

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
AUGUST 16, 1978

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p. m., Wednesday, August 16, 1978 in the City Hall Council Chambers.

ROLL CALL

Present: Councilmen - Hughes, Katnich,
Katzakian (arrived
8:02 p. m.),
McCarty and
Pinkerton (Mayor)

Absent: Councilmen - None

Also Present: City Manager Graves,
Community Development Director Schroeder,
Public Works Director Ronsko, and City
Clerk Reimche. City Attorney Mullen arrived
at 8:02 p. m.

INVOCATION

The invocation was given by Dr. Wayne
Kildall, Director, Center of Hope.

PLEDGE

Mayor Pinkerton led the Pledge of Allegiance
to the flag.

MINUTES

On motion of Councilman Katnich, Hughes
second, Council approved the Minutes of
July 12, 1978.

On motion of Councilman Katnich, Pinkerton
second, Council approved the Minutes of
July 19, 1978 as written and mailed.

On motion of Councilman Hughes, Katnich
second, Council approved the Minutes of
August 2, 1978.

PUBLIC HEARINGS

PUBLIC HEARING ON
HAM LANE IMPROVE-
MENT PROJECT E.I.R.
CONTINUED TO
8/30/78

Notice thereof having been published in accor-
dance with law and affidavit of publication be-
ing on file in the office of the City Clerk,
Mayor Pinkerton called for the public hearing
to consider certifying as adequate the Final
Environmental Impact Report for the Ham
Lane Improvement Project (Lodi Avenue to
Elm Street).

PUBLIC HEARING
HAM LANE
CONTINUED *cc-45ⁿ*
(Continued)

Minutes of August 16, 1978, continued

On motion of Councilman Katzakian, Katnich second, Council continued the matter to 8:00 p.m., Wednesday, August 16, 1978.

E.I.R. - COLONY
RANCH CERTIFIED
AS ADEQUATE

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider the Planning Commission's recommendation that the City Council certify as adequate the Final Environmental Impact Report for Colony Ranch.

cc-52-
Copies of the Environmental Impact Report for Colony Ranch had been provided each City Councilman at the July 19, 1978 Council meeting to allow sufficient time for study and evaluation of the report by the Council.

The matter was introduced by Community Development Director Schroeder. Mr. Schroeder displayed a diagram of the subject area for Council's perusal. Mr. Schroeder also advised the Council that the Planning Commission had established findings on the matter and responded to questions as were posed by the Council.

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

Following review, evaluation, and discussion regarding the subject environmental document, Council, on motion of Councilman Hughes, Katnich second, certified as adequate the final Environmental Impact Report for Colony Ranch.

E.I.R. - MATHEWS
SUBDIVISION
CERTIFIED AS
ADEQUATE

cc-53-
Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Pinkerton called for the Public Hearing to consider the Planning Commission's recommendation that the City Council certify as adequate the Final Environmental Impact Report for Mathews Subdivision.

Copies of the Environmental Impact Report for Mathews Subdivision had been provided each City Councilman at the July 19, 1978 Council meeting to allow sufficient time for study and evaluation of the report by the City Council.

The matter was introduced by Community Development Director Schroeder. Mr. Schroeder displayed a diagram of the subject area for Council's perusal. Mr. Schroeder also advised the Council that the Planning Commission had established findings on the matter and responded to questions as were posed by the Council.

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

Minutes of August 16, 1978, continued.

MATHEWS SUBDV.
E.I.R. (Contd.)

Following review, evaluation, and discussion regarding the subject environmental document, Council, on motion of Councilman Katzakian, Katnich second, certified as adequate the final Environmental Impact Report for Mathews Subdivision.

COMMUNICATIONS

ABC LICENSES

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

1. Margaret M. Booyer and Ruth S. Manning, for the "Foxy House Bar and Grill", 725 S. Cherokee Lane, Lodi, On Sale Beer and Wine, Public Premises, Person to Person Transfer.
2. Amador M. Leal for "Leal's", 5 E. Elm Street, Lodi, On Sale Beer and Wine Eating Place, New License.

