

*CO 74*  
*10-11-83*  
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CITY COUNCIL MEETING

DECEMBER 7, 1983

AGREEMENT WITH  
S.J. COUNTY FOR  
MAINTENANCE OF  
COURT FACILITY  
AMENDED

RES. NO. 83-145

Following introduction of the matter by City Manager Glaves, Council, on motion of Council Member Pinkerton, Reid second, adopted Resolution No. 83-145 authorizing the modification of the Agreement with San Joaquin County for the maintenance of the Court facility (which would allow the payment to be based on the previous fiscal years actual cost - not a combination of actual and projected costs as is presently the requirement) and authorized the Mayor and City Clerk to execute the agreement on behalf of the City.

Council was reminded that Council authorized Staff to work out an arrangement to allow San Joaquin County to tie into our new telephone equipment. Staff has made all of the necessary arrangements to do this.

The County will use 23 of the 400 available line capacity of the new equipment. For this, they will pay the City \$2,377.11, plus the cost of their own telephone instruments, installation and related costs.

AGREEMENT WITH  
S.J. CO. FOR  
MAINTENANCE OF  
COURT FACILITY  
AMENDED (CONT'D)

Inasmuch as the contract for the equipment is between the City and CONTEL, it will be necessary to expand our contract by \$14,599.72 which will be returned to us by the County, plus the \$2,377.11 as a cost of the switching equipment.

# COUNCIL COMMUNICATION

TO: THE CITY COUNCIL

DATE

NO.

FROM: THE CITY MANAGER'S OFFICE

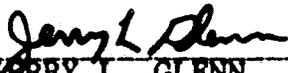
DECEMBER 2, 1983

SUBJECT:

MAINTENANCE OF COURT FACILITIES

The County has suggested a modification to our present Agreement for maintenance of the Court facilities. The method proposed certainly will cut down on the administrative workload of determining costs.

Council is respectfully requested to authorize the Mayor to enter into the amended Agreement, previously approved by the San Joaquin County Board of Supervisors.

  
JERRY L. GLENN  
Assistant City Manager

JLG:vc

**CITY COUNCIL**

**EVELYN M. OLSON, Mayor**  
**JOHN R. (Randy) SNIDER**  
Mayor Pro Tempore  
**ROBERT C. MURPHY**  
**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

December 9, 1983

Mr. David D. Rowlands, Jr.  
County Administrator  
County of San Joaquin  
Courthouse, Room 707  
222 East Weber Avenue  
Stockton, CA 95202

Re: Amended Agreement, Lodi Public Safety Court Building

Dear Mr. Rowlands:

Enclosed herewith, please find fully executed copy of the above referenced agreement which was approved by the Lodi City Council at its regular meeting of December 7, 1983 and a certified copy of the authorizing Resolution No. 83-145.

Very truly yours,

Alice M. Reimche  
City Clerk

AMR:jj  
Enc.

RESOLUTION NO. 83-145

RESOLUTION APPROVING AMENDED AGREEMENT FOR THE  
LODI PUBLIC SAFETY COURT BUILDING

RESOLVED that the City Council of the City of Lodi does hereby approve the Amended Agreement for the Lodi Public Safety Court Building, a copy of which is attached hereto, marked Exhibit "A" and thereby made a part hereof.

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to execute the subject agreement on behalf of the City.

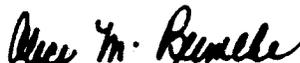
Dated: December 7, 1983

I hereby certify that Resolution No. 83-145 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 7, 1983 by the following vote:

Ayes: Council Members - Pinkerton, Murphy,  
Reid, Snider, and  
Olson (Mayor)

Noss: Council Members - None

Absent: Council Members - None

  
Alice M. Reinche  
City Clerk

AMENDMENT TO AGREEMENT  
FOR OPERATION OF LODI PUBLIC SAFETY/COURT BUILDING

THIS AGREEMENT, made and entered into NOV 8 1983, 1983, by and between the County of San Joaquin, a political subdivision of the State of California, hereinafter referred to as "COUNTY", and the City of Lodi, a municipal corporation, hereinafter referred to as "CITY".

