

CITY COUNCIL  
REGULAR CITY COUNCIL MEETING -  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, AUGUST 17, 1994  
7:00 P.M.

1. ROLL CALL

Present: Council Members - Pennino, Snider and Sieglock (Mayor)

Absent: Council Members - Davenport and Mann

Also Present: City Manager Peterson, Assistant City Manager Glenn, Public Works Director Ronsko, City Attorney McNatt and City Clerk Perrin

2. INVOCATION

The invocation was given by Pastor Lee Hamby, Temple Baptist Church.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Randy Stoltenberg, Senior Patrol Leader with Boy Scout Troop #398.

4. AWARDS / PROCLAMATIONS / PRESENTATIONS

a) Mayor Sieglock presented a proclamation to Charlie Hauner celebrating the anniversary of the 15th Field and Fair Day event. This year's theme is Viva - Fiesta! and there are many fun activities planned.  
FILE NO. CC-37

b) Mr. Don Schock with the Lodi Events Committee presented a report (a copy of which is on file in the City Clerk's office) to the City Council regarding its two recent events, "Arts and Rec at the Lake" and the "Oooh Ahhh Festival". Mr. Schock announced that the committee is already working on next year's event, and it is planning to allow citizens into the park with picnic baskets; however, no alcohol will be allowed.  
FILE NO. CC-40

c) Received a report from Colleen Dixon with the East Side Improvement Committee on the success of its fund-raiser softball game last weekend which raised money for an Activities Director at Hale Park. The first game, Lodi Police Department v. Lodi Fire Department, was won by the Fire Department, and Ms. Dixon presented a plaque to Bill Broderick of the Fire Department. The second game, City Council and City staff v. City of Lodi merchants, was won by the City Council and staff and Ms. Dixon presented a plaque to Mike Reese of the Parks and Recreation Department.  
FILE NO. CC-2(s)

---

214

Continued August 17, 1994

5. CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, Council, on motion of Council Member Snider, Pennino second, unanimously approved the following items hereinafter set forth:

- a) Claims were approved in the amount of \$1,451,272.49.  
FILE NO. CC-21(a)
- b) The Minutes of August 3, 1994 (Regular Meeting) were approved as written.
- c) Approved the plans and specifications for the Municipal Service Center (MSC) Electric Utility building modification/expansion and authorized advertising for bids.  
FILE NO. CC-12.1(a)
- d) Approved the plans and specifications for City Hall Annex parking lot, 211 West Oak Street and authorized advertising for bids.  
FILE NO. CC-12.1(c)
- e) Approved the plans and specifications for Pig's Lake levee repair and authorized advertising for bids.  
FILE NO. CC-12.1(c)
- f) Adopted Resolution No. 94-93 declaring City-owned property at 1775 South Church Street as surplus property and authorized the advertisement for bids for the sale of this property.  
FILE NO. CC-6 AND CC-12.1(c)
- g) Accepted the improvements under the "Mills Avenue Overlay, Tokay Street to Vine Street" contract, and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.  
FILE NO. CC-90
- h) Accepted the improvements under the "Dial-A-Ride Office Renovation, 303 West Elm Street" contract, and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.  
FILE NO. CC-90
- i) Adopted Resolution No. 94-94 awarding the contract for Lodi Avenue wastewater pipe replacement, 200 feet East of Crescent Avenue to Hutchins Street to Jardin Pipeline, Inc. of Castro Valley in the amount of \$65,025.  
FILE NO. CC-12(c) AND CC-300
- j) Approved the final map for Century Meadows Two, Unit No. 1, Tract No. 2571, and the payment of Development Impact Mitigation Fees for water, wastewater, street and storm drain facilities from the escrow established for the construction loan for the subdivision by the developer, and directed the City Manager and City Clerk to execute the Improvement Agreement and map on behalf of the City, and appropriated the necessary funds from the Street Development Impact Fee Fund.  
FILE NO. CC-46
- k) Approved the Improvement Deferral Agreement for sidewalk installation at 350 Bella Vista Drive, and directed the City Manager and City Clerk to execute the Improvement Deferral Agreement on behalf of the City.  
FILE NO. CC-45(e) AND CC-90

