

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
WEDNESDAY, OCTOBER 16, 1985

ROLL CALL Present: Council Members - Olson,  
Pinkerton, Reid, Snider,  
and Hinchman (Mayor)  
  
Absent: Council Members - None  
  
Also Present: City Manager Peterson, Assistant  
City Manager Glenn, Community  
Development Director Schroeder,  
Public Works Director Ronsko,  
Interim City Attorney Sullivan,  
and City Clerk Reimche

INVOCATION The invocation was given by Father Raymond  
Knapp, St. John's Episcopal Church.

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

PRESENTATIONS

PROCLAMATIONS Mayor Hinchman presented a Proclamation  
proclaiming "Lodi Business and Professional  
Women's Week".

*2237*

Mayor Hinchman presented Certificates of  
Appreciation to the Lodi Lion's Club, Rotary  
Club, and Boy Scout Troop 269 for their  
participation in the construction of  
the Hutchins Street Median and Arbor.

Mayor Hinchman proclaimed October 25, 1985  
as "Tokay High School Day" and introduced  
members of the Tokay High School student-  
body who were in the audience.

INTRODUCTION OF  
INTERIM CITY ATTORNEY

Mayor Hinchman introduced and welcomed Interim  
City Attorney, C. M. Sullivan.

REPORTS OF THE  
CITY MANAGER

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

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CLAIMS *cc 21a* Claims were approved in the amount of  
\$1,507,796.61.

MINUTES The Minutes of August 21, 1985 and September 4,  
1985 were approved as written.

RENEWAL OF CONTRACT  
FOR LIABILITY CLAIMS  
ADMINISTRATION

*cc 6  
cc = 1(2)* Council was apprised that the City has  
contracted with Leonard J. Russo Insurance  
Service, Inc. for administration of the City's  
liability claims. The proposed renewal contract

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reflects an increased cost of 6%. Russo has handled their services for the City in a professional manner and it is Staff's recommendation that the contract be renewed.

COUNCIL AUTHORIZED THE RENEWAL OF A CONTRACT FOR CLAIMS LIABILITY ADMINISTRATION WITH LEONARD J. RUSSO INSURANCE SERVICES, INC., AND AUTHORIZED THE CITY MANAGER AND CITY CLERK TO EXECUTE THE SUBJECT DOCUMENT ON BEHALF OF THE CITY.

STATEMENT OF INVESTMENT  
POLICY AND INTERNAL CONTROL  
GUIDELINES ADOPTED

RES. NO. 85-144

Council was advised that AB 1073 was passed by the State Legislature and signed into law by the Governor on September 17, 1984. This bill requires City Treasurers to submit an annual written investment policy to their respective legislative bodies.

City Finance Director/Treasurer Robert H. Holm presented for Council's review his recommendation for the City of Lodi's investment policy and Internal Control Guidelines and Segregation of Treasurer's Responsibilities which were prepared on recommendation of the City auditors.

COUNCIL ADOPTED RESOLUTION NO. 85-144 ADOPTING A STATEMENT OF INVESTMENT POLICY AND INTERNAL CONTROL GUIDELINES FOR THE CITY OF LODI.

HUTCHINS STREET  
SQUARE IMPROVEMENTS  
AUTHORIZED

Council was informed that there are a few remaining improvements to be made in the Girls' Gym at Hutchins Street Square before it can be opened for public use. The plan is to move all Jazzercise and aerobics classes now held in the cafeteria (cement floor) to the hardwood floor gym by December 1, 1985. This allows for increased class size and makes available the cafeteria for additional rentals, which will provide for additional rental revenue.

COUNCIL AUTHORIZED MISCELLANEOUS IMPROVEMENTS IN THE GIRLS' GYM AT HUTCHINS STREET SQUARE IN THE AMOUNT OF \$6,700, WHICH IMPROVEMENTS ARE TO BE FUNDED FROM THE HUTCHINS STREET SQUARE MISCELLANEOUS CAPITAL PROJECTS FUND.

