

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
WEDNESDAY, JUNE 15, 1983

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, June 15, 1983 in the City Hall Council Chambers.

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

Absent: Council Members - Reid

Also Present: City Manager Glaves, Assistant City Manager Glenn, Community Development Director Schroeder, Assistant City Engineer Robison City Attorney Stein, and City Clerk Reimche

INVOCATION The invocation was given by Pastor Eugene Kreutz, Redeemer Lutheran Church

PLEDGE The Pledge of Allegiance was led by Mayor Olson

PRESENTATIONS There were no presentations or proclamations presented at this meeting

REPORTS OF THE CITY MANAGER

CONSENT CALENDAR

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

CLAIMS CLAIMS WERE APPROVED IN THE AMOUNT OF \$1,351,570.98

MINUTES THE MINUTES OF MAY 18, 1983 WERE APPROVED AS WRITTEN.

VARIOUS PLANS AND SPECIFICATIONS APPROVED Council approved the following Plans and Specifications and authorized the City Clerk to advertise for bids thereon:

- a) Lodi Lake Park Picnic Shelter
- b) Turner Road Widening West of Cluff Avenue
- c) Washington Street Curb, Gutter, Sidewalk and Storm Drain
- d) Hutchins Street Improvements Project, Vine Street to Tokay Street

RESOLUTION AMENDING AUTHORIZING RESOLUTION FOR STATE PURCHASES RES. 83-48 Council adopted Resolution No. 83-48 amending the Authorizing Resolution for State purchases thereby authorizing the "Finance Director of the City of Lodi" to sign and deliver all necessary requests and other documentation in connection with purchases through the Office of Procurement, Department of General Services of the State of California.

Continued June 15, 1983

City Manager Graves presented the following bids which had been received for Liquid Asphalt SC - 250:

<u>CONTRACTOR</u>	<u>TOTAL COST</u>
Ophir Oil Co., Inc.	\$7,768.00
Reed & Graham	\$7,844.00
R.B.J. Transport, Inc.	\$7,892.80
Sheldon Oil Co.	\$7,894.40
Western Asphalt Co.	\$8,539.36

RES. AWARDDING
BID FOR LIQUID
ASPHALT

RES. NO. 83-49

On recommendation of the City Manager, Council adopted Resolution No. 83-49 awarding the bid for Liquid Asphalt to Reed and Graham, Inc. in the amount of \$7,844.00. Further, Council rejected the low bid from Ophir Oil Co., as it did not meet bid requirements.

City Manager Graves presented the following bids which had been received for Asphalt Rejuvenating Agent:

<u>Contractor</u>	<u>Total Cost</u>
Reed & Graham	\$4,134.00
Ophir Oil Co., Inc.	\$4,856.40
Sheldon Oil Co.	\$4,953.38
Western Asphalt	\$6,838.29

RES. 83-50

RES. AWARDDING
BID FOR ASPHALT
REJUVENATING
AGENT

On recommendation of the City Manager, Council adopted Resolution No. 83-50 awarding the bid to supply 5,000 gallons of asphalt rejuvenating agent to Reed and Graham, Inc. of San Jose in the amount of \$4,134.00

City Manager Graves presented the following bids which had been received for the purchase of 600-volt, XLP Triplex Cable:

<u>SUPPLIER</u>	<u>TOTAL COST</u>	
Westinghouse Electric	\$25,440.00	6 week delivery
King Wire & Cable Corp.	\$27,454.00	1 week delivery
Consolidated Electric	\$27,576.96	1 week delivery
General Electric	\$28,751.02	8 week delivery
Valley Electric Co.	\$29,743.60	2 week delivery

RES. NO. 83-51

AWARD - 600 VOLT
XLP TRIPLEX
CABLE

On recommendation of the City Manager, Council adopted Resolution No. 83-51 awarding the bid for 600-volt, XLP Triplex Cable to Westinghouse Electric Supply Co., in the amount of \$25,440.00

City Manager Graves presented the following bids which had been received for the purchase of 80 Watthour Meters:

<u>SUPPLIER</u>	<u>TOTAL COST</u>	
Maydwell & Hartzell, Inc.	\$11,901.68	1 week delivery
General Electric Supply Co.	\$12,221.38	4-6 wk delivery
Ace Supply Co.	\$13,033.25	8 week delivery
Westinghouse Electric	\$13,045.97	8 week delivery

RES. 83-52

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AWARD - BID FOR PURCHASE OF 80 WATTHOUR METERS On recommendation of City Manager Graves, Council adopted Resolution No. 83-52 awarding the bid for 80 watthour meters to Maydwell & Hartzell, Inc. in the Amount of \$11,901.68.

