

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, JULY 1, 1998  
7:00 P.M.**

1. ROLL CALL

Present: Council Members - Johnson, Land, Mann, Pennino and Sieglock (Mayor)

Absent: Council Members - None

Also Present: City Manager Flynn, Deputy City Manager Keeter, Public Works Director Prima, Community Development Director Bartlam, Human Resources Director Narloch, Fire Chief Kenley, City Attorney Hays and City Clerk Reimche

2. INVOCATION

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

3. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Dave Bender and Greg Williams with Boy Scout Troop #299.

4. AWARDS / PROCLAMATIONS / PRESENTATIONS

- a) Mayor Sieglock presented a proclamation to Parks and Recreation Director Williamson proclaiming the month of July as "July is Parks and Recreation Month" in the City of Lodi.
- b) Mayor Sieglock, along with Parks and Recreation Director Williamson and various staff members, presented Certificates of Appreciation to the following groups and individuals:
- **Tokay Remote Control Modelers Club.** For their 24 year relationship and development of Pixley Park and investment of \$10,000 for a new flying area.
  - **Greater Kiwanis Club of Lodi.** For their construction of an \$11,000 group picnic area at Lodi Lake Park.
  - **The Boosters of Boys/Girls Sports.** For 39 years of service to the youth of Lodi and the surrounding area.
  - **Walter Kalthof.** For his dedication as the baseball and softball youth umpire trainer, basketball referee trainer and as Salas Park supervisor.
  - **Kathy Grant.** For a decade of volunteer service as a Nature Area Docent and her commitment as a leader and teacher for both children and adults of all ages.
  - **Dave Bender.** For the construction, installation and repair of Nature Area signs and the resurfacing of 15 Nature Area amphitheater benches.
  - **Greg Williams.** For the construction and installation of a native plant garden in the Nature Area.
  - **Olivia Sanchez.** For her dedication as the After School Program coordinator in providing a quality and successful program for school aged children.
  - **Lodi City Swim Club.** For many years of service to the City of Lodi in developing and facilitating aquatic interest in Lodi.
  - **Mark Gabrys.** For outstanding service to the City of Lodi as the head scorekeeper in adult softball.

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- c) Mayor Sieglock and Parks and Recreation Director Williamson presented a plaque to Lisa Rudloff, Recreation Supervisor, in recognition of her accomplishments as a national level umpire and her achievements as a City employee.
  - d) Dennis Lewis with the Lodi Adopt-A-Child Program and Laura Burns with Mervyns made a presentation to the City Council regarding the Adopt-A-Child Child Spree Program.
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5. RECESS

Mayor Sieglock called for a ten-minute recess, and the City Council meeting reconvened at approximately 7:50 p.m.

6. URGENCY ITEM ADDED TO THE AGENDA

Following introduction of the matter by Public Works Director Prima, the City Council on motion of Council Member Johnson, Land second, unanimously added the following item to the agenda as an urgency item pursuant to Government Code:

- a) East San Joaquin Parties Water Authority Budget

This item was placed on the Regular Calendar as item #H-2.

7. CONSENT CALENDAR

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

- a) Claims were approved in the amount of \$2,708,524.23.
- b) The minutes of June 10, 1998 (Joint Meeting with Lodi-Woodbridge Winegrape Commission), June 17, 1998 (Regular Meeting) and June 19, 1998 (Special Meeting) were approved as written.
- c) Approved the specifications for 16,000 feet of #477MCM bare aluminum conductor and authorized advertising for bids.
- d) Approved the specifications for a replacement mail folding/inserting machine for utility bill mailing and authorized advertising for bids.
- e) Adopted Resolution No. 98-105 awarding the purchase of one Transformer Turns Ratio Tester to the low bidder, Vanguard Instrument Company, Novato, California/Tarbell Associates, Modesto, California, in the amount of \$9,482.00.
- f) Adopted Resolution No. 98-106 awarding the contract for White Slough Water Pollution Control Facility (WSWPCF) Holding Pond No. 1 Embankment Rehabilitation to Asta Construction, of Rio Vista, in the amount of \$91,313.25, and appropriated funds in accordance with staff recommendation.
- g) Adopted Resolution No. 98-107 awarding the contract for maintenance of landscape areas for fiscal year 1998/99 to Odyssey Landscape Company, Inc., of Stockton, in the amount of \$51,648.00 and appropriated an additional \$15,000 in the contract for irrigation systems maintenance.

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- h) Received Contract Change Orders for Hutchins Street Square Conference and Performing Arts Center, 125 South Hutchins Street.
- i) Approved the Improvement Deferral Agreement for 731 Peach Street and authorized the City Manager and City Clerk to execute the Agreement on behalf of the City.
- j) Approved the encroachment permit and hold harmless agreement for 1301 West Kettleman Lane and directed the City Manager and City Clerk to execute the agreement on behalf of the City.
- k) Approved the encroachment permit and hold harmless agreement for 601 East Kettleman Lane and directed the City Manager and City Clerk to execute the agreement on behalf of the City.
- l) Approved the release of funds in the amount of \$38,000 from the 1997-98 budget for the purchase and installation of police radio infrastructure, by Motorola, Inc., to support a second repeated radio frequency.
- m) Adopted Resolution No. 98-108 declaring weeds a public nuisance and initiating abatement proceedings on various parcels throughout the City, and further setting the matter for Public Hearing on August 5, 1998.
- n) Adopted Resolution of Intention No. 98-109 to abandon the south 174 feet of Sacramento Street, referred the matter to the Planning Commission, and set it for Public Hearing at the regular Council meeting of August 5, 1998.

