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V

CITY COUNCIL, CITY OF LODI
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, JULY 15, 1992
7:30 P.M.

ROLL CALL Present: Council Members - Hinchman (arrived 8:45 p.m.), Pennino, Snider, and Pinkerton (Mayor)
Absent: Council Members - Sieglock
Also Present: City Manager Peterson, Assistant City Manager Glenn, Community Development Director Schroeder, Public Works Director Ronsko, City Attorney McNatt, and City Clerk Reimche

INVOCATION The invocation was given by Pastor David S. Hill, Grace Presbyterian Church.

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was led by Mayor Pinkerton.

PRESENTATIONS

CHECK RECEIVED FROM OLD LODI UNION HIGH SCHOOL SITE FOUNDATION

IC-27(e) Dennis Bennett and Julie Gillespie of the Old Lodi Union High School Site Foundation presented a check to the City of Lodi in the amount of \$25,000 toward the repayment of the loan for the Fine Arts Building.

COMMENTS BY THE PUBLIC

There were no persons in the audience wishing to speak under this segment of the agenda.

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

Agenda item #F-12 entitled, "Salary compensation amendments for previously adopted schedules for Police Dispatchers and Maintenance and Operators" was pulled from the agenda.

CLAIMS CC-21(a) Claims were approved in the amount of \$5,957,283.38.

MINUTES The Minutes of the June 17, 1992 Regular Meeting were approved as written.

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APPROVAL OF SALE OF SCRAP
WIRE AND METAL

CC-20 The City Council authorized the advertisement for bids for
CC-47 the sale of one lot of scrap wire and metal.

The City Council was advised that during the course of operations the City utility departments generate quantities of scrap wire and metal. Periodically, the City will sell such quantities to scrap metal dealers on a highest-bid, all-or-none basis.

The current quantities of scrap metal to be advertised for sale are as follows:

Bare/Insulated Aluminum Wire	2,200 lbs.
Insulated Copper Wire	900 lbs.
Bare Copper Wire	400 lbs.
UG Cable (75% Aluminum, 25% Copper)	150 lbs.
Transformer Casings (1 Lot of approximately 40 casings)	
Scrap Iron	1 Lot

PARTICIPATION IN SAN JOAQUIN COUNTY
CONTRACTS FOR PURCHASE OF OFFICE SUPPLIES
APPROVED

RESOLUTION NO. 92-119

CC-20 The City Council adopted Resolution No. 92-119 authorizing
CC-47 the City of Lodi to purchase office supplies under the terms
CC-90 of the contract between the County of San Joaquin and its
CC-300 office supplies contractor, Eastman, Inc.

The City Council was advised that the supply contract between San Joaquin County and Eastman, Inc., is the result of competitive bidding conducted in May, 1990. Subsequently, participation in the contract was made available to other public agencies in the San Joaquin/Stansislaus County areas. The contract is due to expire on December 31, 1992; however, prior to that time the County of San Joaquin intends to solicit bids for the combined needs of the County and all participating agencies, with a goal of increasing volumes and further reducing costs.

The City of Lodi Purchasing Department has recently established on-line computerized quotation and order-entry capabilities with Eastman, and obtains discounts in the range of 25% - 55% off list price. Under the terms of the County contract, discounts improve to 35% - 70% below list.

The contract excludes furniture, typewriters, calculators and other office and electronic equipment which may be considered fixed assets.

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The annual savings for the City of Lodi under this buying agreement is estimated to be in the \$3,000 - \$3,500 range.

PLANS AND SPECIFICATIONS FOR BIDS
FOR POPLAR STREET WASTEWATER PIPE
IMPROVEMENT, CHEROKEE LANE TO
CENTRAL AVENUE APPROVED

CC-12.1(c) The City Council approved the plans and specifications for Poplar Street Wastewater Pipe Improvement, Cherokee Lane to Central Avenue and authorized advertising for bids.

