

CITY COUNCIL, CITY OF LODI
 CITY HALL COUNCIL CHAMBERS
 WEDNESDAY, AUGUST 16, 1989
 7:30 P.M.

ROLL CALL Present: Council Members - Hinchman, Olson, Reid,
 Pinkerton and Snider
 (Mayor)

Absent: Council Members - None

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 Jim Berner, Redeemer
 Lutheran Church.

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

PRESENTATIONS

PROCLAMATIONS Mayor Snider presented the following proclamations:

a) "Lodi Heritage Week/Founders Day"

b) "Chamber of Commerce Month"

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

Agenda item E-18 - "Acceptance of improvements under Well
 Drilling, Well 23, 55 East Harney Lane, Contract" was
 removed from the agenda.

CLAIMS CC-21(a) Claims were approved in the amount of \$1,404,813.11.

MINUTES The Minutes of July 5, 1989, July 6, 1989, and July 19,
 1989 were approved as written.

SPECIFICATIONS FOR
 SUBSTATION AND LINE
 INSULATORS APPROVED

CC-12.1(b) The City Council approved the specifications for the
 purchase of 477 station and line insulators and authorized
 the advertisement for bids thereon.

The insulators will be installed at the new Industrial
 Substation 12-kv and 60-kv bus structures and on the
 three new 60-kv overhead lines connecting the new
 substation to the existing system. The estimated cost of
 this purchase is \$95,000.

Funding for this purchase is available within the overall
 funding for the Industrial Substation project.

SPECIFICATIONS FOR
 VOLTAGE TRANSFORMERS,
 AIRBREAK SWITCHES,
 SURGE ARRESTER AND
 STEEL STRUCTURES APPROVED

CC-12.1(b) The City Council approved the specifications for the
 purchase of 15 - 60-kv voltage transformers, 31 - 60-kv
 airbreak switches, 15 - 60-kv surge arresters, 60-kv
 steel structures and authorized advertisement for bids
 thereon. The bid opening date has been set for Wednesday,
 September 6, 1989.

This equipment will be installed at the new Industrial Substation. This group of materials is being bid at this time based on anticipated delivery time in order to be available for the scheduled construction of the station in early 1990. The estimated cost of this purchase is \$60,000; \$133,900; \$22,500 and \$203,600 respectively, for a total of \$420,000.

Funding for this purchase is available within the overall funding for the Industrial Substation project.

SPECIFICATIONS TO
PURCHASE ELECTRICAL
LINE CONSTRUCTION
HARDWARE APPROVED

CC-12.1(b)

The City Council approved the specifications for the purchase of various items of electrical line hardware for use in construction of the City's 60-kv line, and authorized advertisement for bids.

The electric Utility Department has requested that the materials listed below be purchased for use in construction of three new 60-kv overhead lines connecting the new Industrial Substation to the City's existing system:

75 ea	Anchors, 8-way, 12"
75 each	Anchor Rods, 1-1/4" x 10'
6,000 feet	Guy Wire, 7/16"
300 each	Dead-end Grips, 7/16"
100 each	Line Guards, 954KCM

The estimated cost of this purchase is \$9,500, which is covered within the overall funding for the Industrial Substation project.

AWARD CONTRACT FOR
TYPE II SLURRY SEAL
FOR VARIOUS CITY
STREETS, 1989

RES. NO. 89-95

CC-12(a)
CC-300

The City Council adopted Resolution No. 89-95 awarding the contract to apply type II slurry seal for various City streets to Graham Contractors, Inc., San Jose, California in the amount of \$40,996.61.

The specifications for type II slurry seal for various City streets were approved by the City Council at its meeting July 19, 1989, and three (3) bids were received as follows:

Contractor	Total Square Feet	Amount
Graham Contractors, Inc.	911,035	\$40,996.61
Valley Slurry Seal Co.	911,035	\$49,996.61
California Pavement Maintenance Company, Inc.	911,035	\$44,295.03

The cost of slurry seal per square foot increased 20 percent since the last time the City requested bids, which was July 1988.

Graham Contractors, Inc. and Valley Slurry Seal Company submitted identical costs per square foot bids. Staff's recommendation was decided by a coin toss immediately following the bid opening on August 2, 1989.

Continued August 16, 1989

BID ACCEPTANCE FOR
HARD DISC STORAGE
DEVICE FOR POLICE
DEPARTMENT COMPUTER

RES. NO. 89-96

CC-12(a) The City advertised and accepted bids to expand the hard
CC-12(d) disk storage for the Lodi Police Department computer
CC-300 system. The City received the following two bids which
were sealed and opened by the Purchasing Agent on Monday,
August 14, 1989:

IBM - Stockton Office - \$45,580

XL/Systems Support, Inc. - \$41,000.80

The City Council adopted Resolution No. 89-96 awarding the bid for a hard disc storage device for the Police Department Computer to XL/Systems Support, Inc., the low bidder, in the amount of \$41,000.80.

PURCHASE OF PLAYGROUND
EQUIPMENT FOR BLAKELY
PARK

RES. NO. 89-97

CC-12(d) The City Council adopted Resolution No. 89-97 approving an
CC-300 additional \$2,329.56 to the originally quoted price of
\$26,415.92 for the purchase of one Miracle #162-SZBP"
Lokville" Play System, 2 benches #1267 and 2 swings
#162-854-15/#162-854-25 for the Blakely Park play area
rehabilitation which is completely funded with Community
Development Block Grant funds. This additional amount was
required due to an error in the original quote from the
supplier.

