

CITY COUNCIL MEETING
DECEMBER 5, 1984

CC60 pg 324

COMMENTS RE
CIDFAC APPROVAL
OF DART CONTAIN-
ER CORPORATION
IDA APPLICATION
AND TEAM EFFORT
THAT WENT INTO
PROJECT

Mayor Pro Tempore Hinchman commented about the members of the Council and Staff who had recently attended the CIDFAC Hearing in Sacramento regarding the IDA Application for Dart Container Corporation the team effort that went into the application and the approval of the application.

CITY COUNCIL

JOHN R. (Randy) SNIDER, Mayor
DAVID M. HINCHMAN
Mayor Pro Tempore
EVELYN M. OLSON
JAMES W. PINKERTON, Jr.
FRED M. REID

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
POST OFFICE BOX 320
LODI, CALIFORNIA 95241
(209) 334-5634

HENRY A. GLAVES, Jr.
City Manager

ALICE M. REIMCHE
City Clerk

RONALD M. STEIN
City Attorney

January 8, 1985

Mr. Terry Piazza
c/o Baumbach and Piazza
Consulting Engineers
323 West Elm Street
Lodi, CA 95240

Dear Terry:

RE: Tentative Parcel Map - TERESI/Dart Container Corporation
File No. M-84-18

At its Special Session of Monday, January 7, 1985, the Lodi City Planning Commission approved your request on behalf of John Teresi and Dart Container Corporation for a Tentative Parcel Map to divide the property at 1400 Victor Road (APN 049-040-23) into two parts with Parcel "A" containing 15.85 acres and Parcel "B" containing 29.26 acres in an area zoned M-2, Heavy Industrial.

The Planning Commission's approval is subject to the following conditions:

1. That public utility easements as required by the various utility companies and the City of Lodi be dedicated;
2. That the developer pay all appropriate fees in effect at time of issuance of Building Permit and enter into all applicable agreements;
3. That existing wells and septic tanks be abandoned in conformance with City requirements at the time of development;
4. That all necessary street right-of-way be dedicated;

At the City Council meeting of Wednesday, January 2, 1985, the following actions, concerning this project, were taken:

1. That the improvement of Myrtle Street can be delayed until such time as the City calls for its development; and

Mr. Terry Piazza
c/o Baumbach and Piazza
January 8, 1985
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2. That the Public Works Director may sign the Final Parcel Map with Myrtle Street aligned as as shown.

The Public Works Department will be forwarding the necessary agreements concerning the Myrtle Street development to the appropriate parties.

Sincerely,

JAMES B. SCHROEDER
Community Development Director

cc: John Teresi
Roy Johnson, Dart Container Corp.
Ted Heil, Schaffer, Suess and Boyd
Public Works Director
City Clerk

CITY COUNCIL MEETING
DECEMBER 5, 1984

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RES. NO. 84-187

Following introduction of the matter by Staff, Council, on motion of Mayor Snider, Hinchman second, adopted Resolution No. 84-187 - Resolution acknowledging Administrative Public Hearing re Proposed Issuance by Industrial Development Authority of Industrial Revenue Bonds for purpose of assisting in Financing of Dart Container Corporation Facility by a unanimous vote.

CITY COUNCIL

JOHN R. (Randy) SNIDER, Mayor
DAVID M HINCHMAN
Mayor Pro Tempore
EVELYN M. OLSON
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City Manager

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RONALD M. STEIN
City Attorney

December 12, 1984

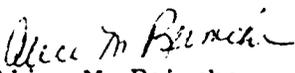
Mary A. Collins
Attorney at Law
Orrick, Herrington & Sutcliffe
600 Montgomery Street
San Francisco, CA 94111

Dear Ms. Collins:

Pursuant to your December 3, 1984 letter, enclosed herewith please find a certified copy of Resolution No. 84-187 - A Resolution Approving a Project for Dart Container Corporation of California which was adopted by the Lodi City Council at its regular meeting of December 5, 1984.

Please do not hesitate to call, should you have any questions.