LETTER REC'D FROM STATE
BOARD OF EQUALIZATION
RE REVENUE & TAXATION
CODE SECTION 7056

The City Clerk presented a letter which had been received from the California State Board of Equalization, advising that Revenue and Taxation Code Section 7056 provides that only duly authorized officers and employees of counties and cities shall be permitted access to information provided by the Board and that the use of sales tax permit information furnished to cities and counties is restricted to purposes related to the collection of local sales and use taxes by the Board. In order to comply with Section 7056 and to avoid any possible infractions of the Civil Code, the Board will send the monthly 3 x 5 cards only to the designee shown on the Board's agreements with cities and counties.

S. J. CO. COMMISSION ON
AGING URGES SUPPORT OF
TRANSPORTATION
SERVICES

The City Clerk presented a letter which had been received from the San Joaquin County Commission on Aging stating that although they are sympathetically cognizant that the passage of Proposition 13 has imposed on City Councils critical financial reviews of all services, that transportation services in communities be given careful consideration since they serve an entire community.

P. U. C. NOTICE OF
HEARING

City Clerk Reimche presented a Notice of Hearing before the Public Utilities Commission - OII No. 19, to be held August 16, 1978 relative to the investigation on the Commission's own motion into the effect of the addition of Article XIII A to the Constitution of the State of California on the rates of the California public utilities and transportation companies subject to the ratemaking power of the Commission.

LOBAUGH-SOUTH
REORGANIZATION
APPLICATION TO
LAFCO

RES. NO. 78-91

Following introduction of the matter by City Clerk Reimche, background information regarding the proposed annexation of the Lobaugh South Reorganization was presented by Community Development Director Schroeder.

Council discussion followed with questions being directed to Staff.

Councilman Katnich then moved adoption of Resolution No. 78-91, a resolution of the Lodi City Council for the application to the San Joaquin County Local Agency Formation Commission in the matter of the proposed "Lobaugh South Reorganization", including the Detachment of Certain Territory within the area proposed for annexation to the City of Lodi. The motion was seconded by Councilman Katzakian and carried by unanimous vote.

LODI PARAMEDIC
SERVICE COMMENDED

The City Clerk presented a letter which had been received from Dale Brazil, et al, expressing their appreciation to the Lodi paramedic service for their prompt and efficient service.

COMPLAINT RE
WINTER SOFTBALL
PROGRAM

City Clerk Reimche presented a letter which had been received from Rick Sweat et al, complaining about the Winter League Softball program. Mr. Sweat was in the audience and addressed the Council stating that they had been advised that higher division players will not be allowed to play winter softball, and asking that the matter be investigated further. Council discussion followed with questions being directed to Mr. Sweat and to Parks and Recreation Director DeBenedetti who was in the audience.

Mayor Pinkerton suggested that Mr. Sweat and his associates meet with Mr. DeBenedetti to try to arrive at an amicable solution and determined that August 17, 1978 at 4:00 p.m. was a time open to the parties involved.

REPORTS OF THE CITY
MANAGER.

In accordance with report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Katnich, Hughes second, were approved by the Council.

CONSENT CALENDAR

CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$600,902.27.

ACCEPT ENGLISH
OAKS NO. 2

Council was apprised that the subdivision improvements in English Oaks Manor Unit No. 2 have been completed in substantial conformance with the requirements of the Subdivision Agreement between the City of Lodi and Grupe Development Company dated May 3, 1976 and as specifically set forth in the plans and specifications approved by the City Council.

RES. NO. 78-92

ACCEPT ENGLISH OAKS
#2 - RES. NO. 78-92
(Contd.)

RESOLUTION NO. 78-92

RESOLUTION ACCEPTING THE SUBDIVISION IMPROVEMENTS AND STREETS INCLUDED IN TRACT MAP NO. 1177, ENGLISH OAKS MANOR, UNIT NO. 2.

ACCEPT ENGLISH OAKS
NO. 4
RES. NO. 78-93

The City Council was informed that the subdivision improvements in English Oaks Manor, Unit No. 4 have been completed in substantial conformance with the requirements of the Subdivision Agreement between the City of Lodi and Grupe Development Company dated April 20, 1977 and as specifically set forth in the plans and specifications approved by the City Council.

RESOLUTION NO. 78-93

RESOLUTION ACCEPTING THE SUBDIVISION IMPROVEMENTS AND STREETS INCLUDED IN TRACT MAP NO. 1287, ENGLISH OAKS MANOR, UNIT NO. 4.

