

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS

MAY 19, 1971

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, May 19, 1971 in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - EHRHARDT, HUGHES,
KIRSTEN, SCHAFFER
and KATNICH (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 Katnich led the Pledge of Allegiance to
the flag.

MINUTES On motion of Councilman Schaffer, Kirsten second,
the Minutes of April 28, 1971 and May 5, 1971
were approved as written and mailed.

PLANNING COMMISSION

City Manager Graves gave the following report of
the Planning Commission meeting of May 10, 1971:

LODI
RIVERGATE,
INC.
PREZONING

The Planning Commission recommended that the
request of Lodi Rivergate, Inc. by Mr. Peter
Croucher for the rezoning to the P-D, Planned-
Development District from the I-PA, Interim-
Protective Agricultural District, for a 47-acre
parcel located on the north side of Turner Road
west of the Allied Vintners' Winery be approved
in the following manner:

- (a) that Lots 1 through 50 as shown on the
Tentative Map of the Rivergate-Mokelumne
Subdivision dated April 1, 1971 as prepared
by Meyer and Baumbach, Civil Engineers,
be rezoned R-1, Single-Family Residential;
- (b) that the remainder of the area encompassed
by the Rivergate-Mokelumne Subdivision be
rezoned P-D(5), Planned-Development District
No. 5 with certain conditions.

On motion of Councilman Kirsten, Schaffer second,
the matter was set for public hearing on June
2, 1971.

RENAME POR.
W. LANE

The Planning Commission also recommended that
West Lane within the City Limits be renamed South
Hutchins Street. The matter was set for public
hearing on June 2, 1971 on motion of Councilman
Schaffer, Kirsten second.

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ACTIONS OF
INTEREST

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

1. Modified the previously-approved Tentative Map of the Rivergate-Mokelumne Subdivision by adding certain conditions.
2. Approved the request of Mr. Frank Castellanos for a Variance to construct an addition to a single-family dwelling with a nonconforming side yard of 4 feet at 428 Olive Court in an area zoned R-MD.
3. Approved the request of Shell Oil Company for a Use Permit to relocate and reconstruct an automobile service station at the southeast corner of West Lane (South Hutchins Street) and West Kettleman Lane in the Albertson-Gibson Shopping Center in an area zoned C-S.
4. Tabled the discussion of recommending the amendment of the Zoning Ordinance to increase the maximum fence height from 6 feet to 8 feet.
5. Instructed the Planning Director to prepare an Environmental Outline of Mokelumne River Basin.
6. Continued until July 1, 1971 the requirement that the Westmont Development Company present a plot plan for the proposed shopping center at the northwest corner of West Lane and Harney Lane in an area zoned P-D(4).

COMMUNICATIONS

ABC
LICENSE

An Application for Alcoholic Beverage License was received from Camillo T. and Theodore C. Leventini, Camelot Restaurant, 101 Lakewood Mall, on-sale general eating place, person-to-person transfer.

AMERICAN
LEGION
MEMORIAL
SERVICES

The City Clerk read a letter from The American Legion, Lodi Post No. 22, Inc., inviting the Councilmen to attend the annual Memorial Day service which will be held at the Lodi Memorial Cemetary on May 31, 1971.

PUC

A notice was read of Pacific Gas and Electric Company's application before the Public Utilities Commission for authority to revise its gas service tariff to offset the effect of increases in the price of gas from California sources and Pacific Gas Transmission Company. Hearing on the matter is set for June 2, 1971 in San Francisco.

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COUNCIL
CHAMBERS

A letter was received from Mrs. Susan Williamson, 2144 Oxford Way, requesting that the railing in the Council Chambers not be removed.

E. LOEWEN -
REQUEST FOR
REFUND

A letter was received from Mrs. Emma Loewen, 420 South Mills Avenue, stating that she had been overcharged for sewage service for the past nine years. Mrs. Loewen recently detected the error and brought it to the attention of the Finance Department. She was refunded by the City on the overcharge for the previous twelve months.

City Attorney Mullen said the policy of the Council had been to recommend refund for overcharges for the past year and the Finance Department had followed that policy.

The Council, on motion of Councilman Schaifer, Ehrhardt second, then denied the request for further refund and reaffirmed the City's present policy concerning refunding of overcharges.

EL MONTE -
RE UNIFORM
SALES & USE
TAX

A letter was received from Kenneth E. Botts, Administrative Officer of the City of El Monte, requesting the City Council to adopt a resolution opposing any attempt to alter the method of levying, collecting and distributing the Uniform Sales and Use Tax under the Bradley-Burns Uniform Local Sales and Use Tax Law. No action was taken.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$133,589.02 were approved on motion of Councilman Kirsten, Ehrhardt second.

AWARD -
KETTLEMAN
LANE SAN.
SEWER

Bids were received for the Kettleman Lane Sanitary Sewer Relocation--School Street to Stockton Street-- as follows:

RES. NO. 3511

R. C. & E. Company, Inc.	\$27,328.40
George F. Schuler, Inc.	28,037.25
Parrish, Inc.	29,696.00
James E. Johnston	32,325.00
S. M. McGaw, Co., Inc.	33,845.00
Teichert Construction	34,191.75
Claude C. Wood Co.	34,780.00

The City Manager recommended the award be made to the low bidder. On motion of Councilman Hughes, Schaffer second, the Council adopted Resolution No. 3511 awarding the contract for the construction of the Kettleman Lane Sanitary Sewer relocation to R.C. & E. Company for the amount of the bid.