This project consists of jacking 95 lineal feet and trenching approximately 1,800 lineal feet of 10-inch diameter wastewater pipe parallel to the existing 8-inch diameter wastewater pipe to improve the existing wastewater flow and other incidental and related work, all as shown on the plans and specifications for the project. The existing 8-inch diameter wastewater pipe will be abandoned in place with control density fill upon the completion of the new wastewater pipe.

The contractor will be given 36 working days to complete this project. During the trenching operation, traffic on Poplar Street will be restricted to local use only.

PLANS AND SPECIFICATIONS APPROVED FOR
BIDS FOR WELL 11R ENCLOSURE, 824 EAST
TURNER ROAD

CC-12.1(c) The City Council approved the plans and specifications for Well 11R and authorized advertising for bids.

This project consists of furnishing and installing an 8-foot high masonry block wall site enclosure, doors, gates, chain link fencing, concrete curb, gutter and sidewalk, driveway, site light and site grading for the new municipal water well located at 824 East Turner Road.

CONTRACT AWARD FOR CHURCH STREET PARKING
LOT EXPANSION, 100' N/PINE STREET -
ALLEY NORTH

RESOLUTION NO. 92-120

CC-90 The City Council adopted Resolution No. 92-120 awarding the
CC-300 contract for the Church Street Parking Lot Expansion, 100' N/Pine Street - Alley/North to A. M. Stephens Construction in the amount of \$40,651.25 and approved transferring \$20,000.00 from the City Hall expansion and remodel account to complete the project.

This project is the construction of a 14-space parking lot adjacent to the Civic Center. The parking lot will be used by City employees.

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The small size of this project increased the unit prices for a number of the bid items. The engineer's estimate failed to adequately consider this factor.

We are also recommending that \$20,000.00 be transferred from the City Hall expansion remodel account to complete this project.

Plans and specifications for this project were approved on May 20, 1992. The City received the following four bids for this project:

<u>Bidder</u>	<u>Location</u>	<u>Bid</u>
Engineer's Estimate		\$31,767.50
A. M. Stephens Construction	Rio Vista	40,651.25
Claude C. Wood Co.	Lodi	46,379.80
Teichert Construction	Stockton	46,476.00
Granite Construction	Stockton	49,970.00

CONTRACT AWARD FOR TYPE II SLURRY
SEAL FOR VARIOUS STREETS, 1992

RESOLUTION NO. 92-121

CC-90 The City Council adopted Resolution No. 92-121 awarding
CC-300 the contract to apply type II slurry seal for various City
streets to Valley Slurry Seal Company of Sacramento,
California.

The specifications for type II slurry seal for various City streets were approved by the City Council at the June 17, 1992 meeting and five bids were received on July 1, 1992.

The cost of slurry seal per square foot has increased 4% since the last time the City requested bids which was July 1991.

EXPENDITURE OF ASSET SEIZURE FUNDS
TO PURCHASE COMPUTER EQUIPMENT FOR THE
INVESTIGATIONS DIVISION AND NEW FIREARMS
AND RELATED SAFETY EQUIPMENT FOR THE
LODI POLICE DEPARTMENT APPROVED

RESOLUTION NO. 92-122

CC-6 The City Council adopted Resolution No. 92-122 authorizing
CC-20 the allocation of \$86,000 from the Asset Seizure Fund to
CC-47 purchase computer equipment for the Investigations Division
CC-152 and new firearms and related safety equipment for the Lodi
CC-300 Police Department.

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REVISED CLASS SPECIFICATIONS FOR
WASTEWATER PLANT OPERATOR I/II,
WATER/WASTEWATER SUPERVISOR AND PLANT
AND EQUIPMENT MECHANIC APPROVED

RESOLUTION NO. 92-123

CC-34 The City Council adopted Resolution No. 92-123 approving
CC-300 revised class specifications for Wastewater Plant Operator
I/II, Water/Wastewater Supervisor and Plant and Equipment
Mechanic.

