



# LODI CITY COUNCIL

Carnegie Forum  
305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: November 17, 2010  
Time: Closed Session 6:00 p.m.  
Regular Meeting 7:00 p.m.

\*and via conference call:

Hilton San Diego  
Bayfront Hotel  
1 Park Blvd., San Diego

For information regarding this Agenda please contact:

**Randi Johl, City Clerk**  
**Telephone: (209) 333-6702**

6:55 p.m. Invocation/Call to Civic Responsibility. Invocations may be offered by any of the various religious and non-religious organizations within and around the City of Lodi. Invocations are voluntary offerings of private citizens, to and for the benefit of the Council. The views or beliefs expressed by the Invocation Speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the beliefs or views of any speaker.

*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) Conference with Dean Gualco, Human Resources Manager (Labor Negotiator), Regarding Unrepresented Executive Management, Lodi City Mid-Management Association, Unrepresented Confidential Employees, AFSCME General Services and Maintenance & Operators, Police Mid-Managers, Lodi Police Officers Association, Lodi Police Dispatchers Association, International Brotherhood of Electrical Workers, Fire Mid-Managers, and Lodi Professional Firefighters Pursuant to Government Code §54957.6
- b) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Sandra Kay Oberg Against City of Lodi Based on Personal Injury
- c) Review of Council Appointee – City Manager to Include Employment, Appointment, and Evaluation of Performance (Government Code 54957)

### **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. Pledge of Allegiance**

#### **C. Presentations – None**

#### **D. Consent Calendar (Reading; Comments by the Public; Council Action)**

- D-1 Receive Register of Claims in the Amount of \$4,961,063.75 (FIN)
- D-2 Approve Minutes (CLK)
  - a) November 2, 2010 (Shirtsleeve Session)
  - b) November 3, 2010 (Regular Meeting)
  - c) November 3, 2010 (Special Meeting)
  - d) November 9, 2010 (Shirtsleeve Session)
- D-3 Accept Quarterly Report of Purchases Between \$5,000 and \$20,000 (CM)

- D-4 Accept Quarterly Investment Report as Required by Government Code Section 53646 and the City of Lodi Investment Policy (CM)
- Res. D-5 Adopt Resolution Approving City of Lodi Annual Investment Policy and Internal Control Guidelines (CM)
- D-6 Approve Specifications and Authorize Advertisement for Bids for Removal, Dewatering, and Disposal of Approximately 500 Tons of Biosolids from White Slough Water Pollution Control Facility Storage Lagoons (PW)
- Res. D-7 Adopt Resolution Authorizing the City Manager to Execute Purchase Order with Weco Industries, Inc., of Vacaville, for Purchase of Closed Circuit Television Inspection Equipment (\$22,257) (PW)
- Res. D-8 Adopt Resolution Awarding Contract for City-Funded Maintenance of Landscape Areas for 2011 to Dominguez Landscape Services, Inc., of Sacramento, for Groups A, B, and C for an Annual Cost of \$141,708 (PW)
- Res. D-9 Adopt Resolution Appropriating Funds for Contract Change Orders for DeBenedetti Park (G-Basin) Storm Drain Improvements Project (\$150,000) (PW)
- Res. D-10 Adopt Resolution Appropriating Additional Funds for Contract Change Order No. 4 for Lodi Grape Bowl All-Weather Surface Project (\$12,061.56) (PW)
- Res. D-11 Adopt Resolution Accepting Improvements Under Contract for 2010 Storm Drain Improvements Project and Appropriating Funds (\$40,000) (PW)
- Res. D-12 Adopt Resolution Accepting Improvements Under Contract for 2010 Alley Reconstruction Project and Appropriating Funds (\$11,289.32) (PW)
- Res. D-13 Adopt Resolution Authorizing the City Manager to Execute Amendment No. 1 to Professional Services Agreement with RMC Water and Environment, of Walnut Creek, for Water Meter Planning, Design, and Program Management (\$1,977,417) and Appropriating Funds (\$2,250,000) (PW)
- Res. D-14 Adopt Resolution Approving Amendments to Improvement Agreement for Public Improvements for Reynolds Ranch Phase II, Offsite Improvements (PW)
- Res. D-15 Adopt Resolution Re-Appropriating Funds for the Energy Efficiency and Conservation Block Grant (EUD)
- Res. D-16 Adopt Resolution Amending the Electric Utility Department (EUD) Rules and Regulations Nos. 1, 13, 15, and 16 to Reconcile Estimated EUD Costs with Actual Costs Upon the Completion of the Project (EUD)
- D-17 Authorize City Clerk to Deny Request for Leave to Present Late Claim, Filed on Behalf of Sandra Kay Oberg, Pursuant to Government Code Section 911.6(a) (CA)

**E. 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.

**F. Comments by the City Council Members on Non-Agenda Items**

**G. Comments by the City Manager on Non-Agenda Items**

**H. Public Hearings**

- Res. H-1 Public Hearing to Consider Resolution Approving Transit Fare Structure Updates (PW)  
H-2 Public Hearing to Consider Unmet Transit Needs in Lodi (PW)
- Res. H-3 Public Hearing to Consider Adoption of Resolution Amending the San Joaquin County Multi-Species Habitat Conservation and Open Space Plan Development Fees for 2011 (CD)

**I. Communications**

- I-1 Post for One Vacancy on the Lodi Improvement Committee (CLK)  
I-2 Monthly Protocol Account Report (CLK)

