



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: September 7, 2011

Time: Closed Session 5:30 p.m.
Regular Meeting 7:00 p.m.

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/Calls may be offered by any of the various religious and non-religious organizations within and around the City of Lodi. These are voluntary offerings of private citizens, to and for the benefit of the Council. The views or beliefs expressed by the 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 Stephen Schwabauer, City Attorney, and Dean Gualco, Human Resources Manager (Labor Negotiators), Regarding Unrepresented Executive Management, Lodi City Mid-Management Association, Unrepresented Confidential Employees, AFSCME General Services and Maintenance & Operators, International Brotherhood of Electrical Workers, Fire Mid-Managers, and Lodi Professional Firefighters Pursuant to Government Code §54957.6
- b) Conference with Stephen Schwabauer, City Attorney (Labor Negotiator), Regarding Police Mid-Managers, Lodi Police Officers Association, and Lodi Police Dispatchers Association Pursuant to Government Code §54957.6
- c) Government Code Section 54956.9; Actual Litigation; Jeremy Hixson v. City of Lodi and Lodi Unified School District, United States Eastern District Court Case Number 2:10-CV-01128-MCE-GGH

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. Presentations

- B-1 International Literacy Day Proclamation (LIB)
- B-2 Presentation Regarding September 11 Remembrance Ceremony and Community Emergency Preparedness Fair (FD)

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

- C-1 Receive Register of Claims in the Amount of \$8,390,742.35 (FIN)
- C-2 Approve Minutes (CLK)
 - a) August 16, 2011 (Shirtsleeve Session)
 - b) August 17, 2011 (Regular Meeting)
 - c) August 23, 2011 (Shirtsleeve Session)
 - d) August 30, 2011 (Shirtsleeve Session)

- C-3 Approve Request for Proposals and Authorize Advertisement for Contract Services for the Update and Implementation of the Development Code (CD)
- C-4 Approve Request for Proposals and Authorize Advertisement for Contract Services for the Development and Implementation of a Climate Action Plan (CD)
- C-5 Accept Donation of Heating, Cooling, and Dehumidifying Equipment for the Hutchins Street Square Pool and Designate General Fund Capital (\$25,000) for Equipment Modifications and Facility Maintenance (PW)
- Res. C-6 Adopt Resolution Standardizing GFI Genfare Fare Box, Authorizing the City Manager to Execute Purchase Order for Four Fare Boxes with GFI Genfare, of Elk Grove Village, IL (\$80,520), and Appropriating Funds (\$4,800) (PW)
- Res. C-7 Adopt Resolution Authorizing the City Manager to Execute Purchase Order for Four 32-Foot Transit Vehicles with El Dorado Bus Sales, of Hayward (\$1,874,100), and Appropriating Funds (\$1,940,000) (PW)
- Res. C-8 Adopt Resolution Approving the Purchase of Padmount Transformers from HEES Enterprises, Inc., of Astoria, OR, and Howard Industries Inc., of Laurel, MS (\$44,513.69) (EUD)
- Res. C-9 Adopt Resolution Approving the Purchase of Polemount Transformers from HEES Enterprises, Inc., of Astoria, OR, and Howard Industries Inc., of Laurel, MS (\$49,877.48) (EUD)
- C-10 Accept Improvements Under Contract for the Residential Water Meter Installation Project (PW)
- C-11 Accept Improvements Under Contract for 2011 Streets Crack Sealing Project (PW)
- Res. C-12 Adopt Resolution Accepting Improvements for Reynolds Ranch Phase 2A On-Site Improvements and Wastewater Trunk Line (PW)
- Res. C-13 Adopt Resolution Authorizing the City Manager to Execute Contract for Elm Street Asphalt Concrete Overlay Project, Hutchins Street to Church Street, with Biondi Paving, Inc., of Sacramento (\$129,977); Appropriating Funds (\$160,000); and Amending Traffic Resolution No. 97-148 by Designating Parking for Physically Handicapped Persons at 215 West Elm Street (PW)
- Res. C-14 Adopt Resolution Authorizing the City Manager to Submit Application to the U.S. Department of Housing and Urban Development for the 2011 Community Challenge Planning Grant and Execute the Agreement, any Amendments Thereto, and Any Related Documents Necessary to Participate in the Program (CD)
- Res. C-15 Adopt Resolution Amending Traffic Resolution No. 97-148 by Approving a 35-Miles-Per-Hour Speed Limit on Reynolds Ranch Parkway from Highway 99 Frontage Road to Harney Lane (PW)
- Res. C-16 Rescind Resolutions 2008-166, 2010-99, 2011-41, 2011-77, and 2011-120 and Adopt Resolution Authorizing the Issuance of Procurement Cards to Specified Positions (CM)
- C-17 Approve Waiver of Conflict of Interest for Meyers Nave's Representation of Northern California Power Agency (CA)
- C-18 Set Public Hearing for October 5, 2011, to Consider Amending Lodi Municipal Code Chapter 16.40 – Reimbursements for Construction – by Repealing and Reenacting Section 16.40.050, "Reimbursement Agreements," in Its Entirety (PW)

D. 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.

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

F. Comments by the City Manager on Non-Agenda Items

G. Public Hearings

- Res. G-1 Public Hearing to Consider and Approve the 2010/11 Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report; a Separation Agreement with San Joaquin County; and an Amendment of the 2011/12 Action Plan to Accommodate the Reallocation of Unused CDBG Funds from the 2010/11 Program Year and Transferred CDBG Funds from San Joaquin County Through the Separation Agreement (CD)

H. Communications

- H-1 Re-Post for Vacancies on the Personnel Board of Review (CLK)
H-2 Appointments to the Greater Lodi Area Youth Commission ~ Student Appointees (CLK)

I. Regular Calendar – None

J. Ordinances

- Ord. J-1 Adopt Ordinance No. 1847 Entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.20 – Electrical Service – by Repealing and Reenacting Section 13.20.175, 'Schedule ECA – Energy Cost Adjustment'" (CLK)
(Adopt)
- Ord. J-2 Adopt Ordinance No. 1848 Entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.20 – Electrical Service – by Repealing and Reenacting Section 13.20.200, 'Schedule ED – Residential SHARE Program Service'" (CLK)
(Adopt)
- Ord. J-3 Adopt Ordinance No. 1849 Entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 2 – Administration and Personnel – Chapter 2.12, 'City Manager,' by Repealing and Reenacting Section 2.12.060(T) Relating to Contract Authority of the City Manager; and Further Amending Lodi Municipal Code Title 3 – Revenue and Finance – by Repealing and Reenacting Chapter 3.20 in Its Entirety Relating to the Purchasing System" (CLK)
(Adopt)
- Ord. J-4 Adopt Ordinance No. 1850 Entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Title 13 – Public Services – by Repealing and Reenacting Section 13.12.460(L); and Further Repealing and Reenacting Section 13.12.565 Relating to Sewer Service" (CLK)
(Adopt)
- Ord. J-5 Adopt Ordinance No. 1851 Entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Chapter 2.44 – Personnel System – by Repealing and Reenacting Section 2.44.090, 'Qualifications of Members,' Relating to an Applicant's Voter Registration" (CLK)
(Adopt)

K. 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