Council was apprised that only one bid had been received for "Public Safety Building Repair of Roof Eyebrow", namely,

RES. 83-53 BIDDER BID
Diede Construction Co. \$14,750.00

AWARD - CONTRACT FOR PUBLIC SAFETY BUILDING REPAIR OF ROOF EYEBROW City Manager Graves recommended that the award be made and Council adopted Resolution No. 83-53 awarding the contract for "Public Safety Building Repair of Roof Eyebrow" to Diede Construction in the amount of \$14,750.00 and appropriated an additional \$3,000.00 to complete this project.

Council accepted the improvements in "Howard Street Curb and Gutter, Lake Street to Holly Drive" and directed the Public Works Department to file a Notice of Completion thereon.

IMPROVEMENTS ACCEPTED "HOWARD STREET CURB AND GUTTER" This contract was awarded to James E. Anderson and Sons on April 6, 1983 in the amount of \$25,754.36. The contract has been completed in substantial conformance with the plans and specifications approved by the City Council and the final contract price was \$26,233.70.

COUNCIL APPROVED THE DEVELOPMENT AGREEMENT FOR 1438 IRIS DRIVE AND AUTHORIZED THE CITY MANAGER AND CITY CLERK TO EXECUTE THE SUBJECT DOCUMENTS ON BEHALF OF THE CITY.

DEVELOPMENT AGREEMENT FOR 1438 IRIS DRIVE APPROVED Council was apprised that Ron Heberle and Timothy Thompson are filing a parcel map for a 3-parcel development at 1438 Iris Drive, and this development agreement covers the improvements which will be done at that development.

RENEWAL OF JANITORIAL CONTRACT APPRVD COUNCIL APPROVED AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE RENEWAL OF THE JANITORIAL SERVICES CONTRACT WITH A-1 JANITORIAL SERVICE, LODI, FOR THE 1983-84 FISCAL YEAR. THE TOTAL ANNUAL COST OF THE SUBJECT CONTRACT, FOR 1983-84 FISCAL YEAR INCLUDING CUSTODIAL SERVICE FOR THE MUNICIPAL SERVICE CENTER AND HENNING BUILDINGS IS \$42,100.00.

PUBLIC HEARINGS There were no Public Hearings scheduled for this meeting.

PLANNING COMMISSION There was no meeting of the Planning Commission since the last report to the Council.

COMMUNICATIONS CITY CLERK

ABC LICENSES Application for the following Alcoholic Beverage License was received:
Cafe' Crescent
Stewart, Graeme A/Jacquilyn C.
302 South Crescent Avenue
Lodi, CA 95240
On Sale Beer and Wine - Eating Place

STATE CERTIFIES CITY OF LODI POPULATION AS OF 1/1/83 City Clerk Reimche presented a letter which had been received from the State of California, Department of Finance certifying the population of the City of Lodi, as of January 1, 1983 to be 38,318.

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LODI CABLE TV RATE INCREASE ANNOUNCEMENT RECEIVED
 City Clerk Reimche presented a letter which had been received from Deanna Enright, General Manager of Lodi Cable TV apprising that "Lodi Cable TV wishes to update City records effective July 1, 1983 regarding rates for cable TV monthly service and installation charges. Rates for monthly premium services have been increased, there is no change for monthly basic service. Installation charges for reconnecting have been increased to include premium service. All other rates remain the same. All premium service customers have been notified, effective June 1". A sample of the notification letter was included.

