

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
August 1, 1973

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, August 1, 1973, in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - EHRHARDT, KATNICH,  
PINKERTON, SCHAFFER  
and HUGHES (Mayor)

Absent: Councilmen - None

Also present: City Manager Henry Graves, City Attorney Robert Mullen, Assistant City Manager Jerry Glenn, Public Works Director Shelley Jones and Assistant Planner Richard Avey.

INVOCATION The invocation was given by Councilman Ehrhardt.

PLEDGE Mayor Hughes led the Pledge of Allegiance to the flag.

MINUTES On motion of Councilman Pinkerton, Ehrhardt second, the Minutes of July 18, 1973, were approved as written and mailed.

PUBLIC HEARINGS

REZONE PARCEL Notice thereof having been published in accordance  
W. SIDE S. CHURCH with law and affidavit of publication being on file in  
S. OF KETTLEMAN the office of the City Clerk, the Mayor called for the  
(CONT'D.) public hearing on the recommendation of the Planning  
Commission to rezone from the R-1, Single-Family  
Residential District to the R-MD, Residential-Medium  
Density District a 3.2-acre parcel on the west side  
of South Church Street approximately 1600 feet south  
of Kettleman Lane.

The City Clerk reported that a letter had been received from Mr. Terry Piazza of Meyer, Baumbach and Piazza, 221 West Oak Street, requesting the public hearing be continued to the meeting of August 15, 1973.

There was no one in the audience wishing to speak on the matter. On motion of Councilman Katnich, Schaffer second, the above public hearing was continued to August 15, 1973.

PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of June 25, 1973.

REZONE NW The Planning Commission recommended a change in  
COR. CHEROKEE zoning from C-1, Neighborhood Commercial District  
& PIONEER DR. to C-2, General Commercial District for an approximate  
4.8-acre parcel at the northwest corner of North Cherokee  
Lane and Pioneer Drive. The matter was set for public  
hearing on August 15, 1973, on motion of Councilman  
Katnich, Schaffer second.

Minutes of August 1, 1973, continued

ACTIONS  
OF INTEREST

The Planning Commission also took the following actions of interest to the City Council.

1. Continued, after hearing a Staff report, consideration of recommending adoption of an Ordinance regulating noise. (Continued until September 11, 1973.)
2. Approved the Final Environmental Impact Report for a proposed travel trailer and motorhome park at the northwest corner of North Cherokee Lane and Pioneer Drive.
3. Continued until July 9, 1973, the request of Dr. Ivan Hayes for a Variance to reduce the required number of off-street parking spaces from 18 to 12 to permit an addition to an office building at 820 South Fairmont Avenue in an area zoned C-P, Commercial-Professional District.
4. Recommended approval of the San Joaquin County Planning Commission-initiated rezoning from I-PA, Interim-Protected Agriculture District to M-1, Limited Manufacturing District for parcels comprised of 55 acres at the northeast, northwest, and southeast corners of Highway 12 and the Central California Traction Company's main line, east of Lodi.
5. Recommended approval of the request of Meyer, Baumbach, and Piazza on behalf of the Woodbridge Country Club for a Use Permit to expand the existing Country Club by addition of a tennis recreation facility on the northeast side of Woodbridge Road at its western terminus, north of Woodbridge in an area zoned GA-1, General Agriculture.

COMMUNICATIONS

ABC LICENSE

An application for alcoholic beverage license was received for Ramona L. and Robert E. Randall, Uncle Bob's Pizza Parlor, 112 E. Elm Street, on-sale beer, new license.

APPRECIATION-  
CITY OF AUBURN

The City Clerk presented a letter received from City Manager Jack H. Saussen, City of Auburn, expressing his appreciation to City employee Enid Bosch for assistance she gave to Mrs. Robert Norris, the wife of an Auburn City Councilman. Mayor Hughes requested the City Manager to express the Council's appreciation to Mrs. Bosch.

ABANDONED  
AUTO  
FRANCHISE

The City Clerk presented a request from Vernon Cline, Sr., for assignment of the Franchise Agreement for the removal of abandoned, wrecked, dismantled or in-operative vehicles on private property within the incorporated limits of the City. The request for assignment was also signed by Gary Filpula, A-Action Truck Sales and Dismantling, 3514 E. Miner Avenue, Stockton, who agreed to accept the assignment of the franchise.

Councilman Schaffer moved the City Manager be authorized to execute the consent to assignment thereby assigning the franchise for removal of abandoned automobiles to Gary Filpula. The motion was seconded by Councilman Ehrhardt and passed by unanimous vote.