REQUEST FOR PROPOSALS
FOR WASTEWATER
COLLECTION SYSTEM
MANAGEMENT SOFTWARE
PROGRAM APPROVED

CC-20 The City Council approved the Request for Proposals for
CC-47 Wastewater Collection System Management Software Program.

The City Council was advised that the approved 1987/88 Wastewater Capital Outlay Budget includes an allocation of \$30,000 for the acquisition of computer hardware, software, and training for a computerized wastewater collection system management program. This program will be used for scheduling, tracking, and generating work orders for routine, scheduled, and unscheduled maintenance work.

The budgeted amount includes the following:

Computer	\$ 5,000
Software	\$ 4,000
Data Entry	\$21,000

The major expense is for entering the existing system attributes (pipe size, length, manhole locations, etc.). This will provide a fully functional, turnkey package.

DESTRUCTION OF RECORDS
RETAINED BY CITY
CLERK'S OFFICE APPROVED

RES. NO. 89-98

CC-6 The City Council adopted Resolution No. 89-98 approving the
CC-300 destruction of certain Dial-A-Ride records retained in the
City Clerk's Office.

CONTRACT AGREEMENT
FOR CONSTRUCTION
MANAGEMENT SERVICES
FOR WHITE SLOUGH WATER
POLLUTION CONTROL
FACILITY EXPANSION
APPROVED

CC-6
CC-90
CC-51(f)

The City Council authorized the City Manager and City Clerk to execute the Construction Management Agreement (Work Order No. 3 of Master Agreement) between the City of Lodi and the engineering firm of Black and Veatch.

The City Council was advised that in February 1987, the City Council approved the Master Agreement, together with the Preliminary Engineering Agreement (Work Order No. 1), between the City and the firm of Black and Veatch. In May 1988, the City Council approved the Design Engineering Agreement (Work Order No. 2). The work under the Design Engineering Agreement is essentially complete.

In general, the work under the construction management agreement includes holding a pre-bid conference, contract document printing and distribution, performing contract administration and related office engineering, providing a full-time contract resident inspector and a part-time electrical inspector, updating the operation and maintenance manual, and providing start-up and warranty period support. The detail of tasks to be provided was presented for the City Council's review.

It has been determined that it is in the City's best interest to provide part-time clerical personnel rather than having this work included under the subject agreement. It is estimated that the clerical position will be needed for approximately four hours per day and this position will be paid on an hourly basis. It has also been found that it is in the City's best interest to provide some of the day-to-day electrical inspection. This inspection will be supervised by a resident inspector and will be performed by White Slough's full-time Electrical Technician.

The total estimated cost under the Construction Management Agreement Work Order No. 3 is \$581,000. It is estimated that the construction of the facility will take approximately 19 months and the work under the start-up and warranty support period will take an additional 12 months.

The Public Works Department did solicit a proposal from the construction management firm of Harris and Associates. This firm specializes in the construction management of municipal wastewater plants and other major public facilities. After reviewing their proposal and adding the additional work that would have to still be done by Black and Veatch (i.e., pre-bid work, office engineering, shop drawing review, operation and maintenance manual update, and start-up), it was decided that it is economically and professionally in our best interest to have Black and Veatch perform the construction management function.

SENIOR DAY CARE
AGREEMENT WITH LODI
MEMORIAL HOSPITAL

CC-90
CC-169

The City Council approved the Senior Day Care Center Agreement with Lodi Memorial Hospital for the operation of a Senior Day Care program at Hutchins Street Square and authorized the City Manager and City Clerk to execute the agreement on behalf of the City.

Continued August 16, 1989

The City Council was advised that William Holz willed \$2.7 million to the City of Lodi to build a Senior Facility at Hutchins Street Square in 1987. The Old Lodi Union High School Site Foundation was instrumental in developing the plans and specifications to provide such a facility with the renovation of the old high school gymnasiums and swimming pool. The project is currently being built by F and H Construction and is expected to be complete in the winter of 1990.

One of the features of the Senior Complex is the Senior Day Care program. It was the desire of the Old Lodi Union High School Site Foundation and the Lodi Senior Citizens Commission to offer such a service to adults that need some type of care-supervision during the day and provide relief to the caregiver. The Foundation felt that this program would be best operated by a current health care provider that had local not-for-profit interests and offered the opportunity to Lodi Memorial Hospital.

The Foundation's representatives and members of the City staff have met with members of Lodi Memorial Hospital's Board of Directors for the past year to develop this agreement.

The City will provide the space to Lodi Memorial Hospital, which allows the Hospital to provide daily Monday through Friday services at a nominal fee. The City will provide the maintenance of the buildings and grounds, with Lodi Memorial Hospital responsible for the janitorial and cleaning services of the interior, all utilities and equipment.

The lease is \$1.00 per year. It is also agreed that if there is any overall profit, it will be paid and remitted to the Foundation for the continued maintenance and development of Hutchins Street Square.

