



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: April 15, 2009

Time: Closed Session 6:15 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, located at 221 W. Pine Street, Lodi, 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) Prospective Lease of City Property (10± Acres Adjacent to White Slough Water Pollution Control Facility, Located at 12745 N. Thornton Road, Lodi, CA); the Negotiating Parties are Don Dame on behalf of the Northern California Power Agency and City Manager Blair King for the City of Lodi; Price and Terms of the Lease are under Negotiation; Government Code §54956.8
- b) Actual Litigation: Government Code §54956.9; One Application; Ken Draper v. City of Lodi; WCAB Case Number STK 0182796, 04/14/03

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

- a) Presentation of the Library Volunteer of the Year Award (LIB)

D-2 Proclamations

- a) Sexual Assault Awareness Month
- b) Firefighter Muscular Dystrophy Association "Fill the Boot" Fundraiser (FD)

D-3 Presentations – None

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

E-1 Receive Register of Claims in the Amount of \$2,611,677.98 (FIN)

E-2 Approve Minutes (CLK)

- a) March 24, 2009 (Shirtsleeve Session)
- b) March 31, 2009 (Shirtsleeve Session)
- c) April 1, 2009 (Regular Meeting)
- d) April 7, 2009 (Shirtsleeve Session)

E-3 Receive Quarterly Report of Purchases between \$5,000 and \$20,000 (CM)

- E-4 Approve Plans and Specifications and Authorize Advertisement for Bids for Building Demolition at 17 East Elm Street (PW)
- E-5 Approve Plans and Specifications and Authorize Advertisement for Bids for Multimodal Station Driveway Replacement, 24 South Sacramento Street (PW)
- Res. E-6 Adopt Resolution Approving Appropriation of Funds for Raw Water Intake Pipe Construction and Temporary Construction Easement (\$864,000) (PW)
- Res. E-7 Adopt Resolution Authorizing the Non-Competitive Purchase of Boat Dock Components and Installation of Components to EZ-Dock, of Monet, MO, for the Lodi Lake Boat House Improvements (\$35,495) (PR)
- Res. E-8 Adopt Resolution Awarding Contract for Maintenance of Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1 for Fiscal Year 2009-10 to Creative Outdoor Environment, Inc., of Lathrop (\$21,603) (PW)
- Res. E-9 Adopt Resolution Awarding Contract for Traffic Signal Preventive Maintenance and Repair Program to Republic ITS, of Novato (\$18,195) (PW)
- Res. E-10 Adopt Resolution Awarding Contract to RW Beck Company, of Sacramento, to Perform Comprehensive Electric Systems Study (\$95,800) (EUD)
- Res. E-11 Adopt Resolution Awarding Contract for Underground Cable Rejuvenation to Novinium, Inc., of South Kent, WA (\$101,972) (EUD)
- Res. E-12 Receive Report on Lodi Public Library Phase I Remodel Contract Change Orders and Adopt Resolution Authorizing the City Manager to Execute a Contract Change Order with World Tech, dba Geigle Electric, of Stockton, for Work Related to Improvements at Children's Area at Lodi Public Library and Appropriating \$175,000 (PW)
- Res. E-13 Adopt Resolution Authorizing the City Manager to Execute the First Amendment to the Lease Agreement for Temporary Library Facilities at 212 West Pine Street (LIB)
- Res. E-14 Adopt Resolution Approving the Agreement between the City of Lodi and Spare Time, Inc., dba Twin Arbor Athletic Club, for Use of Pools at Twin Arbor Athletic Club Facilities that Will Serve the Summer Swim League Program, Which Will Run for the Period of June 1, 2009 to July 17, 2009 (PR)
- Res. E-15 Adopt Resolution Authorizing the City Manager to Execute Agreement between the County of San Joaquin and the Cities of Stockton, Lodi, and Tracy to Toll Statutes of Limitations for Claims Regarding Property Tax Administration Fees (CA)
- E-16 Approve Waiver of Conflict of Interest for Kronick Moskovitz Tiedemann & Girard to Represent Farmers & Merchants (F&M) Bank in Connection with Letters of Credit Issued by F&M to the City of Lodi to Secure the Public Improvements Constructed with the Plummer Dealership Subdivision (CA)
- E-17 Approve Request for Installation of Marked Pedestrian Crosswalk for Lois Borchardt Elementary School (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 – None

J. Communications

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

J-2 Appointments

- a) Post for Expiring Terms on the Library Board of Trustees, Lodi Arts Commission, Lodi Budget/Finance Committee, Planning Commission, and San Joaquin County Commission on Aging (CLK)

J-3 Miscellaneous – None

K. Regular Calendar

K-1 Approve Plans and Specifications and Authorize Advertisement for Bids for Improvements at the Grape Bowl, 221 Lawrence Avenue, and Provide Additional Funding to Fully Leverage County Grant Funds and Consider the Recommendation of the Recreation Commission Regarding Field Turf (PR)

Res. K-2 Adopt Resolution Authorizing Purchase of Mural Depicting Historic Japantown to be Located at the Buddhist Church Annex Building at 23 North Stockton Street (\$29,000) (COM)

Ord. K-3 Adopt Uncodified Urgency Interim Ordinance to Establish a Moratorium on the Establishment (Adopt Urgency) and Operation of Medical Marijuana Dispensaries (CA)

K-4 Set Public Hearing for June 17, 2009, to Consider Adopting Resolution Adjusting Wastewater Rates (PW)

L. Ordinances

Ord. L-1 Adopt Ordinance No. 1820 Entitled, “An Ordinance of the Lodi City Council Amending Lodi (Adopt) Municipal Code Chapter 13.20, ‘Electrical Service,’ by Adding A New Section 13.20.315, ‘Schedule EDR – Economic Development Rates’” (CLK)

Ord. L-2 Adopt Ordinance No. 1821 Entitled, “An Ordinance of the City Council of the City of Lodi (Adopt) Amending Lodi Municipal Code Title 5 – Permits and Regulations – by Repealing and Reenacting Chapter 5.12, ‘Cardrooms,’ in its Entirety” (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