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AMEND
TRESPASS
ORDINANCE

On motion of Councilman Ehrhardt, Schaffer second, the Council introduced Ordinance No. 951 amending Ordinance No. 941 (Trespass Ordinance) by making a violation of said ordinance an infraction.

ORD. NO. 951
INTRODUCED

EMERGENCY
SERVICES
COUNCIL

The City Manager stated the State Civil Defense Office has recently been renamed and the cities and counties were required to adopt new ordinances to conform to the new concept of emergency services. He presented a new ordinance providing for Emergency Services to replace the Civil Defense Ordinance.

ORD. NO. 952
INTRODUCED

On motion of Councilman Hughes, Schaffer second, the Council then introduced Ordinance No. 952 establishing and regulating the City of Lodi Emergency Services Council and repealing Ordinance No. 427 (Civil Defense Ordinance).

REVIEW OF
LEGISLATION

Mr. Graves reported that Senate Bill 333 providing for compulsory and binding arbitration had been approved by the Senate Committee on Industrial Relations. This bill is being opposed by the League of California Cities; the Lodi City Council also vigorously opposes the bill. The Council urged citizens to express their view on SB 333 to Senator Alan Short.

The City Manager reviewed other bills as follows:

SB 1352 and AB 1098 pertaining to the Public Employees' Retirement System; AB 1107 which would give public employees the right to strike; AB 1091 regarding unemployment insurance for public employees; and AB 1301 concerning subdivision maps.

REPORT ON
DRUG ABUSE
COUNCIL

City Manager Graves and Mayor Katnich reported they had met with Mr. Louis Farnsworth, Chairman of the Lodi Area Behavior Deterioration and Drug Abuse Council in an effort to clarify the function of the Drug Abuse Council. They said there had apparently been some misunderstanding as to whether the Council was to evaluate or coordinate programs.

Mr. Trevor Pendray, Coordinator for the Drug Abuse Council, reported that the Coop group, consisting of various groups throughout the community had recently voted to join themselves with the Drug Abuse Council and ~~each of these~~ ^{this} group will have a representative attending the meetings of the Drug Abuse Council. He gave a resume of the Council's activities since January, 1971 and presented an expenditure report for the period of January through April, 1971. Mr. Pendray said

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bb

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some thought was being given to changing the name of the Council to Drug Abuse Commission on Human Resources.

Councilman Kirsten questioned what was being done to obtain Federal funds for the Lodi drug abuse program and requested that Mr. Pendray and the Board of Directors make every effort possible to obtain Federal funding for drug abuse programs in Lodi.

Councilman Ezra Ehrhardt stated he had attended a meeting of the Civitan Club at which Police Officer Larry Moore presented a drug program. He urged all civic groups to avail themselves of this program.

APPOINT
ADMINISTRATIVE
ASSISTANT

City Manager Graves announced the appointment of Mr. William R. Hinkle to the position of Administrative Assistant effective June 1, 1971.

SIGNAL LIGHT -
HAM & TURNER

Councilman Schaffer questioned the progress of the installation of the signal light at the corner of Ham Lane and Turner Road. Public Works Director Jones reported the progress was slow due to numerous problems.

ORDINANCES

REZONE SW
COR TURNER &
PARKVIEW TO
R-GA

ORD. NO. 950
ADOPTED

ORDINANCE NO. 950 entitled, "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING A PARCEL LOCATED AT THE SOUTHWEST CORNER OF WEST TURNER ROAD AND PARKVIEW AVENUE TO BE IN THE R-GA, RESIDENTIAL-GARDEN APARTMENT DISTRICT," having been introduced at a regular meeting on May 5, 1971, was brought up for passage on motion of Councilman Schaffer, Kirsten 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, Hughes, Kirsten,
Schaffer and Katnich

Noes: Councilmen - None

Absent: Councilmen - None

ADDENDUM

LETTER
RE ROCK
CONCERT

Councilman Kirsten acknowledged receipt of a letter the Council received from Michael G. Haas, 417 Sonora Avenue, in which Mr. Haas apologized for a letter he had previously sent to the Council objecting to its decision concerning the proposed rock concert.

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LEAGUE
CONFERENCE

Councilman Schaffer reported that the Central Valley Division of the League of California Cities had been asked to present suggestions to the League Board of Directors relative to the program for the next League Conference in San Francisco. Councilman Schaffer requested the Councilmen to offer their suggestions prior to June 1, 1971.

HIGHWAY 12,
LAFCO

Councilman Ehrhardt announced the Highway 12 Association would be meeting Thursday, May 20 and the Local Agency Formation Commission would meet on Friday, May 21, 1971, and he would attend those meetings.

W. ZIEMAN -
RES. OF
APPRECIATION

On motion of Councilman Ehrhardt, Kirsten second, the Council adopted a Resolution of Appreciation for Wilmer (Bill) Ziemann, Street Supervisor, who retires June 1, 1971 after 24 years of City service.

REPORTS
OF MAYOR

Mayor Katnich stated he had learned from the Woodbridge Improvement Center there was a desperate need for food for the people in the Harney Lane labor camp and he appealed to the public for assistance.

Mayor Katnich also reported that he had received a letter from the Governor's office requesting nominations for the 1970 Young American Medals for Bravery and Service. It was suggested that Robert Maple and David Torres be recommended by the Mayor for these awards.

EXECUTIVE
SESSION

The Council adjourned to executive session at approximately 10:00 p.m. to discuss personnel matters.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:40 p.m.


Attest: BESSIE L. BENNETT
City Clerk