Continued August 17, 1994

- l) Adopted Resolution No. 94-95 approving Program Supplement No. 008 to State-Local Master Agreement No. SLTPP-5154 for street improvements on Mills Avenue, Vine Street to Tokay Street.  
FILE NO. CC-90 AND CC-300
- m) Approved modification to the existing encroachment permit for outdoor tables at the Gourmet Sandwich Shop located at 230 West Pine Street.  
FILE NO. CC-6
- n) Received report regarding denial of Office of Traffic Safety proposals.  
FILE NO. CC-48(a)
- o) Received report regarding the recent purchase of transit buses and authorized the Purchasing Agent to advertise for two additional buses using the same specifications as for the last purchase.  
FILE NO. CC-12.1(c) AND CC-50(b)
- p) Received letter agreement which extends the term of the 1991 - 1994 Memorandum of Understanding (MOU) between the City of Lodi and the International Brotherhood of Electrical Workers (IBEW) Local 1245 for one year, which provides for binding arbitration of rights issues, provides for retirees to purchase medical insurance and clarifies work rule language.  
FILE NO. CC-34
- q) Received letter agreement extending the term of the 1991 - 1994 Memorandum of Understanding (MOU) with the Maintenance and Operators (M&O) Unit for one year, including a non-discrimination clause, provision for a catastrophic leave bank and keeping in place an agreement on uniform usage.  
FILE NO. CC-34
- r) Authorized the City Manager or his designee to contract with the firm of Birgel and Wellhouse and Associates for state-mandated cost claiming services.  
FILE NO. CC-90
- s) Received report regarding the lapse of the golf driving range option at the DeBenedetti Park site.  
FILE NO. CC-6
- t) Set Public Hearing for October 5, 1994 to consider Planning Commission's recommendation to approve the following request of Terry Piazza, Baumbach & Piazza, Inc. on behalf of River Pointe Partners:
  - 1. for a General Plan amendment to redesignate the parcels at 1 and 11 West Turner Road (APN 041-250-10 and 26) from HI, Heavy Industrial, to LDR, Low Density Residential;
  - 2. to rezone the parcels at 1 and 11 West Turner Road (APN's 041-250-10 and 26) from M-2, Heavy Industrial to P-D, Planned Development District; and
  - 3. to certify the River Pointe Environmental Impact Report as adequate environmental documentation.  
FILE NO. CC-53(a)

6. PUBLIC HEARINGS

None.

7. COMMUNICATIONS (CITY CLERK)

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

- 1. Jose Duran, date of loss 7/12/94.  
FILE NO. CC-4(c)

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

- 1. Planning Commission report of August 8, 1994.  
FILE NO. CC-35(c)

8. REGULAR CALENDAR

a) Agenda item #H-1 entitled, "Improvement Agreement: Minton property" was pulled from the agenda pursuant to action that the City Council took on this matter at its August 16, 1994 Special Meeting. Mayor Sieglock welcomed R. E. Services Company, Inc. to Lodi and thanked the company for bringing new jobs to the City.

b) The City Council, on motion of Council Member Pennino, Snider second, unanimously approved amendments to Chamber of Commerce Street Faire Agreement to extend the street closure limits; however, the west side of Walnut Street was omitted unless the Chamber of Commerce and Cottage Bakery could come to a solution regarding Cottage Bakery's concerns, and further, that the extension on the east end of Oak Street be conditioned as spelled out in the Eagles concerns noted below.