The City Council was advised that the City has been mandated by the California State Department of Health Services to install Granular Activated Carbon filtration systems on designated well sites. It has also mandated that the classifications operating and maintaining these systems possess a Water Treatment Operator Certificate, Grade II. The Water/Wastewater Supervisor and Plant and Equipment Mechanic are the classifications affected by this requirement and their specifications have been amended accordingly.

The current class specification for the Wastewater Plant Operator I/II limits the City's ability to recruit qualified individuals for the journey level - Operator II - position. The amended class specification permits expansion of our applicant pool by allowing required certification to be substituted for specified experience.

AMENDED SALARY RANGES FOR WATER/WASTEWATER
SUPERVISOR AND PLANT AND EQUIPMENT
MECHANIC APPROVED

RESOLUTION NO. 92-124

CC-34 The City Council adopted Resolution No. 92-124 approving
CC-300 an amended salary schedule for Water/Wastewater Supervisor
and Plant and Equipment Mechanic.

A Grade II Water Treatment Operator Certificate is now required for the classifications of Plant and Equipment Mechanic and Water/Wastewater Supervisor. This is mandated because of the addition of the Granular Activated Carbon (GAC) filtration system operation and maintenance to the duties of Plant and Equipment Mechanic and Water/Wastewater Supervisor. Due to this change in minimum qualifications, a 5% salary increase has been negotiated retroactively to March 30, 1992 for those employees possessing the certificate and July 6, 1992 for those who need to obtain it. The proposed monthly salary ranges are as follows:

Plant & Equipment Mechanic

A	B	C	D	E
2,165.22	2,273.46	2,387.14	2,506.52	2,631.86

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Water/Wastewater Supervisor

A	B	C	D	E
2,588.10	2,717.48	2,853.38	2,996.04	3,145.83

ITEM REMOVED FROM AGENDA

Agenda item #F-12 entitled, "Salary compensation amendments for previously adopted schedules for Police Dispatchers and Maintenance and Operators" was removed from the agenda.

ELECTRICAL IMPROVEMENT PROJECT AT
GRAPE BOWL (STADIUM), 221 LAWRENCE STREET,
LODI APPROVED

CC-6
CC-7(c)
CC-133

The City Council approved the proposed electrical improvement project for the Lodi Grape Bowl (Stadium).

The City Council was advised that in 1989 Hans Hansen, Assistant Utility Director, addressed a potential electrical problem at the Grape Bowl. Hansen stated that the stadium had inadequate electrical service and antiquated direct buried cable which made this facility "an accident waiting to happen" meaning that whenever the facility was used under lights a complete blackout could occur. Hansen's feeling was that something should be done to correct this potential situation as soon as possible.

After reviewing these concerns the City hired HCS Engineering Inc. to evaluate the situation at the Grape Bowl and their findings supported Hansen's recommendations. This firm also addressed the amount of light at field level, and suggested that something be done to improve this situation.

The City Utility Department and Parks and Recreation Director Williamson agree that the City proceed with upgrading the stadium electrical system and addressing the amount of light available at field level. Our plan is to move ahead with redirecting and cleaning existing lights and fixtures and to place additional lights and fixtures removed from the Kofu Park light project midway up the light towers to guarantee us the necessary candle power at field level for our athletic activities. At the conclusion of the high school football season we would then complete the project by bringing in the necessary electrical service and replacing the direct buried cable. The Parks and Recreation Director is comfortable that this method, at a cost of \$90,000.00 to \$100,000.00, will provide us with an excellent solution and at a savings from the original engineering estimate of \$130,000.00.

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DELETION OF LODI ARTS COMMISSION
FROM THE FAIR POLITICAL PRACTICES COMMISSION
(FPPC) REPORT REQUIREMENTS

RESOLUTION NO. 92-126

CC-2(k) The Lodi City Council adopted Resolution No. 92-126
CC-7(v) entitled, "A Resolution of the Lodi City Council Repealing
CC-300 and Reenacting Resolution No. 92-107 Thereby Amending City
 of Lodi Conflict of Interest Code for Various City Boards
 and Commission Members and Designated Employees.