J. JEFFREY KIRST RESIGNS FROM LODI PLANNING COMMISSION
 City Clerk Reimche apprised the Council that a letter of resignation from the Planning Commission had been received from J. Jeffrey Kirst.

OLD LODI HIGH SCHOOL FOUNDATION ADVISES THEY DO NOT SUPPORT SENIOR CITIZEN HOUSING
 The City Clerk presented a letter which had been received from Ken Boyd, Chairman of the Old Lodi Union High School Site Foundation, advising that a proposal had been received from the First Congregational Church requesting the sale of two acres of Hutchins Street Square for a senior citizen housing project. Mr. Boyd advises that the Foundation does not support the concept as proposed.

ASSIGNMENT OF AGREEMENT WITH DELTA COMMUNICATIONS TO MOTOROLA COMMUNICATIONS APPROVED
 Following introduction of the matter, Council, on motion of Council Member Pinkerton, Snider second, approved the assignment of the Agreement with Delta Communications for City radio communication equipment maintenance to Motorola Communications and Electronics, Inc.

COMMENTS BY CITY COUNCIL MEMBERS
 Mayor Olson, with Council's concurrence, on motion of Council Member Murphy, Pinkerton second, reappointed Beverly Gabrielson to the Lodi Library Board of Trustees for a 3 year term ending June 30, 1986.
 Mayor Olson, with Council's concurrence, on motion of Council Member Pinkerton, Snider second, appointed Gwin Mitchell to the Advisory Board 49-99 Library System for a 2 year term ending June 30, 1985.

APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS
 Mayor Olson, with Council's concurrence, on motion of Council Member Murphy, Snider second, appointed Mrs. Allyn R. Fermier to the Lodi Arts Commission to fill the unexpired term of Elise Forbes, which term expires May 5, 1986.
 Mayor Olson, with Council's concurrence, on motion of Mayor Pro Tempore Snider, Murphy second, appointed Roger Stafford to the Planning Commission for a four year term ending June 30, 1987.
 Mayor Olson, with Council's concurrence, on motion of Council Member Pinkerton, Murphy second, reappointed Susan Hitchcock-Akin to a four year term ending June 30, 1987.

CITY CLERK DIRECTED TO MAKE NECESSARY POSTINGS FOR SPARC VACANCY
 On motion of Council Member Murphy, Snider second, City Clerk Reimche was directed to do the necessary posting for a vacancy on the Site Plan and Architectural Review Committee

COMMENTS BY THE PUBLIC ON NON AGENDA ITEMS
 Mrs. Margaret Sayler, 216 Hilborn Street, Lodi, addressed the Council regarding various concerns which included the disrespect shown older people by youth; the need for possibly prohibiting commercial vehicles from parking on streets, etc.

CITIZEN EXPRESSES VARIOUS CONCERNS

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Ms. Deanna Enright, General Manager of Lodi Cable TV addressed the Council advising that Lodi Cable TV is announcing a change in channels carried, effective May 15, 1983. KRBK, Channel 31 from Sacramento has been carried by Lodi Cable TV since 1974 when it was KMUV, and then since 1981 as KRBK. Channel 31 has requested carriage under Federal Communication Commission rules as a must-carry channel. A must-carry channel, a channel within the local viewing area, must be carried as a basic service, available to all cable subscribers. Lodi Cable TV will move channel 31 from cable channel 17, which required a convertor or cable ready set to cable channel 4 on May 15, 1983 to comply with that request. Channel 4, KRON, San Francisco and channel 44, KBHK, San Francisco will no longer be seen on cable channel 4. KRON will be discontinued. Channel 44 is seen full-time on cable channel 22. Lodi Cable TV is preparing for future changes to our programming line-up as we plan new service additions later this year.

1136
1136
LODI CABLE TV
ANNOUNCES
PROGRAMMING
CHANGES

A lengthy discussion followed with questions being directed to Ms. Enright and to Staff. Members of the Council indicated their displeasure at the programming changes. Additional discussion followed regarding the Lodi Cable TV Franchise and the subject of cable television in general.

