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CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, OCTOBER 5, 1994  
7:00 P.M.

1. ROLL CALL

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

Absent: Council Members - None

Also Present: Assistant (Acting) City Manager Glenn, Community Development Director Schroeder, Public Works Director Ronsko, City Attorney McNatt and City Clerk Perrin

2. INVOCATION

The invocation was given by Pastor Wayne Kildall, Ebenezer Congregational Church.

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Daniel Halecky with Boy Scout Troop 199. Mayor Sieglock then presented Troop 199 with City of Lodi pins.

4. AWARDS / PROCLAMATIONS / PRESENTATIONS

- a) Anne Klink with California Smoke-Free Cities Project and Joan Hoagan with the League of California Cities presented Mayor Sieglock and Council Member Snider with the 1994 Leadership Award for the leadership role the City of Lodi has played in eliminating smoking in public places. A four-minute video was then shown which is available for public viewing in the City Manager's office. The following persons commented further on the matter:
- 1) Bill Mitchell with San Joaquin Public Health Services;
  - 2) Ken Owen, Lodi resident and member of the Measure M Committee;
  - 3) Dr. Ross, 2135 West Vine Street, Lodi, and member of the Measure M Committee;  
and
  - 4) Eileen St. Yves, 310 South Orange Avenue, Lodi, and member of the Measure M Committee.  
FILE NO. CC-6 AND CC-24(b)
- b) Mayor Sieglock presented a proclamation to Riney Bender and Tony Galvan with the American Legion recognizing the American Legion Post 22 Baseball Team and its participation at the Northern California State Championship tournament. Mr. Bender introduced several members of the baseball team and its two coaches.  
FILE NO. CC-37
- c) Mayor Sieglock presented proclamations to Bob Garcia, Randy Carroll, Donald "Bud" Swim, Scott Swim, Terry Didawick and Pam Dowling recognizing their life-saving efforts of Jackie Lawrence and her son Mike in a recent vehicle accident and fire.  
FILE NO. CC-37

- d) Susan Holmquist with California Waste presented a report to the City Council on the curbside pickup of large refuse items program which is the third and final event in the Lodi Pride-Community Wide series.  
FILE NO. CC-22(b) AND CC-54
- e) Colleen Dixon with the Lodi East Side Improvement Committee presented a check in the amount of \$502.00 to Layne Van Noy, City of Lodi Recreation Supervisor, towards the Hale Park Program (Activities Director).  
FILE NO. CC-2(s) AND CC-40

5. CONSENT CALENDAR

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

- a) Claims were approved in the amount of \$1,462,374.30 (dated September 21, 1994) and \$3,932,886.17 (dated October 5, 1994).  
FILE NO. CC-21(a)
- b) The Minutes of August 23, 1994 (Joint Meeting of the Hutchins Street Square Foundation), August 23, 1994 (Joint Meeting of the Library Board), August 29, 1994 (Joint Meeting with the Parks and Recreation Commission), September 7, 1994 (Regular Meeting) and September 15, 1994 (Special Meeting) were approved as written.
- c) Received a report on the sale of scrap metal to high bidder, B & G Machinery of Lodi, in the amount of \$5,116.66 for the following items:
 

Insulated Aluminum	4,234 lbs.
Insulated Copper	4,078 lbs.
Bare Copper	781 lbs.
Copper Pipe	89 lbs.
Brass Fittings	965 lbs.
Scrap Iron	1 lot

FILE NO. CC-20 AND CC-47
- d) Agenda item #E-4 entitled, "Specifications and advertisement for bids for tables and table storage carts for Hutchins Street Square" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)
- e) Approved specifications and authorized advertisement for bids for the purchase of 30,800 feet of #2/0, and 21,000 feet of #2, 15 kv jacketed underground primary conductor for the Electric Utility Department.  
FILE NO. CC-12.1(b)
- f) Approved specifications and authorized advertisement for bids for the purchase of Type THHN conductor in various sizes for the Electric Utility Department.  
FILE NO. CC-12.1(b)
- g) Agenda item #E-7 entitled, "Specifications and advertisement for bids for computer equipment for Fire Department and Civic Center LAN expansion" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)