The City Council was reminded that at the June 17, 1992 Council meeting, the Council adopted Resolution No. 92-107 which specified the employees, officers, and members of Boards and Commissions who were subject to Conflict of Interest reporting.

Although it had been previously determined that since the Lodi Arts Commission had no independent budget authority it should be removed from the list, it was accidentally included in Exhibit "A" of the Resolution.

Resolution No. 92-107 itself does not contain reference to the Arts Commission. However, the Arts Commission was inadvertently included in Exhibit "A" to Resolution No. 92-107. It is now necessary that No. 92-126 repealing and reenacting Resolution No. 92-107 be adopted and forwarded to the Fair Political Practices Commission if the Arts Commission is to be excluded from reporting requirements.

CERTIFICATION OF THE CITY OF LODI'S
COMPLIANCE WITH THE CONGESTION MANAGEMENT
PROGRAM (CMP) OF SAN JOAQUIN COUNTY FOR
THE PERIOD OF JANUARY 1, 1992 TO JUNE
30, 1992

CC-6 The City Council certified that the City of Lodi is in
CC-7(b) conformity with the Congestion Management Plan (CMP) of San
CC-35 Joaquin County for the period of January 1, 1992 through
 June 30, 1992.

On January 1, 1992, the San Joaquin County Congestion Management Plan (CMP) became operative for all jurisdictions in San Joaquin County. This state mandated program was adopted in an attempt to improve congestion on San Joaquin County's highways and major roads and also to improve air quality in the county.

State law requires a CMP to be created and for local compliance with the CMP to be annually monitored. The program is linked to new gasoline tax revenues which local governments receive under the provisions of Propositions 111 and 108, approved by the voters in June 1990. Failure to comply with CMP requirements can jeopardize the City's share of these new revenues.

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The San Joaquin County CMP has a self-certification program to determine conformity with the CMP. Annually, each jurisdiction must fill out a check list and certify that they are in compliance. The check list must be accompanied by a Certification Statement adopted by the local jurisdiction's governing board, stating that to the best of its knowledge, the jurisdiction is conforming with the CMP.

The annual monitoring to determine compliance will take place in September of every year, with the compliance material due by July 31 each year. Because the CMP program went into effect on January 1, 1992, this first review will only cover the period from January 1, 1992 through June 30, 1992. The Community Development Department has determined the City is in compliance with the CMP and recommended that the City Council consider certifying the City's conformity.

CITY COUNCIL SUPPORTS THE RECOMMENDATIONS
OF THE VISION 2000 REGIONAL GROWTH
MANAGEMENT TASK FORCE

RESOLUTION NO. 92-125

CC-6 The City Council adopted Resolution No. 92-125 supporting
CC-117 the recommendations of the Vision 2000 Regional Growth
CC-300 Management Task Force.

The City Council was reminded that at its regular meeting of Wednesday, July 1, 1992 the City Council heard a presentation by Jim Conklin, Executive Director of the Business Council of San Joaquin County, and Mike Locke, City Manager, City of Tracy on the work of the Vision 2000 Regional Growth Management Task Force. The City Council was in agreement with the Task Force recommendation and the proposed resolution will formally transmit this concurrence.

INTRODUCTION OF ORDINANCE PLACING A
FIVE-MILE PER HOUR SPEED LIMIT ON LODI LAKE

ORDINANCE NO. 1553 INTRODUCED

CC-24 (b) The City Council was reminded that at its meeting of March
CC-27 (c) 18, 1992, it decided that access between Lodi Lake and the
CC-149 Mokelumne River would be opened, but that the speed limit
 of boats on the lake would be limited to 5 miles per hour.
 Signs indicating the 5 MPH limit have been posted.

It has been pointed out by the Sheriff's office that to make the 5 MPH speed limit enforceable, it will require an ordinance, which must also be submitted to the California Department of Boating and Water Safety. If the Council wishes to enforce the 5 MPH limit on Lodi Lake, it will be necessary to put in place such an ordinance.