Speaking on the matter were the following persons:

- 1. Jim Flaherty, representing the Eagles Lodge, 21 West Oak Street, Lodi, expressed concerns with closing the area of School Street to Sacramento Street on Saturday at 6:00 p.m. This would seriously affect their business, and the Eagles would like to see the area closed at 2:00 a.m. as are many of the other streets. The Eagles would also like the two parking spaces in front of the building reserved during the Street Faire for the Eagles truck, to insure easy accessibility to its Beer Garden;
- 2. Scott Moffett, representing the Eagles Lodge, 21 West Oak Street, Lodi, reiterated the concerns of Mr. Flaherty and urged that the Chamber close the easterly end of Oak Street at 2:00 a.m. Sunday instead of 6:00 p.m. on Saturday;
- 3. Dorean Rice, Lodi District Chamber of Commerce, indicated that the Chamber is willing to work with both the Eagles Lodge and Cottage Bakery to address its concerns. For the Eagles, the Chamber is willing to close off only a portion of the street at 6:00 p.m., leaving the Eagles Lodge open to the street, and then closing the remainder of the street at 2:00 a.m. The Chamber is also willing to offer a motorized cart to Cottage Bakery to transport large cakes to customers' vehicles; and

Continued August 17, 1994

- 4. Les Dabritz, Executive Director, Lodi District Chamber of Commerce, echoed the comments made by Ms. Rice.

The City Council received a letter from Terry Knutson, President of Cottage Bakery, Inc., expressing concerns with closing off the west side of Walnut Street.  
 FILE NO. CC-6 AND CC-7(k)

- c) The City Council, on motion of Council Member Snider, Sieglock second, unanimously adopted Resolution No. 94-96 approving the following reorganization and compensation adjustments in the Finance Department:

- 1. Establish the position of Customer Services Supervisor and Support Services Supervisor (a reclassification of existing positions).
- 2. Establish salary range for Customer Services Supervisor of \$2,374.38 per month (Step A) and \$2,304.37 per month (Step A) for the Support Services Supervisor effective August 15, 1994.
- 3. Conduct a position classification review of other Finance Department positions after six months to determine whether any additional adjustments should be made to accomplish this reorganization.  
 FILE NO. CC-34 AND CC-300

- d) The City Council, on motion of Mayor Sieglock, Pennino second, unanimously adopted Resolution No. 94-97 authorizing the City Manager to enter into an agreement with KPMG Peat Marwick to audit the City's financial records for fiscal year 1993-94 ending June 30, 1994.  
 FILE NO. CC-21(a) AND CC-90

- e) Received report regarding the California Youth Soccer Association proposal.

Speaking on the matter were the following persons:

- 1. Paul Haavik, Chairman of the California Youth Soccer Association, 2348 Cryer Street, Hayward, familiarized the City Council with activities and details of the organization and indicated his excitement at the possibility of locating to Lodi; and
- 2. Bob Johnson, President of the Lodi District Chamber of Commerce, expressed the Board's strong support for locating this organization in Lodi.  
 FILE NO. CC-6 AND CC-400

9. ORDINANCES

None.

218

Continued August 17, 1994

10. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

a) Virginia Snyder, representing the East Side Improvement Committee, presented an update to the City Council regarding the month of September as Lodi Pride-Community Wide. The three events in Lodi will be:

- *September 7, 1994* - Household Hazardous Waste collection event;
- *September 24 and 25, 1994* - City-wide garage sale. Channel 13 and the Lodi News Sentinel will be covering the event. Citizens participating can place an ad for their garage sale in the Lodi News Sentinel for \$2.00; and
- *Week of September 27, 1994 (on scheduled garbage collection day)* - curb-side pick-up of large household items. Citizens were urged to call California Waste at 369-8274 and the East Side Improvement Committee at 368-8848 for information, because there are some restrictions on what can be picked up.

During the month of September, the committee is urging citizens to clean and fix up homes and businesses, and some businesses will have sales on home repair items. Ms. Snyder provided the following phone numbers to help citizens clean and fix up their homes:

- Pacific Towing at 369-0644 will tow away abandoned vehicles at no cost;
- Dennis Knutson at 333-2311 will take scrap metal and items containing freon;
- Royster Tires in Tracy at 835-8054 will take away old tires; and
- Harney Lane Landfill sells inexpensive recycled paint or some stores sell mismatched paint for a small price.

Ms. Snyder also informed the City Council that the East Side Lighting Program is underway, and the target date for lighting installation is January. It appears there is enough money to install alley lights on the entire east side.