VARIOUS SPECIFICATIONS  
APPROVED

COUNCIL APPROVED THE FOLLOWING SPECIFICATIONS AND AUTHORIZED THE ADVERTISING FOR BIDS THEREON:

- I. Annual Lane Line Striping
- II. Aerial Line Truck for the Utility Department
- III. 140 - 100 watt High Pressure Sodium (HPS) Streetlight Luminaries.

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ACCEPTANCE OF  
IMPROVEMENTS AND  
STREETS IN  
LAKESHORE VILLAGE,  
UNIT NO. 7

RES. NO. 85-145

*cc 300*

Council was apprised that improvements in Lakeshore Village, Unit No. 7 have been completed in substantial conformance with the requirements of the Subdivision Agreement between the City of Lodi and Grupe Communities, Inc. dated April 18, 1984, and as specifically set forth in the plans and specifications approved by the City Council.

COUNCIL ADOPTED RESOLUTION NO. 85-145 ACCEPTING THE SUBDIVISION IMPROVEMENTS AND STREETS INCLUDED IN TRACT MAP NO. 1906, LAKESHORE VILLAGE, UNIT NO. 7.

CURB AND GUTTER  
REPLACEMENT ON SOUTH  
CHURCH STREET AND EAST  
ELM STREET ACCEPTED

*cc 300*

Council was informed that the "Curb and Gutter Replacement, 700/800 Block South Church and 300 Block East Elm", which was awarded to Case Construction of Lodi on July 3, 1985, in the amount of \$43,932 has been completed in substantial conformance with the plans and specifications approved by the City Council.

The final contract price was \$47,164.70. The difference between the contract amount and the final contract price is mainly due to widening existing substandard driveways to a minimum width of 12 feet and shared costs on additional sidewalk replacement at a church.

COUNCIL ACCEPTED THE IMPROVEMENTS FOR "CURB AND GUTTER REPLACEMENT, 700/800 BLOCK SOUTH CHURCH AND 300 BLOCK EAST ELM" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

AWARD - PURCHASE OF  
1200 AMP, 15-KV  
VACUUM CIRCUIT BREAKERS

RES. NO. 85-146

City Manager Peterson presented the following bids which had been received for two 1200 amp 15-kv, vacuum circuit breakers:

*cc 1200  
47  
300*

BIDDER	AMOUNT
Square D Company	\$27,340.76
Siemens-Allis, Inc.	\$28,285.72
McGraw-Edison Company	\$30,814.20
General Electric Supply Co.	\$33,065.64
Westinghouse Electric Supply Co.	\$39,101.28

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COUNCIL ADOPTED RESOLUTION NO. 85-146  
AWARDING THE BID FOR THE PURCHASE OF TWO  
1200 AMP, 15-KV, VACUUM CIRCUIT BREAKERS  
TO SQUARE D COMPANY, THE LOW BIDDER, IN  
THE AMOUNT OF \$27,340.76.

AWARD - PADMOUNT  
TRANSFORMER

RES. NO. 85-147

City Manager Peterson presented the following  
bids which had been received for one 1500  
KVA three-phase padmount transformer:

*Handwritten notes:*  
10/16/85  
10/17/85

TRANSFORMER BID EVALUATION

UD-E85-11

<u>Supplier</u>	<u>"A" Price With Tax</u>	<u>"B" Cost of Losses</u>	<u>"A" + "B" Life-Cycle Cost</u>	<u>Estimated Delivery (Weeks)</u>
Westinghouse Electric Supply Co. Concord, CA	\$15,365.76	\$14,117.05	\$29,482.81	23-25
General Electric Supply Co. Emeryville, CA	16,355.80	13,917.95	30,273.75	15-17
Square D Company Hayward, CA	17,572.68	12,789.45	30,362.13	18
RTE Corporation Waukesha, WI	14,953.42	15,788.80	30,742.22	12-14

Based on design data supplied by the bidders,  
the life-cycle cost of transformer losses has  
been evaluated. Based on the minimum total  
life-cycle cost of the transformer, City  
Manager Peterson recommended that the bid  
be awarded to the lowest bidder.