**J. Regular Calendar**

- J-1 Provide Direction Regarding Request of Lodi Chamber of Commerce for Waiver of Remittance of Business License Taxes Collected at the October 2010 Street Faire (CM)
- Res. J-2 Adopt Resolution Approving Joint Use Agreement Between the Lodi Unified School District and the City of Lodi for Reciprocal Use of Facilities for the Term of July 1, 2010 through June 30, 2020 (PR)
- Res. J-3 Adopt Resolution Authorizing the City Manager to Execute Purchase Order with West Coast Arborists, Inc., for the Phased Removal and Replacement of 39 Raywood Ash Trees on Lower Sacramento Road Between Elm Street and Tejon Street and Appropriating Funds (\$17,275) (PW)
- J-4 Select Project Nominations for San Joaquin Council of Governments' One Voice Trip (CM)
- Res. J-5 Adopt Resolution Approving Job Description, Salary Range, and Reclassification for the Position of Supervising Customer Service Representative (CM)
- Res. J-6 Adopt Resolution Appointing Konradt Bartlam as City Manager and Approving the Related Employment Agreement (CC)
- J-7 Consider Appointment of City Council Members to Fill Vacancies on Northern California Power Agency (CLK)
- J-8 Consider Disbandment of Lodi Budget/Finance Committee (CLK)

**K. Ordinances**

- Ord. (Adopt) K-1 Adopt Ordinance No. 1834 Entitled, "An Ordinance of the Lodi City Council Adopting the '2010 California Building Code,' Volumes 1 and 2; Thereby, Repealing and Re-Enacting Lodi Municipal Code Chapter 15.04 in Its Entirety" (CLK)
- Ord. (Adopt) K-2 Adopt Ordinance No. 1835 Entitled, "An Ordinance of the Lodi City Council Adopting the '2010 California Mechanical Code'; Thereby, Repealing and Re-Enacting Lodi Municipal Code Chapter 15.08 in Its Entirety" (CLK)
- Ord. (Adopt) K-3 Adopt Ordinance No. 1836 Entitled, "An Ordinance of the Lodi City Council Adopting the '2010 California Electrical Code'; Thereby, Repealing and Re-Enacting Lodi Municipal Code Chapter 15.16 in Its Entirety" (CLK)
- Ord. (Adopt) K-4 Adopt Ordinance No. 1837 Entitled, "An Ordinance of the Lodi City Council Adopting the '2010 California Plumbing Code'; Thereby, Repealing and Re-Enacting Lodi Municipal Code Chapter 15.12 in Its Entirety" (CLK)
- Ord. (Adopt) K-5 Adopt Ordinance No. 1838 Entitled, "An Ordinance of the Lodi City Council Amending Title 15 – Buildings and Construction – by Adding Chapter 15.06, Adopting the '2010 California Residential Building Code'" (CLK)

- Ord. K-6 Adopt Ordinance No. 1839 Entitled, "An Ordinance of the Lodi City Council Amending Title 15 – Buildings and Construction – by Adding Chapter 15.18, Adopting the '2010 California Green Building Standard Code'" (CLK)  
(Adopt)
- Ord. K-7 Adopt Ordinance No. 1840 Entitled, "An Ordinance of the Lodi City Council Adopting the '2010 California Fire Code'; Thereby, Repealing and Re-Enacting Lodi Municipal Code Chapter 15.20 in Its Entirety" (CLK)  
(Adopt)
- Ord. K-8 Adopt Ordinance No. 1841 Entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 15 – Buildings and Construction – by Adding Chapter 15.22, 'ATC-20 Safety Assessment Placards,' Used to Denote Conditions Relating to Continued Occupancy of Buildings" (CLK)  
(Adopt)
- Ord. K-9 Adopt Ordinance No. 1842 Entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Chapter 2.44 – Personnel System – by Repealing and Re-Enacting Sections 2.44.070, 'Composition of Board-Vacancies,' and 2.44.100, 'Hearing of Appeals,' Relating to Expanding Board Membership from Three to Five and Making Board Decisions Advisory to the City Manager" (CLK)  
(Adopt)

**L. 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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Randi Johl  
City Clerk

CITY COUNCIL

PHIL KATZAKIAN, Mayor  
SUSAN HITCHCOCK,  
Mayor Pro Tempore  
BOB JOHNSON  
JOANNE MOUNCE  
LARRY HANSEN

# CITY OF LODI

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KONRADT BARTLAM,  
Interim City Manager  
RANDI JOHL, City Clerk  
D. STEPHEN SCHWABAUER  
City Attorney

November 11, 2010

Ms. Anita Brooks  
Hilton Bayfront Hotel  
1 Park Boulevard  
San Diego, California 92101

Via facsimile (619) 564-3344 and Email (anita.brooks@hilton.com)

SUBJECT:    Ralph M. Brown Act – Government Code Notice Posting

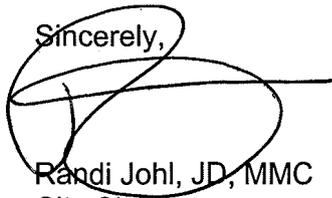
Dear Anita:

Pursuant to our earlier conversation today, attached please find a copy of the Agenda for the November 17, 2010 Lodi City Council meeting. As we discussed, Council Member JoAnne Mounce will be attending this meeting via conference call while she is staying as a guest at your hotel during League Leaders. She will be participating from the lobby area using her cellular phone.

We ask that you please post the attached agenda in a prominent location, preferably the front doors near the lobby area, at least 72 hours prior to the meeting (6:00 p.m. on Sunday, November 14, 2010). The notice can be removed immediately after the meeting. Please note that this requirement is mandated by the California Government Code.

Thank you for your assistance with the same and please feel free to contact me and/or Jennifer Robison in my office if you have any questions regarding the same.

Sincerely,



Randi Johl, JD, MMC  
City Clerk

C:    File