



Minutes of November 15, 1972, continued

1. Reverend Vernon Robertson, 1721 Corbin Court. Reverend Robertson explained that the church wished to sponsor an apartment project for the elderly on the 2-acre parcel proposed for rezoning and he requested approval of the rezoning.
2. Mr. Clovis McGuire, Etough and Fong, Architects, 3110 Watt Avenue, Sacramento. Mr. McGuire discussed the proposed project and explained that an application had been made through the Federal Housing Authority "236" program for funding of the project. In answer to a question from Councilman Pinkerton, Mr. McGuire said the property would be returned to the tax rolls.

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

After Council discussion, Councilman Schaffer moved introduction of Ordinance No. 989 rezoning the easterly 2 acres of a Church site located at 10 North Mills Avenue to be in the R-GA, Garden-Apartment Residential District. The motion was seconded by Councilman Katnich and carried by unanimous vote.

#### PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of November 13, 1972:

#### ACTIONS OF INTEREST

1. Denied the request of Grand Auto, Inc. for a change in zoning from the C-1, Neighborhood Commercial District to the C-2, General-Commercial District for a parcel located at the southeast corner of West Lodi Avenue and South Hutchins Street.
2. Approved the request of RCA Global Communications for a Variance to increase the maximum permitted sign area from 12-square feet to 176-square feet for an office use on a parcel at the southwest corner of West Turner Road and Lower Sacramento Road in an area zoned C-P, Commercial Professional.

In determining that a "Zoning Hardship" existed, the Planning Commission cited the following:

- a. The size of the parcel owned by RCA Global Communications was much larger than other parcels in areas zoned C-P, Commercial Professional, and the C-P signing restrictions were drawn with only small parcels in mind.
- b. Vehicular traffic to the RCA Global property will be restricted by the elimination of access to Lower Sacramento Road as spelled out on the Specific Plan for that major thoroughfare

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and the future construction of a median in West Turner Road. Adequate signing is necessary to insure that motorists will have no difficulty in gaining entrance into the RCA Global property.

- c. The property at the southeast corner of West Turner Road and Lower Sacramento Road is an approved shopping center site and the signing at that location could include a 300-square foot shopping center identification sign in addition to individual business signs.
3. Directed the Staff to approve Building Permits for signs with 6-foot overhang, plus a bracket of up to 6 inches where such signs would not be in conflict with other Municipal Code requirements.
 

This action eliminated the necessity for considering sign overhang Variances for Lodi Typewriter Company, John Borelli Jewelers and Wilson's Pharmacy and will eliminate a number of similar requests in the future.
4. Denied the request of the Vineyard (Beer Bar) by Federal Signs to increase the permitted overhang of the public right-of-way from 6 feet to 9 feet to permit a sign to remain at 725 South Cherokee Lane in an area zoned C-2, General Commercial.
5. Took no action on the San Joaquin County referral of the request of Mr. Mark Farnsworth for a Use Permit to manufacture fiberglass parts and use a warehouse at the northwest corner of Harney Lane and the Central California Traction Company main line, east of Lodi in an area zoned I-PA, Interim-Protective Agricultural.
6. Rescheduled the Regular Planning Commission meeting of December 11 and 25, 1972, to December 4 and 18, 1972.
7. Instructed the Staff to prepare a land use, zoning and circulation study of the area bounded by Kettleman Lane, Cherokee Lane, Harney Lane and the Southern Pacific Railroad right-of way. The preliminary report on this matter is to be presented on December 4, 1972.

#### COMMUNICATIONS

ABC LICENSE	An application for alcoholic beverage license was received for Elmer Ehrlich, The Playboy, 7 South Sacramento Street, person-to-person transfer, on-sale beer.
PUC RE SOUTHERN PACIFIC CO.	A notice was received from the State Public Utilities Commission stating the Southern Pacific Transportation Company had informed the Commission of its intention to remove from public service the freight house and platforms located in Lodi.

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CHAMBER OF  
COMMERCE  
RE SANITARY  
LANDFILL FEES

The City Clerk read a letter received from Dr. Frank V. Johnson, President of the Lodi District Chamber of Commerce, which stated the Chamber of Commerce Board of Directors had at its November 8, 1972, meeting voted unanimously to recommend the City Council reconsider its action establishing the \$1.00 dumping fee at Harney Lane Sanitary Landfill. The letter expressed concern that the fee might cause unauthorized dumping of garbage along county roads. Mr. Johnson's letter also indicated the Chamber Board had requested the San Joaquin County Board of Supervisors to develop a long-term solution to the County's solid waste disposal problem.