The City Council introduced Ordinance No. 1553 entitled, "An Ordinance of the City Council of the City of Lodi

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Amending Chapter 10.20 of the Lodi Municipal Code by Adding
Thereto a New Section 10.20.040 Limiting Speeds of Boats on
Lodi Lake.

COMMENTS BY CITY
COUNCIL MEMBERS

The following comments were received under the "Comments by
City Council Members" segment of the agenda:

REPORT ON RECENT MEETING REGARDING
ECONOMIC DEVELOPMENT

CC-6 Mayor Pinkerton gave the following report regarding a
CC-400 meeting which was held Tuesday, July 14, 1992 regarding
economic development:

Present at the meeting were: Mayor, Vice-Mayor, City
Manager, Chamber Executive Director and President, Plant
Manager of General Mills Bob Wheeler, and Rick Weddle of
the San Joaquin Partnership.

Mayor Pinkerton stated that he is asking this City Council
to establish Economic Development as one of this City's top
priorities.

Further that he is also asking for the assistance of the
San Joaquin Partnership, which we as a City financially
support, to assist in facilitating our discussions on this
topic.

Mayor Pinkerton indicated that we need to establish goals
and objectives regarding our Economic Development efforts.

The continued Economic Development of this City is vital to
our survival - we need jobs.

With the assistance of the Partnership, we will develop
effective strategies - Lodi will be competitive in
attracting industry.

Mayor Pinkerton stated that he will be asking the
Partnership to interview individually all members of this
City Council and then we will come together, with public
input, and develop the strategies that will make us
competitive.

There is no reason we shouldn't be getting our share of the
action.

Mayor Pinkerton sees this as the first step in getting
aggressive in Economic Development.

The City will keep all informed as we move forward in this
area.

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MAYOR PINKERTON ANNOUNCES THAT HE WILL NOT BE SEEKING RE-ELECTION

CC-18 Mayor Pinkerton announced that he will not run for
CC-108 re-election in the November 3, 1992 General Municipal Election thereby bringing to a close a 20-year career in city politics. In his prepared statement, the Mayor applauded efforts of the various city councils of which he has been a part during his political career, citing many of their accomplishments; praising an outstanding level of service provided by the City's various departments; and acknowledging an efficient City staff and an understanding family for the work he was able to do.

RECESS Mayor Pinkerton declared a five-minute recess and the City Council reconvened at approximately 7:50 p.m.

COMMUNITY URGED TO SUPPORT AMERICAN CANCER SOCIETY'S FUND RAISER "RAZZLE DAZZLE"

Council Member Snider urged the community to support this year's American Cancer Society fund raiser, "Razzle Dazzle" being held August 6, 1992 at Wine and Roses Country Inn.

COMMENTS BY THE PUBLIC ON NON AGENDA ITEMS

The following comments were received under the "Comments by the public on non-agenda items" segment of the agenda:

COMMUNITY SUPPORT OF SU SALUD

Dr. Dario Marenco, 619 North Tuxedo, Stockton addressed the City Council regarding Su Salud, a health and education fair being held on Sunday, July 19, 1992 at the San Joaquin County Fair Grounds and thanked the Lodi business community for its support of the event.

LODI BOYS' AND GIRLS' CLUB ROCK AND ROLL PARTY '92

Deanna Enright of the Lodi Boys' and Girls' Club addressed the City Council urging the community to attend "Rock and Roll Party, '92" being held on July 25, 1992 at the Lodi Grape Bowl.

CITIZEN VOICES COMPLAINTS

CC-16 Ngujen To Can, P. O. Box 9077, Stockton addressed the City Council regarding her driver's license being suspended and numerous other complaints.

PUBLIC HEARINGS

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider the appeal of Edie Houston of the

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Planning Commission's conditional approval of the request of Terry Piazza, Baumbach and Piazza, Inc., Consulting Engineers, on behalf of Bruce Towne for approval of the Tentative Subdivision Map of Towne Ranch, Unit No. 1, a 21.4 acre, 107 unit single-family residential subdivision located at 398 East Turner Road (APN 029-030-42).