AGENDA ITEM "d"
PULLED FROM
AGENDA

AGENDA ITEM "d" - "ACCEPT TWIN OAKS/ BECKMAN PARK FACILITIES" WAS PULLED FROM THE AGENDA.

ACCEPT CHURCH STREET
STORM DRAIN

City Manager Glaves advised the Council that the contract for "Church Street Storm Drain, Forrest Avenue to Turner Road," which had been awarded to Parrish, Inc. of Stockton on May 17, 1978 in the amount of \$53,366.40 has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "CHURCH STREET STORM DRAIN, FORREST AVENUE TO TURNER ROAD" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

ACCEPTANCE OF "HAM
LANE MEDIAN"

Council was apprised that the contract which had been awarded to H. Max Lee of Lodi in the amount of \$15,774.10 for the improvements in the "Ham Lane Median, Harney Lane to Port Chelsea Circle" had been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "HAM LANE MEDIAN, HARNEY LANE TO PORT CHELSEA CIRCLE" AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

PLANS AND SPECS FOR
MOKELUMNE VILLAGE
STORM DRAIN APPRVD.

2-14

COUNCIL APPROVED THE PLANS AND SPECIFICATIONS FOR "MOKELUMNE VILLAGE STORM DRAIN, DONNER DRIVE TO MOKELUMNE RIVER" AND AUTHORIZED THE CITY CLERK TO ADVERTISE FOR BIDS THEREON.

SPECS FOR ENFORCE-
MENT VEHICLE APPRVD.

cc-20

COUNCIL APPROVED THE SPECIFICATIONS FOR A PARKING ENFORCEMENT VEHICLE AND AUTHORIZED THE PURCHASING AGENT TO ADVERTISE FOR BIDS THEREON.

PLANS & SPECS FOR
VINE ST. /CLUFF AVE.
STORM DRAIN APPRVD.

3-14

COUNCIL APPROVED THE PLANS AND SPECIFICATIONS FOR VINE STREET STORM DRAIN, BECKMAN ROAD TO CLUFF AVENUE AND THE CLUFF AVENUE STORM DRAIN, VINE STREET TO INDUSTRIAL WAY AND AUTHORIZED THE CITY CLERK TO ADVERTISE FOR BIDS THEREON.

AWARD-CONTRACT TO
APPLY CLASS II SLURRY
SEAL TO CITY STREETS

RES. NO. 78-94

City Manager Graves presented the following bids which had been received for the contract for applying Class II Slurry Seal to City streets:

<u>Contractor</u>	<u>Total S/F</u>	<u>Total Cost</u>
Graham Contractors, Inc., San Jose, CA	585,890	\$16,404.92
Bay Area Sealers, Inc., San Jose, CA	585,890	\$16,932.34
Asphalt Maintenance International Corp., Redwood City, CA	585,890	\$18,748.48
Valley Slurry Seal Sacramento, CA	585,890	\$25,036.09

2-12

Following recommendation of the City Manager, Council adopted the following Resolution:

RESOLUTION NO. 78-94

RESOLUTION AWARDDING THE BID TO APPLY CLASS II SLURRY SEAL TO CITY STREETS TO GRAHAM CONTRACTORS, INCORPORATED, IN THE AMOUNT OF \$16,404.92.

AGENDA ITEM "k"
WITHDRAWN FROM
AGENDA

AGENDA ITEM "k" - "AWARD - HUTCHINS STREET PAVING" WAS WITHDRAWN FROM THE AGENDA.

"NO PARKING" ZONE
HAM LANE SOUTH OF
VINE STREET

RES. NO. 78-95

Council was advised that the Lodi Memorial Hospital, at the request of the Fire Department, has recently installed a gate into its property from Ham Lane to provide another entrance in the case of a fire emergency. To assure that no vehicle parks in front of this entrance, it is necessary to eliminate parking for twenty feet.

2-12

"NO PARKING"
HAM SO. OF VINE
RES. NO. 78-95
(Contd.)

cc-22

RESOLUTION NO. 78-95

RESOLUTION NO. 78-95 ESTABLISHING A
"NO PARKING" ZONE ON THE EAST SIDE
OF HAM LANE SOUTH OF VINE STREET IN
THE AREA OF LODI MEMORIAL HOSPITAL.