COUNCIL ADOPTED RESOLUTION NO. 85-147 AWARDING  
THE BID FOR ONE 1500 KVA THREE-PHASE  
PADMOUNT TRANSFORMER TO WESTINGHOUSE ELECTRIC  
SUPPLY COMPANY, THE LOW BIDDER, IN THE AMOUNT OF  
\$15,365.76.

AMEND ORDINANCE  
RELATING TO PERMIT TO  
REMOVE SOLID WASTE

ORD. NO. 1366 INTRO.

*Handwritten notes:*  
cc to  
cc 5/12  
10/17/85

COUNCIL INTRODUCED ORDINANCE NO. 1366 - AN  
ORDINANCE OF THE CITY COUNCIL OF THE CITY OF  
LODI AMENDING CHAPTER 13.16.070 RELATING TO  
PERMIT TO REMOVE SOLID WASTE ALLOWING FOR THE  
CITY CLERK OR THE CITY CLERK'S DESIGNEE TO  
ISSUE SUCH PERMITS.

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PUBLIC HEARINGS

Notices thereof having been published according  
to law, and affidavits of publication being  
on file in the office of the City Clerk, Mayor  
Hinchman called for the Public Hearings to

*Handwritten notes:*  
10/17/85

consider the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the request of owners of those parcels known as Frame and Grever to prezone the Frame parcel (.65 acres located at 14752 North Lower Sacramento Road) and the Grever parcel (1.03 acres located at 777 Olive Court) to R-1, Single-Family Residential and consideration of the Planning Commission's recommendation for the approval of the request of the owners of those parcels known as Frame and Grever to prezone the Frame parcel (.65 acres located at 14752 North Lower Sacramento Road) and the Grever parcel (1.03 acres located at 777 Olive Court) to R-1, Single-Family Residential.

FRAME AND GREVER  
PREZONING

ORD. NO. 1367  
INTRO.

*11/15/85  
CC 109*

The matter was introduced by Community Development Director Schroeder who presented diagrams of the subject area and responded to questions as were posed by members of the Council.

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

On motion of Council Member Olson, Reid second, Council certified the filing of a Negative Declaration by the Community Development Director as adequate environmental documentation on the request of owners of those parcels known as Frame and Grever to prezone the Frame parcel (.65 acres located at 14752 North Lower Sacramento Road) and the Grever parcel (1.03 acres located at 777 Olive Court) to R-1, Single-Family Residential.

Mayor Pro Tempore Reid then moved for introduction of Ordinance No. 1367 - An Ordinance pre zoning the Frame parcel (.65 acres located at 14752 North Lower Sacramento Road) and the Grever parcel (1.03 acres located at 777 Olive Court) to R-1, Single-Family Residential. The motion was seconded by Council Member Olson and carried by unanimous vote.

APPEAL RE VARIANCE  
TO INCREASE MAXIMUM FENCE  
HEIGHT DENIED

*02534*

Notice thereof having been published in accordance with law, and an affidavit of publication being on file in the office of the City Clerk, Mayor Hinchman called for the Public Hearing to consider an appeal filed by Mr. and Mrs. Ron Sagert, 142 South Sunset Drive, Lodi, of a Planning Commission decision denying a request for a variance to increase the maximum fence height on the subject property from seven feet to nine feet, 10 inches, to permit an existing fence to remain.

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The matter was introduced by City Manager Peterson. Community Development Director Schroeder presented additional information.

Pictures of the subject area and fence were presented for Council's perusal.

The following persons spoke on behalf of the appeal.

- a) Mr. Ron Sagert, 142 South Sunset Drive, Lodi
- b) Mrs. Ron Sagert, 142 South Sunset Drive, Lodi

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

A lengthy discussion followed with questions being directed to Staff.