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- h) Approved specifications and authorized advertisement for bids for a one-ton dump truck for the Public Works Department Street Division.  
FILE NO. CC-12.1(c)
- i) Approved specifications and authorized advertisement for bids for lane line painting, various streets, 1994.  
FILE NO. CC-12.1(c)
- j) Adopted Resolution No. 94-109 rejecting all bids for the Pig's Lake levee repair project and authorized readvertising for bids.  
FILE NO. CC-12(b) AND CC-300
- k) Adopted Resolution No. 94-110 awarding the purchase of one 1995 GMC 14,100# GVWR commercial cab and chassis with van body to the low bidder, Plummer Pontiac/Cadillac/GMC of Lodi, in the amount of \$24,855.69, and approved a change in vehicle color from white to red and white.  
FILE NO. CC-12(a) AND CC-300
- l) Adopted Resolution No. 94-111 awarding the bid for the purchase of 384 watt-hour meters to the low bidder, Maydwell & Hartzell, Inc., of Brisbane, California, in the amount of \$10,087.47.  
FILE NO. CC-12(d) AND CC-300
- m) Agenda item #E-13 entitled, "Purchase of radio equipment for Police Department's motorcycle division" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)
- n) Adopted Resolution No. 94-113 accepting the development improvements for Towne Ranch, Unit Number Two, Tract No. 2630.  
FILE NO. CC-46 AND CC-300
- o) Adopted Resolution No. 94-114 accepting the development improvements for Towne Ranch, Unit Number Three, Tract No. 2631.  
FILE NO. CC-46 AND CC-300
- p) Approved the final map for Kettleman Executive Offices East, 2150 West Kettleman Lane and directed the City Manager and City Clerk to execute the map on behalf of the City.  
FILE NO. CC-46
- q) Approved the final map for Kettleman Executive Offices West, 2220 West Kettleman Lane and directed the City Manager and City Clerk to execute the map on behalf of the City.  
FILE NO. CC-46
- r) Received report regarding the sale of City property at 1775 South Church Street, Lodi.  
FILE NO. CC-6
- s) Agenda item #E-19 entitled, "Development Impact Mitigation Fee Program annual report" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)
- t) Agenda item #E-20 entitled, "Measure K street projects - engineering services" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)

- u) Agenda item #E-21 entitled, "Proposed retention of engineering firm for scoping study of perchloroethylene (PCE) and tetrachloroethylene (TCE) contamination/remediation" was pulled from the agenda pursuant to staff's request.
- v) Set public hearing for October 19, 1994 to consider the Planning Commission's recommendation for Growth Management allocations for 1994.  
FILE NO. CC-35(b)
- w) Agenda item #E-23 entitled, "Set public hearing for November 2, 1994 to consider Eastside Alley Lighting Project" was removed from the Consent Calendar and discussed and acted upon following adoption of the Consent Calendar. (Removed by Council Member Davenport.)
- x) Designated Mayor Sieglock as the Voting Delegate and Council Member Pennino as the Voting Alternate for the National League of Cities Congress of Cities Conference to be held in Minneapolis, Minnesota, December 1 - 4, 1994.  
FILE NO. CC-6 AND CC-7(r)

6. ACTION ON ITEMS REMOVED FROM THE CONSENT CALENDAR

- a) The City Council, on motion of Council Member Snider, Pennino second, approved specifications and authorized advertisement for bids for the purchase of 40 - 36"X 96" folding tables, and 5 table storage carts for the Community Center at Hutchins Street Square by the following vote:  
  
Ayes: Council Members - Mann, Pennino, Snider and Sieglock (Mayor)  
Noes: Council Members - Davenport  
Absent: Council Members - None  
  
FILE NO. CC-12.1(b)
- b) The City Council, on motion of Council Member Pennino, Sieglock second, approved specifications and authorized advertisement for bids for the purchase of computer equipment for the Fire Department, and for the Public Works/Administration/Civic Center network expansion by the following vote:  
  
Ayes: Council Members - Mann, Pennino, Snider and Sieglock (Mayor)  
Noes: Council Members - Davenport  
Absent: Council Members - None  
  
FILE NO. CC-12.1(c)
- c) The City Council, on motion of Council Member Mann, Pennino second, adopted Resolution No. 94-112 awarding the purchase of three Motorola Spectra motorcycle radios from Motorola, Inc., the low bidder, in the amount of \$7,618.38 by the following vote:  
  
Ayes: Council Members - Mann, Pennino, Snider and Sieglock (Mayor)  
Noes: Council Members - Davenport  
Absent: Council Members - None  
  