Minutes of August 1, 1973, continued

EDA Councilman Pinkerton reported that the San Joaquin County Development Council had submitted and received the approval of the San Joaquin County Board of Supervisors for a new type Economic Development Agency. He said the City Council would be requested to appoint a representative to this Agency.

PROCLAMATION- Mayor Hughes proclaimed August 3 - 12, 1973, as  
CRUSADE FOR "A Special Season of Prayer and Thanksgiving" in  
CHRIST conjunction with the Greater Lodi Crusade for Christ scheduled for those dates.

#### REPORTS OF THE CITY MANAGER

CLAIMS Claims in the amount of \$435,730.30 were approved on motion of Councilman Ehrhardt, Schaffer second.

WATER & SEWER At the Council meeting of July 18, 1973, the Council  
REIMBURSEMENT continued to this meeting the discussion of the proposed  
POLICIES water and sewer reimbursement policies. City Manager  
Glaves told the Council the City's engineering staff had given further consideration to the proposed policies as instructed by the Council. He then asked the Public Works Director to review the proposed policies.

ORD. NO. 1012  
ORD. NO. 1013  
INTRODUCED

Public Works Director Jones discussed the changes made in the policies, stating the effective date would be August 1, 1973, and the reimbursement period had been changed from "five" to "ten" years.

Mr. Glenn Baumbach of Meyer, Baumbach and Piazza, 221 West Pine Street, thanked the Council for allowing the public to participate in the development of the policies. He urged the Council to adopt the ordinances as proposed.

After further discussion, Councilman Ehrhardt moved introduction of Ordinance No. 1012 providing for extension of water mains and reimbursement thereof within the City of Lodi. The motion was seconded by Councilman Pinkerton and carried by unanimous vote.

Councilman Pinkerton then moved introduction of Ordinance No. 1013 providing for extension of sanitary sewers and reimbursement thereof within the City of Lodi. The motion was seconded by Councilman Schaffer and carried by unanimous vote.

ASSEMBLYMAN  
D. CARTER

Mayor Hughes welcomed Assemblyman Douglas Carter, who was in the audience.

OFF-STREET  
PKG. DISTRICT

City Manager Glaves explained to the Council that revenues from parking meters and permits had been declining for a number of years. He said revenues had declined to the point that during 1972-73 it had been necessary to deplete the Revenue Fund below the permitted level of \$15,000. Mr. Glaves' recommendation was to levy an ad valorem tax of \$.35 per \$100 assessed valuation within Parking District No. 1. He said this was based on a plan to rebuild the Revenue Fund balance over a three-year period.

Minutes of August 1, 1973, continued

Mr. Michael Lapenta, President of the Lodi Merchants Association, was in the audience and said his Association would like to review the matter before a decision is made by the Council.

After some discussion, the matter was continued to the meeting of August 15, 1973.

SOLID WASTE-  
S.J. COUNTY

The City Manager asked Public Works Director Jones to summarize the proposal for the Solid Waste Management Plan for San Joaquin County. Mr. Jones reviewed the proposed plan and explained that the Solid Waste Management Plan is a State mandated requirement of Senate Bill 5. He said each County is required to develop its Plan and obtain State approval of it prior to January 1, 1976.

Mr. Dario DeBenedetti, Sanitary City Disposal Company, 18012 North Cluff Avenue, asked the Council to include a provision in the plan to provide that private haulers be included in the committee created by the plan.

Mrs. Darlene Avery, 430 Virginia Avenue, representing the San Joaquin County League of Women Voters, said her organization supported the plan but did feel the subject of resource recovery had not been dealt with adequately.

Mrs. Jean Short, 1137 Edgewood Drive, representing Lodi Ecology Action, said her group was also interested in resource recovery.

LODI AVE.  
WIDENING

City Manager Graves presented a memorandum from the Public Works Director recommending the Council authorize acquisition of the necessary right of way for the next phase of the Lodi Avenue widening. Councilman Ehrhardt moved the Council authorize the City Manager to acquire the necessary right of way for the next phase of the Lodi Avenue widening between California Street and Crescent Avenue. The motion was seconded by Councilman Katnich and passed with Councilman Schaffer voting no.

PLANS & SPECS  
HUTCHINS ST.

On motion of Councilman Schaffer, Ehrhardt second, the Council approved plans and specifications for the Hutchins Street improvements between Harney Lane and Kettleman Lane and authorized advertising for bids thereon.

