



# CITY OF LODI

# COUNCIL COMMUNICATION

**AGENDA TITLE:** Introduce Amendment to Traffic Ordinance Section 10.44.160 Regarding Designation of Bus Stops and Stands, and Amend Traffic Resolution 97-148 to Delete Various School Bus Stops

**MEETING DATE:** November 5, 1997

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** That the City Council introduce an amendment to Traffic Ordinance Section 10.44.160, Exhibit A, authorizing the Public Works Director to establish school bus stops and amend Traffic Resolution 97-148 to delete various school bus stops, as shown on Exhibit B.

**BACKGROUND INFORMATION:** The requested Council action is to clarify the Traffic Ordinance pertaining to establishment of school bus stops.

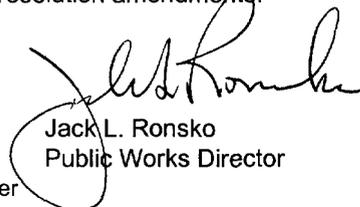
When the entire Traffic Ordinance was approved by the City Council in June 1987, it was the intent of staff to have the Public Works Director establish all the bus stops and stands. In reviewing the current Ordinance with the City Attorney's office, it was recommended the Traffic Ordinance be amended to specifically include school bus stops. Since the language implies the authority only extends to public carriers, the amendment to the Traffic Ordinance will allow City staff to install school bus stops without City Council approval as we have been doing. In doing so, bus stops can be installed quickly if all parties are in favor of the bus stop. However, any controversial stops would be reviewed and approved by City Council, as is current practice. For example, when staff installed bus stops for the GrapeLine system, even though the Public Works Director had the authority to install these stops, this item was brought to City Council for approval. Similarly, if there was any objection to a school bus stop, staff would bring this item before Council. If City Council approves this amendment to the Traffic Ordinance, it is also recommended to delete the school bus stops shown in the Traffic Resolution.

There are four school bus stops that are in the Traffic Resolution. All these stops have time restrictions that establishes the bus stop only during certain hours on school days. If it is the City Council's intent for the Public Works Director to establish school bus stops, it is not necessary to have the bus stops in the Traffic Resolution. Staff recommends City Council approve removal of the four bus stops in the Traffic Resolution, as shown in Exhibit B. Three of the four bus stops will remain and one that is located on Lockeford Street will be removed. Recently, Public Works Department staff removed the Lockeford Street school bus stop at Washington School. The school principal requested the removal since the bus-loading zone was relocated on-site in the new school parking lot area. The removal was paid for by Lodi Unified School District.

**RECOMMENDATION:** Staff recommends that the City Council introduce the amendment to Traffic Ordinance Section 10.44.160 authorizing the Public Works Director to establish school bus stops, and amend Traffic Resolution 97-148 to delete various school bus stops.

If for some reason City Council does not approve the modifications to the Traffic Ordinance and Resolution, staff recommends City Council approve the removal of the school bus stop on Lockeford Street at Washington School.

**FUNDING:** No funding required for ordinance and resolution amendments.



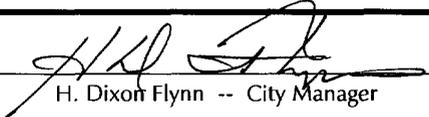
Jack L. Ronsko  
Public Works Director

Prepared by Paula J. Fernandez, Associate Traffic Engineer

Attachments

cc: City Attorney  
Associate Traffic Engineer

APPROVED: \_\_\_\_\_



H. Dixon Flynn -- City Manager

**10.44.160 Public Works Director to designate public carrier and *school bus* stops and stands.**

The Public Works Director is authorized to establish bus stops, bus stands, taxicabs stands, *school bus stops* and stands for other passenger common-carrier motor vehicles on such streets, *and time restrictions for those stops and stands*, in such places, and in such number as the Public Works Director shall determine to be of the greatest benefit and convenience to the public, and every such bus stop, bus stand, taxicab stand, or other stand shall be designated by appropriate official traffic control devices. (Vehicle Code 21458, 22500 et seq.) (Ord. 1402 1 (part), 1987)

Resolution No. 97-148

**TRAFFIC RESOLUTION**

**Section 3 - Street Parking Restrictions**

Part C.

5. No parking from 7:00 a.m. to 4:00 p.m. on school days only, buses excepted:  
Lockeford Street (north side) from 260 feet west of Crescent Avenue to 413 feet west of Crescent Avenue

6. No parking from 6:30 a.m. to 4:30 p.m. on school days only:  
Pacific Avenue (west side) from Elm Street to 400 feet south of Elm Street, buses excepted

Pacific Avenue (east side) from Elm Street to 70 feet south of Elm Street and from Oak Street to 556 feet south of Oak Street

Scarborough Drive (west side) from 335 feet north of Wimbledon Drive to 515 feet north of Wimbledon Drive, buses excepted

7. No parking from 3:00 a.m. to 7:00 a.m., every day:  
Oak Street from Sacramento Street to SPRR  
Walnut Street from Sacramento Street to SPRR

8. No parking from 8:00 a.m. to 4:00 p.m. on school days only:  
Walnut Street (south side) from Rose Street to California Street  
Rose Street (east side) from Walnut Street to 68.5 feet south of Walnut Street