FILE NO. CC-12(d) AND CC-300
- d) The City Council, on motion of Mayor Sieglock, Mann second, unanimously accepted the annual report of the Development Impact Mitigation Fee Program.  
FILE NO. CC-6 AND CC-56

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- e) The City Council, on motion of Council Member Mann, Sieglock second, concurred with staff to obtain outside engineering services for two Measure K street projects: Lower Sacramento Road widening and Highway 12 widening under Highway 99 by the following vote:

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

FILE NO. CC-34, CC-45(a), CC-45(h) AND CC-158

- f) The City Council, on motion of Mayor Sieglock, Mann second, unanimously set public hearing for November 2, 1994 to consider staff recommendations and citizen input regarding the installation of new light fixtures in alleys as a part of the Eastside Alley Lighting Project.  
 FILE NO. CC-6 AND CC-45(g)

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 Sieglock called for the Public Hearing to consider the Planning Commission's recommendation to approve the following requests of Terry Piazza, Baumbach & Piazza, Inc. on behalf of River Pointe Partners:

- for General Plan amendment to redesignate the parcels at 1 and 11 West Turner Road (APN's 041-250-10 and 26) from HI, Heavy Industrial to LDR, Low Density Residential;
- 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
- to certify the River Point Environmental Impact Report at adequate environmental documentation.

Hearing Opened to the Public

1. Terry Piazza, Baumbach & Piazza, 101 South Fairmont, Lodi, spoke in support of the matter; however, requested that the ordinances not be implemented until the tentative map for the project has been approved;
2. Richard Thorpe, 869 Bel Air Court, Lodi, spoke in support of the matter; and
3. Bob Johnson, 1311 Midvale Road, Lodi, spoke regarding public access to the Mokelumne River.

Public Portion of Hearing Closed

**ACTION:**

The City Council took the following actions:

- On motion of Council Member Davenport, Mann second, unanimously certified with findings the River Pointe Environmental Impact Report to be adequate environmental documentation;
- On motion of Council Member Snider, Davenport second, unanimously introduced Ordinance No. 1599 redesignating the parcels located at 1 and 11 West Turner Road (APN's 041-250-10 and 26) from HI, Heavy Industrial to LDR, Low Density Residential; and
- On motion of Council Member Snider, Davenport second, unanimously introduced Ordinance No. 1600 rezoning the parcels located 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.

*Note: It was directed that second reading of Ordinance Nos. 1599 and 1600 would occur following approval of the tentative map.*

FILE NO. CC-53(a)

8. **COMMUNICATIONS (CITY CLERK)**

a) The following reports were presented to the City Council:

1. Planning Commission reports of September 12, 1994 and September 26, 1994.

Further, the City Council, on motion of Council Member Pennino, Davenport second, unanimously set public hearing for November 16, 1994 to consider the following Planning Commission recommendation:

- amend land use element of the General Plan to redesignate from "O", Office Institutional to E-R, Eastside Residential for the following properties: 200, 210 and 220 West Oak Street; 300 and 400 blocks of West Oak Street; 200, 300 and 400 blocks of West Walnut Street (except 420 West Walnut Street); 104 through 233 South Pleasant Avenue; 112 through 237 South Lee Avenue; 9 North Hutchins Street; 503 through 510 West Pine Street; and 5 through 25 South Hutchins Street;
- rezone from R-C-P, Residential-Commercial-Professional to R-1\*, Single-Family Residential - Eastside for the following properties: 200, 210 and 220 West Oak Street; 300 and 400 blocks of West Oak Street; 200, 300 and 400 blocks of West Walnut Street (except 420 West Walnut Street); 104 through 233 South Pleasant Avenue; 112 through 237 South Lee Avenue; 9 North Hutchins Street; 503 through 510 West Pine Street; and 5 through 25 South Hutchins Street; and
- certify the filing of a negative declaration by the Community Development Director as adequate environmental documentation on the above projects.  
FILE NO. CC-35(c) AND CC-53(a)

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- b) Received resignations from the following members of the East Side Improvement Committee:

Lodi East Side Improvement Committee

Saleem Kahn  
Rita Rott

No action was necessary because the resignations bring the committee to 9 members as it is written in the committee's bylaws since it downsized from 15 to 9 members.  
FILE NO. CC-2(s)

