

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
AUGUST 20, 1975

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p. m., Wednesday, August 20, 1975, in the City Hall Council Chambers.

ROLL CALL	Present: Councilmen EHRHARDT, HUGHES, PINKERTON and SCHAFFER(Mayor)
	Absent: Councilman KATNICH
	Also Present: City Manager Graves, Assistant City Manager Glenn, City Attorney Mullen, Public Works Director Ronsko and Assistant Community Development Director Freitas
INVOCATION	The invocation was given by Reverend John Flucke of the Zion Reformed Church.
PLEDGE	Mayor Schaffer led the Pledge of Allegiance to the flag.
MINUTES	Councilman Pinkerton moved the minutes of August 6, 1975 be approved as written and mailed. The motion was seconded by Council- man Ehrhardt and carried.
B. T. HOWARD RE: DEPT. HEADS SALARIES	Mr. B. T. (Jim) Howard, 1030 West Turner Road, Lodi, addressed the Council stating that following his recent meeting with Councilman Ehrhardt and Assistant City Manager Glenn re- garding the salary increases recently granted the City Manager and Department Heads, he had tried to come to the conclusion that the City Council acted in good faith, inasmuch as the Council had unanimously approved of the wage increases. Mr. Howard stated that he feels very strongly that one of these days a closer look is going to have to be taken as to what is being done to the low income people, as increases are always based on the person's salary at the time they are granted a percentage increase, and the spread is therefore becoming greater and greater. Mr. Howard stated that somewhere along the line this practice is going to have to stop.
	Mr. Howard cited recent cases where cities have gone bankrupt, indicating that these cities have

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tried to keep up with inflation, and it just can't be done.

Mr. Howard stressed that he feels there should be serious consideration when it comes to increasing wages and reiterated that it is "belt tightening time".

#### PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of August 11, 1975:

#### INDUSTRIAL USE OFF-STREET PARKING REQUIREMENTS

The Lodi City Planning Commission recommended the following off-street parking requirements for industrial uses:

1. Manufacturing: One (1) off-street parking space per each 750 square-feet of building area, or two (2) spaces per each three (3) employees; whichever is greater.
2. Warehousing: One (1) off-street parking space per each 750 square -feet of building area up to 50,000 square feet and one (1) space per each 1000 square feet in excess of 50,000 square feet of building area, or two (2) spaces for each three (3) employees; whichever is greater.

When the required number of off-street parking places based on the number of employees is less than one-half (i. e. , 50%) of the off-street parking requirement based on the total square footage of the building area, then the number of off-street parking spaces based on the building area minus 160% of the number of off-street parking spaces based on the number of employees, may be reserved for future parking needs and used as paved open storage.

On motion of Councilman Ehrhardt, Hughes second, the matter was set for Public Hearing on September 3, 1975.

#### COMMUNICATIONS

#### ABC LICENSE

The following application for Alcoholic Beverage License has been received and was presented by the City Clerk:

- 1) Carlos Garcia and Peggy J. Schieber, Peggy's Place, 725 S. Cherokee Lane, Lodi, new license, On Sale Beer and Wine - Public Premises.

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COUNTRY CLUB  
VISTA ANNEXATION  
TO WOODBRIDGE  
SANITARY DISTRICT

The City Clerk presented a letter that had been received from the San Joaquin County Local Agency Formation Commission advising of the passage of a Resolution by LAFCO approving the Country Club Vista, 75-1, annexation to Woodbridge Sanitary District.

Following discussion on the matter, Mayor Schaffer requested that the matter be held over to the regular Council meeting of September 3, 1975.

CLAIMS

City Clerk Reimche presented a Claim for Personal Injuries filed on behalf of Alfonso Soria in the amount of \$15,000 (plus special damages in an amount unknown at this time.) Councilman Ehrhardt moved that the Claim be rejected and referred to the City's Agent of Record. The motion was seconded by Councilman Pinkerton and carried.

The City Clerk also presented a Claim for Personal Injuries presented on behalf of Kenneth Barr in the amount of \$935.00. Councilman Pinkerton moved that the Claim be rejected and referred to the City's Agent of Record. The motion was seconded by Councilman Ehrhardt and carried.

AGENDA ITEM  
WITHDRAWN FROM  
AGENDA

With Council concurrence, Agenda Item "c", "Accept Downtown Underground District II" was withdrawn from the Agenda.

CONSENT  
CALENDAR

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

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CLAIMS

CLAIMS WERE APPROVED IN THE AMOUNT OF \$621,907.37.

ACCEPTANCE OF  
"LODI AVENUE  
STREET IMPROVE-  
MENTS"

City Manager Graves' report to the Council recommended the Council accept "Lodi Avenue Street Improvements, Avena Avenue to California Street". The report indicated that the contract had been awarded to the Claude C. Wood Company on April 16, 1975 and has been completed in substantial conformance with the plans and specifications approved by the City Council.

