

COUNCIL COMMUNICATION

TO: THE CITY COUNCIL
FROM: THE CITY MANAGER'S OFFICE

COUNCIL MEETING DATE
NOVEMBER 15, 1989

SUBJECT: DELIVERY OF UNCLAIMED TOYS AND BICYCLES FOR "THE MAYOR'S ANNUAL HOLIDAY CHILD SHARE PROGRAM".

PREPARED BY: City Attorney

RECOMMENDED ACTION: Council consideration of authorizing the delivery of unclaimed bicycles and toys to the Lodi Service Center and Saltation Army Service Extension Committee for The Mayor's Annual Holiday Child Share Program.

DISCUSSION: Last year, the Lodi Service Center, working in conjunction with the U. S. Marine Corps "Toys For Tots" campaign requested and received all unclaimed bicycles and toys held by the Lodi Police Department, in lieu of selling them at auction. These items were then distributed to underprivileged children.

However, due to lack of staffing, the Marine Corps is not involved this year in that activity. Instead, the Lodi Service Center is working in conjunction with Robert Friedberger of the Lodi Salvation Army Service Extension Committee, to accomplish the same goals. A letter from Margaret Velasquet, of the Lodi Service Center, is attached. The program will be known as "The Mayor's Annual Holiday Child Share Program".

If the Council deems it appropriate, I believe Welfare and Institut ons Code §217 can be utilized to authorize delivery of the toys and bicycles to these organizations for distribution.

Should the Council choose to do so, the ordinance authorizing the delivery should probably be made on an urgency basis in order to allow the de ivery of the toys in time for Christmas.

Respectfully submitted,



BOB McNATT
City Attorney

BM:vc

attachment

CCBIKES/TXTA.01V

**ADVISORY
COMMITTEE**

Harry Fredericks
Julian Bava
Mary L. Godfrey
Harry Bowman
Dr. Wayne Kildall
Enriqueta Luna
Susan De La Cruz

LODI SERVICE CENTER

860 East Pine St.
Lodi, Ca. 95240
PHONE: 369-7772

**COMMUNITY SERVICE
ASSISTANT**
Margaret Velasquez

OCTOBER 10, 1969

CITY OF LODI
CARE BOX 3006
LODI, CA. 95240

DEAR MRS. RETHICHE,

I AM WRITING THIS LETTER TO REQUEST YOUR ASSISTANCE IN OBTAINING SOME OF THE UNCLAIMED BICYCLES ACCUMULATED BY THE POLICE DEPARTMENT, AS WE WERE ABLE TO DO LAST YEAR.

THESE BICYCLES REPRESENT A VERY SUBSTANTIAL GIFT TO THE UNDERPRIVILEGED YOUTHS OF OUR LODI COMMUNITY.

WE WOULD LIKE TO REQUEST THAT THESE BICYCLES BE MADE AVAILABLE AS SOON AS POSSIBLE IN ORDER THAT WE MIGHT REFURBISH THEM IN TIME FOR OUR CHRISTMAS BASKET GIVEAWAY.

I FURTHER WISH TO INFORM YOU THAT THE MARINES ARE NO LONGER GOING TO HANDLE THE TOYS FOR TOTS DUE TO LACK OF STAFF. HOWEVER THAT FUNCTION WILL BE PERFORMED BY THE LODI SERVICE CENTER IN COOPERATION WITH ROBERT FRIEDBERGER OF THE LODI SALVATION ARMY SERVICE EXTENSION COMMITTEE.

IN BEHALF OF THE LODI SERVICE CENTER ADVISORY BOARD, WE WISH YOU A HEARTFELT THANKS FOR ANY ASSISTANCE YOU CAN PROVIDE FOR THE UNDERPRIVILEGED CHILDREN OF THE COMMUNITY.

IF YOU NEED MORE INFORMATION PLEASE PHONE 369-7772.

THANK YOU.

SINCERELY YOURS.

Margaret Velasquez
MARGARET VELASQUEZ

ORDINANCE NO. 1471

AN URGENT ORDINANCE OF THE LODI CITY COUNCIL
AUTHORIZING DELIVERY OF UNCLAIMED BICYCLES AND TOYS
FOR THE MAYOR'S ANNUAL HOLIDAY CHILD SHARE PROGRAM

WHEREAS, the City Council is authorized, pursuant to Welfare and Institutions Code § 217, to direct the Lodi Police Department to turn over to a nonprofit organization, certain unclaimed bicycles and toys in its possession; and

WHEREAS, the Lodi Service Center, working in conjunction with the Lodi Salvation Army Service Extension Committee, has requested that unclaimed bicycles and toys held by the Lodi Police Department for more than sixty days be turned over for distribution during the Christmas season; and

WHEREAS, this program shall be known as "The Mayor's Annual Holiday Child Share Program";

NOW, THEREFORE, BE IT ORDAINED:

SECTION 1. The Council hereby finds and declares as follows:

- A. The Lodi Service Center and the Lodi Salvation Army Service Extension Committee are nonprofit organizations, exempt from income taxation under Federal and State law;

- B. Both may participate in programs or activities designed to prevent juvenile delinquency;
- C. The program or activity for which such bicycles and toys are delivered is designed to prevent juvenile delinquency.

SECTION 2.

The Lodi Police Department is directed to turn over to the Lodi Service Center and Lodi Salvation Army Service Extension Committee for the Mayor's Annual Holiday Child Share Program, all bicycles and toys presently in its possession which have been unclaimed for more than sixty days.

~~SECTION 3.~~ All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 4. The public health, safety or welfare require that this ordinance be adopted as an urgency measure.

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 immediately.

Approved this 15th day of November

John R Snider

JOHN R. SNIDER
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. 1471 was adopted as an urgency ordinance at a regular meeting of the City Council of the City of Lodi held November 15, 1989, and was thereafter passed, adopted and ordered to print by the following vote:

Ayes :	Council Members - Hinchman, Olson, Pinkerton, Reid and Snider (Mayor)
Noes :	Council Members - None
Absent:	Council Members - None
Abstain:	Council Members - None

I further certify that Ordinance No. 1471 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
ALICE M. REIMCHE
City Clerk

Approved as to Form

Bobby W. McNatt
BOBBY W. McNATT
City Attorney