

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
WEDNESDAY, MAY 7, 1969

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, May 7, 1969, in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - BROWN, CULBERTSON (8:05 p.m.)
HUNNELL, SCHAFFER and
KIRSTEN (Mayor)

Also present: City Manager Glaves, Assistant City Manager Peterson, City Attorney Mullen and Planning Director Schroeder.

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

MINUTES On motion of Councilman Brown, Schaffer second, the Minutes of April 16, 1969 were approved as written and mailed.

PRESENTATIONS

WORKMEN'S Mr. Robert Ure of the State Compensation Insurance Fund
COMPENSATION presented the Mayor with two dividend checks totaling
REFUND \$36,695.35 earned by the City on its workmen's compensation insurance. Mr. Ure congratulated the City on its safety record.

FOLSOM
SOUTH CANAL

County Supervisor Vernon Lehman spoke on behalf of the Folsom South Canal, Central Valley Project. He stated that the anticipated allocation for the project for this year was \$4,800,000, but with the proposed Federal reductions this allocation had been reduced to \$435,000. He asked the City Council to urge further support for the project. He also requested that the Council send a representative to the hearings to be held in Washington, D. C. in June.

On motion of Councilman Schaffer, Brown second, the Council authorized Mayor Kirsten to represent the City at the hearings in Washington, D. C. as well as to send letters to the appropriate legislators urging further support of the Folsom South Canal Project.

PLANNING COMMISSION

REZONE NW
COR OF S. HAM
W. KETTLEMAN

At its meeting of April 28, 1969, the City Planning Commission recommended a change in zoning for two parcels located at the northwest corner of South Ham Lane and West Kettleman Lane from the C-2, General Commercial District to the C-1, Neighborhood Commercial District. On motion of Councilman Brown, Schaffer second, the matter was set for public hearing on May 21, 1969.

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OTHER ACTIONS

Other actions of the City Planning Commission at its meeting of April 28, 1969 were as follows:

1. Denied the request of the First Assembly of God Church for the rezoning of a parcel located on the south side of West Tokay Street west of the Wisner Tract from the I-PA to the R-HD District.
2. Denied the request of Courtesy Motors by Mr. John J. Ferriolo for a change in zoning for a parcel on the west side of South Hutchins Street between West Kettleman Lane and Rimby Avenue (i. e. Lot 55, Knoll Subdivision) from the R-MD to the C-2 District.
3. Recommended to the San Joaquin County Planning Commission that the request of Mr. Stanley D. Kirst for a change in zoning for property west of Chestnut Street and south of August Street in the Town of Woodbridge from the GA-1 to the R-3 District be approved.
4. Recommended to the San Joaquin County Planning Commission that the request of Mr. Dennis Alexander for a use permit to allow wine tasting and the retail sales of wine and produce at the southeast corner of Clarksdale Road and State Highway 50-99 Frontage Road in an area zoned I-PA be approved.
5. Determined that a zoning hardship existed and approved the request of Mr. John Gaugel for a variance to permit the reduction in the required front yard from 20 feet to 17 feet at 2024 Jackson Court.
6. Took the following actions on the request of Mr. Robert Meckler for zoning variances at 518 East Oak Street:
 - a. Approved a variance to permit the addition of a carport to an existing residential structure with a nonconforming two foot side yard; and
 - b. Denied a variance to permit the reduction in the length of a proposed residential driveway from 20 feet to 15 1/2 feet.
7. Took the following action on the request of Mr. Ronald Walther for a variance to permit the erection of a sign overhanging the public right of way at 840 South Central Avenue:
 - a. Determined that a zoning hardship existed because the building encroached into the public right of way 1 1/2 feet; and
 - b. Approved a variance to permit the sign to overhang the right of way 2 1/2 feet.