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8. PUBLIC HEARINGS

None.

9. COMMUNICATIONS (CITY CLERK)

- a) On recommendation of the City's Risk Manager and/or the City's contract administrator, Insurance Consulting Associates, Inc. (ICA), the City Council, on motion of Mayor Pro Tempore Land, Johnson second, unanimously rejected the following claims:
  - 1. Danny Berry, date of loss 10/31/97
  - 2. Del Daniel, date of loss 3/4/98
- b) The following report was presented to the City Council:
  - 1. Planning Commission report of June 10, 1998
- c) The City Council, on motion of Council Member Pennino, Land second, directed the City Clerk to post for the following vacancies and expiring terms on the Greater Lodi Area Youth Commission:

**Greater Lodi Area Youth Commission**

Advisor

Phillip Pennino

Term expiring on August 30, 1998

Adult Members

Sherri Handel

Term expiring on August 30, 1998

Vacancy

Term expiring on August 30, 1999

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Student Members

Jessica Williams	Term expiring on August 30, 1998
Bobby Whitmire	Term expiring on August 30, 1998
Aaron Lange	Term expiring on August 30, 1998
Christina Wright	Term expiring on August 30, 1999
Suzanne Radotic	Term expiring on August 30, 1999

10. REGULAR CALENDAR

- a) Agenda item #H-1 entitled, "Lower Mokelumne River Watershed Stewardship Plan".

Public Works Director Prima informed the City Council that the City received the following letter from the San Joaquin County Resource Conservation District requesting City support for a CALFED grant application.

*"The San Joaquin County Resource Conservation District (SJRCDC) is coordinating a community based approach to watershed planning for the lower Mokelumne River Watershed. Planning that incorporates the local agricultural community provides an opportunity to combine the services and expertise of landowners and managers; the general public; special interest groups; and agency personnel in a single efficient effort. An inclusive participatory planning process promotes greater commitment to and cooperation in the implementation of a long-term watershed management plan. This approach will help insure the River's stewardship for future generations.*

*Objectives of a watershed plan for the lower Mokelumne River are to involve agricultural, commercial, public, and residential landowners with other interested participants in a proactive approach to protect economic, cultural, and natural resource values along the river; reduce regulation; develop incentive and education programs for watershed stewardship; and provide a model program for watershed planning in San Joaquin County.*

*The SJRCDC is applying for a CALFED grant to facilitate the development of this community based plan. On behalf of the SJRCDC I am soliciting your support and participation in this process. I would appreciate a letter stating your support for the process prior to our submittal of the proposal on June 30. If you have any questions, please contact me at (209) 478-1957. Thank you."*

As of June 23, 1998, the application was still in the development stage and staff was unable to offer a specific recommendation, although staff generally supports the objectives as stated in the letter. Staff also feels that being involved in any planning efforts pertaining to the lower Mokelumne River is appropriate.

Speaking in support of the matter was Mr. John B. Meek, Jr., President of the San Joaquin County Resource Conservation District. Mr. Meek requested that a letter from the Mayor be prepared indicating the City of Lodi's support for this process prior to the submittal of the proposal.

Council Member Pennino requested that a copy of the names of the board members be forwarded to the City Council.

Following further discussion regarding the matter, the City Council, on motion of Council Member Pennino, Johnson second, unanimously endorsed the proposal and directed staff to prepare a letter for the Mayor's signature expressing the City's support.

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- b) Agenda item #H-2 entitled, "East San Joaquin Parties Water Authority Budget" (added as an urgency agenda item).

Public Works Director Prima informed the City Council that on Tuesday, June 30, 1998, the East San Joaquin Parties Water Authority met with San Joaquin County Supervisors Barber and Marengo to discuss the County's action regarding the proposed 1998/99 budget for ESJPWA. The Authority had requested \$200,000 from the Board to complete the groundwater recharge/banking test project and formulate a new Authority agreement to undertake a larger scale project in cooperation with East Bay Municipal Utilities District. The total requested budget was approximately \$250,000, including \$10,000 from the City of Lodi. During the previous week, the Board had denied the funding, but left the door open for adding the funds at a later date.

At the June 30, 1998 meeting, the Supervisors indicated a willingness to reconsider the item before the entire Board at its July 7 meeting if the ESJPWA members appeared at the meeting to support the request. Council Member Johnson, who attended the June 30 meeting as the City's ESJPWA representative, and staff intend to appear at the July 7 meeting. However, staff feels it is important that the City Council back and approve the City's funding portion.

