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**CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, JANUARY 3, 1996  
7:00 P.M.**

1. ROLL CALL

Present: Council Members - Davenport, Mann, Pennino, Sieglock and Warner (Mayor)

Absent: Council Members - None

Also Present: City Manager Flynn, City Engineer Prima, City Attorney Hays and City Clerk Perrin

2. INVOCATION

The invocation was given by Pastor Larry Gedde, St. Paul's Lutheran Church.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Warner.

4. AWARDS / PROCLAMATIONS / PRESENTATIONS

None.

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5. CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Sieglock, Pennino second, unanimously approved the following items hereinafter set forth **except those otherwise noted**:

- a) Claims were approved in the amount of \$2,192,834.11.  
FILE NO. CC-21(a)
  - b) The Minutes of December 20, 1995 (Regular Meeting) were approved with minor amendments.
  - c) Agenda item #E-3 entitled, "Acceptance of improvements under wastewater pipe improvements, alley south of Locust Street, Washington Street to Cherokee Lane" contract" was pulled from the agenda pursuant to staff's request
  - d) Agenda item #E-4 entitled, "Improvement Agreement for 929 South Cherokee Lane (APN 047-390-007)" was removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar. (Removed by Council Member Davenport.)
  - e) Agenda item #E-5 entitled, "Improvement Deferral Agreement for 404 North Calaveras Street (Lodi Grape Festival and Harvest Fair grounds)" was removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar. (Removed by Council Member Davenport.)
  - f) Agenda item #E-6 entitled, "Vacation of Public Utility Easement at 400 South Beckman Road" was removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar. (Removed by Council Member Davenport.)
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6. ACTION ON ITEMS REMOVED FROM THE CONSENT CALENDAR

- a) The City Council, on motion of Council Member Pennino, Sieglock second, unanimously approved the terms of an Improvement Agreement for the installation of frontage improvements at 929 South Cherokee Lane and authorized the City Manager to sign an agreement containing the authorized conditions without further Council action.  
FILE NO. CC-44 AND CC-90
- b) The City Council, on motion of Council Member Sieglock, Warner second, unanimously approved the Improvement Deferral Agreement for off-site improvements (sidewalks and commercial driveway approaches) along the Lockeford Street frontage of the Lodi Grape Festival and Harvest Fair grounds, and directed the City Manager and City Clerk to execute the Improvement Deferral Agreement on behalf of the City.  
FILE NO. CC-45(b), CC-45(e) AND CC-90
- c) The City Council, on motion of Council Member Davenport, Sieglock second, unanimously adopted Resolution No. 96-01 vacating the public utility easement at 400 South Beckman Road at the request of R.E. Services, property owner.  
FILE NO. CC-52(b) AND CC-300

7. PUBLIC HEARINGS

- a) Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Warner called for the Public Hearing to consider application received from Pargat Singh Gill, 1932 Anderson Drive, to operate a taxicab service within the City of Lodi.

Hearing Opened to the Public

- 1. Pargat Singh Gill, 1932 Anderson Drive, Lodi, presented his request to operate a taxicab service, Lodi City Cab Company, in Lodi; and
- 2. Keith Weidner, independent driver with Yellow Cab Company, 1806 Lakeshore Drive, Lodi, disagreed that there is a need for a second taxicab company in Lodi.

Letter received from Pat Howe, Transportation Manager, Yellow Cab Company, 206 North Sutter Street, Stockton, in opposition to granting the requested operator's permit.

Public Portion of Hearing Closed

**ACTION:**

Following discussion regarding the matter, Council Member Davenport made a motion to refer the matter back to staff to look into the needs (especially from the time the City's transit system was put into place), to review the current licenses, and to determine what would be a fair and equitable way in the future to allow growth in the taxicab industry and provide for competition. The motion **died** for a lack of a second.

Council Member Davenport made another motion to approve the request of Pargat Singh Gill to operate a taxicab service within the City of Lodi. The motion **died** for lack of a second.