SPECS APPRVD. FOR
15-KV XLP CABLE

cc-20

COUNCIL APPROVED SPECIFICATIONS FOR
THE PURCHASE OF 64,000 FEET OF 15-KV
XLP CONCENTRIC CABLE AND AUTHORIZED
THE PURCHASING AGENT TO ADVERTISE
FOR BIDS THEREON.

SPECS FOR PADMOUNTED
TRANSFORMERS APPRVD.

cc-30

COUNCIL APPROVED THE SPECIFICATIONS
FOR THE PURCHASE OF SEVENTY-FIVE 12-
kv PADMOUNTED DISTRIBUTION TRANS-
FORMERS, AND AUTHORIZED THE PURCHAS-
ING AGENT TO ADVERTISE FOR BIDS THEREON.

SPECS FOR 600 VOLT
TRIPLEX CABLE APPRVD.

cc-30

COUNCIL APPROVED THE SPECIFICATIONS FOR
THE PURCHASE OF 35,000 FEET OF 600 VOLT
XLP TRIPLEX CABLE AND AUTHORIZED THE
PURCHASING AGENT TO ADVERTISE FOR BIDS
THEREON.

AGREEMENT WITH S. J.
CO. SAFETY COUNCIL
APPROVED

RES. NO. 78-96

cc-24

City Manager Graves presented a proposed agree-
ment with the San Joaquin County Safety Council
for safety services during the fiscal year 1978-79.
Under the agreement the City agrees to pay the
sum of \$805.00 for said services.

RESOLUTION NO. 78-96

RESOLUTION APPROVING AGREEMENT FOR
SAFETY SERVICES WITH THE SAN JOAQUIN
COUNTY SAFETY COUNCIL DURING FISCAL
YEAR 1978-79 AND AUTHORIZING THE MAYOR
AND CITY CLERK TO EXECUTE THE AGREE-
MENT ON BEHALF OF THE CITY.

PROPOSED ORDINANCES
ADOPTING "UNIFORM
HOUSING CODE", "UNIFORM
CODE FOR ABATEMENT
OF DANGEROUS BUILDINGS,"
& "NATIONAL ELECTRICAL
CODE" SET FOR PUBLIC
HEARING

cc-24

COUNCIL SET FOR PUBLIC HEARING,
SEPTEMBER 6, 1978, PROPOSED ORDINANCE
ADOPTING 1976 EDITION OF THE "UNIFORM
HOUSING CODE".

COUNCIL SET FOR PUBLIC HEARING,
SEPTEMBER 6, 1978, PROPOSED ORDINANCE
ADOPTING 1976 EDITION OF THE "UNIFORM
CODE FOR THE ABATEMENT OF DANGEROUS
BUILDINGS".

COUNCIL SET FOR PUBLIC HEARING,
SEPTEMBER 6, 1978, PROPOSED ORDINANCE
ADOPTING THE 1978 EDITION OF THE
"NATIONAL ELECTRICAL CODE".

ORD. AMENDING SECTION 27-9 OF CITY CODE ESTABLISHING R-C-P DISTRICT & AMENDING BUILDING SITE AREA REQUIREMENTS

ORD. NO. 1154 INTRO.

CC-5351

Agenda item "t" - "Report of Committee appointed to review density and land usage in C-P Zoning" was introduced with Council receiving a report from the City Attorney explaining that the major difference in the recommendations of Planning Commission and the Citizens Committee is that under permitted uses - Section 4 - the Planning Commission recommends 20 units per acre and the Citizens recommend 10 units per acre. At the present time, the City's ordinance permits 40 units per acre. The City Attorney further instructed that the sole question for the City Council to decide is whether Section 27-9 of the City Code should be amended to change the permitted units from 40 to 20 or 10.

Mr. Thomas J. Shephard, Attorney, 400-1st Federal Plaza, Stockton, California, representing the owners of the subject property stated that his clients do not feel that "P.U.D." zoning would be a solution. Mr. Shephard further stated that his clients do not have firm plans at this time as to how the property is to be used and that it is their feeling that it would be premature to affix precise uses to the property through P-D zoning.