COUNCIL ACCEPTED THE IMPROVEMENTS IN "LODI AVENUE STREET IMPROVEMENTS, AVENA AVENUE TO CALIFORNIA STREET", AND DIRECTED THE PUBLIC WORKS DIRECTOR TO FILE A NOTICE OF COMPLETION WITH THE COUNTY RECORDER'S OFFICE.

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The City Manager recommended that the City Council accept the improvements in "Beckman Park Sprinkler System and Turfing". The City Manager's report to the Council on this matter indicated that the contract for these improvements had been awarded to John Birges of Clovis, California on September 18, 1974 and that the contract has been completed in substantial conformance with the plans and specifications approved by the City Council.

BECKMAN PARK  
SPRINKLER SYSTEM  
AND TURFING  
IMPROVEMENTS  
ACCEPTED

COUNCIL ACCEPTED THE IMPROVEMENTS  
IN "BECKMAN PARK SPRINKLER SYSTEM  
AND TURFING" AND DIRECTED THE PUBLIC  
WORKS DIRECTOR TO FILE A NOTICE OF  
COMPLETION WITH THE COUNTY  
RECORDER'S OFFICE.

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REPORTS OF THE  
CITY MANAGER

Plans and specifications for White Slough Water Pollution Control Plant Facilities - 1975 were presented for Council's scrutiny and approval. Mr. Max Burchett of Trotter-Yoder and Associates made the presentation, and briefed the Council on the project and construction schedule in detail.

PLANS AND SPECS  
FOR WHITE SLOUGH  
W.P.C.P.  
FACILITIES - 1975  
APPROVED

Following a lengthy discussion on the matter, with questions being directed to staff and Mr. Burchett, on motion of Councilman Pinkerton, Ehrhardt second, Council approved the plans and specifications for the "White Slough Water Pollution Control Plant Facilities - 1975" and authorized the City Clerk to advertise for bids thereon.

LODI AVENUE  
STRIPING & NO  
PARKING-HUTCHINS  
TO PLEASANT  
CONTINUED

On suggestion of Councilman Pinkerton, and with Council concurrence, Mayor Schaffer continued until the next Council meeting when all Councilmen are in attendance Agenda Item "e" - "Lodi Avenue Striping and 'No Parking' Zones - Hutchins to Pleasant Avenue".

Following discussion on the matter with Council concurrence, Mayor Schaffer directed that the Minutes reflect that the Council concurred that the Annual League of California Cities Conference should retain its present format, with the following exceptions:

ANNUAL LEAGUE  
OF CALIFORNIA  
CITIES CONFERENCE

- a) The Conference should commence on Saturday rather than Sunday.
- b) The annual banquet should be eliminated.

STATE REVENUE SHARING

A proposal for State Revenue Sharing as developed by the Revenue and Taxation Committee of the League of California Cities was presented by Assistant City Manager Jerry Glenn. The proposal related that from the standpoint of productivity, responsiveness to the economy, and taxpayer acceptance, the income tax is the most desirable method of raising additional revenue for municipal government. An income tax generates substantial amounts of revenue even at very low rates.

The proposal reflected the following recommendation of the Revenue and Taxation Committee:

The proposal recommended herein culminates over a year of effort by the Revenue and Taxation Committee, the League Committee on Finance Administration and a Technical Advisory Committee. Three meetings of the full Revenue and Taxation Committee were held in 1973 and 1974 to consider this subject. Each component of the following proposal was thoroughly discussed by that Committee.

1. The State Legislature should enact a Locally Initiated State Revenue Sharing Program for cities in California. A 10% override would be added to the amount due under the State personal income tax and the State bank and corporation taxes. This surtax would be paid at the same time and in the same manner as the regular State tax liability. The tax on personal income would generate \$200 million annually and the tax on business would produce \$100 million; therefore, the 10% surtax would raise a total of \$300 million per year.

2. At the moment, counties are not included in the proposal. However, if counties are included in the program, the total of \$300 million should be divided between cities and counties on the basis of population in the incorporated and unincorporated areas. The municipal share would then be approximately \$230 million.

3. Surtax revenues would be deposited in a State Revenue Sharing Fund. The portion of the State Revenue Sharing Fund available to municipalities would be allocated by the State Controller's Office to individual cities on a formula based 75% on population, 12-1/2% on relative inverse assessed valuation per capita and 12-1/2% on relative median family income. Each city's estimated share is shown in the Appendix.

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4. The general purpose of the State Revenue Sharing Program would be: a) to reallocate tax resources from the State to cities; b) to increase the responsiveness of local revenues to economic growth and inflation; c) to make the local revenue structure less regressive; d) to redistribute funds to areas of need; and e) to help stabilize the level of property taxation.

5. Cities would be able to use State Revenue Sharing monies to: a) reduce or stabilize property taxes; b) continue providing existing services; or c) initiate needed new services.