Council Member Pinkerton then moved to grant the appeal. The motion was seconded by Mayor Hinchman but failed to carry by the following vote:

Ayes: Council Members - Pinkerton

Noes: Council Members - Olson, Reid, Snider, and Hinchman

In accordance with this action of the Lodi City Council, the subject appeal was denied.

PLANNING COMMISSION City Manager Peterson reported that the Planning Commission had not met since the last report received by Council.

COMMUNICATIONS  
(City Clerk)

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

ABC LICENSE  
APPLICATIONS

- a) Twin Arbors Athletic Club  
Anthony Ahn, et al  
2040 Cochran Road  
Lodi, CA  
On Sale Beer
- b) Twin Arbors Athletic Club  
Anthony Ahn, et al  
1900 South Hutchins Street  
Lodi, CA  
On Sale Beer

PUBLIC HEARING  
SET RE CONDITIONAL  
APPROVAL OF JOHNSON-  
TANDY SUBDIVISION

Following introduction of the matter by City Clerk Reimche, Council, on motion of Mayor Pro Tempore Reid, Olson second, set for Public Hearing at the Regular Council Meeting of November 6, 1985, the appeal of

Mr. Ronald B. Thomas, c/o R. Thomas Development Company, P. O. Box B-28, Lodi, California of the Planning Commission's conditional approval of the Revised Tentative Map of the Johnson-Tandy Subdivision dated June 1985 as it pertains to the condition that the alignment of Century Boulevard be modified to conform to the requirements of the Century Boulevard - Cherokee Lane intersection with the design of said intersection to be on the approval of the California State Department of Transportation and with the intersection construction being the responsibility of the developer.

PUC APPLICATIONS

*12 11-8*

City Clerk Reimche presented a letter from Pacific Gas and Electric Company regarding Application No. 85-09-062 requesting authority from the California Public Utilities Commission, under its Gas Adjustment Clause to decrease its gas rates, effective January 1, 1986, by about 0.8 percent or by approximately \$30.2 million on an annualized basis.

CLAIMS

*12 11-8*

Following recommendation of the City Attorney and the City's Contract Administrator, Council on motion of Council Member Olson, Snider second, denied the following Claims and referred the same back to L. J. Russo Insurance Services, Inc., the City's Contract Administrator:

- a) Wilson/Moser - Date of Loss 9/5/85
- b) Kathleen Gwin - Date of Loss 3/31/85

PETITION RECEIVED  
RE SCHOOL CHILDREN/TRAFFIC  
SAFETY IN THE AREA OF  
GEORGE WASHINGTON SCHOOL

*12 11-8*

City Clerk Reimche presented a petition that was received bearing approximately 300 signatures which read as follows:

"We the undersigned are greatly concerned about the safety of our children crossing the streets, to school, especially Lockeford Street to George Washington School. The recent restrictions placed on our Safety Patrol highlights the fast traffic that make it most difficult for pedestrians to cross Lockeford Street safely.

We request that an immediate traffic flow study be conducted to determine the extent of the need for an Adult Crossing Guard, additional stop signs placed at Lockeford and Crescent and Lockeford and Orange or a totally new crossing in mid-block directly in front of the school manned by a crossing guard activating a flashing signal to alert drivers to a potentially dangerous pedestrian situation."

Speaking on the matter was Ms. Linda DeFazio, 820 W. Lockeford Street, Lodi. A lengthy discussion followed with questions being

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directed to Staff and to Ms. DeFazio.

Also speaking on the matter were Glen Mora, 113 N. Hutchins Street, Lodi, and Mr. Bill Mackey, 7162 E. Acampo Road, Lodi.

On motion of Council Member Snider, Reid second, Council referred the matter to Staff, requesting that a traffic flow study of the area be conducted.

COMMENTS BY CITY  
COUNCIL MEMBERS

FINANCE DIRECTOR/  
TREASURER & STAFF  
COMPLIMENTED

Mayor Pro Tempore Reid complimented Finance Director/Treasurer Robert Holm and his Staff on the fine job they are doing on the City's investment controls.

