

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
FEBRUARY 3, 1971

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, February 3, 1971, in the City Hall Council Chambers.

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

Absent: Councilmen - None

Also present: City Manager Graves, Assistant City Manager Peterson, City Attorney Mullen, Planning Director Schroeder and Public Works Director Jones.

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

MINUTES Minutes of January 13, 1971 and January 20, 1971 were approved as written and mailed on motion of Councilman Ehrhardt, Hughes second.

PUBLIC HEARINGS

APPEAL - Mayor Schaffer stated the public hearing on the appeal of Mr. Kenneth Lane from the decision of the Planning Commission in denying his request for a Variance to reduce the required front yard from 20 feet to 18 feet to permit the erection of a covered front porch at 833 Holly Drive in an area zoned R-2, Single-Family Residential District had been continued from the meeting of January 20, 1971 and he called for continuation of the hearing.

DENIED

City Manager Graves explained that Mr. Lane had poured a concrete porch across the front of his home at 833 Holly Drive and now wished to cover the porch. The porch would then encroach into the required front yard by two feet. Mr. Lane says he informed the City Building Inspector of his plans prior to pouring the concrete and was assured he did not need a building permit. After pouring the concrete, Mr. Lane said he was informed by an employee in the Building Department that he did need a building permit, and that the porch, if constructed as planned, would require a Variance. He now requested a Variance so he could construct the porch overhang as planned. The City Manager explained that the public hearing had been continued to this meeting to permit clarification of circumstances surrounding the omission of a building permit. He reported that he had talked with both Mr. Lane and City Building Inspector Paul McClure since the Council meeting on January 20, but had been unable to resolve the misunderstanding. While Mr. Lane contends he submitted a sketch of his proposed plans to construct the porch overhang to Mr. McClure prior to the construction of the porch, Mr. McClure maintains he did not see the sketch and was only aware that Mr. Lane planned to pour a concrete porch. He says he was not aware Mr. Lane planned to construct the porch overhang.

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Mr. Kenneth Lane, 833 Holly Drive, spoke on behalf of his request and presented a sketch which he said he had submitted to Mr. McClure prior to the construction. 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 Kirsten moved the appeal of Mr. Kenneth Lane be denied. The motion was seconded by Councilman Katnich and carried by unanimous vote.

CONCORD STREET
STREET LIGHTS

Notice thereof having been published and posted in accordance with law, Mayor Schaffer called for hearing on the proposed formation of the Concord Street Street Lighting District. City Manager Graves explained that under the 1911 Improvement Act, proceedings had been initiated by the property owners who had presented a petition for the lights signed by owners of more than sixty percent of the front footage in the proposed district. There were no persons present who wished to speak on the matter, and the public portion of the hearing was closed.

RES. NO. 3466
OVERRULING
PROTESTS

Councilman Kirsten moved adoption of Resolution No. 3466 overruling protests on the Concord Street Street Lighting District. The motion was seconded by Councilman Ehrhardt and carried.

RES. NO. 3467
ADOPTING
WAGE RATES

Councilman Kirsten moved adoption of Resolution No. 3467 adopting the scale of prevailing wage rates. The motion was seconded by Councilman Katnich and carried.

RES. NO. 3468
ORDERING WORK

On motion of Councilman Kirsten, Ehrhardt second, the Council adopted Resolution No. 3468 ordering the work to be done on the Concord Street Street Light District.

RES. NO. 3469
DIRECTING
ASSESSMENT
BE PREPARED

Councilman Kirsten then moved adoption of Resolution No. 3469 directing the assessment be prepared for the Concord Street Street Light District. The motion was seconded by Councilman Katnich and carried.

AWARD
CONCORD STREET
STREET LIGHTS

The City Manager presented bids on the Concord Street Street Light District as follows:

RES. NO. 3470	Sherman Electric Company	\$4,195.00
	Ferrero Electric, Inc.	4,880.00
	Collins Electric Company	5,472.00
	Grason Electric Company	6,969.00

Mr. Graves recommended the award be made to the low bidder, Sherman Electric Company. On motion of Councilman Ehrhardt, Katnich second, the Council adopted Resolution No. 3470 awarding the contract for the Concord Street Street Light District to Sherman Electric Company for a total amount of \$4,195.00.