RENEWAL OF LEASE FOR
G-BASIN PROPERTY
FRONTING LOWER
SACRAMENTO ROAD
IMMEDIATELY SOUTH OF
THE EXCAVATED BASIN
APPROVED

CC-90
CC-27(c)

The City Council renewed the lease between Delmar and Doris Batch and the City of Lodi for 15 acres at the G-Basin and authorized the lease to be signed by the City Manager and City Clerk.

The City Council was advised that the Batches have leased this property from the City since 1976. The most recent leases have been on a year-to-year basis because of the uncertainty of the projects involving the G-Basin. This lease is for the 1989 calendar year with an option to renew for the next three years if the property is not needed by the City. The amount of the lease is \$1,350 with an escalation clause to provide for an additional amount in future years.

CLASS SPECIFICATIONS
FOR CHIEF BUILDING
INSPECTOR AND BUILDING
INSPECTOR I/II APPROVED

RES. NO. 89-99

CC-34
CC-300

The City Council adopted Resolution No. 89-99 approving amended Class specification for Chief Building Inspector and Building Inspector I/II.

The City Council was advised that as a result of a classification study completed concerning a Building Inspector I/II position, these class specifications have been updated.

These are routine updates of existing classifications; the changes that were incorporated reflect more accurate and concise job duties.

The Community Development Department has worked with the Personnel Department to arrive at these amended class specifications.

This adjustment is to be effective August 21, 1989.

CLASS SPECIFICATION
AND SALARY RANGE FOR
SENIOR BUILDING
INSPECTOR APPROVED

RES. NO. 89-100

CC-34
CC-300

The City Council adopted Resolution No. 89-100 approving the Class specification and salary range for Senior Building Inspector.

The City Council was advised that these adjustments are proposed in order to implement the findings of a classification study conducted by the Personnel Department.

At the request of the Community Development Department, a position of Building Inspector I/II was examined. The position now completes complex building inspection and plans examining of commercial and industrial projects. Additionally, this position provides lead direction to other Building Inspectors. Because of these specialized job tasks, skills and certification as a Plans Examiner by the International Conference of Building Officials, it was recommended that the Building Inspector position be reclassified to Senior Building Inspector and placed in the General Services bargaining unit.

The salary range for Senior Building Inspector, \$2556.01 - \$3106.85, reflects a 10.30% increase above the Building Inspector I/II and currently is established under occupational code 51.

This adjustment is to be effective August 21, 1989.

ACCEPTANCE OF
IMPROVEMENTS UNDER
INSTALLATION OF
MECHANICAL EQUIPMENT
AND NEW ROOF ON
CAFETERIA BUILDING AT
HUTCHINS STREET SQUARE
APPROVED

CC-90

The City Council accepted the improvements for "Installation of Mechanical Equipment and New Roof on Cafeteria Building at Hutchins Street Square, 600 West Oak Street" contract and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

The City Council was advised that the contract was awarded to Diede Construction of Woodbridge on January 4, 1989, in the amount of \$83,997.00. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

The contract completion date was April 14, 1989 and the actual completion date was June 20, 1989. The final contract price was \$87,853.00. The difference between the contract amount and the final contract price is mainly due to addition of three roof drains, downspout, and scupper to improve drainage.

ACCEPTANCE OF
IMPROVEMENTS UNDER
BECKMAN PARK PUMP
STATION REMODEL APPROVED

CC-90 The City Council accepted the improvements for "Beckman Park Pump Station Remodel, 1426 West Century Boulevard", and directed the Public Works Director to file a Notice of Completion with the County Recorder's office.

The City Council was advised that the contract was awarded to Pacific Mechanical Corporation of Concord on August 3, 1988, in the amount of \$332,103.00. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

The contract completion date was June 6, 1989, and the actual completion date was July 17, 1989. The final contract price was \$375,170.44. The difference between the contract amount and the final contract price is mainly due to additional work needed to connect the new structure to the existing storm drain line and repaving the existing pump station site and four days' liquidated damages (\$400). The overrun should be funded by the 123.0 Master Drainage Fund.

ITEM REMOVED FROM AGENDA

Agenda item E-18 - "Acceptance of improvements under Well Drilling, Well 23, 55 East Harney Lane, Contract" was removed from the agenda.

FINAL MAP AND
SUBDIVISION AGREEMENT
FOR BROOKSIDE TERRACE,
LOCATED BETWEEN HUTCHINS
STREET AND SCARBOROUGH
DRIVE, NORTH OF WIMBLETON
DRIVE APPROVED

CC-46 The City Council approved the final map for Brookside Terrace, Tract No. 2309, and directed the City Manager and City Clerk to execute the subdivision agreement and map on behalf of the City.

The City Council was advised that FCF Properties, the developer of this subdivision, has furnished the City with the improvement plans, the necessary agreements, guarantees, insurance certificates, and fees for the proposed subdivision.

The subdivision is located approximately 200 feet north of Wimbledon Drive between Hutchins Street and Scarborough Drive and contains 10 condominium lots with 70 living units.

VARIANCE TO SPECIFIC
PLAN FOR LOWER
SACRAMENTO ROAD
(KETTLEMAN LANE TO
LODI AVENUE) FROM 1,300
FEET SOUTH OF VINE
STREET TO VINE STREET
APPROVED

ORDINANCE NO. 1460 INTRODUCED

CC-45(a)
CC-46
CC-149 The City Council introduced Ordinance No. 1460 amending the Specific Plan for Lower Sacramento Road (Kettleman Lane to Lodi Avenue) and allowed the developers of Sunwest Unit No. 9, Sunwest Unit No. 10, and 2414 Vine Street to install a 5-foot sidewalk, 10.5 feet of landscaping, and a privately maintained wall. The City Council also determined that the landscaping and wall be approved by the Site Plan and Architectural Review Committee prior to construction.