COMMENTS BY THE  
PUBLIC ON NON AGENDA  
ITEMS

The discussion regarding school children/traffic safety in the area of George Washington School, although introduced under "COMMUNICATIONS" was continued and acted upon under this segment of the agenda.

There were no other persons in the audience wishing to address the Council under this segment of the agenda.

REPORTS OF THE  
CITY MANAGER

REGULAR CALENDAR

AWARD - CENTURY BLVD. BOX  
CULVERT @ WID CANAL

RES. NO. 85-148

City Manager Peterson presented the following bids which had been received for "Century Blvd. Box Culvert @ WID Canal", advising that the project includes the construction of a box culvert and curb, gutter, sidewalk and fencing across the WID Right-of-Way:

BIDDER	AMOUNT
Benco Contracting and Eng. Inc.	\$ 99,999.99
H. Max Lee	120,420.00
Falco Construction	126,900.00
Olebe Construction	134,456.00
Answell Construction, Inc.	144,400.00

Following discussion with questions being directed to Staff, Council, on motion of Council Member Pinkerton, Snider second,

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adopted Resolution No. 85-148 authorizing the execution of all pertinent agreements to this matter, approving payment in the amount of \$8,000.00 by the City to the Woodbridge Irrigation District for the removal of the existing District ditch extending west from the main canal (the removal of this ditch will reduce the District revenues by eliminating the District's ability to serve parcels fronting said future Century Boulevard); and awarding the contract for the "Century Blvd. Box Culvert @ W I D Canal" to Benco Contracting and Engineering, Inc. in the amount of \$99,999.99.

AWARD - CONTRACT  
FOR "LODI LIBRARY REROOF"

RES. NO. 85-149

*cc 120  
cc 300*

City Manager Peterson apprised the Council that the following bids had been received for the "Lodi Library Reroof":

BIDDER	AMOUNT
Western Roofing PVC Single Ply System	\$55,119.00
Hester Roofing Built Up Roof System	\$59,204.00

Council was further apprised that the total estimated project cost, including Architect's fees and inspection is \$62,500.

The City Manager reported to the Council that the Library Board of Trustees had met regarding this matter and recommended that the award be made to Western Roofing.

A lengthy discussion followed with questions being directed to Staff.

On motion of Council Member Olson, Reid second, Council adopted Resolution No. 85-149 awarding the contract for the "Lodi Library Reroof" to Western Roofing (PVC Single Ply System) in the amount of \$55,119.

Council Member Pinkerton requested information showing a breakdown of architect's fees, inspection fees, etc.

ORDINANCE AMENDED  
RELATING TO BATHING AND/  
OR SWIMMING IN PARKS

ORD. NO. 1368 INTRO. ✓

*cc 24  
cc 7c  
cc 149*

A proposed amendment to Chapter 12.12 of the Municipal Code relating to bathing and/or swimming in parks was presented by the City Manager. City Manager Peterson explained that the reason for this request is that the District Attorney's Office has advised the City Attorney's office that they felt the language in the City's ordinance was somewhat vague, and they therefore requested that Council amend the code to permit swimming only in posted and designated areas. This would then allow a citation to be

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issued to an individual who was swimming in an undesignated area. City Manager Peterson further explained that it was his understanding that the designated areas will be signed to indicate that swimming is permitted at that particular location.

Discussion followed with questions being directed to Staff.

Council Member Pinkerton then moved for introduction of Ordinance No. 1368 - An Ordinance of the Lodi City Council Amending Chapter 12.12 of the Lodi Municipal Code Adding a New Section Relating to Bathing and/or Swimming in Parks. The motion was seconded by Council Member Olson and carried by the following vote:

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

NOES: Council Members - Snider

ABSENT: Council Members - None

ADJOURNMENT

Mayor Hinchman adjourned the Council Meeting at approximately 8:50 pm to 7:00 am, October 29, 1985.

ATTEST:

  
ALICE M. REIMCHE  
City Clerk