W I T N E S S E T H :

WHEREAS, COUNTY and CITY entered into an agreement on November 25, 1975, whereby COUNTY agreed to pay certain costs in conjunction with the operation of the Lodi Public Safety/Court Building; and

WHEREAS, the second paragraph of Section 1 of said agreement provides that the amount to be paid by COUNTY to CITY may be amended annually;

NOW, THEREFORE, IT IS MUTUALLY AGREED TO AMEND the second paragraph of Section 1 of said agreement to read:

"The Parties do hereby agree that the amount to be paid by COUNTY to CITY for each successive fiscal year shall be based upon CITY'S prior year actual cost of furnishing the above listed services."

All other terms and conditions of the agreement shall continue and remain in full force and effect except as herein amended.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment to Agreement the day and year first written above.

COUNTY OF SAN JOAQUIN, a political subdivision of the State of California

By *Jose L. Alva*  
JOSE L. ALVA, Chairman  
Board of Supervisors

ATTEST: JORETTA J. HAYDE  
Clerk of the Board of Supervisors of the County of San Joaquin, State of California

By *Cindy Duchini*  
Deputy Clerk



CITY OF LODI, a municipal corporation

By *Wiley O'Shea*  
Mayor

ATTEST:

*Ann M. Bunch*  
Clerk of the City of Lodi

APPROVED AS TO FORM:

By: *Don Stein*  
Lodi City Attorney

APPROVED AS TO FORM:

GERALD A. SHERWIN  
County Counsel

By *Michael McGrew*  
Michael McGrew  
Deputy County Counsel

OFFICE OF  
COUNTY ADMINISTRATOR



## COUNTY OF SAN JOAQUIN

COURTHOUSE, ROOM 707  
222 EAST WEBER AVENUE  
STOCKTON, CALIFORNIA 95202-2778  
'AREA 208' 944-3211

July 14, 1983

Mr. Jerry Glenn  
Assistant City Manager  
City of Lodi  
221 West Pine  
Lodi, CA 95240

Dear Jerry:

### PROPOSED AMENDMENT LODI PUBLIC SAFETY/COURT BUILDING AGREEMENT

Each year our offices review the costs of operating and maintaining the Lodi Public Safety/Court Building. The County then pays its predetermined share of these costs to the City. However, each time these costs change, the current agreement must be modified. This requires the approval of our respective governing bodies.

In order to facilitate this annual review and payment, we are proposing an amendment to the agreement (copy attached) that would allow the payment to be based on the previous fiscal year's actual costs (not a combination of actual and projected costs as is presently the requirement) and without amending the agreement each year. The request for payment would be reviewed and approved administratively.

JUL 20 1983

Mr. Jerry Glenn  
Proposed Amendment  
Lodi Public Safety/Court Building  
Agreement

July 14, 1983  
Page Two

The second paragraph of Section 1 of the agreement reads as follows:

"The Parties do hereby agree that this agreement may be amended annually by mutual agreement to adjust the amount to be paid by COUNTY to CITY, the amount to be based upon CITY'S prior year actual cost of furnishing the above listed services plus a factor for salary increases and inflation as well as the anticipated additional cost of furnishing electricity."

We proposed that the paragraph be changed to read:

"The Parties do hereby agree that the amount to be paid by COUNTY to CITY, for each successive fiscal year shall be based upon CITY'S prior year actual cost of furnishing the above listed services."

Shortly after the close of each fiscal year, the City would submit to the County a breakdown of actual costs along with a statement. If all is in order, we would simply process the statement for payment.

If you have any interest in our proposal, please contact Frank Angelini of my staff at 944-3211. Thank you.

Very truly yours,



DAVID D. ROWLANDS, JR.  
County Administrator

DDR:FBA:jgr  
Attachment

c: County Counsel  
Dick Callistro, Senior Deputy Co. Administrator



KS

OFFICE OF  
COUNTY ADMINISTRATOR

COUNTY OF SAN JOAQUIN

COURTHOUSE, ROOM 707  
222 EAST WEBER AVENUE  
STOCKTON, CALIFORNIA 95202-2778  
'AREA 208' 944-3211

November 14, 1983

Mr. Jerry Glenn  
Assistant City Manager  
City of Lodi  
221 West Pine  
Lodi, CA 95240

Dear Jerry:

AMENDED AGREEMENT  
LODI PUBLIC SAFETY/COURT BUILDING

Enclosed are two originals of the "Amendment to Agreement" for the operation of the Lodi Public Safety/Court Building. Would you please have them signed and return one copy to this office.