9. No parking from 7:00 a.m. to 6:00 p.m., holidays excepted:  
Ham Lane (west side) from 75 feet north of Lodi Avenue to 135 feet north of Lodi Avenue

10. No parking from 8:00 a.m. to 4:00 p.m., school days only, buses excepted:  
Eden Street (north side) from Garfield Street to 165 feet east of Garfield Street

ORDINANCE NO. 1653

AN ORDINANCE OF THE LODI CITY COUNCIL  
AMENDING LODI MUNICIPAL CODE CHAPTER 10.44,  
SECTION 10.44.160 RELATING TO THE PUBLIC  
WORKS DIRECTOR DESIGNATING PUBLIC CARRIER  
AND SCHOOL BUS STOPS AND STANDS

=====

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

Section 1. Lodi Municipal Code Chapter 10.44 Stopping, Standing or Parking, Section 10.44.160 - is hereby amended to read as follows:

The Public Works Director is authorized to establish bus stops, bus stands, taxicabs stands, school bus stops and stands for other passenger common-carrier motor vehicles on such streets, and time restrictions for those stops and stands, in such places, and in such number as the Public Works Director shall determine to be of the greatest benefit and convenience to the public, and every such bus stop, bus stand, taxicab stand, or other stand shall be designated by appropriate official traffic control devices.

Section 2. - No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

Section 3. - Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

Section 4. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

Section 5. This ordinance shall be published one time in the "Lodi News Sentinel", a daily newspaper of general circulation printed and published in the City of Lodi and shall be in force and take effect thirty days from and after its passage and approval.

Approved this \_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
PHILLIP A. PENNINO  
Mayor

Attest:

ALICE M. REIMCHE  
City Clerk

State of California  
County of San Joaquin, ss.

I, Alice M. Reimche, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1653 was introduced at a regular meeting of the City Council of the City of Lodi held November 5, 1997 and was thereafter passed, adopted and ordered to print at a regular meeting of said Council held \_\_\_\_\_, 1997 by the following vote:

Ayes: Council Members -

Noes: Council Members -

Absent: Council Members -

Abstain: Council Members -

I further certify that Ordinance No. 1653 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

ALICE M. REIMCHE  
City Clerk

Approved as to Form:

RANDALL A. HAYS  
City Attorney

RESOLUTION NO. 97-188

A RESOLUTION OF THE LODI CITY COUNCIL  
DELETING VARIOUS SCHOOL BUS STOPS, AND  
THEREBY AMENDING TRAFFIC RESOLUTION NO.  
97-148

=====

BE IT RESOLVED, that the City Council of the City of Lodi does hereby delete various school bus stops as shown on Exhibit A attached and made a part of this resolution; and

FURTHER RESOLVED, that City of Lodi Traffic Resolution No. 97-148, Section 3(C) "Street Parking Restrictions" is hereby amended by deleting various school bus stops as shown on Exhibit A.

BE IT FURTHER RESOLVED, that this Resolution shall become effective on the date that Ordinance No. 1653 becomes effective.

Dated: November 5, 1997

=====

I hereby certify that Resolution No. 97-188 was passed and adopted by the City Council of the City of Lodi in a regular meeting held November 5, 1997, by the following vote:

- AYES: COUNCIL MEMBERS – Land, Mann, Sieglock, Warner and Pennino (Mayor)
- NOES: COUNCIL MEMBERS - None
- ABSENT: COUNCIL MEMBERS - None
- ABSTAIN: COUNCIL MEMBERS - None

  
ALICE M. REIMCHE  
City Clerk

RESOLUTION NO. 97-189

AMENDMENT TO TRAFFIC RESOLUTION NO. 97-148

Section 3 - Street Parking Restrictions

Part C.

5. No parking from 7:00 a.m. to 4:00 p.m. on school days only, buses excepted:  
Lockeford Street (north side) from 260 feet west of Crescent Avenue to 413 feet west of Crescent Avenue.

6. No parking from 6:30 a.m. to 4:30 p.m. on school days only:  
Pacific Avenue (west side) from Elm Street to 400 feet south of Elm Street, buses excepted.

Pacific Avenue (east side) from Elm Street to 70 feet south of Elm Street and from Oak Street to 556 feet south of Oak Street

Scarborough Drive (west side) from 335 feet north of Wimbledon Drive to 515 feet north of Wimbledon Drive, buses excepted.

7. No parking from 3:00 a.m. to 7:00 a.m., every day:  
Oak Street from Sacramento Street to SPRR  
Walnut Street from Sacramento Street to SPRR
8. No parking from 8:00 a.m. to 4:00 p.m. on school days only:  
Walnut Street (south side) from Rose Street to California Street  
Rose Street (east side) from Walnut Street to 68.5 feet south of Walnut Street
9. No parking from 7:00 a.m. to 6:00 p.m., holidays excepted:  
Ham Lane (west side) from 75 feet north of Lodi Avenue to 135 feet north of Lodi Avenue

10. No parking from 8:00 a.m. to 4:00 p.m., school days only, buses excepted:  
Eden Street (north side) from Garfield Street to 165 feet east of Garfield Street.