Mr. Mullen then stated that it had been hoped that the Planned Development District approach would be a workable answer. The City Attorney stated that it would be his recommendation to establish a Residential-Commercial-Professional District and not to reduce the permitted uses in the R-C-P District below 20 units per acre.

Councilman Katzakian questioned the City Attorney as to whether he should disqualify himself from discussion and voting because of a possible conflict of interest in the matter. Following inquiries posed by the City Attorney to Councilman Katzakian, Mr. Mullen determined that following consideration of the information furnished by Councilman Katzakian, that the Councilman did not have a conflict of interest in the matter.

A lengthy discussion followed with questions being directed to Staff. The following persons were in the audience and addressed the Council on the subject:

- a) Mr. Richard Jones, 2200 W. Cochran Road, Lodi
- b) Mr. Dave Mende, 834 Wightman Drive, Lodi
- c) Mr. Robert Murphy, 745 Palm Ave., Lodi

Councilman Katzakian asked to abstain from voting on the matter because of a possible conflict of interest.

Minutes of August 16, 1978, continued

ORD. AMENDING
SEC. 27-9 OF CODE
ORD. NO. 1154 INTRO.
(Contd.)

Following additional discussion, Councilman Katnich moved introduction of Ordinance No. 1154 amending Section 27-9 of the Lodi City Code establishing a Residential-Commercial-Professional District which would permit 20 units per acre under permitted uses. The motion was seconded by Councilman Hughes and carried by the following vote:

Ayes: Councilmen - Hughes, Katnich and Pinkerton

Noes: Councilmen - McCarty

Absent: Councilmen - None

Abstain: Councilmen - Katzakian

MORATORIUM PLACED
ON RESIDENTIAL
PERMITS IN C-P ZONES
TERMINATED

Following introduction of the subject by the City Attorney and Council discussion, Council, on motion of Councilman Hughes, terminated the moratorium placed on all residential permits in C-P zones throughout the City (Res. No. 4443 adopted December 14, 1977) effective August 16, 1978. The motion was seconded by Councilman Katnich and carried by the following vote:

Ayes: Councilmen - Hughes, Katnich, and Pinkerton

Noes: Councilmen - McCarty

Absent: Councilmen - None

Abstain: Councilmen - Katzakian

AGREEMENT WITH
CALIFORNIA HIGHWAY
PATROL TO PARTICIPATE
IN THE ABANDONED
VEHICLE ABATEMENT
PROGRAM APPROVED

City Manager Glaves presented a proposed Agreement with the State of California, California Highway Patrol to participate in the Abandoned Vehicle Abatement Program for 1978-79. The proposed agreement was outlined by Community Development Director Schroeder. Mr. Schroeder then responded to questions regarding the matter as were directed by Council.

RES. NO. 78-97

On motion of Councilman Hughes, Katzakian second, Council adopted Resolution No. 78-97 approving agreement with the State of California, California Highway Patrol to participate in the Abandoned Vehicle Abatement Program during Fiscal Year 1978-79 and authorizing the City Manager to execute the Agreement on behalf of the City.

PROPOSED REVISED FEE
SCHEDULE FOR ADULT
SPORTS ACTIVITIES

A proposed revised fee schedule for adult sports activities was presented for Council's perusal. Council discussion followed with questions regarding the proposal being directed to Parks and Recreation Director DeBenedetti who was in the audience.

PROPOSED REVISED FEES - ADULT SPORTS (Contd.)

Following the suggestion of Councilman McCarty, Mayor Pinkerton referred the proposed revised fee schedule for adult sports activities to a Committee comprised of Councilman McCarty, Councilman Katnich and Parks and Recreation Director DeBenedetti for review and recommendation.

AWARD-MEDIUM SIZED VEHICLE FOR COMMUNITY DEVELOPMENT DEPT.

City Manager Graves apprised the Council that only one bid had been received for an intermediate sized vehicle for the Community Development Department as follows:

RES. NO. 78-98

<u>BIDDER</u>	<u>AMOUNT</u>
Geweke Ford 1979 Ford Granada	\$5,771.73

78-124

The City Manager reported that it has been determined that Geweke Ford's bid was a reasonable bid and recommended that the award be made.

