

14

CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, AUGUST 2, 1995
7:00 P.M.

1. ROLL CALL

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

Absent: Council Members - None

Also Present: City Manager Flynn, Acting Assistant City Manager/Public Works Director Ronsko, Acting Finance Director McAthie, Parks and Recreation Director Williamson, Police Chief Hansen, Deputy City Attorney Leubberke, Building and Equipment Maintenance Superintendent Callahan, Personnel Director Narloch, Interim City Attorney Stovall and City Clerk Perrin

2. INVOCATION

The invocation was given by Pastor Jonathan Merica, Providence Reformed Church.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Mann.

4. AWARDS / PROCLAMATIONS / PRESENTATIONS

- a) Mayor Mann welcomed newly-appointed City Manager, Dixon Flynn, to his first City Council meeting.
- b) Larry Hansen, Police Chief, gave a report to the City Council regarding National Night Out on August 2, 1995. Approximately 90 groups participated in neighborhood activities. Mr. Hansen explained that the current crime of choice is auto theft. There is an average of 1.3 cars stolen per day and approximately 80% of the vehicles stolen are recovered. This is a fifteen year high and is an area the Police Department's Street Crime Unit will focus on when it is up and running. Chief Hansen thanked the City Council and the citizens for its support of this worthwhile program.
FILE NO. CC-152

5. CONSENT CALENDAR

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

- a) Claims were approved in the amount of \$2,137,652.65.
FILE NO. CC-21(a)

Continued August 2, 1995

- b) The Minutes of June 23, 1995 (Special Meeting) and July 19, 1995 (Regular Meeting) were approved with the following change on page four of the regular minutes (change is indicated in bold italics):

"Adopted Resolution No. 95-94 approving the installation of "no parking" zones on Sylvan Way, from Kettleman Lane to 300 feet south of Kettleman Lane, adjacent to two undeveloped office sites located on both sides of Sylvan Way, by the following vote:

Ayes: Council Members - ***Pennino***, Sieglock, Warner and Mann (Mayor)
 Noes: Council Members - Davenport
 Absent: Council Members - None"

- c) Adopted Resolution No. 95-95 appointing Vicky McAthie, Acting Finance Director, to the position of Treasurer of the City of Lodi, at no compensation, effective August 2, 1995. FILE NO. CC-34 AND CC-300
- d) Waived the Business License Tax, in part, for vendors who do not have a Business License and who will participate at the following events:
 - "Annual Car Show" sponsored by Corvettes of Lodi on August 20, 1995 at Hutchins Street Square, 125 South Hutchins Street;
 - "Field and Fair Day" sponsored by the Old Lodi Union High School Site Foundation on September 4, 1995 at 125 South Hutchins Street;
 - "Antique Show" sponsored by the Woman's Club of Lodi on October 13, 14 and 15, 1995 at the Woman's Club House, 325 West Pine Street; and
 - "Downtown Lodi Certified Market" sponsored by Lodi Downtown Business Association on Thursday night for nine weeks in Downtown Lodi.

Further, that the fee be set at \$3.75 per vendor.
 FILE NO. CC-6, CC-21(a) AND CC-56

- e) Agenda item #E-5 entitled, "Report of the sale of surplus property" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)
- f) Approved the specifications for bids for 10,000 feet of #1/0, and 12,000 feet of 350Kcmil, 600-volt underground triplex for the Electric Utility Department and authorized the advertisement of said bids.
 FILE NO. CC-12.1(b)
- g) Received report regarding the sale of surplus vehicles.
 FILE NO. CC-20 AND CC-47
- h) Agenda item #E-8 entitled, "Approve purchase of digital recorder and message repeater system for Police Dispatch Center" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)
- i) Approved Employment Contract between City of Lodi and City Manager H. Dixon Flynn with minor language changes as spelled out in memo to the City Council (copy of which is on file in the City Clerk's office).
 FILE NO. CC-34 AND CC-90

- j) Adopted Resolution No. 95-96 expressing opposition to the recommendation of the U.S. Fish & Wildlife Service to demolish the Woodbridge Dam.
FILE NO. CC-28 AND CC-300
- k) Agenda item #E-11 entitled, "Specifications and advertisement for bids for the purchase of a trim mower for the Parks Department" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Sieglock.)
- l) Accepted the improvements under the Phase I portion of the Civic Center data/telecommunication cabling contract and directed the City Engineer to file a Notice of Completion with the County Recorder's office.
FILE NO. CC-90
- m) Adopted Resolution No. 95-97 awarding the contract for "Lane Line Painting, Various City Streets, 1995" to Traffic Limited of Lodi, California, in the amount of \$20,309.42.
FILE NO. CC-12(a) AND CC-300
- n) Accepted the improvements under the "Lodi Avenue Wastewater Pipe Replacement, 200 Feet East of Crescent Avenue to Hutchins Street" contract, and directed the City Engineer to file a Notice of Completion with the County Recorder's office.
FILE NO. CC-90
- o) Accepted the improvements under "Treated Wastewater Pump and Motor, White Slough Water Pollution Control Facility Equalization Pond, 12751 North Thornton Road" contract, and directed the City Engineer to file a Notice of Completion with the County Recorder's office.
FILE NO. CC-90
- p) Approved the plans and specifications for bids for street light installation project, various arterial and collector streets and authorized advertisement of said bid.
FILE NO. CC-12.1(c)