- c) Agenda item #G-2(b) entitled, "Appointments to Lodi Arts Commission and to Lodi Parks and Recreation Commission" was not ready for action and was, therefore, pulled from the agenda.
- d) The City Council, on motion of Mayor Sieglöck, Mann second, unanimously created the Information Superhighway Task Force which will be comprised of three members (City Council designate, staff member and citizen appointee) and directed the City Clerk to post for vacancies. It was also included in the motion that, if deemed necessary, the Task Force may be increased to five members.  
FILE NO. CC-2(a)
- e) The City Council, on motion of Council Member Mann, Davenport second, unanimously set public hearing for November 2, 1994 to consider appeal from Gilbert and Betty Kampe regarding development requirements at property located at 2024 Edgewood Drive, Lodi.  
FILE NO. CC-6 AND CC-56

9. RECESS

Mayor Sieglöck declared a ten-minute recess and the City Council meeting reconvened at approximately 9:01 p.m.

10. REGULAR CALENDAR

- a) Received a report from Janet Keeter, Administrative Assistant to the City Manager, regarding the Central City Revitalization Project. Ms. Keeter introduced the following members of the Central City Revitalization Task Force: Tony Segale, Chairperson; Jim Schweickardt, Vice Chairperson; John Borelli; Dale Gillespie; Bob Johnson; Rose Marie Mendonca; Barbara McWilliams; Virginia Snyder; and Dennis Cunnington (who could not be at the meeting).  
FILE NO. CC-6, CC-72 AND CC-400
- b) The City Council, on motion of Council Member Pennino, Snider second, unanimously approved extension of the wastewater main in School Street from the alley north of Oak Street to approximately 50 feet north of Oak Street.  
FILE NO. CC-6 AND CC-51(c)

- c) Following discussion regarding the selection of the logo for GrapeLine, the City of Lodi transit system, Council Member Snider made a motion to approve Option #3. The motion died for lack of a second.

Council Member Mann then made a motion, Davenport second, to go with Option #1 or #2; however, use the City of Lodi logo/grape cluster to the left of "GrapeLine". Council Member Davenport withdrew his second and the motion died.

Further, the City Council, on motion of Council Member Pennino, Sieglock second, voted for Option #2; however, using the City of Lodi grape cluster shadowed in the background by the following vote:

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

FILE NO. CC-6 AND CC-50(b)

- d) The City Council, on motion of Council Member Snider, Pennino second, unanimously approved the transit routes as recommended by James E. Brown & Associates, and further authorized the Assistant City Manager to make minor changes in the routes.  
 FILE NO. CC-6 AND CC-50(b)
- e) The City Council, on motion of Council Member Snider, Sieglock second, unanimously adopted the following operating schedule for Dial-A-Ride and the GrapeLine:

<b>OPERATING SCHEDULE</b>	
<b>Fixed Route Transit System</b>	
<b>Service Days</b>	<b>Service Hours</b>
Monday through Friday	6:30 a.m. to 6:30 p.m.
Saturday	8:00 a.m. to 6:00 p.m.
Sunday	No Sunday service at this time
<b>Dial-A-Ride Service</b>	
<b>Service Days</b>	<b>Service Hours</b>
Monday through Friday	6:30 a.m. to 7:00 p.m.
Saturday	7:30 a.m. to 6:30 p.m.
Sunday	1:00 p.m. to 5:00 p.m. This Sunday service will be revisited at a later date.
<i>No operation during the following Holidays: New Year's Day; President's Day; Memorial Day, Fourth of July; Labor Day; Thanksgiving Day and Christmas Day</i>	

Further, the City Council, on motion of Council Member Pennino, Snider second, adopted the fare schedule shown below for Dial-A-Ride and the GrapelLine by the following vote:

FARE SCHEDULE	
Fixed Route Transit System	
Service	Fee
Regular Fare	\$ 0.50
Senior Citizens and Persons with Disability Mid-Day Special	\$ 0.25
Children (age four and under with an adult)	Free
Monthly pass	\$20.00
Eleven Ride Pass - Regular	\$ 5.00
Eleven Ride Pass - Discount	\$ 2.50
Dial-A-Ride Service	
Service	Fee
Senior Citizen and Disability Discount	\$ 1.00
County Service Charge	\$ 0.50
Children (age four and under with an adult)	Free
Monthly Pass	N/A
Ten Ride Pass - Regular	\$20.00
Ten Ride Pass - Discount	\$10.00
<i>SSI/SSP Reduction:</i> Ten Ride Pass - Regular	\$15.00
<i>SSI/SSP Reduction:</i> Ten Ride Pass - Discount	\$ 7.50
<i>The current policy, in which up to three persons may ride for one fare from the same origin point to the same destination point, will continue under the new fare structure.</i>	