The City Council was advised that the Specific Plan for Lower Sacramento Road (Kettleman Lane to Lodi Avenue) requires a 7-foot sidewalk and a grape stake fence along reverse frontage single-family residential areas.

The developers of Sunwest Unit No. 9 and Sunwest Unit No. 10 have proposed a common area parcel which would be maintained by the Homeowners' Associations. The Homeowners' Associations will also maintain the landscaping in the right-of-way.

The developer of 2414 West Vine Street would like to continue this same layout from the north boundary of Sunwest 10 to Vine Street. The owner of this parcel will be responsible for maintenance of the Lower Sacramento Road wall and landscaping along this frontage.

It was felt that the 5-foot sidewalk with a wall setback for 10.5 feet of landscaping will be an aesthetic improvement over what is required by the Specific Plan.

It was recommended that the City Council amend the Specific Plan for Lower Sacramento Road (Kettleman Lane to Lodi Avenue) from 1,300 feet south of Vine Street to Vine Street and approve the following variances:

1. Five-foot sidewalk with 10.5 feet of landscaping between the sidewalk and wall. Landscaping to be maintained by the Homeowners' Associations and property owner of 2414 West Vine Street.
2. Landscaping and fence to be approved by the Site Plan and Architectural Review Committee prior to construction.
3. Fence to be privately maintained.

TRAFFIC RESOLUTION
AMENDMENT ESTABLISHING
BRANDYWINE DRIVE AS A
THROUGH STREET

RES. NO. 89-101

CC-45(a)
CC-48(a)
CC-300

The City Council adopted Resolution No. 89-101 establishing Brandywine Drive as a through street and amended the Traffic Resolution.

The City Council was advised that staff has received two requests for improving traffic controls on Brandywine Drive. Both of these requests are at "T" intersections and have no existing controls. A recent count on Brandywine Drive shows the volume is approximately 3,000 vehicles per day. The City's informal guideline for considering establishing a through street is the street must have volumes of approximately 2,000 or more vehicles per day and be used as a minor collector. Brandywine Drive meets this criteria and was designed to collector street

standards. The speed limit is 35 mph and it is appropriate that the cross streets be controlled. Therefore, it was recommended Brandywine Drive be established as a through street. This designation will require stop signs to be installed on minor streets intersecting Brandywine Drive

POLICE DEPARTMENT
FEE SCHEDULE AMENDMENT
PERTAINING TO
FINGERPRINTING AND
LICENSING

RES. NO. 89-102

CC-6 The City Council adopted Resolution No. 89-102 amending
CC-56 fees for Carrying Concealed Weapon (CCW) Permits and
CC-300 Renewals to reflect the \$.50 increase required by the
Department of Justice as follows:

	STATE	CITY	TOTAL
CCW Applicant	\$24.25	\$3.00	\$27.25
CCW Renewal	\$ 5.75	\$3.00	\$ 8.75

SELF-INSURANCE OF
THE CITY'S LONG-TERM
DISABILITY PLAN
EXTENDED TO 24 MONTHS

RESOLUTION NO. 89-103

CC-6 The City Council was advised that the City's present
CC-21.1(h) long-term disability plan has a 180-day waiting period
before the insurance plan takes effect. The cost for this
plan was .98% of payroll. The City has been notified the
premium will increase to 1.34% effective July 1, 1989.
Based upon the July 23, 1989 payroll, the additional
premium cost is \$1,990.44 per month.

The City can reduce the premium to .98% if we increase the
waiting period to 24 months. We would be assuming an
additional risk of 18 months. With an average per person
liability of approximately \$1,500 per month, the City will
save money if there are no more than 15 person months of
paid claims per year. At the present time we have no one
off work in the waiting period; therefore, we will have an
immediate savings of \$11,940. We have discussed this with
our agent of record, William McCormack of Delta Benefit
Plan who feels this is a prudent move.

Council was requested to authorize staff to self-insure the
City's long-term disability up to 24 months.

The City Council adopted Resolution No. 89-103 authorizing
self-insurance of the City of Lodi's long-term disability
plan up to 24 months.

RESPONSE TO THE FINAL
REPORT OF THE 1988-89
SAN JOAQUIN COUNTY
GRAND JURY

CC-6 City Attorney McNatt advised the City Council that
CC-7(b) the Final Report of the 1988-89 San Joaquin County Grand
Jury has been received. While the comments addressed to
the City of Lodi were brief and generally neutral in
nature, certain allegations or suggestions made by the
Grand Jury deserve reply.

Listed below is a draft of a letter addressing the Grand
Jury's comments on the repurchase of the Scenic Overlook
site, and the City's personnel procedures.

While the Report does not allege misconduct, or serious
deficiencies in the City's functions, it does indicate a
misunderstanding by the Grand Jury of certain facts.

Council authorization was requested to send the draft letter to the presiding Judge of the Superior Court, pointing out these errors or misunderstandings by the Grand Jury.