CROSSWALK -  
HALE RD. &  
CHEROKEE

A letter was received from Mrs. Lee Allen, 650 Hale Road. Mrs. Allen requested a crosswalk be established at the intersection of Hale Road and Cherokee Lane as well as a pedestrian light at Eden Street and Cherokee Lane. She suggested that signs warning of school zones and pedestrians crossing should be installed on Cherokee Lane. She also requested installation of street lights on Cherokee Lane.

RES. NO. 3697

City Manager Graves reported he had received a letter previous to receiving the above letter and had directed the staff to determine if the intersection of Hale Road and Cherokee Lane warranted crosswalks. He then presented the recommendation of the Public Works Director that a pedestrian crosswalk be established across Cherokee Lane on the south side of Hale Road. The Council, on motion of Councilman Schaffer, Katnich second, adopted Resolution No. 3697 authorizing the installation of a crosswalk across Cherokee Lane on the south side of Hale Road. Councilman Schaffer then suggested the City Manager instruct the Police Department to maintain stricter law enforcement with regard to motorists violating the rights of pedestrians.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$183,974.35 were approved on motion of Councilman Katnich, Schaffer second.

SPECS -  
CABLE

On motion of Councilman Schaffer, Katnich second, the Council approved specifications for 15-kv and 600-volt aluminum cable and authorized advertising for bids thereon.

AWARD - AUTO

The City Manager presented bids received for an automobile for the Recreation Department as follows:

RES. NO. 3698

Geweke Ford	\$2,820.64
Sanborn Chevrolet	3,179.60
Courtesy Lincoln-Mercury	3,259.11
Lodi Chrysler-Plymouth	3,363.79

The City Manager recommended the award be made to the low bidder, Geweke Ford, for the amount of the bid.

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On motion of Councilman Schaffer, Hughes second, the Council adopted Resolution No. 3698 awarding the contract for the furnishing of the automobile to Geweke Ford for a total amount of \$2,820.64.

AWARD -  
TRANSFORMERS

City Manager Graves presented bids received for 12/6.9-kv and 240/120-volt transformers as follows:

RES. NO. 3699

	<u>12/6.9 kv-240/120 V</u>	<u>12-kv-240/120 V</u>
Maydwell & Hartzell	\$33,707.10	\$6,522.60
Westinghouse Electric	33,469.80	7,423.50
R-T-E Corporation	34,370.70	6,701.10
General Electric	37,743.30	7,478.10
Graybar Electric	37,743.30	7,478.10
Consolidated Electric	36,345.75	9,170.70
Wagner Electric	33,736.50	no bid

The City Manager recommended the award be made to two separate bidders, based on the low bid and best delivery time, as follows:

Maydwell & Hartzell - 12/6.9 kv - 240/120 volt transformers in the amount of \$33,707.10.

R-T-E Corporation - 12-kv - 240/120 volt transformers in the amount of \$6,701.10.

On motion of Councilman Katnich, Pinkerton second, the Council adopted Resolution No. 3699 awarding the contract for the furnishing of the transformers as recommended by the City Manager.

ACCESS REQUESTS -  
CHEROKEE LANE

City Manager Graves stated he had received two requests for access rights on Cherokee Lane. The requests were from Sanborn Chevrolet and Peters Pontiac-Cadillac and involved property whose access rights had been sold to the State before the State relinquished ownership to Cherokee Lane. Mr. Graves said the City had in the past approved reasonable access in exchange to conformity to the Cherokee Lane Beautification Plan. He recommended Council approval of the requests with the condition that the applicants make improvements in accordance with this Plan.

ACCESS -  
SANBORN CHEV.

On motion of Councilman Katnich, Schaffer second, the Council adopted Resolution No. 3700 approving the driveways for Sanborn Chevrolet at 1210 South Cherokee Lane as requested, with the condition that Sanborn Chevrolet conform to the Cherokee Lane Beautification Plan.

RES. NO. 3700

ACCESS -  
PETERS PONTIAC

On motion of Councilman Schaffer, Pinkerton second, the Council adopted Resolution No. 3701 approving one additional driveway for Peters Pontiac-Cadillac at 1011 South Cherokee Lane with the condition that Peters Pontiac-Cadillac conform to the Cherokee Lane Beautification Plan.