FILE NO. CC-2(s)

b) Les Dabritz, Executive Director, Lodi District Chamber of Commerce, reminded the public that October 2, 1994 will be the Chamber Street Faire. Mr. Dabritz also shared that Stockton Municipal Area Rapid Transit (SMART) in conjunction with the Bank of Lodi will be providing free bus transportation from Stockton to the Street Faire.

FILE NO. CC-7(k)

c) Jerry Glenn, Assistant City Manager, informed the City Council that an article appeared in the Lodi News Sentinel last week asking citizens to help name the City of Lodi's future transit system. Since the article printed, Mr. Glenn has received 85 suggestions. Citizens were encouraged to call Mr. Glenn at 333-6700 or mail their suggestions to City Hall at 221 West Pine Street, Lodi.

FILE NO. CC-50(b)

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

a) Council Member Snider wished his wife a happy 20th Anniversary and wished Frank Winston best of luck in his future endeavors as he moves on to another venture.

Council Member Snider advised the City Council that it begin considering what it will do when Michael Freedman presents his cost proposal for the Central City Revitalization Project. Mr. Snider reminded everyone that this is not a City Hall project and endorsement must come from the business community. Therefore, Council Member Snider suggested that a group or committee be formulated of business owners from downtown, Cherokee Lane and businesses in general to begin debating on how to deal with the revitalization.

Council Member Snider also informed the public of the following Parks and Recreation events:

- Lodi Boys and Girls Club recently broke ground on its project at Blakely Park;
  - Henry Graves Park playground equipment has been installed and is now in use;
  - Concert in the Park series continues. Next concert is Sunday, August 21, 1994 at Henry Graves Park at 5:00 p.m.; and
  - Lodi American Legion baseball team is leaving on August 18, 1994 for Corvallis, Oregon to compete in the Pacific Northwest Region American Legion tournament.
- FILE NO. CC-40, CC-72 AND CC-400

- b) Council Member Pennino echoed Mr. Snider's suggestion regarding the revitalization project and reiterated the need for support from the citizens and the business community.

Council Member Pennino commented on how nice the older homes are in Lodi along tree-lined streets such as Crescent and Avena Avenues and directed the City Manager to discuss with the Community Development Director the possibility of changing the design standards at the option of the developers to go back to parkways, trees in the front yards, and off-setting of the sidewalks.

Council Member Pennino commended the City of Lodi Electric Utility Department for its quick work in coordinating the underground utilities in one of the new subdivisions. Because of the coordination between Pacific Gas & Electric (PG&E), the City of Lodi, Pacific Bell and King Videocable, the work was completed in six days instead of ten, saving several thousand dollars on the project. It was great team work.

FILE NO. CC-6, CC-46, CC-72 AND CC-400

- c) Mayor Sieglock commended the Arts Commission and Mr. Don Levy for the successful Drama Fest, which was held over the weekend. This was a wonderful event and it shows how special this community is.

Mayor Sieglock also agreed with Council Member Snider's suggestion regarding the revitalization project. The next workshop is scheduled for August 30, 1994 at 7:00 p.m. at the Hutchins Street Square Multi-Purpose Room. The topic will be *Financing Element of the Master Plan*. Mayor Sieglock encouraged the public to attend.

FILE NO. CC-2(k), CC-72 AND CC-400

12. CLOSED SESSION

There was no need for a Closed Session; therefore, the following item was pulled from the agenda.

- a) Labor Relations - Lodi Police Officers' Association (LPOA) and Dispatchers  
*Negotiator: Assistant City Manager Jerry Glenn*

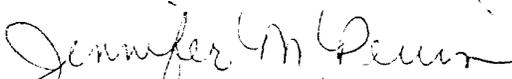
270

Continued August 17, 1994

13. ADJOURNMENT

There being no further business to come before the City Council, Mayor Sieglock adjourned the meeting at approximately 8:43 p.m.

ATTEST:

  
Jennifer M. Ferrin  
City Clerk