Honorable K. Peter Saiers
Judge
San Joaquin County Superior Court
222 East Weber Avenue
Stockton, CA 95202

Subject: 1988-89 Grand Jury Final Report

Dear Judge Saiers:

On behalf of the City of Lodi, I would like to respond to the portions (attached) of the Final Report by the 1988-89 Grand Jury which address the operations of the City.

References to the Library and Fire Department were neutral in nature, and we appreciate the generally favorable comments received concerning the Police Department. However, some observations by the Grand Jury concerning the City's repurchase of the Scenic Overlook site, and addressing the City's personnel system appear to have been based on erroneous assumptions or misinformation provided to the Grand Jury. It is to these points we would like to respond.

First, the Grand Jury looked into Lodi's repurchase of a former dump site which the City sold in the early 1980's. The repurchase was based on discovery of high levels of lead at the site, which rendered it unusable for development. While the Grand Jury found no improprieties on the part of the City in the sale or the repurchase, the manner in which the comment was written suggested that the City might have been able to foresee this sort of thing, a suggestion with which we disagree. At the time of the sale, the City did everything which we believed was required, and made full disclosure of the nature of the site. It was only thereafter when the federal law was interpreted by courts as applying to such situations that the problem became apparent. The Grand Jury may not have understood this, since it suggested that in the future, the City contact such responsible agencies as "CERCLA" before making any similar sales. As you are probably aware, CERCLA is not a federal agency, but the Comprehensive Environmental Response, Cleanup, and Liability Act, a federal statute.

As to the Grand Jury's comments regarding the terminated fire fighter, a few points should be addressed. The City has never denied that its personnel procedures are in need of updating, and we are in the process of doing so now. However, that is not something which can be accomplished in the few weeks (not "months", as stated in the Report) between the visits by the Jury members. The legal issues raised by the Grand Jury have now been addressed by the Courts in three separate lawsuits, and all have been decided in the City's favor.

The suggestion by the Grand Jury that the City intentionally delayed their investigation is incorrect, and may be based on a misunderstanding by the Jury. The "delay" referred to involved the City's refusal to give to the Jury the personnel records of certain City employees. As you will recall, the Grand Jury served a subpoena duces tecum on the City for these personnel files, and the City moved to deny them access, based on the privacy rights of the individuals involved. You yourself decided that the Grand Jury was not entitled to the majority of these records, and I thought the Jury understood that if the City voluntarily turned over these personnel files, the

City might have been liable to the individuals involved for invasion of privacy. The Grand Jury apparently misinterpreted this as an intentional refusal to cooperate, when in fact, the City could not, by law, voluntarily give up these files. To describe the City's actions as an intentional delay or failure to cooperate is a misrepresentation of the facts.

While the points raised by the Grand Jury were not serious enough to deserve a point-by-point response, I feel this letter is necessary to set the record straight.

Sincerely,

JOHN R. SNIDER
Mayor

The City Council approved the response to the Final Report of the 1988-89 San Joaquin County Grand Jury as prepared by the City Attorney.

1989-1990 TAX RATE
FOR BOND INTEREST
AND REDEMPTION APPROVED

RES. NO. 89-104

CC-21(a)
CC-177
CC-300

The City Council adopted Resolution No. 89-104 establishing the 1989-90 tax rate for bond interest and redemption at 1.77 cents per \$100.00 of assessed valuation.

The City Council was advised that it will be necessary to set a property tax rate for 1989-90 in order to return sufficient funds to pay City of Lodi's annual debt service. The debt service is for the bonds authorized by the voters in 1965.

The 1989-90 net secured roll for Lodi is estimated to be \$1,660,396,081.00. The tax rate needed to generate sufficient funds for bond debt service is calculated to be 1.77 cents per \$100.00 of assessed value. Included in this rate is an allowance for delinquent payments and an adjustment for increased prior year revenue. The rate is a decrease of 1.04 cents from the previous year.

The major portion of the decrease is due to the final payoff of the Series C Bonds which were part of the 1965 General Obligation Bonds.

COMMENTS BY CITY
COUNCIL MEMBERS

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

CITIZENS URGED
TO VOTE SEPTEMBER
19, 1989

Mayor Pro Tempore Hinchman urged all registered voters in the community to vote in the September 19, 1989 election.

NATIONAL BABE RUTH
FINALS

Mayor Pro Tempore Hinchman talked about Kenneth Schmierer who is the coach of the Lodi team who is going to Rhode Island for the National Babe Ruth finals.

LODI'S CERTIFIED
FARMERS' MARKET A
SUCCESS

Council Member Reid indicated how great he felt the downtown Certified Farmers' Market has been. City Attorney McNatt stated that work is under way to extend the agreement for the market to continue.

COUNCIL MEMBER
PINKERTON WILL MISS
OLD COUNCIL CHAMBER

Council Member Pinkerton indicated that he will miss the old Council Chamber after attending meetings there for the past 17 years.

COMMENTS BY THE
PUBLIC ON NON
AGENDA ITEMS

There were no persons wishing to speak under the "Comments by the public on non-agenda items" segment of the agenda.

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 Snider called for the Public Hearing to consider confirming the cost of weed abatement for 1989 and providing for collection.