REPORTS OF THE
CITY MANAGER

REGULAR CALENDAR

1137
1138
RES. NO. 83-54
RES. OF
NECESSITY RE
EMINENT DOMAIN
1325 S. HUTCHINS
STREET, LODI

Following introduction of the subject by City Manager Glaves, with questions being directed to Staff and to the City Attorney, Council, on motion of Council Member Pinkerton, Murphy second, adopted Resolution No. 83-54 Resolution of Necessity Regarding Eminent Domain - 1325 S. Hutchins Street, Lodi.

1139
1140
CITY OF LODI
DIAL-A-RIDE
CONTRACT WITH
CITY CAB CO.
APPROVED

Following introduction of the matter by City Manager Glaves and Assistant City Manager Glenn, Council, on motion of Council Member Pinkerton, Murphy second, approved the renewal of the City of Lodi Dial-A-Ride Contract for a 12 month period commencing July 1, 1983 and authorized the Mayor and City Clerk to execute the Agreement on behalf of the City.

1141
1142
AGREEMENT WITH
LODI GRAPE AND
WINE ASSN. FOR
USE OF STADIUM
APPROVED

City Manager Glaves introduced Agenda Item k-3 - "Approve Agreement with Lodi Grape and Wine Association" highlighting the subject agreement, and responding to questions as were posed by the Council. On motion of Council Member Murphy, Snider second, Council approved the subject agreement and authorized the Mayor and City Clerk to execute the Agreement on behalf of the City.

1143
1144
1145
REENACTMENT OF A
NEW ORDINANCE
REGULATING AND
LICENSING CARD
ROOMS IN THE
CITY OF LODI

ORD. NO. 1288
INTRODUCED

The proposed reenactment of anew Ordinance regulating and licensing Card Rooms in the City of Lodi was introduced by City Attorney Stein. Following discussion with questions being directed to Staff and to the City Attorney, Council Member Murphy moved for introduction of Ordinance No. 1288 - An Ordinance Repealing Ordinance 522 and Reenacting a New Ordinance Regulating and Licensing Card Rooms in the City of Lodi, Providing for the Regulation of the Owners and Employees of Such Establishments; Fixing a Penalty for Violations". The motion was seconded by Mayor Pro Tempore Snider and carried by unanimous vote of those members of the Council who were present.

City Manager Glaves introduced Agenda item k-5 - Award Contract - Hutchins Street Square Sprinklers advising that this project consists of the design and installation of a sprinkler system in the bare areas fronting Hutchins Street

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and Walnut Street. The design has been reviewed by both our consultant and the recreation department and found acceptable with some minor additions.

Plans and specifications for this project were approved on May 18, 1983.

The City has received the following seven bids for this project:

<u>BIDDER</u>	<u>BID</u>
E. O. Baxter Landscaping	\$17,612.00
Robert Yamaguchi Landscape	\$18,900.00
Tom Therp Landscape	\$21,489.00
Cioli & Sons Construction	\$24,000.00
Jonnie Galloway Landscaping	\$27,308.00
Fries Landscape Co.	\$29,999.00
Singh Landscaping	\$33,590.00

There was an irregularity with the bid submittal in that the bonding company had submitted a bond from the wrong company through no fault of the contractor. It is recommended that this irregularity be waived and the award made to E. O. Baxter Landscaping.

Total project cost is estimated at \$22,500.00 which was not approved in the capital outlay budget. Approval of a special allocation is also needed to provide the necessary funding.

AWARD - HUTCHINS
STREET SQUARE
SPRINKLERS

RES. NO. 83-55

Following discussion, on motion of Council Member Pinkerton, Murphy second, Council adopted Resolution No. 83-55 awarding the contract for "Hutchins Street Square Sprinkler System and Turfing, Southeast Corner" to E. O. Baxter Landscaping the low bidder, in the amount of \$17,612.00 and approved a Special allocation in the amount of \$22,500.00 to cover the subject project.