APPEAL REGARDING TENTATIVE SUBDIVISION
MAP OF TOWNE RANCH UNIT NO. 1

CC-16
CC-46
CC-53(a)

The City Council was advised that Edie Houston is appealing the Planning Commission's approval of the Tentative Parcel Map of Towne Ranch, Unit No. 1 because she believes that all lots abutting the Park West Subdivision should have a minimum of 6,500 square feet which is the minimum lot size in Lodi's R-1, Single-Family Residential District. She backs her argument by referring to Ordinance No. 1529 which states:

"The parcels at 150 East Turner Road (APN 029-030-01) and 398 East Turner Road (APN 029-030-42) (proposed Towne Ranch development) are hereby rezoned R-1, Single-Family Residential and R-2, Single-Family Residential."

The text does not designate what lots or areas are to be zoned either R-1 or R-2.

The staff report for the November 6, 1991 Council meeting also states R-1 and R-2, again without any lot or area designation.

However, the Planning Commission's recommendation indicates R-2 zoning for the entire site. In fact, the Planning Commission's approval of the Tentative Subdivision Map was made with the conclusion that the entire area was zoned R-2.

At the Planning Commission hearing on the rezoning, Terry Piazza indicated that his clients wanted R-2 zoning throughout Towne Ranch and were dropping any request for R-1 designation.

The Community Development Director and the City Attorney indicated that Ordinance No. 1529 entitled, "An Ordinance of the Lodi City Council Amending the Official District Map of the City of Lodi and Thereby Rezoning the 100.1 Acre Parcel Located at 150 East Turner Road (APN 029-030-01) and 398 East Turner Road (APN 029-030-42) (Proposed Towne Ranch Development) R-1, Single-Family Residential and R-2 Single-Family Residential, with a Condition Relating to School Facilities Funding" adopted November 20, 1991 was flawed. Community Development Director Schroeder further stated that this is a zoning matter. It was determined that the City Council could take no formal action at this time and that the entire matter required review and reconsideration. The Tentative Subdivision Map of Towne Ranch, Unit No. 1 was therefore laid on the table.

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In addition to the required legal advertising for public hearings, those persons who were in the audience regarding this matter were asked to leave their names and addresses so that they could be notified as to when the matter would be before the Lodi Planning Commission and/or the City Council for reconsideration.

RECESS The Mayor declared a five-minute recess and the City Council reconvened at approximately 8:15 p.m.

PUBLIC HEARING TO RECEIVE PUBLIC COMMENTS ON THE FINAL DRAFT OF THE REGIONAL HOUSEHOLD HAZARDOUS WASTE ELEMENT CONTINUED

CC-24(d) Notice thereof having being published according to law, an affidavit of such publication being on file in the office of the City Clerk, Mayor Pinkerton called for the public hearing to receive public comments on the Final Draft of the Regional Household Hazardous Waste Element (HHWE).

It was pointed out that Council Member Sieglock was absent from this meeting and that Council Member Hinchman had not yet arrived. Following a brief discussion, on motion of Council Member Snider, Pennino second, the City Council continued the public hearing to the Regular City Council meeting of August 5, 1992 in order that the entire City Council might be present when the matter is heard.

PLANNING COMMISSION The City Council was advised that the Planning Commission had not met since the City Council received its last report.

COMMUNICATIONS (CITY CLERK)

CLAIMS CC-4(c) On motion of Mayor Pro Tempore Pennino, Snider second, the City Council denied the following verified claims filed against the City of Lodi:

- a) Farmer's Insurance, date of loss 4/14/92;
- b) Lodi Unified School District, date of loss 5/27/92;
- c) Rudolph E. Lux, date of loss 5/4/92;
- d) William James Moody, date of loss 4/27/92; and
- e) Winston/Marissa Wallace, date of loss 6/10/92.

PUBLIC HEARING DATE SET ON WEIGHT LIMIT ON SOUTH STOCKTON STREET

CC-45(a) City Clerk Reimche advised the City Council that the public hearing which had been approved at the July 1, 1992 Council

