



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: December 19, 2012
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

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) Government Code Section 54956.9(a); Actual Litigation; Ross Dress for Less v. City of Lodi; Alameda Superior Court Case Number RG12629154; Regarding Alleged Utility Overcharges
- b) Prospective Sale of Agricultural Easement on Property Located at the White Slough Water Pollution Control Facility, 12751 North Thornton Road, Lodi, California (40 Acres within the Following APNs: 055-150-15; 055-130-04 and 13; 055-120-03 and 08; and 055-190-01); the Negotiating Parties are City of Lodi and Wal-Mart; 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. Presentations

- B-1 Presentation of Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting (CM)

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

- C-1 Receive Register of Claims in the Amount of \$1,363,469.87 (FIN)
- C-2 Approve Minutes (CLK)
 - a) December 4 and 11, 2012 (Shirtsleeve Sessions)
 - b) December 5, 2012 (Regular Meeting)
 - c) December 10, 2012 (Special Joint Meeting w/Various Boards and Commissions)
- C-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Mills Avenue Asphalt Concrete Overlay Project (Incline Drive to Kettleman Lane) (PW)
- C-4 Approve Plans and Specifications and Authorize Advertisement for Bids for Municipal Service Center Transit Vehicle Maintenance Facility Security Wall and Solar Power Phase 2 and Lodi Station Lighting Improvement Projects (PW)

- Res. C-5 Approve Plans and Specifications and Authorize Advertisement for Bids for City Hall Annex Phase 1 Interior Demolition and Abatement Project and Adopt Resolution Authorizing the City Manager to Execute Change Order No. 1 to the Professional Services Agreement with WMB Architects (\$34,638) (PW)
- Res. C-6 Adopt Resolution Authorizing the City Manager to Execute Contract Change Order No. 1 to the Professional Services Agreement with Itron, of Liberty Lake, WA, for Fixed Network Systems (\$53,700) and Appropriating Funds (\$85,000) (PW)
- Res. C-7 Adopt Resolution Approving the Purchase of Solids Thickener Equipment for White Slough Water Pollution Control Facility from Tenco-Hydro, Inc., of Brookfield, Illinois (\$193,000) (PW)
- Res. C-8 Adopt Resolution Awarding the Purchase of a Fire Skid Pump Unit Replacement on Squad 2071 to Burton's Fire, Inc., of Modesto (\$23,772.38) (FD)
- Res. C-9 Adopt Resolution Authorizing the City Manager to Execute Contract Change Order with C. Overaa & Company, of Richmond, for Storm and Waste Water Pump Station SCADA Integration Under the Surface Water Treatment Facility Project Contract (\$450,000) (PW)
- Res. C-10 Adopt Resolution Authorizing the City Manager to Execute Professional Services Agreement with Garland/DBS, Inc., of Cleveland, Ohio, for the City Hall Carport and Jail Roof Replacement Project (\$108,707) (PW)
- Res. C-11 Adopt Resolution Authorizing the City Manager to Execute Service Maintenance Agreement with Sungard Public Sector, Inc., of Lake Mary, Florida (\$133,376.82) (PD)
- Res. C-12 Adopt Resolution Authorizing the City Manager to Execute Agreement with Board of State and Community Corrections Accepting the California Gang Reduction, Intervention, and Prevention Program Grant (\$304,916) and Appropriating Funds (\$85,346) (PD)
- Res. C-13 Adopt Resolution Authorizing the City Manager to Execute a Purchase Agreement with GFLIP III, Limited Partnership, L.P., a California Limited Partnership, for Property Located at 16 and 40 South Cherokee Lane, Lodi, California, and Appropriating Funds (\$440,000) (CM)
- Res. C-14 Adopt Resolution Authorizing the City Manager to Execute a Funding Agreement with the Department of Boating and Waterways (PRCS)
- Res. C-15 Adopt Resolution Authorizing the City Manager to Extend the Term of the Contract with SAIC Energy, Environment & Infrastructure, LLC, of Hendersonville, Tennessee, for an Electric System Arc Flash Study (EUD)
- Res. C-16 Adopt Resolution Establishing the City of Lodi Renewable Energy Resources Procurement Plan (EUD)
- Res. C-17 Adopt Resolution Setting City of Lodi Electric Utility's Energy Efficiency Program Ten-Year Target (EUD)
- Res. C-18 Adopt Resolution Authorizing the City Manager to Submit an Application to Participate in the Energy Conservation Assistance Act, a Low-Interest Loan Program Sponsored by the California Energy Commission (EUD)
- Res. C-19 Adopt Resolution Authorizing the City Manager to Allocate Additional Funds to the Lodi Energy Efficiency Financing Program (\$500,000) (EUD)
- Res. C-20 Adopt Resolution Amending the Guidelines for the Lodi Animal Advisory Commission (PD)
- C-21 Authorize Amendment to the Public Works Position Control Roster to Replace Senior Engineering Technician with Assistant Engineer Position (PW)
- C-22 Authorize the Mayor, on Behalf of the City Council, to Send a Letter of Support for Preserving Tax-Exempt Financing for Local Government (CLK)
- C-23 Set Public Hearing for February 6, 2013, to Consider the Certification of the Final Negative Declaration and Adoption of the Lodi Land Use Development Code and Draft Zoning Map (CD)

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.

Public comment may only be made on matters within the Lodi City Council's jurisdiction (Government Code Section 54954.3, Lodi City Council Protocol Manual Section 6.3). The Council cannot take action or deliberate on items that are not on this agenda unless there is an emergency and the need to take action on that emergency arose after this agenda was posted (Government Code Section 54954.2(b)(2)). All other items may only be referred for review to staff or placement on a future 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 Adopting Resolution Setting Pre-Approved Engineering News Record Adjustment Index for Usage-Based and Flat Water Rates (PW)

Ord. G-2 Public Hearing to Consider Adopting Urgency Ordinance to Extend Interim Ordinance No. 1867, (Adopt Urg. Ord.) Which Established a Moratorium on 1) the Outdoor Cultivation of Medical Marijuana within the City of Lodi and 2) the Indoor Cultivation of Medical Marijuana that Creates a Public Nuisance (CA)

H. Communications – None

I. Regular Calendar

I-1 Review of City's Annual Financial Report (Fiscal Year 2011/12) by Macias, Gini & O'Connell, LLP (CM)

I-2 Consider Lease Agreement with Lodi Memorial Hospital for Operation of Adult Day Care Program and the Camp Hutchins Children's Day Care Program at Hutchins Street Square (PRCS)

J. Ordinances – None

K. Reorganization of the Following Agency Meetings:

Res. K-1 Lodi Public Improvement Corporation

Res. K-2 Industrial Development Authority

Res. K-3 Lodi Financing Corporation

Res. K-4 City of Lodi Redevelopment Agency

Res. K-5 Lodi Public Financing Authority

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.

Randi Johl
City Clerk