Very truly yours,


Alice M. Reimche
City Clerk

AMR:jj

CITY COUNCIL OF THE CITY OF LODI

RESOLUTION NO. 84-187

A RESOLUTION APPROVING A PROJECT FOR
DART CONTAINER CORPORATION OF CALIFORNIA

WHEREAS the Industrial Development Authority of the City of Lodi (the "Authority") has accepted and filed with this City Council an application from Dart Container Corporation of California (the "Applicant") requesting that the Authority issue its revenue bonds pursuant to the California Industrial Development Financing Act, being Title 10 of the California Government Code, as supplemented and amended (the "Act"), to finance the acquisition and construction of certain facilities (the "Project") to be used by the Applicant; and

WHEREAS this City Council has heretofore considered the information contained in the aforesaid application and has approved the Project in accordance with the terms of the Act; and

WHEREAS in order to comply with the public hearing requirements of Section 103(k) of the Internal Revenue Code of 1954, as amended, the City Council heretofore designated Henry A. Graves City Manager of the City, to hold a public hearing on behalf of the Council with respect to the proposed issuance of the Bonds, which hearing was held on November 28 at 11:00 a.m. in the City Council Chambers pursuant to

published notice, a copy of which notice and the minutes of said hearing are on file with the City Clerk;

NOW, THEREFORE, the City Council of the City of Lodi do[es] resolve as follows:

Section 1. The City Council hereby approves the Project, subject to fulfillment of all requirements under the Act, and approves the issuance of revenue bonds of the Authority to finance costs of the Project, which bonds and the interest thereon shall be paid from revenues received by the Authority from the Applicant pursuant to a financing agreement with respect to the Project to be entered into between the Authority and the Applicant.

Section 2. The Clerk or a Deputy Clerk is hereby directed to certify and deliver this Resolution to the Authority.

Section 3. This Resolution shall take effect immediately upon its passage.

The foregoing Resolution was passed and adopted by
the City Council of the City of Lodi on December 5, 1984,
by the following vote:

AYES: Hinchman, Pinkerton, Reid, Olson, and Snider (Mayor

NAYS: None

ABSENT: None

John R. Snider
Mayor

ATTEST:

Alci M. Bunch
City Clerk

CLERK'S CERTIFICATE

I, the undersigned, the City Clerk of the City of Lodi, hereby certify that the foregoing is a full, true and correct copy of a resolution duly introduced and adopted at a special meeting of the City Council of the City of Lodi duly and regularly held on the 5th day of December, 1984, of which meeting all of the members of said City Council had due notice and at which a majority thereof were present; and that said resolution was adopted by the following vote:

AYES: Hinchman, Pinkerton, Olson, Reid, and Snider (Mayor)

NOES: None

ABSENT: None

I further certify that I have carefully compared the same with the original minutes of said meeting on file and of record in my office; that said resolution is a full, true and correct copy of the original resolution so adopted and entered in said minutes; and that said resolution has not been amended, modified or rescinded since the date of its adoption and is now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Lodi this 5th day of December, 1984.

Alice M. Bunchi
City Clerk

[SEAL]

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150 EAST 58TH STREET
TELEPHONE (212) 308-6006

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1520 CAPITOL MALL
TELEPHONE (916) 447-7752

ALICE M. REIMCHE
CITY CLERK
CITY OF LODI
55 ALMADEN BOULEVARD
TELEPHONE (408) 298-8800

December 3, 1984

Ms. Alice Reimche
City Clerk
City of Lodi
City Hall
221 West Pine Street
Lodi, CA 95241

Re: Industrial Development Authority of the
City of Lodi Industrial Revenue Bonds
(Dart Container Corporation of California
Project)

Dear Alice:

Pursuant to your request, I am forwarding to you a copy of the Resolution of City Council of the City of Lodi recognizing the holding of the TEFRA hearing with respect to the Dart project. This is the final action that the City Council has to take with respect to the project. The Industrial Development Authority will have to adopt the final bond resolution when the documents are in substantially final form.

If you have any questions or comments, please feel free to contact me.

Very truly yours,



Mary A. Collins

MAC/bdb
encl.
cc/w encl.: Robert P. Feyer
Jerry Krueger