On motion of Councilman Katnich, Katzakian second, Council adopted Resolution No. 78-98 awarding the contract for an intermediate sized vehicle for the Community Development Department to Geweke Ford, the only bidder, in the amount of \$5,771.73.

VOTING DELEGATE & ALTERNATE DESIGNATED FOR ANNUAL LEAGUE CONFERENCE

Following introduction of the matter by City Manager Graves, Council, on motion of Councilman Katnich, Hughes second, designated Mayor Pinkerton as the voting delegate and Mayor Pro Tempore Katzakian as voting alternate to the Annual League of California Cities Conference to be held in Anaheim, September 24 - 26, 1978.

78-112

PARKING IN AREA OF PACIFIC COAST PRODUCERS CANNERY PROPOSED ORDINANCES PRESENTED BY CITY ATTORNEY FOR COUNCIL'S PERUSAL

At the August 2, 1978 Council meeting, City Clerk Reimche presented a petition which had been received regarding parking problems being encountered in the area of the Pacific Coast Producers. The City Council at that meeting had directed the City Attorney to research the matter and to report to the Council on his findings.

78-6

City Attorney Mullen apprised the Council that following review of the matter, it would be his recommendation that the Council adopt an ordinance under Vehicle Code Section 22507 which authorizes permit parking, and likened the situation near the Cannery to the problem created in San Francisco by the Marin County commuters. Mr. Mullen presented a proposed ordinance which he feels will cover the situation. Mr. Mullen further stated in his report that a resolution establishing the areas could make the permit requirement effective only during certain months of the year or, omit reference to the months and then only have enforcement during the months the Cannery is in operation.

PARKING AREA OF
PACIFIC COAST
PRODUCERS

PROPOSED ORDINANCES
(Contd.)

Mr. Mullen also presented for Council's perusal a more sophisticated ordinance, that being an ordinance of the City of San Jose amending the San Jose Municipal Code by adding a new chapter establishing a residential permit parking area in a specific neighborhood in San Jose.

Council discussion followed with questions being directed to the City Attorney. Council indicated that it would want additional time to review the material presented by City Attorney Mullen. No action was taken by the City Council on the matter.

COUNCILMAN McCARTY
SPEAKS ON COUNCIL'S
RESPONSIBILITY AS
POLICY SETTING BODY
FOR CITY

Councilman McCarty apprised the Council and Staff that he had recently read two local press releases relating to City policy changes and revised fee schedules being established. Councilman McCarty expressed his consternation that these actions were taken without benefit of City Council approval, and admonished Staff that all matters of this nature are to be brought to the City Council for approval prior to implementation.

RES. ADOPTING A POLICY
REQUIRING CERTIFICATION
THAT ALL ITEMS PUR-
CHASED FOR USE IN CITY
PROJECTS HAVE BEEN PRO-
DUCED IN FACILITIES
WHERE WORKERS ARE PAID
NO LESS THAN FEDERAL
NATIONAL MINIMUM WAGE
STANDARDS

RES. NO. 78-99

A proposed resolution whereby the City of Lodi would adopt a policy which would require certification that all items purchased for use in City of Lodi projects have been produced in facilities where workers are paid wages no less than the Federal National Minimum Wage Standards was presented by Councilman McCarty. The following points were stressed in support of the adoption of the proposed resolution:

- a) Federal and State Minimum Wage Laws tend to place domestic products at a price disadvantage with respect to foreign goods produced at substantially lower labor rates and this price disadvantage is resulting in increasing local unemployment.
- b) Both the Federal and State Government have established goals and programs to increase employment.
- c) The substitution of foreign jobs for United States and California employment results in an adverse impact on the economy affecting all citizens and contributes directly not only to the loss of domestic jobs, but through an adverse balance of trade impact contributes to the devaluation of the U.S. dollar in relationship to other currencies.