NCPA INTER-
CONNECTION
AGREEMENT WITH
PG&E APPROVED

Agenda item k-6 - "Approval of NCPA Interconnection Agreement with PG&E" was introduced by City Manager Glaves. A lengthy discussion followed with questions being directed to Staff by Council. Council Member Pinkerton expressed his concerns regarding the matter. Utility Director Dave Curry and City Manager Glaves presented an overview of the proposed agreement and responded to questions as were posed by members of the Council.

On motion of Council Member Murphy, Council adopted Resolution No. 83-56 approving the NCPA Interconnection Agreement with PG&E and authorized the Mayor and City Clerk to execute the subject Agreement on behalf of the City. The motion was seconded by Mayor Pro Tempore Snider and carried by the following vote:

RES. NO. 83-56

Ayes: Council Members - Murphy, Snider, and Olson (Mayor)

Noes: Council Members - Pinkerton

Absent: Council Members - Reid

Continued June 15, 1983

1983-84 BUDGET
ADOPTED
ORD. NO. 1289
INTRODUCED

Following introduction of the matter and brief comments,
Council Member Pinkerton moved for introduction of Ordinance
No. 1289 which Ordinance adopts the 1983-84 Budget as set
forth below:

CITY OF LODI
OPERATING BUDGETS
SUMMARY OF THE BUDGET
1983-84

ESTIMATED FINANCING RESOURCES

OPERATING REVENUES

Property Taxes	\$2,557,900.
Other Taxes	3,216,590.
Licenses, Fines & Rent	639,220.
Interest	836,055.
Rev. from Other Agencies	353,265.
Charges for current serv.	1,762,950.
Other Revenues	132,200.
Water Sales & Fees	1,274,080.
Sewer Charges	1,204,500.
Electrical Sales	14,174,320.
Inter-Fund Transfers	402,910.
Total Operating Revenues	\$26,553,990.

CONTRIBUTIONS FROM OTHER FUNDS AND RESERVES

Prior Years Rev.-Library	\$ 288,530.
General Fund Oper. Reserve	86,035.
Elec. Fund Oper. Reserve	1,347,525.
Sewer Fund Oper. Reserve	4,550.
Water Fund Oper. Reserve	10,065.
Total Contributions	\$ 1,736,705.

TOTAL ESTIMATED FINANCING RESOURCES \$28,290,695.

ESTIMATED REQUIREMENTS

OPERATING EXPENSES

Personal Services	\$ 9,025,210.
Utilities & Transportation	13,045,125.
Materials & Supplies	1,402,520.
Depreciation	508,025.
Equip. Land & Structures	114,615.
Special Payments	2,505,490.
Total Oper. Expenses	\$26,600,985.

FUND BALANCE REQUIREMENTS

Library Fund	\$ 277,545.
Tot.Fund Bal. Require.	\$ 277,545.

CONTRIBUTIONS TO OTHER FUNDS AND RESERVES

Water Util Capital Fund	\$ 450,000.
Sewer Util Capital Fund	100,000.
Electricity Utility Capital	694,315.
PL & PD Insurance Fund	167,850.
Tot.Contrib.to other Funds	\$ 1,412,165.

Total Estimated Requirements \$28,290,695.

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The motion was seconded by Council Member Murphy and carried by unanimous vote of all Council Members Present.

ORDINANCES

11540
2337a
2246
02 1-9

Ordinance No. 1287 entitled, Ordinance Amending P-D(23), Planned Development District No. 23, which is located on the west side of Lower Sacramento Road, northerly of the future extension of West Elm Street by substituting Single-Family Residential for 11.5 acres of previously approved Multiple-Family Residential having been introduced at a regular meeting of the Lodi City Council held June 1, 1983 was brought up for passage on motion of Council Member Murphy, Snider second. Second reading of the Ordinance was omitted after reading by title, and the Ordinance was then adopted and ordered to print by the following vote:

ORD. AMENDING
P-D(23)

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

ORD. NO. 1287
ADOPTED

Noes: Council Members - None

Absent: Council Members - Reid

ADJOURNMENT

There being no further business to come before the Council, Mayor Olson adjourned the meeting at approximately 9:20 p.m.

Attest:

Alice M. Reinche
Alice M. Reinche
City Clerk