CONFIRMING THE COST
OF WEED ABATEMENT
FOR 1989 AND
PROVIDING FOR
COLLECTION

RES. NO. 89-105

CC-24(b)
CC-300

City Clerk Reimche reminded the City Council that several months ago the Council initiated weed abatement proceedings on various parcels throughout the City. According to the

Government Code of the State of California legal noticing, including letters to the subject property owners, publications, and postings, were made regarding the matter. Various public hearings regarding the program were conducted by the City Council.

Ultimately, the City abated weeds on the following parcels:

1. 713 South Sacramento Street, Lodi
Amount \$360.00
APN 045-240-07
Angelantonio DeRubes
2755 Ordway Street, NW 406
Washington DC 20008
2. 653 East Pine Street, Lodi
Amount \$295.00
APN 043-210-46
Thien Mai
653 East Pine Street
Lodi, CA 95240
3. 508 South Central Avenue, Lodi
Amount \$325.00
APN 047-342-03
James H. Bowles
5828 East Fairlane Road
Acampo, CA 95220

The Government Code provides that the City Council shall set a public hearing to receive a report of the cost of abatement in front of or on each separate parcel of land where the work was done by the City. The City Council set this matter for public hearing at this meeting.

Pursuant to the State Government Code, at the time fixed for receiving and considering the report, the legislative body shall hear it with any objections of the property owners liable to be assessed for the abatement. After confirmation of the report by the Council, a copy shall be forwarded to the County Assessor and Tax Collector who shall add the amount of the assessments to the next regular tax bill levied against the parcels for municipal purposes.

Notice of this hearing was published pursuant to law and a copy of the notice was forwarded to the property owner under Declaration of Mailing.

A report of the Street Superintendent indicating the cost of the City Weed Abatement Program for 1989 was presented for the City Council's review.

There were no persons in the audience wishing to speak on the matter, and the public portion of the hearing was closed.

Following discussion, on motion of Mayor Pro Tempore Hinchman, Olson second, the City Council adopted Resolution No. 89-105 confirming the cost of weed abatement for 1989 in the City of Lodi and providing for collection.

PLANNING COMMISSION Community Development Director Schroeder advised the City Council that no report of the Planning Commission had been prepared since the last meeting.

COMMUNICATIONS
(CITY CLERK)

CLAIMS CC-4(c)

On recommendation of the City Attorney and ADJUSTCO, the City's Contract Administrator, the City Council, on motion of Council Member Reid, Hinchman second, denied the following claims and referred them back to the City's Contract Administrator:

- a) Pacific Coast Producers - Date of loss - 7/5/89
- b) First Interstate Bank - Date of loss - 8/21/87

ABC LICENSE APPLICATIONS

CC-7(f)

City Clerk Reimche presented the following applications which had been received for Alcoholic Beverage Licenses:

- a) Joseph Le, Milk Stop, 321 South Hutchins Street, Off Sale Beer and Wine License, Person to Person Transfer
- b) Don R./Odessa J. Griffith, Del Monte Club, 121 North Cherokee Lane, Lodi, On Sale General Public Premises, Person to Person Transfer
- c) Chuong D. Cao, Ming Smorgi Restaurant, 1040 Kettleman Lane, #1, Lodi, On Sale Beer and Wine Eating Place, Original License
- d) Cynthia/Glenn Pierce, The Stuffery, 550 South Cherokee Lane, Suite J, Lodi, On Sale Beer and Wine Eating Place, Original License

CITY CLERK WAS
DIRECTED TO POST
FOR VACANCIES ON
VARIOUS CITY BOARDS
AND COMMISSIONS

CC-2(k)
CC-2(f)

On motion of Mayor Pro Tempore Hinchman, Olson second, the City Council directed the City Clerk to post for a vacancy created on the Lodi Arts Commission by the resignation of Neba Matthiessen. Mrs. Matthiessen's term was due to expire May 5, 1991.

On motion of Mayor Pro Tempore Hinchman, Olson second, the City Council directed the City Clerk to post to receive applications from persons interested in serving on the Lodi Personnel Board of Review.

REPORT OF THE LODI
SENIOR CITIZENS
COMMISSION SENIOR
HOUSING TASK FORCE

Mr. Phillip Pennino, Lodi Senior Citizens Commission presented the following report from the Lodi Senior Citizens Commission Senior Housing Task Force:

To: Lodi City Council

From: Lodi Senior Citizens Commission
Senior Housing Task Force

Dennis Bennett	Dean Peckham
Lillian Goldsmith	Jim Schroeder
Ted Katzakian	Violet Stenson
Charlene Lange	Ron Thomas
Phillip Pennino	Eleanor Todd

From 1980 to 1988 the senior population in Lodi rose from 9,480 to 11,382, an increase of 20%. Over the next two (2) years, Lodi's senior population (aged 60 and over) is projected to grow 26%.

Last fall during a shirtsleeve session, we recognized the need for low cost housing in Lodi. At that time, a task force was formed from the Lodi Senior Citizens Commission and members of the community.

Since formation, the Task Force has met on a monthly basis to analyze the need for affordable senior housing in Lodi. In 1986 it was determined that over 1,200 (19.3%) of Lodi's population live on SSI/SSP, which is substantially below the poverty level according to Federal statistics. Poverty level for one senior citizen is \$6,636 per year or \$553.00 per month.

An average one-bedroom apartment in Lodi now rents for \$350.00. This means that 63% of a senior's monthly income is directed towards housing, as compared to the federally accepted standard of 25%.