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TARA PLACE
STREET LIGHTS

Notice thereof having been published and posted in accordance with law, Mayor Schaffer called for hearing on the proposed formation of the Tara Place Street Light District. City Manager Graves explained that under the 1911 Improvement Act, proceedings had been initiated by the property owners who had presented a petition for the lights signed by owners of more than sixty percent of the front footage in the proposed district. There were no persons present who wished to speak on the matter, and the public portion of the hearing was closed. Councilman Katnich stated he wished to abstain from voting on this matter because of a possible conflict of interest.

RES. NO. 3471
OVERRULING
PROTESTS

Councilman Kirsten moved adoption of Resolution No. 3471 overruling protests on the Tara Place Street Light District. The motion was seconded by Councilman Ehrhardt and carried with Councilman Katnich abstaining from voting.

RES. NO. 3472
ADOPTING
WAGE RATES

Councilman Kirsten moved adoption of Resolution No. 3472 adopting the scale of prevailing wage rates. The motion was seconded by Councilman Hughes and carried with Councilman Katnich abstaining from voting.

RES. NO. 3473
ORDERING WORK

Councilman Kirsten then moved adoption of Resolution No. 3473 ordering the work to be done on the Tara Place Street Light District. The motion was seconded by Councilman Ehrhardt and carried with Councilman Katnich abstaining from the vote.

RES. NO. 3474
DIRECTING
ASSESSMENT
BE PREPARED

Councilman Kirsten moved adoption of Resolution No. 3469 directing the assessment be prepared for the Tara Place Street Light District. The motion was seconded by Councilman Hughes and carried with Councilman Katnich abstaining from vote.

AWARD - TARA
PLACE STREET
LIGHTS

The City Manager then presented bids on the Tara Place Street Light District as follows:

RES. NO. 3475	Ferrero Electric, Inc.	\$1,785.00
	Sherman Electric Company	1,895.00
	Collins Electric Company	1,983.00
	Grason Electric Company	2,882.00

The City Manager recommended the award be made to the low bidder, Ferrero Electric, Inc. On motion of Councilman Kirsten, Hughes second, the City Council adopted Resolution No. 3475 awarding the contract for the Tara Place Street Light District to Ferrero Electric, Inc. for a total amount of \$1,785.00. Councilman Katnich abstained from voting because of a possible conflict of interest.

UNITED
FARM
WORKERS

Mr. Andy Imutan, Vice President of the United Farm Workers' Organizing Committee, 621 West Anderson Street, Stockton, addressed the Council concerning

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his organization's activities in the community. He reported that the United Farm Workers' Organizing Committee was presently meeting with grape growers in the Lodi area in an effort to organize them.

COMMUNICATIONS

- APPEAL -
C.R. LOHR
- A letter was read from Attorney Robert K. Elliott on behalf of Mr. C. R. Lohr appealing the decision of the Planning Commission in denying Mr. Lohr's request for a change in zoning from the R-2, Single-Family Residential District to the R-GA, Residential-Garden Apartment District for a parcel located at 1401 West Lockeferd Street. On motion of Councilman Ehrhardt, Councilman Kirsten second, the matter was set for public hearing on March 3, 1971.
- APPEAL -
R.H. ORGAN
- A letter was read from Mr. R. H. Organ appealing the decision of the Planning Commission in denying his request for a Variance to increase the maximum fence height 4 to 6 inches at 1180 Orangewood Drive. On motion of Councilman Kirsten, Katnich second, the matter was set for public hearing on March 3, 1971.
- APPEAL -
G. J. KRAMER
- A letter was read from Mr. Gene J. Kramer appealing the decision of the Planning Commission in denying his request for a change in zoning from R-1, Single-Family Residential District to the R-GA, Residential-Garden Apartment District, for a four-acre parcel located on the west side of Mills Avenue between Lodi Avenue and Pine Street. On motion of Councilman Kirsten, Ehrhardt second, the matter was set for public hearing on March 17, 1971.
- LIONS CLUB
RE TWIN OAKS
PARK
- A letter was read from C. Robert Breckenridge, D.D.S., Chairman of the Lodi Lions Club Boys and Girls Committee, offering financial assistance from the Lodi Lions Club in procuring playground equipment to be of a western theme for the Twin Oaks Park. The Mayor referred the matter to the City Manager for proper action.
- L OF CC
COMMITTEES
- Annual committee appointments by the new president of the League of California Cities were announced as follows:
- Committee on Transportation - Mayor Ben Schaffer
 - Committee on Automatic Data Processing -
Councilman Richard Hughes
 - Committee on Revenue and Taxation - Councilman
Jerald Kirsten
 - Committee on International Municipal Cooperation -
Councilman Walter Katnich