SPECS - LIGHT  
STANDARDS-  
HUTCHINS ST.

On motion of Councilman Ehrhardt, Pinkerton second, the Council approved specifications for 35 thirty-foot aluminum street light standards for the Hutchins Street improvements between Kettleman Lane and Harney Lane.

ACCEPT  
IMPROVEMENTS-  
S. CHURCH ST.

The City Manager reported that the development improvements at 1626 South Hutchins Street and 1625 South Church Street were complete and it was now in order to accept them. On motion of Councilman Pinkerton, Ehrhardt second, the Council adopted Resolution No. 3803 accepting the above improvements as complete.

RES. NO. 3803

Minutes of August 1, 1973, continued

S. J. COUNTY  
SAFETY COUNCIL  
AGREEMENT

RES. NO. 3804

The City Manager presented the usual agreement from San Joaquin County Safety Council for services during 1973-74 fiscal year for which the City will be contributing \$1610. On motion of Councilman Ehrhardt, Pinkerton second, the City Council adopted Resolution No. 3804 approving the agreement and authorizing the Mayor to sign same.

POLICY RE  
EMPLOYMENT  
OF RELATIVES

RES. NO. 3805

City Manager Graves said the question of employment of relatives in City employment had been raised recently, particularly in the Fire Department. He presented a resolution setting forth the City's policy in regards to employment of relatives within the classified service for Council adoption. After some discussion, Councilman Ehrhardt moved adoption of Resolution No. 3805 establishing policy in regards to employment of relatives within City classified service. The motion was seconded by Councilman Katnich and carried unanimously.

SALARY  
DIR. OF UTIL.

RES. NO. 3806

City Manager Graves said a miscalculation had occurred in the salary recommended for the Director of Utilities. He asked the Council to correct this by granting an additional ten dollars. On motion of Councilman Schaffer, Ehrhardt second, the Council adopted Resolution No. 3806 establishing the salary of the Director of Utilities to be \$1835.

SPECS-  
FIRE PUMPER

The City Manager presented specifications for the pumper for the Fire Department for Council consideration. Action on this matter was deferred to the next regular meeting.

APPRECIATION-  
FIRE DEPT.

Both Councilman Schaffer and Councilman Pinkerton commended the Fire Department for the rescue of the 3-1/2 year old child from a fire in a residence at 508 Windsor Drive and also for the Department's efficiency in controlling the recent fire in the Pinkerton Foundry at 32 North Cluff Avenue.

ORDINANCES

VACATION  
SCHEDULE

ORD. NO. 1010  
ADOPTED

ORDINANCE NO. 1010, entitled, "AN ORDINANCE AMENDING SECTION 12 OF ORDINANCE NO. 444 ENTITLED, 'AN ORDINANCE FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LODI AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES INCONSISTENT THEREWITH,' AND ESTABLISHING VACATION LEAVE," having been introduced at a regular meeting on July 18, 1973, was brought up for passage on motion of Councilman Pinkerton, Ehrhardt 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 - EHRHARDT, KATNICH,  
PINKERTON, SCHAFFER,  
and HUGHES

Noes: Councilmen - None

Absent: Councilmen - None

Minutes of August 1, 1973, continued

OPERATING  
BUDGET

ORD. NO. 1011  
ADOPTED

ORDINANCE NO. 1011, entitled, "ADOPTING AN OPERATING BUDGET FOR THE SUPPORT OF THE VARIOUS DEPARTMENTS OF THE CITY OF LODI FOR THE FISCAL YEAR BEGINNING JULY 1, 1973 AND ENDING JUNE 30, 1974," having been introduced at a regular meeting on July 18, 1973, was brought up for passage on motion of Councilman Schaffer, Ehrhardt 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 - EHRHARDT, KATNICH,  
PINKERTON, SCHAFFER,  
and HUGHES

Noes: Councilmen - None

Absent: Councilmen - None

EXECUTIVE  
SESSION

At approximately 10:20 p.m. the Mayor adjourned the meeting to an executive session. The Council reconvened at 10:23 p.m.

PLANNING  
COMMISSION  
APPTMT-  
M. TALBOT

Mayor Hughes announced the appointment of Mrs. Margaret Talbot, 1107 Stafford St., to the Planning Commission for a four-year term ending June 30, 1977.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:25 p.m.

Attest:   
BESSIE L. BENNETT  
City Clerk