Because of the strong need for senior housing, the Task Force explored land availability, developer/ownership alternatives, financing alternatives and facility design. We also discussed the role of the City and developers would play on meeting the needs for senior housing. These alternatives included the following:

- * Establish a non-profit housing corporation.
- * Establish a housing authority.
- * Joint venture with another developer.
- * Contract with an experienced developer thereby limiting the City to financial contribution only.

It was the consensus of the Task Force that as a result of lack of available and affordable land, the Task Force has suspended its meetings pending the resolution of Measure A and the expansion of the White Slough Treatment Plant.

The Task Force recommends that the City of Lodi, with the implementation of the General Plan, consider strengthening its incentives for developers to incorporate senior housing into their development proposals. Under the proposed Growth Management Plans, senior housing would be exempt from the annual housing allocation. The Task Force believes that stronger incentives would accelerate the construction of affordable senior housing.

We would appreciate the opportunity to expand on these ideas during a City Council meeting or a shirtsleeve session. Once the Measure A situation has been solved and the White Slough Treatment Plant expansion is complete, if the City Council so desires, the Task Force will be glad to reconvene to help find a solution for affordable senior housing.

Sincerely,

Senior Citizens Housing Task Force

Following a brief discussion, it was requested that this matter be set for discussion at a future Shirtsleeve Session.

REPORT REGARDING
FEASIBILITY STUDY
ON THE FORMATION
OF A REDEVELOPMENT
AGENCY

CC-310

The City Council received a report by Community Development Director Schroeder regarding a feasibility study on the formation of a Redevelopment Agency. Mr. Schroeder advised that the Community Redevelopment Agencies Association is presenting an "Introduction to Redevelopment Seminar" on Thursday, September 21, 1989 at the Omni Hotel, San Diego and he thought it would be appropriate to have several representatives from the City attend.

1989-90 OPERATING
BUDGET

CC-21(b)

City Manager Peterson reminded the City Council that during the month of June, 1989, it had conducted a series of sessions for the purpose of reviewing the recommended 1989-90 Operating Budget. At the conclusion of these sessions, the Council directed staff to return with an amended budget that achieved a four percent overall reduction. This was done, and a budget reduction plan was reviewed with the City Council at its "Shirtsleeve" session of Tuesday, August 1, 1989. At that time, the Council requested additional time to review both submittals before giving staff direction regarding revisions to the budget as originally submitted. The "Shirtsleeve" session of Tuesday, August 15, 1989 was also for the purpose of budget review.

Following discussion with questions being directed to Staff, the City Council, on motion of Council Member Pinkerton, Olson second, gave direction to staff to modify the City Manager's Recommended Budget by reducing the Contingency Fund, including the proposed salary savings, and reducing the appropriation to the library. The motion carried by the following vote:

Ayes: Council Members - Olson, Pinkerton, Reid, and Snider

Noes: Council Members - Hinchman

Absent: Council Members - None

RECESS

Mayor Snider declared a 10-minute recess, and the City Council reconvened at approximately 8:20 p.m.

RESOLUTION ADOPTED
 OPPOSING THE PROPOSAL
 BY THE STOCKTON
 PLANNING COMMISSION TO
 INCLUDE IN STOCKTON'S
 GENERAL PLAN, CERTAIN
 AREAS NORTH OF EIGHT
 MILE ROAD

RES. NO. 89-107

CC-6
 CC-32
 CC-35
 CC-300

City Manager Peterson advised the City Council that at the direction of the Stockton Planning Commission, the City of Stockton's planning staff has prepared a proposed amended Stockton General Plan that, among other things, provides for development north of Eight Mile Road. In fact, the Stockton planning area depicted in that proposal extends to Harney Lane which is immediately adjacent in some areas to the Lodi city limits. Mayor Snider led a delegation of City representatives in an appearance before the Stockton Planning Commission on August 1. The Mayor expressed the opposition of the City of Lodi to this amended General Plan. Councilmember Olson and several City staff members also attended the Stockton Planning Commission's meeting of August 8 to repeat that expression of opposition. The City of Stockton's planning staff, working with a consulting firm, had recommended the adoption of an amended General Plan that provided for no development north of Eight Mile Road.

Despite the City of Lodi's expressed opposition, the recommendation of the Stockton Planning Commission has, not surprisingly, been moved on to the Stockton City Council for action by that body. The plan could be before the Stockton City Council as early as its regular meeting of August 21, 1989. In making presentations before the Stockton City Council and whatever other agencies may be applicable, it is important to be able to state that this represents the official position of the Lodi City Council.