6. ACTION ON ITEMS REMOVED FROM THE CONSENT CALENDAR

- a) The City Council, on motion of Council Member Pennino, Sieglock second, unanimously received the report on the sale of surplus property.
FILE NO. CC-20 AND CC-47
- b) The City Council, on motion of Council Member Sieglock, Warner second, unanimously adopted Resolution No. 95-98 approving the purchase of a Dictaphone Sentinel Digital Recorder and a Dictaphone Series 6600 Emergency Message Repeater System.
FILE NO. CC-20, CC-47 AND CC-300
- c) The City Council, on motion of Council Member Sieglock, Pennino second, unanimously approved the specifications for bids for one Toro Groundsmaster® 325D Trim Mower for the Parks Department.
FILE NO. CC-12.1(b)

7. PUBLIC HEARINGS

None.

8. COMMUNICATIONS (CITY CLERK)

a) On recommendation of the City Attorney and/or the City's contract administrator, Insurance Consulting Associates, Inc. (ICA), the City Council, on motion of Council Member Sieglock, Pennino second, unanimously rejected the following claims:

1. George Hills Company for California Capital Insurance, date of loss 8/11/94; and
2. Mitch Scheffo, date of loss 6/10/95.
FILE NO. CC-4(c)

b) City Clerk Perrin read the following ABC Licenses:

1. Elena Silva, Jimboys Tacos No. 21, 230 South Cherokee Lane, Lodi, On Sale Beer and Wine, Original License, Person to Person Transfer; and
2. Judith Bailey, Vaughn Bailey and Steven Nelson, 920 South Cherokee Lane, Suite D, Lodi, On Sale Beer and Wine, Original License.
FILE NO. CC-7(f)

c) The following report was presented to the City Council:

1. Planning Commission report of July 24, 1995.
FILE NO. CC-35(c)

d) The City Council, on motion of Council Member Sieglock, Warner second, unanimously made the following appointment:

Library Board of Trustees

Thomas R. Goad, Sr.

FILE NO. CC-2(d)

e) The City Council, on motion of Council Member Sieglock, Warner second, unanimously directed the City Clerk to post for the following vacancy:

Personnel Board of Review

Marcelo A. Lopez term to expire January 17, 1997

FILE NO. CC-2(f)

9. REGULAR CALENDAR

None.

10. ORDINANCES

- a) Ordinance No. 1619 entitled, "An Ordinance of the Lodi City Council Amending the Land Use Element of the Lodi General Plan by Redesignating the Parcel Located at 2801 West Turner Road (APN 015-230-39) from NCC, Neighborhood-Community Commercial to LDR, Low Density Commercial" having been introduced at a regular meeting of the Lodi City Council held July 19, 1995 was brought up for passage on motion of Council Member Pennino, Sieglock second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Pennino, Sieglock, Warner and Mann (Mayor)
 Noes: Council Members - None
 Absent: Council Members - None

FILE NO. CC-53(a) AND CC-149

- b) Ordinance No. 1620 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Rezoning the Parcel Located at 2801 West Turner Road (APN 015-230-39) from C-S, Commercial Shopping to R-1, Single-Family Residential With a Condition Relating to School Facilities Funding" having been introduced at a regular meeting of the Lodi City Council held July 19, 1995 was brought up for passage on motion of Council Member Pennino, Sieglock second. Second reading of the ordinance was omitted after reading by title, and the ordinance was then adopted and ordered to print by the following vote:

Ayes: Council Members - Davenport, Pennino, Sieglock, Warner and Mann (Mayor)
 Noes: Council Members - None
 Absent: Council Members - None

FILE NO. CC-53(a) AND CC-149

11. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- a) Howard Babcock, 9 Chestnut Street, Lodi complained regarding the no parking in alleys. Mr. Babcock received a ticket for parking in the alley near his house, although he has parked there for years without any problem until now. Public Works Director Ronsko explained that the law has been on the books since 1967, and it wasn't until recently that it has been enforced due to public safety reasons. Mr. Babcock explained that this causes him a hardship, and the City should allow one-way parking. He asked if the City would make an allowance for him to park his car along the west side of his house. Mayor Mann directed the Public Works staff to look at the area to see if there is a solution; however, explained that the City must uniformly enforce its ordinances. Council Member Davenport suggested that "no parking" signs be put up in the alley, and also asked if Mr. Babcock could be allowed to hold off on paying his ticket until the matter is resolved. City Manager Flynn reminded the Council that it has a review board set up to review ticket disputes. Police Chief Hansen agreed that the enforcement of the parking in alleyways has been sporadic over the years; however, since the creation of the Partners Program enforcement has been better. Council Member Pennino agreed that staff look into the matter and come back with a short response; however, he did not agree that signs be put into the alleys because it would be very costly.