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

Noes: Council Members - Mann

Absent: Council Members - None

FILE NO. CC-6 AND CC-50(b)

- f) The City Council, on motion of Council Member Snider, Pennino second, unanimously set public hearing for October 19, 1994 to consider filing a revised Federal Transit Administration Claim for funds for fiscal year 1993-94.

FILE NO. CC-6 AND CC-50(b)

- g) The City Council, on motion of Council Member Snider, Sieglock second, adopted Resolution No. 94-115 in opposition to Proposition No. 186 (Health Care Initiative) by the following vote:

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

Noes: Council Members - Davenport

Absent: Council Members - None

FILE NO. CC-6, CC-24(b) AND CC-28

- h) The City Council, on motion of Council Member Snider, Pennino second, unanimously adopted Resolution No. 94-116 approving the Community Improvement Administrative Fee Schedule.  
FILE NO. CC-6, CC-56 AND CC-300

11. RECESS

Mayor Sieglock declared a ten-minute recess and the City Council meeting reconvened at approximately 11:03 p.m.

12. VOTE TO CONTINUE WITH MEETING FOLLOWING 11 P.M. HOUR

The City Council, on motion of Mayor Sieglock, Davenport second, voted to continue with the remainder of the meeting following the 11:00 p.m. hour by the following vote:

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

13. REGULAR CALENDAR (Continued)

- a) The City Council, on motion of Council Member Pennino, Sieglock second, unanimously adopted Resolution No. 94-117 approving the Recycling Market Development Zone Application and authorized its submittal to the California Integrated Waste Management Board.  
FILE NO. CC-22(b) AND CC-54 AND CC-300

- b) The City Council, on motion of Council Member Pennino, Snider second, authorized the signing of the Memorandum of Understanding for the San Joaquin County Multi-Species Habitat and Open Space Plan, which will include cover letter signed by the Mayor by the following vote:

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

Speaking on the matter was Amy Augustine, consultant for the San Joaquin County Council of Governments (COG), Sonora.  
 FILE NO. CC-7(n), CC-27(a) AND CC-90

- c) The City Council, on motion of Council Member Pennino, Snider second, unanimously certified that the City of Lodi is in conformity with the Congestion Management Plan (CMP) of San Joaquin County.  
FILE NO. CC-6 AND CC-35(c)

- d) The City Council, on motion of Council Member Mann, Sieglock second, unanimously approved the expenditure of \$20,000 from the Lodi Lake fund as the City of Lodi's part of a matching grant from the California Parks and Recreation Habitat Conservation Fund Program for the City of Lodi trail project (Lodi Lake Park Nature Area).  
FILE NO. CC-6, CC-27(c) AND CC-40

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14. ORDINANCES

None.

15. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

None.

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

- a) Council Member Davenport commented on the following matters: (1) Would still like the comments by the public segment earlier on the agenda instead of at the end; (2) Reminded everyone to be ever mindful of gangs; (3) Thanked everyone for attending the meeting; (4) Commented that the consent calendar contained action items totaling \$5 million; and (5) Informed the public about retail wheeling of electricity which will be coming in the future and stressed the importance of the City monitoring this matter.  
FILE NO. CC-6 AND CC-51(d)
- b) Council Member Pennino encouraged the public to attend the presentation and tour of the Talgo Train (Bay Area to San Luis Obispo run) that will be making a stop in Lodi at Oak Street on Saturday, October 8, 1994 from 1:45 - 2:30 p.m.  
FILE NO. CC-7(h)

17. CLOSED SESSION

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

- a) Pending Litigation - Marks v. City of Lodi

18. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

Mayor Sieglock reconvened the meeting at approximately 11:30 p.m. and disclosed the following actions:

Pending Litigation - Marks v. City of Lodi

No final action taken.  
FILE NO. CC-200(d)

19. ADJOURNMENT

There being no further business to come before the City Council, Mayor Sieglock adjourned the meeting at approximately 11:30 p.m.

ATTEST:

  
Jennifer M. Ferrin  
City Clerk