As background information, the County already provided \$500,000 in fiscal year 1997/98 toward the project and the City provided an additional \$50,000. The other members of ESJPWA contributed as well. The test project has reached its June 30 completion date; however, the amount of water to be injected is far below the maximum planned due to high turbidity in the water caused by increased runoff. East Bay has offered to continue to provide water through the summer given the abundance of runoff this year.

While it would be unfortunate to allow the project to end so abruptly, it would be a greater blow to efforts to improve the groundwater decline if ESJPWA were to fall apart.

Council Member Johnson addressed the City Council regarding the matter indicating that although the City is tentatively supporting a contribution of \$10,000 which he feels is a reasonable amount, he would not be opposed to the City contributing up to \$20,000 if it was absolutely necessary.

Public Works Director Prima provided the City Council with background information as to the funding from the County.

The City Council, on motion of Council Member Pennino, Johnson second, approved up to \$20,000 to help complete the first phase of the East San Joaquin Parties Water Authority recharge project and directed Council Member Johnson and Public Works Director Prima to represent the City's position at the July 7, 1998 San Joaquin County Board of Supervisors meeting.

11. ORDINANCES

None.

12. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- a) Eileen St. Yves, 310 South Orange Avenue, Lodi, addressed the City Council regarding the July 4, 1998, Oooh Ahhh Festival asking who is paying for the fireworks, the City of Lodi or the Lodi Tokay Rotary Club. City Manager Flynn responded that the City is paying for the fireworks. Ms. St. Yves then stated that in conversations with some of her tenants, it was pointed out that all citizens can't afford to go into the park and that the fireworks are too low to see for those persons not attending the Festival.

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Council Member Johnson explained that the Lodi Tokay Rotary Club took over the Festival, at a time when the police department was very close to ending the 4th of July program at the Lake because of all the problems that were being encountered. Council Member Johnson indicated that since the Oooh Ahhh Festival was initiated, these types of problems have been resolved. Further, Mr. Johnson indicated that the moneys taken in at the Festival go back to the community.

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

- a) City Manager Flynn invited the citizens of Lodi to attend this year's *Celebrate America!* event being held at Hutchins Street Square on July 3, 1998 at 6:00 p.m.

The City Manager also gave a breakdown of events planned for the Oooh Ahhh Festival.

City Manager Flynn stated that Bob Andosca has assumed his new duties as President/CEO of the Lodi District of Commerce.

The City Manager announced that the City of Lodi now has its new Highway Advisory Radio Station AM 1250 which will be broadcasting highway advisory information and other information that will be helpful to Lodi citizens.

Birthday wishes were extended to Parks and Recreation Director Ron Williamson. It was also announced that both Mayor Pro Tempore Keith Land and Mrs. Land and Council Member Steve Mann and Mrs. Mann were celebrating anniversaries today.

City Manager Flynn also showed off a new promotion called a "Spin Jammer" that will be used in the City's Year 2000 celebration.

Following an inquiry, City Manager Flynn stated that he would look into when the fencing will be coming down around the basketball court(s) at Hutchins Street Square.

- b) Mayor Pro Tempore Land updated the Council on a number of matters involving NCPA. Mr. Land reported that George Fraser had just been hired as the new CEO. Further, Mayor Pro Tempore Land gave a brief update on NCPA's efforts to restructure its debt.

Finally, Mayor Pro Tempore Land reminded the public of the public meeting being held on July 8, 1998 regarding the sports complex proposed for construction adjacent to White Slough.

Mayor Pro Tempore Land recognized the Friends of Lodi Lake and the thousands of hours they have volunteered toward the betterment of this wonderful area in Lodi.

14. CLOSED SESSION

Mayor Sieglock adjourned the City Council meeting at approximately 8:45 p.m. to a Closed Session to discuss the following matters:

- a) Conference with labor negotiator: Government Code §54957.6. Agency negotiator, Joanne Narloch. Employee organization, Lodi Police Dispatchers Association (LPDA)
- b) Conference with labor negotiator: Government Code §54957.6. Agency negotiator, Joanne Narloch. Employee organization, San Joaquin Public Employees Association (SJPEA) for Maintenance and Operators **There was no need to discuss this matter.**
- c) Conference with labor negotiator: Government Code §54957.6. Agency negotiator, Joanne Narloch. Employee organization, San Joaquin County Public Employees Association (SJPEA) for General Services **There was no need to discuss this matter.**
- d) Conference with labor negotiator: Human Resources Director, Joanne Narloch, regarding United Firefighters of Lodi (UFL) pursuant to Government Code §54957.6

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15. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

The City Council meeting reconvened at approximately 9:27 p.m., and Mayor Sieglock disclosed the following actions:

There was no final action taken on item #L-1.

Further, in regards to item #L-4, the City Council, on motion of Mayor Pro Tempore Land, Sieglock second, unanimously approved the Memorandum of Understanding (MOU) for the United Firefighters of Lodi (UFL).

16. ADJOURNMENT

There being no further business to come before the City Council, Mayor Sieglock adjourned the meeting at approximately 9:30 p.m.

ATTEST:

Alice M. Reimche  
City Clerk