs (Lodi LivingWise Program) and The Rachus Institute (Lodi Solar Schoolhouse Project) to Assist in Coordinating these Educational Programs (EUD)
- Res. E-15 Adopt Resolution Authorizing the City Manager to Allocate Public Benefit Program Funds to Five Energy Efficiency Rebate Programs for the 2007-08 Fiscal Year (\$250,000) (EUD)
- Pulled** Res. E-16 Adopt Resolution Adding a Position (Fire Plans Examiner) and Appropriating \$80,000 in the Community Development Department (CM)
- Res. E-17 Adopt Resolution Amending Memorandum of Understanding between the City of Lodi and the Lodi Police Mid-Management Organization for the period of July 1, 2007 through September 30, 2011 (CM)
- Res. E-18 Adopt Resolution Disbanding the Animal Shelter Task Force, Adopt Resolution Creating and Establishing Guidelines for the Lodi Advisory Animal Commission, and Directing the City Clerk to Post for the Seven Terms on the Newly Created Commission (CLK)
- Res. E-19 Adopt Resolution Approving the Balance of the Approved People Assisting Lodi Shelter (PALS) Public Art Project and Appropriating \$3,434 (COM)
- E-20 Set Public Hearing for September 5, 2007, to Receive Comments on and Consider Accepting the City of Lodi's Report on Water Quality Relative to Public Health Goals (PW)

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 Planning Commission's Recommendation for the 2006 Growth Management Allocations for Brett & Kathy Haring and Taj Khan (CD)

NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31

Res. I-2 Public Hearing to Consider Adoption of Resolution Levying Annual (2008) Assessment for Downtown Lodi Business Improvement Area No. 1 and Confirming the Downtown Lodi Business Partnership 2007-08 Annual Report (as Approved by Council on July 18, 2007) (CM)

J. Communications

J-1 Claims Filed Against the City of Lodi – None

J-2 Appointments – None

J-3 Miscellaneous – None

K. Regular Calendar

K-1 Receive Progress Report on the City of Lodi General Plan Update (CD)

K-2 Consider Request from Van Ruiten Family Winery to Waive a \$40,000 Late Performance Charge Associated with the Opening of a Downtown Tasting Room (CM)

Res. K-3 Adopt Resolution Declaring the City of Lodi's Intent to Reimburse Certain Expenditures from Proceeds of Indebtedness for Wastewater Projects (PW)

K-4 Authorize Funds from the Protocol Account for the City Council to Host a Reception Honoring Members of Council-Appointed Boards, Commissions, Committees, and Task Force Groups (Approximately \$2,600 / \$20 Per Person) (CLK)

L. Ordinances

Ord. (Adopt) L-1 Adopt Ordinance No. 1800 Entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 9 – Public Peace, Morals, and Welfare – Chapter 9.18, 'Vending on Streets and Sidewalks,' by Repealing and Reenacting Chapter 9.18, 'Vending on Streets, Sidewalks, and Private Property'" (CLK)

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