FILE NO. CC-16

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

- a) Council Member Davenport welcomed City Manager Dixon Flynn to his first City Council meeting and informed the public that there will be a reception in his honor after the meeting. Mr. Davenport thanked the public for attending the meeting and commented on the following matters: 1) Be ever mindful of the gangs; 2) The City Council held a Shirtsleeve Session on August 8, 1995 regarding the Lodi Lake Master Plan and discussed the possibility of a berm connecting the land masses together to stop all boat traffic from going into the river. Mr. Davenport encourage the public to give input to the City Council regarding the matter; 3) Received letter from a citizen concerned about the water rates being raised by approximately 17%; 4) Received a response from Senator Patrick Johnston regarding the Woodbridge Dam, and is glad that Mr. Johnston also feels it is "ill-conceived" and "ill-advised"; and 5) Concerned that the Public Works Department said it would not apply for public funds for an underpass on Lodi Avenue. Mr. Davenport feels the City Council should discuss the matter and at least consider it.
FILE NO. CC-27(c)

- b) Council Member Pennino reminded the citizens and youth that Lodi Wet and Wild will be held at Lodi Lake on Saturday, August 12, 1995 from 2 p.m. - 8:00 p.m. The event is for junior high and high school students. The cost is \$5.00.

- c) Council Member Sieglock welcomed newly-appointed City Manager, Dixon Flynn, and his family. Mr. Sieglock reminded the public that there will be a reception following the meeting and encouraged the public to come down to meet him. Mr. Sieglock also commented on the following matters: 1) Updated the public on the Shirtsleeve Session regarding the Lodi Lake Master Plan. There is excitement regarding the possible grant, but a lot of issues still need to be resolved including maintenance costs, access to the area, erosion of the banks, noise, and speed limits, just to mention a few. There will be a public hearing in the near future for residents to speak up on the issues. City Manager Flynn indicated the public hearing would be scheduled by mid-September; 2) Informed the public that music teacher, Bob Romans, has retired; however, he is still active with Cell Block 7 and the Riverboat Rascals; and 3) Thanked Police Chief Hansen and Lieutenant McDaniels for National Night Out. Some of the areas are making progress. This program is very positive, it keeps en eye on crime and teaches neighborhoods what to look for and how to be proactive. Mr. Sieglock encouraged the public to start Neighborhood Watch groups.
FILE NO. CC-27(c)

- d) Council Member Warner also welcomed City Manager Dixon Flynn to his first City Council meeting and welcomed back City Clerk Perrin from maternity leave. Mr. Warner further reminded the public that Friday, August 4, 1995 will be the Beer Fest in Downtown Lodi at 5:00 p.m. and encourage everyone to attend. Mr. Warner also thanked the Lodi Police Department for National Night Out.

- e) Mayor Mann also welcomed Dixon Flynn as City Manager. Mr. Mann indicated he too had a good time at National Night Out and thanked the Police Chief for being his driver. He had an opportunity to meet a young man named Timothy and said, if he was watching the meeting, it was a pleasure to meet him.

20
✓

Continued August 2, 1995

- f) City Manager Flynn said this was a special occasion for him and for his family and friends, one which he will never forget. It is also a special time for Lodi, because it represents a changing of the guard and a new style of management and ideas. However, *not* new is the vision, policies and goals that have been set by the City Council which he will do his utmost to carry out. Mr. Flynn looks forward to the new challenges, opportunities, serving the citizens of the City of Lodi, and working with a competent and professional staff. Mr. Flynn thanked the City Council for its kind words and support, thanked former City Manager Tom Peterson for his leadership, devotion and for the solid foundation in which he left the City, and thanked his family and friends for their support and the many people who sent letters of congratulations. Mr. Flynn introduced his wife, Judy; daughters Shelly and Kelly; and his grandson, Brad.
FILE NO. CC-6

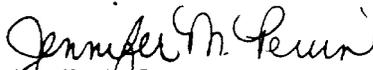
13. CLOSED SESSION

Mayor Mann announced there was not a need to adjourn to a Closed Session.

14. ADJOURNMENT

There being no further business to come before the City Council, Mayor Mann adjourned the meeting at approximately 7:50 p.m.

ATTEST:


Jennifer M. Perrin
City Clerk