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PRESIDENTS' GUIDANCE LETTER
RES. NO. 3476

A letter was read from Mayor William C. Adams, City of Tracy, requesting the City Council to adopt a resolution endorsing "The Presidents' Guidance Letter," which is a non-political letter to which the three living presidents are to affix their signatures and copies are to be distributed to every elementary school in the United States. After discussion of the letter, Councilman Kirsten moved adoption of Resolution No. 3476 endorsing "The Presidents' Guidance Letter." The motion was seconded by Councilman Katnich and carried by unanimous vote.

HUGHES COMMENDED

Mayor Schaffer congratulated Vice Mayor Richard Hughes for having been named second runner-up in the California Young Farmer competition held last Saturday in Los Banos.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$528,668.11 were approved on motion of Councilman Kirsten, Katnich second.

PLANS & SPECS - FENCING
SOFTBALL PARK

Plans and specifications for the fencing at the Softball Complex were approved and advertising for bids thereon authorized on motion of Councilman Kirsten, Hughes second.

ACCEPT WESTLAKE UNIT #2
RES. NO. 3477

The City Manager reported that subdivision improvements in the Westlake Unit No. 2 Subdivision, Tract Map No. 887, had been completed in accordance with plans and specifications, and it was now in order to accept the streets therein for inclusion in the City street system. On motion of Councilman Katnich, Ehrhardt second, the Council unanimously adopted Resolution No. 3477 accepting the streets in Westlake Unit No. 2 Subdivision as public streets.

CITY CAB CO. RATE INCREASE APPROVED

The discussion concerning the City Cab Company's request for a rate increase had been continued from the meeting of January 20, 1971 so that information concerning rates charged in other cities could be obtained. The City Manager reviewed a survey which compared taxi rates of eight other cities to the Lodi City Cab Company rates. After Council discussion of the survey, Councilman Kirsten moved Council approval of the City Cab Company's request to increase the rate as follows:

\$.70 Flag
.10 each additional 1/6 mile

The motion was seconded by Councilman Ehrhardt and carried by unanimous vote.

APPRENTICE PROGRAM APPROVED

City Manager Graves reported that as a result of negotiations with the International Brotherhood of Electrical Workers, Local 1245, an apprenticeship program had been developed for the Utilities Department. He discussed the proposed apprentice program and requested Council approval of the same.

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RES. NO. 3478 The Council, on motion of Councilman Katnich, Kirsten second, adopted Resolution No. 3478 approving the administration of apprenticeship programs in the Utilities Department.

RES. NO. 3479 Councilman Katnich then moved adoption of Resolution No. 3479 approving the Apprentice Lineman program in the Utilities Department. The motion was seconded by Mayor Schaffer and carried by unanimous vote.

The Council then commended the staff for its part in the developing of the apprenticeship program and suggested that similar training programs might be made available to other departments within the City.

LAWRENCE
RANCH SUBD.
IMPROVEMENTS

City Manager Graves reported to the Council that an investigation had been made concerning the request for certain improvements in the Lawrence Ranch Subdivision area. He presented a recommendation from the Public Works Director that a "No Parking" zone be established on the south side of Donner Drive from Stockton Street to Calaveras Street. He also presented cost estimates for installation of street lights on existing poles as follows:

Turner Road and Stockton Street	\$ 135.00
Donner Drive and Stockton Street	147.00
Donner Drive and Pioneer Drive	123.00

The City Manager recommended the lights be installed on the existing poles at these locations.

Mr. Graves also stated the staff had investigated the vehicular and pedestrian traffic on Calaveras Street and reported there did not appear to be any particular problem with students or adults using Calaveras Street. He did not recommend establishment of a crosswalk across Lockeford Street at Calaveras Street at this time.