Following a lengthy discussion, with questions being directed to Staff and to the City Attorney, Councilman Katnich moved for adoption of Resolution No. 78-99 thereby adopting a policy which would require certification that all items purchased for use in City of Lodi projects have been produced in facilities where workers are paid wages no less than the Federal National Minimum Wage Standards, and endorsing the enactment of

Minutes of August 16, 1978, continued

CERT. RE MINIMUM
WAGE STANDARDS
RES. NO. 78-99
(Contd.)

urgency legislation requiring compliance with this concept for all publicly financed projects within California, and further directed that copies of this resolution be transmitted to all cities and counties within the State of California. The motion was seconded by Councilman McCarty and carried by the following vote:

Ayes: Councilmen - Hughes, McCarty and Pinkerton

Noes: Councilmen - Katnich and Katakian

Absent: Councilmen - None

Additional discussion followed. Councilman Hughes then moved to adopt Resolution No. 78-99 in concept and principal and to refer the Resolution to staff for review and recommendation on an implementation policy. The motion was seconded by Councilman Katakian. More discussion followed with comments being directed to the Council by the City Attorney and City Manager.

Following the call for the question, the motion failed to pass by the following vote:

Ayes: Councilmen - Hughes and Katakian

Noes: Councilmen - Katnich, McCarty and Pinkerton

Absent: Councilmen - None

Council tacitly concurred with the suggestion of City Manager Graves that Staff would prepare sample implementation clauses for Council review and approval.

ORDINANCES

REZONE AREA BOUNDED
BY W. TURNER RD., N.
SACTO. ST., LOUIE AVE.,
& N. CHURCH ST. FROM
C-S TO P-D(17)

ORD. NO. 1151 ADOPTED

Ordinance No. 1151 entitled "An Ordinance amending the Official District Map of the City of Lodi and rezoning the area bounded by West Turner Road, North Sacramento Street, Louie Avenue and North Church Street from C-S, Commercial Shopping to P-D(17) Planned Development District No. 17 to accommodate Residential, Light Commercial and Light Industrial uses with the following conditions:

- a. that the condominium residential uses at the northeast corner of Louie Avenue and Church Street not exceed 20 units per acre and conform to the requirements of R-GA, Garden Apartment Residential;
- b. that the condominium commercial uses along the West Turner Road frontage conform to the requirements of C-S, Commercial Shopping; and
- c. that the light industrial uses on North Sacramento Street conform to the C-M, Commercial Light Industrial District with the exception that no residential uses be permitted

Minutes of August 10, 1978, continued

REZONE - ORD. NO.
1151 ADOPTED
(Contd.)

having been introduced at a regular meeting held August 2, 1978 was brought for passage on motion of Councilman Katnich, Pinkerton second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich,
McCarty and Pinkerton

Noes: Councilmen - None

Absent: Councilmen - None

Abstain: Councilmen - Katzakian

REZONING PARCEL
LOCATED ON NORTH
SIDE OF FUTURE
EXTENSION OF E. VINE
ST., 360' E. OF BECKMAN
ROAD FROM R-1 TO C-M
AND M-1

ORD. NO. 1152
ADOPTED

Ordinance No. 1152 entitled "An Ordinance amending the Official District Map of the City of Lodi and rezoning a 15-acre parcel located on the north side of the future extension of East Vine Street, 370 feet east of Beckman Road from R-1, Single-Family Residential to C-M, Commercial-Light Manufacturing and M-1, Light Industrial" having been introduced at a regular meeting held August 2, 1978 was brought up for passage on motion of Councilman Katzakian, Katnich second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich, Katzakian,
McCarty and Pinkerton

Noes: Councilmen - None

Absent: Councilmen - None

1978-79 CAPITAL
IMPROVEMENT
PROGRAM ADOPTED

ORD. NO. 1153
ADOPTED

Ordinance No. 1153 entitled "An ordinance Adopting a Capital Improvement Program beginning July 1, 1978 and ending June 30, 1979" having been introduced at a regular meeting held August 2, 1978 was brought up for passage on motion of Councilman Katnich, Katzakian second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted, and ordered to print by the following vote:

Ayes: Councilmen - Hughes, Katnich, Katzakian,
McCarty and Pinkerton

Noes: Councilmen - None

Absent: Councilmen - None

EXECUTIVE SESSION
ADJOURNMENT

The City Council recessed at 10:10 p. m. to Executive Session. The City Clerk was excused from attending the Executive Session by Mayor Pinkerton. The meeting was adjourned following the Executive Session to August 30, 1978 at 8:00 p. m.

Attest:

Alice M. Reimche
ALICE M. REIMCHE
CITY CLERK