6. The program would be locally initiated; the surtax would not be effective until cities - representing 51% of the State's urban population, as certified by the State Controller, pass resolutions to participate.

Estimates of the annual allocation for individual cities under the proposed State Revenue Sharing Program were presented for Council's scrutiny. Following discussion, on motion of Councilman Pinkerton, Ehrhardt second, Council rejected the proposal for State Revenue Sharing developed by the Revenue and Taxation Committee of the League of California Cities; recommended the exploration of the use of Sales and Use Tax; and directed that letters be sent out to other cities soliciting support of the Council's position on this matter.

AGENDA ITEM  
WITHDRAWN FROM  
AGENDA

With Council concurrence, Agenda item "i" - "Authorization to Condemn Easement for Sewer Line on Vine Street" was withdrawn from the Agenda.

1975-76 CAPITAL  
OUTLAY PROGRAM

City Manager Graves presented for Council's scrutiny the 1975-76 proposed Capital Improvement Program. Following direction from the City Attorney, Mayor Schaffer directed that the proposed Capital Outlay Program be submitted to the Planning Commission for review and recommendations prior to Council action.

ORDINANCES

REZONE FROM  
R-1 to C-M AND  
M-1

Ordinance No. 1060 - entitled "AN ORDINANCE AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING A 6.29 ACRE PARCEL AT THE NORTHEAST CORNER OF BECKMAN ROAD AND THE FUTURE EXTENSION OF EAST VINE STREET FROM R-1, SINGLE FAMILY RESIDENTIAL TO C-M, COMMERCIAL-LIGHT INDUSTRIAL AND M-1, LIGHT INDUSTRIAL" having been introduced at a regular meeting of the Lodi City Council August 6, 1975, was brought up for passage on motion of Councilman Ehrhardt, 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:

ORD. NO. 1060  
ADOPTED

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Ayes: Councilmen - EHRHARDT, HUGHES,  
PINKERTON and  
SCHAFFER

Noes: Councilmen - None

Absent: Councilmen - KATNICH

MSC DEFICIENCIES  
LITIGATION  
APPROVED

City Attorney Mullen apprised the Council of deficiencies in the initial sealing of the walls at the Municipal Service Center, requesting Council's approval to proceed with litigation in this matter.

Following questions being directed to the City Attorney by the Council, Council authorized the City Attorney to proceed with the litigation as proposed and to submit a Claim for the involved costs.

COUNTY ANIMAL  
CONTROL  
COMMISSION  
PROPOSED

City Manager Graves presented for Council perusal a letter that had been received from Adrian C. Fondse, Chairman, Cities and County of San Joaquin Association indicating that the suggestion to establish a County Animal Control Commission had been made at a recent meeting of the City of Stockton-San Joaquin County Liaison Committee. Councilman Ehrhardt was asked by Mayor Schaffer to check into this proposal further on behalf of the Council.

DOWNTOWN  
UNDERGROUND  
DISTRICT I AND II

Following a suggestion by Councilman Pinkerton that for an upcoming Shirtsleeve Session Council walk the Downtown Underground Districts I and II to look over the projects for possible errors, changes, or misinterpretations of the specifications. Discussion followed with questions being directed to Staff regarding these projects. Mayor Schaffer suggested that a meeting be set with City Manager Graves and Public Works Director Ronsko regarding this matter.

SB 502

Councilman Ehrhardt reported on a recent Chamber of Commerce Civic Affairs Committee meeting he had attended. Senator Berryhill was present at this meeting and spoke on behalf of the passage of SB 502, soliciting support of this bill. This bill relates to Environmental Impact Reports.

Councilman Hughes stated that a complaint had been received by him regarding the Rivergate-Mokelumne Subdivision property in that it has become a "sort of recreational playground" for mini bikes and other activities, and Councilman Hughes questioned if there was any course of action the City could take to alleviate this problem.

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COMPLAINT RE  
RIVERGATE-  
MOKELUMNE  
PROPERTY

Considerable discussion followed with no action being taken by the Council on this matter.

TAX RATE SET FOR  
1975-76

On motion of Councilman Ehrhardt, Hughes second, Council adopted Resolution 4099 fixing the tax rate for fiscal year 1975-76 at \$1.68 as follows:

RES. NO. 4099

For the General Fund	\$0.98	
Pension Fund	.20	
Storm Drainage Fund	<u>.20</u>	\$1.38

For the Library Fund	.20	
For the Library Construction Fund	<u>.10</u>	\$1.68

(Listed in cents per \$100.00 of  
Assessed Value)

ADJOURNMENT

There being no further business to be brought before the City Council, Mayor Schaffer adjourned the meeting at 10:45 p. m. on motion of Councilman Ehrhardt, Hughes second.

*Alice M. Reimche*  
Attest: ALICE M. REIMCHE  
City Clerk