Further, the City Council, on motion of Council Member Pennino, Mann second, denied the request of Pargat Singh Gill to operate a taxicab service within the City of Lodi, and further directed that a study be done to determine what the needs are for this service in Lodi which may include changing the subject ordinance by the following vote:

Ayes: Council Members - Davenport, Mann, Pennino and Warner (Mayor)  
Noes: Council Members - Sieglock  
Absent: Council Members - None  
FILE NO. CC-6, CC-33 AND CC-300

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Continued January 3, 1996

8. COMMUNICATIONS (CITY CLERK)

- a) City Clerk Perrin read the following ABC License:
1. The Happy Hooker Bait & Tackle, 219 East Kettleman Lane, Lodi, Off-Sale Beer and Wine, Person to Person Transfer.  
FILE NO. CC-7(f)
- b) The City Council, on motion of Council Member Sieglock, Davenport second, unanimously made the following appointments/reappointments to expired terms on various boards and commissions:

Senior Citizens Commission

Trella Arieda term to expire December 31, 1999  
Terri Whitmire term to expire December 31, 1999

Lodi Arts Commission

Lauren Roe term to expire July 1, 1997  
(Filling an unexpired term due to a resignation)

FILE NO. CC-2(i) AND CC-2(k)

9. REGULAR CALENDAR

None.

10. ORDINANCES

None.

11. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- a) Virginia Snyder, on behalf of the East Side Improvement Committee, thanked the Lodi City Council for its efforts during the 1995 year. Many things were accomplished, some the Committee agreed with and some not. It is evident, though, that the City Council has the best interests of the citizens of Lodi at heart. Ms. Snyder wished the City a Happy New Year.
- b) Susan Holmquist, with California Waste, updated the City Council on the Coats, Cans and Blankets Program, December 12 - 15, 1995. The program was quite successful. Local residents donated over 1,000 coats, 250 blankets and 16 large tubs of canned items. Guild Cleaners provided the cleaning of the items, and thanks were extended to Jack Alquist and his staff for their assistance. The items were distributed before Christmas to agencies including the Lodi Salvation Army and the Lodi Women's Center. California Waste extended heartfelt thanks to the community for its support and kindness. Further, the 1996 Christmas Tree Recycling Program will be held on Saturday, January 6, 1996. The Boy Scouts will be in the neighborhoods from 8:00 a.m. to 4:00 p.m. collecting the Christmas trees which will be brought to California Waste to be recycled. This is the Boy Scouts largest fundraising event of the year so donations are highly encouraged. Christmas trees can also be placed next to the trash cart on normal collection dates for an \$8.00 charge or the trees can be dropped off at California Waste at 1333 East Turner Road for a \$5.00 charge. Anyone with questions can call California Waste at 369-8274.  
FILE NO. CC-6

12. COMMENTS BY CITY COUNCIL MEMBERS ON NON-AGENDA ITEMS

- a) Council Member Davenport wished everyone a Happy New Year and thanked those in the audience for attending the meeting. Further, Council Member Davenport commented on the following matters: (1) Reminded everyone to be ever mindful of gangs and to know where your kids are, who they are with and what they are doing. Mr. Davenport also urged people to remember the drugs, alcohol, shootings and stabbings that we recently had; (2) Received letter from the developers of Hotel Lodi who are working on their allocations for tax credits. They will return to the City Council in February to give an update on how the project is progressing; and (3) Informed citizens that a list of board and commission members is available for the public.  
FILE NO. CC-6
- b) Mayor Warner announced that the grand opening was held today for the Grocery Outlet in the old Safeway building (215 East Lodi Avenue). Looks like it will be a good business and will help Lodi's sales tax.
- c) City Manager Flynn provided the City Council with an article from *Gourmet* magazine which highlighted the City of Lodi area and its winegrape industry. It was a great article profiling Lodi, and Mr. Flynn encouraged people to read it.

13. CLOSED SESSION

Mayor Warner adjourned the meeting to a Closed Session to discuss the following matter:

- a) Actual Litigation. Government Code §54956.9(a). One Case. Duran v. City of Lodi, consolidated with Nieves v. City of Lodi, San Joaquin County, Lodi Municipal Court, Case No. 24387

14. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

Mayor Warner reconvened the City Council meeting and disclosed the following action:

- a) Actual Litigation. Government Code §54956.9(a). One Case. Duran v. City of Lodi, consolidated with Nieves v. City of Lodi, San Joaquin County, Lodi Municipal Court, Case No. 24387  
  
No final action taken.  
FILE NO. CC-200(d)

15. ADJOURNMENT

There being no further business to come before the City Council, Mayor Warner adjourned the meeting at approximately 8:20 p.m.

ATTEST:

  
Jennifer M. Perrin  
City Clerk