RES. NO. 3701

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ACCESS -  
PETERS PONTIAC

RES. NO. 3702

On motion of Councilman Schaffer, Pinkerton second, the Council then adopted Resclution No. 3702 approving two driveways for Peters Pontiac-Cadillac used car location at 940 South Cherokee Lane, with the condition that Peters Pontiac-Cadillac conform to the Cherokee Lane Beautification Plan.

LODI AVE. R/W  
ACQUISITION  
APPROVED

On motion of Councilman Schaffer, Katnich second, the Council unanimously authorized the acquisition of street right of way at the northwest corner of Lodi Avenue and Hutchins Street as recommended by the City Attorney.

FINANCIAL  
STATEMENTS -  
WATER &  
ELECTRICAL  
SYSTEMS

City Manager Graves reviewed Statements of Income and Expenses for Fiscal Year ended June 30, 1972, for the City's electrical distribution and water distribution systems. The two reports were recently prepared by the Finance Director and each Councilman was provided with a copy of the report prior to the meeting. Copies of the report are available to the public in the office of the City Clerk.

WATER WELLS  
ORDINANCE

ORD. NO. 990

Mr. Graves presented a proposed ordinance designed for the purpose of regulating water wells within the City for Council consideration. He said the City of Stockton and the County of San Joaquin had recently adopted a similar ordinance and the Health District was anxious for the City of Lodi to adopt the ordinance.

Public Works Director Jones discussed the purpose of the ordinance stating it was to protect the water supply within San Joaquin County. He said the ordinance would be administered by the San Joaquin Local Health District.

After some discussion, Councilman Schaffer moved introduction of Ordinance No. 990 concerning the construction, reconstruction and destruction of water wells, cathodic protection wells, and installation of pumps in the City of Lodi. The motion was seconded by Councilman Katnich and carried by unanimous vote.

RULES RE  
GARBAGE  
PICKUP

As a result of a complaint of a citizen at the Council meeting of November 1, 1972, the Council instructed the staff to determine from the Sanitary City Disposal Company what items were permissible to put in the garbage cans. The City Manager reported that, since that meeting, he had discussed this with the Sanitary City Disposal Company and had obtained a list prepared by the Company which states the items that may not be placed in the cans. He gave each of the Councilmen a copy of the list. He then explained that leaves and yard clippings may be placed in the cans, if done properly. He said he felt there may have been some misunderstanding concerning this and advised that the public could contact the Sanitary City Disposal Company for further clarification.

WATER  
MEETING

Mayor Ehrhardt announced that Councilman Schaffer, City Manager Graves and City Attorney Mullen would be representing the City at a luncheon on November 28, 1972,

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with members of the Interior and Insular Affairs Committee of the House of Representatives. The luncheon is to be sponsored by the Stockton-East Water District and will be held in Stockton.

SUBDIVISION  
POLICY

Councilman Hughes questioned the City's policy with respect to inspection of subdivision improvements by the Public Works Department. Public Works Director Jones reviewed for the Council the City's policy concerning these inspections.

F. HOYT -  
RES. OF  
APPRECIATION

Mayor Ehrhardt said Councilman Schaffer would be representing the City at the retirement dinner for San Joaquin County Supervisor Frank Hoyt on Wednesday, November 29. The Council then unanimously approved a resolution of appreciation in honor of Mr. Hoyt's service as County Supervisor for the past twelve years.

EXECUTIVE  
SESSION

The Council adjourned to executive session at 10:00 p.m. The Council reconvened at approximately 10:12 p.m.

RECREATION  
COMMISSION  
APPOINTMENTS

Mayor Ehrhardt stated he wished to reappoint Harry Weinberg and Mas Okuhara to the Recreation Commission for four-year terms ending December 31, 1976, and asked the Council's concurrence. He also proposed that Dr. Dennis R. Swanson be appointed to fill the unexpired term of the late Samuel D. Salas. On motion of Councilman Katnich, Schaffer second, the Council concurred in the above appointments.

Councilman Katnich then requested the staff to prepare an appropriate plaque to be given to Mrs. Samuel Salas in honor and appreciation of Mr. Salas' years of service on the Commission. The Council concurred with the request.

ADJOURNMENT

At approximately 10:15 p.m. the Mayor adjourned the meeting to Tuesday, November 21, 1972, at 8:00 p.m.

  
Attest: BESSIE L. BENNETT  
City Clerk