Following discussion with questions being directed to Staff, the City Council, on motion of Council Member Reid, Hinchman second, adopted the following resolution by unanimous vote:

RESOLUTION NO. 89-107

A RESOLUTION OF THE LODI CITY COUNCIL
OPPOSING THE PROPOSAL BY THE STOCKTON PLANNING COMMISSION TO INCLUDE IN
STOCKTON'S GENERAL PLAN, CERTAIN AREAS NORTH OF EIGHT MILE ROAD

WHEREAS, on August 8, 1989, the Stockton Planning Commission voted to recommend to the Stockton City Council that adoption of a new General Plan be delayed so that certain areas north of Eight Mile Road can be included in a revised General Plan for Stockton's growth; and

WHEREAS, the areas involved are near the southern boundaries of Lodi's sphere of influence, for the most part have Lodi addresses, and have always been commonly understood to be oriented more toward Lodi than Stockton; and

WHEREAS, the inclusion of these areas in Stockton's General Plan would have a direct impact on any future potential for the City of Lodi to plan for the use of such land; and

WHEREAS, Stockton officials and staff have publicly expressed doubt that Stockton is capable of providing municipal services for this area, and have further expressed doubt that the inclusion of such area can be done in compliance with time limits imposed by law;

NOW, THEREFORE, BE IT RESOLVED, that the Lodi City Council, by this resolution, expresses in the strongest terms its opposition to the proposal to include in Stockton's draft General Plan update, any areas north of Eight Mile Road, and urges the Stockton City Council to reject this idea until discussions between the Cities can be carried out concerning this area of mutual interest;

FURTHER RESOLVED, the City of Lodi is prepared to oppose by any means necessary and proper, any attempt at this time to include areas north of Eight Mile Road in Stockton's General Plan.

Dated: August 16, 1989

I hereby certify that Resolution No. 89-107 was passed and adopted by the City Council of the City of Lodi in a regular meeting held August 16, 1989 by the following vote:

Ayes: Council Members - Hinchman, Olson, Pinkerton, Reid and Snider
(Mayor)

Noes: Council Members - None

Absent: Council Members - None

Alice M. Reimche
City Clerk

RESOLUTION RETIRING
THE CITY COUNCIL
CHAMBER LOCATED AT
221 WEST PINE STREET AS
THE OFFICIAL MEETING
PLACE OF THE LODI CITY
COUNCIL

RES. NO. 89-106

CC-6 The City Council on motion of Council Member Reid, Hinchman
CC-14(a) second, by unanimous vote, adopted Resolution No. 89-106 as
CC-300 set forth below following its reading by City Clerk Reimche:

RESOLUTION NO. 89-106

RESOLUTION RETIRING THE CITY COUNCIL CHAMBER
LOCATED ON THE SECOND FLOOR OF CITY HALL,
221 WEST PINE STREET, LODI
AS THE OFFICIAL MEETING PLACE OF THE LODI CITY COUNCIL

WHEREAS, the first meeting of the Lodi City Council in the
Council Chamber at 221 West Pine Street, Lodi was held on Monday, February 20,
1928; and

WHEREAS, Councilmen Hale, Shattuck, Weihe and Mayor
Spooner were present. Councilman Roach was absent due to a serious illness;
and

WHEREAS, the following items appeared on the agenda of that
meeting:

- 1) A special committee from the Lodi Churchman's Club addressed the Council regarding the necessity of enforcing the State law regarding lights on bicycles and the curbing of roller skating by children on the streets.
- 2) Mr. Christian Rageth presented a plan for the landscaping on the south and west sides of Lawrence Park.
- 3) Communications received included the following:
 - a) a letter from F. A. Dougherty and Sons applying for a share of the insurance on the New City Hall;
 - b) a letter from Hill's Jewelry Store regarding clocks;
 - c) an application from G. J. Krieger for permission to operate a popcorn wagon on the streets.
- 4) Four building permits for structures totalling \$6,800 were granted.
- 5) City Engineer L. F. Barzellotti presented a tentative plan for a comfort house for Lawrence Park.
- 6) The following plans for improvements were referred to the Committee on Finance and Revenue:

Lodi Library Extensions Street Grading
Machine
City Park Improvements Garage at City Hall
City Hall Lighting Standards Barnhart
Sewer Extension
Parking City Hall Grounds Tower for Fire
Signal
Remodeling of Water Plant Garage at Maple
Square

- 7) Bills in the amount of \$2,423.94 were approved.
- 8) The disposal of cannery waste for the coming canning season was discussed.
- 9) The program for the public opening of the new City Hall was discussed.

WHEREAS, during the past 61 years, this chamber has been the setting of debate, deliberation, and decision which has resulted in the stability, growth and development of our City; and

WHEREAS, the City's population has increased from approximately 7,200 to 50,000, and the annexed territory from 1.51 square miles to 9.450 square miles; and

WHEREAS, over the years, City Council Members have given unselfishly of their time and talent in providing the best possible government for the City of Lodi, and loyal and efficient civic employees have dedicated themselves to faithfully and effectually carrying out the acts of the City Council;

NOW, THEREFORE, BE IT RESOLVED that it seems only fitting on the occasion of the last regular City Council meeting of the Lodi City Council to be held in this chamber that we bid farewell to this room which has served this community so well during these years.

Dated: August 16, 1989

I hereby certify that Resolution No. 89-106 was passed and adopted by the City Council of the City of Lodi in a regular meeting held August 16, 1989 by the following vote:

Reid and	Ayes:	Council Members - Hinchman, Olson, Pinkerton, Snider (Mayor)
	Noes:	Council Members - None
	Absent:	Council Members - None

Alice M. Reimche
Alice M. Reimche
City Clerk

ORDINANCES There were no ordinances presented for adoption.

ADJOURNMENT There being no further business to come before the City Council, Mayor Snider adjourned the meeting at approximately 9:00 p.m. to 7:30 a.m., Wednesday, August 30, 1989.

ATTEST:

Alice M. Reimche
Alice M. Reimche
City Clerk