Thank you.

Very truly yours,

DAVID D. ROWLANDS, JR.  
County Administrator

DDR:FBA:rl

Enclosures

NOV 15 1983

KS

AMENDMENT TO AGREEMENT  
FOR OPERATION OF LODI PUBLIC SAFETY/COURT BUILDING

THIS AGREEMENT, made and entered into NOV 8 1983, 1983,  
by and between the County of San Joaquin, a political subdivision  
of the State of California, hereinafter referred to as "COUNTY",  
and the City of Lodi, a municipal corporation, hereinafter  
referred to as "CITY".

W I T N E S S E T H :

WHEREAS, COUNTY and CITY entered into an agreement on  
November 25, 1975, whereby COUNTY agreed to pay certain costs in  
conjunction with the operation of the Lodi Public Safety/Court  
Building; and

WHEREAS, the second paragraph of Section 1 of said agreement  
provides that the amount to be paid by COUNTY to CITY may be  
amended annually;

NOW, THEREFORE, IT IS MUTUALLY AGREED TO AMEND the second  
paragraph of Section 1 of said agreement to read:

"The Parties do hereby agree that the amount to be paid by  
COUNTY to CITY for each successive fiscal year shall be  
based upon CITY'S prior year actual cost of furnishing the  
above listed services."

All other terms and conditions of the agreement shall continue and remain in full force and effect except as herein amended.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment to Agreement the day and year first written above.

COUNTY OF SAN JOAQUIN, a political subdivision of the State of California

By Jose L. Alva  
JOSE L. ALVA, Chairman  
Board of Supervisors

ATTEST: JORETTA J. HAYDE  
Clerk of the Board of Supervisors of the County of San Joaquin, State of California

By Cynthia Seal  
Deputy Clerk



CITY OF LODI, a municipal corporation

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Clerk of the City of Lodi

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Lodi City Attorney

APPROVED AS TO FORM:  
GERALD A. SHERWIN  
County Counsel

By Michael McGrew  
Michael McGrew  
Deputy County Counsel

Before the Board of Supervisors  
County of San Joaquin, State of California

K5

B - 83 - 2413

MOTION: BARBER/WILHOIT

PROPOSED AMENDMENT - LODI PUBLIC SAFETY/COURT  
BUILDING AGREEMENT

THIS BOARD HEREBY AUTHORIZES AND DIRECTS the Chairman to sign an "Amendment to Agreement" between the City of Lodi and the County of San Joaquin, amending the agreement dated November 25, 1975, to allow annual payments by the County for its share of the Lodi Public Safety/Court Building to be made without a modification to the agreement, and basing the annual payments on the City's actual cost of the previous fiscal year.

I HEREBY CERTIFY that the above order was passed and adopted on November 8, 1983 by the following vote of the Board of Supervisors, to wit:

AYES: YOSHIKAWA, BARBER, WILHOIT COSTA, ALVA,

NOES: NONE

ABSENT: NONE

ABSTAIN:

Copies to: Board Clerk Orig. + 1  
Auditor-Controller  
County Counsel  
General Services  
City of Lodi  
Frank Angelini  
Co. Admin. 2

JORETTA J. HAYDE  
Clerk of the Board of Supervisors  
County of San Joaquin  
State of California



By JORETTA J. HAYDE

Deputy Clerk.

ref cc 77  
cc 17 a

RESOLUTION NO. 83-145

RESOLUTION AUTHORIZING THE MODIFICATION OF THE  
AGREEMENT WITH SAN JOAQUIN COUNTY FOR THE  
MAINTENANCE OF THE COURT FACILITY

RESOLVED that the City Council of the City of Lodi does hereby  
authorize the modification of the Agreement with San Joaquin County  
for the maintenance of the Court facility, a copy of which is attached  
hereto, marked Exhibit "A" and thereby made a part hereof.

BE IT FURTHER RESOLVED that the City Council of the City of Lodi does  
hereby authorize the Mayor and City Clerk to execute the subject  
agreement on behalf of the City.

Dated: December 7, 1983

I hereby certify that Resolution No. 83-145  
was passed and adopted by the City Council  
of the City of Lodi in a regular meeting held  
December 7, 1983 by the following vote:

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

*Alice M. Reinche*  
Alice M. Reinche  
City Clerk