Mrs. Joy Walker, 711 Donner Court, presented a petition she had circulated requesting that Calaveras Street be extended south across the railroad tracks to Central Avenue. The Council explained to Mrs. Walker that it would be necessary to make this request to the California Public Utilities Commission for its approval. Mayor Schaffer requested the staff to continue to study the improvement of Calaveras Street.

Mrs. Treva Reed, 721 Donner Court, requested a stop sign be installed at the intersection of Calaveras and Murray Streets. She also requested street lights for the area. Mayor Schaffer explained that installation of street lights must be initiated by the property owners.

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- After Council discussion, Councilman Ehrhardt moved Council approval of installation of the street lights on existing poles at Turner Road and Stockton Street, Donner Drive and Stockton Street, and Donner Drive and Pioneer Drive as recommended by the City Manager. The motion was seconded by Councilman Kirsten and carried by unanimous vote.
- NO PARKING
DONNER DR.
RES. NO. 3480
- Councilman Kirsten then moved adoption of Resolution No. 3480 establishing a "No Parking" zone on the south side of Donner Drive from Stockton Street to Calaveras Street. The motion was seconded by Councilman Hughes and carried by unanimous vote.
- AGREEMENT -
REMOVAL OF
ABANDONED
AUTOS
- On motion of Councilman Kirsten, Ehrhardt second, the Council approved an agreement between the City of Lodi and Mr. Tom Miller providing for removal, disposal and dismantling, pursuant to City of Lodi Ordinance No. 911, of all abandoned, wrecked, dismantled or inoperative vehicles upon private or public property not including highways in the incorporated area of the City of Lodi and authorized the City Manager to execute the same on behalf of the City.
- RECLASSIFY
4 MAINT. MAN I
POSITIONS
RES. NO. 3481
- On recommendation of the City Manager, Councilman Kirsten moved adoption of Resolution No. 3481 reclassifying four Maintenance Man I positions (one in the Public Works Department and three in the Parks Department) to Maintenance Man II, effective February 1, 1971. The motion was seconded by Councilman Katnich and carried by unanimous vote.
- LEASE -
DRIVING
RANGE
- On motion of Councilman Ehrhardt, Katnich second, the City Council approved the cancellation of the lease between the City of Lodi and Otto Pirtle concerning operation of the Golf Driving Range; approved an identical agreement between the City of Lodi and Mr. and Mrs. Harold Walz for operation of the Driving Range and authorized the Mayor to execute the same on behalf of the City.
- TIME OF
COUNCIL
MEETINGS
- The Council discussed the suggestion made at a previous meeting that the starting time of the Council meetings be changed to 7:30 p.m. After discussion, Councilman Ehrhardt moved the starting time of the regular Council meetings remain at 8:00 p.m. The motion was seconded by Councilman Hughes and carried by unanimous vote.
- PLANS & SPECS -
STORM DRAINS
FOR WELLS 1,
2 AND 6
- The City Manager presented plans and specifications for Storm Drains for Wells No. 1, 2 and 6 for Council approval. On motion of Councilman Kirsten, Katnich second, the City Council approved the plans and specifications for Storm Drains for Wells No. 1, 2 and 6 and authorized advertising for bids thereon.

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SPECS -
1500 GPM
PUMPER

On motion of Councilman Ehrhardt, Kirsten second, the Council approved specifications for 1500 gpm pumper for the Fire Department and authorized advertising for bids thereon.

C&C OF SJAPA
AND HIGHWAY 12
ASSN MEETING

Councilman Ehrhardt reported on a meeting of the Cities and County of San Joaquin Advisory Planning Association he attended on January 26, 1971 and also a meeting of the Highway 12 Association which he attended on January 28, 1971.

ADJOURNMENT

On motion of Councilman Katnich, Ehrhardt second, the meeting was adjourned to Wednesday, February 10, 1971 at 7:30 p.m. at which time the Planning Commission will join the City Council in a review of the "Report on Major Streets and Traffic Improvements, Lodi, California," prepared by Dr. D. Jackson Faustman.


Attest: BESSIE L. BENNETT
City Clerk