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COMMUNICATIONS

- ABC LICENSE A notice of application for alcoholic beverage license was read as follows: Person-to-person transfer, Alfred J. S. Eng, King Yin Cafe, 10 South Main Street, on-sale beer.
- PUC RE
GREYHOUND
LINES Notice was read of a public hearing before the Public Utilities Commission to hear the request of Greyhound Lines, Inc., Western Greyhound Lines Division for an order authorizing a Statewide increase in express rates and main line passenger fares.
- CITY OF
LONG BEACH -
DAYLIGHT
SAVINGS TIME A letter was read from the City of Long Beach urging support of legislation which would provide that daylight savings time be observed nationally on a year-round basis. On motion of Councilman Culbertson, Brown second, the matter was tabled.
- CITY OF CERES-
SCHOOL TAX
EQUALIZATION A resolution was read from the City of Ceres which called for school tax equalization to assure the equality of education throughout the State of California. The matter was tabled on motion of Councilman Schaffer, Culbertson second.
- CITY OF
COSTA MESA -
AB 1356 A resolution was read from the City of Costa Mesa urging the adoption of Assembly Bill 1356, which would place fire fighters in cities under the Employer-Employee Relations Act. On motion of Councilman Culbertson, Hunnell second, action on the matter was delayed until the meeting of May 21 so that the bill could be studied and reviewed with the League staff.
- APPEAL -
COURTESY
MOTORS A letter was read from John Ferraiolo of Courtesy Motors appealing the decision of the City Planning Commission in denying his request for a change in zoning for a parcel on the west side of South Hutchins Street between West Kettleman Lane and Rimby Avenue (i. e., Lot 55, Knoll Subdivision) from the R-MD, Medium Density Multiple-Family Residential District to the C-2, General Commercial District. On motion of Councilman Hunnell, Brown second, the matter was set for public hearing on May 21, 1969.
- APPEAL -
GENSLER-LEE
DIAMONDS A letter was read from Stanley A. Borchardt of Federal Sign and Signal Corporation on behalf of Gensler-Lee Diamonds appealing the decision of the City Planning Commission in denying their request for a variance to permit the increase of the existing sign area from 77 square feet to 81 square feet where a maximum of 30 square feet is permitted at 123 South School Street in an area zoned C-2, General Commercial District. On motion of Councilman Hunnell, Schaffer second, the City Council set the matter for public hearing on May 21, 1969.
- APPEAL -
LODI MEMORIAL
HOSPITAL A letter was then read from Lodi Memorial Hospital Association appealing the decision of the City Planning Commission denying its request for variances (1) to

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permit the erection of a 6-foot high, chain-link fence in a street side yard area where a maximum height of 42 inches is permitted and (2) to permit off-street parking in a street side yard area on the east side of South Ham Lane, south of West Vine Street in an area zoned R-HD, High Density Multiple-Family Residential District. The matter was set for public hearing on May 21, 1969, on motion of Councilman Culbertson, Hunnell second.

C OF C
RE HAM
LANE

A letter was read from the Lodi District Chamber of Commerce requesting that the City Council consider the inclusion of the completion of Ham Lane from Lodi Avenue to Sylvia Drive in the City's 1969-70 Capital Improvement Program. The Council requested the City Manager to verify the priority of the project and report to the Council at the meeting of May 21, 1969.

ANNEX
BISCHEL
ADDITION

RES. NO. 3258

A petition was received from all of the owners of the land proposed to be annexed to the City as the "Bischel Addition." Said annexation was approved by the Local Agency Formation Commission of San Joaquin County on April 25, 1969. On motion of Councilman Schaffer, Brown second, the City Council adopted Resolution No. 3258 declaring the intention of the City Council to annex the "Bischel Addition" and setting public hearing thereon for May 21, 1969.

ANNEX
J. C. BECKMAN
ADDITION

RES. NO. 3259

A petition was received from owners of not less than one-fourth of the land area and by assessed valuation for annexation of 475 acres to be known as the "J. C. Beckman Addition." The proposed annexation was approved by the Local Agency Formation Commission of San Joaquin County on April 25, 1969. On motion of Councilman Schaffer, Hunnell second, the City Council adopted Resolution No. 3259 declaring the Council's intention to annex the "J. C. Beckman Addition" and setting public hearing thereon for June 18, 1969.

LETTER RE
LIBRARY

Mayor Kirsten stated he had received a letter from a citizen supporting the establishing of a library construction fund.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$287,451.58 were approved on motion of Councilman Brown, Culbertson second.

S. J. HOUSING
AUTHORITY

RES. NO. 3260

Consideration of a program of the Housing Authority of San Joaquin County designed to provide leased housing to low-income families and individuals having been continued from the meeting of April 16, was brought up for discussion. Mayor Kirsten invited Mr. Allen R. Reed of the Housing Authority to further comment on the subject. Mr. Reed reviewed the program and answered questions of the Council.

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The following persons spoke, urging the Council to authorize the proposed survey to determine the need for low-income housing: Mr. Orwin Dow, 8 North Rose Street, Chairman of the Community Action Council; Mr. Joseph Bacarro, 838 Cortez Way; and Mrs. Ruth Wright, 429 Valley Avenue, Director of the Lodi-Woodbridge Improvement Center.

City Manager Graves then questioned Mr. Reed as to how the City could be assured that any housing units authorized under the program would be used for City residents rather than people outside the City limits. Mr. Reed explained the priorities and stated that the City could include limitations in the application. After further discussion, the City Council, on motion of Councilman Culbertson, Brown second, adopted Resolution No. 3260 authorizing an expenditure of \$4,000 by the Housing Authority of the County of San Joaquin for the purpose of conducting a survey to determine the need for low-income housing in the City of Lodi.

Councilman Culbertson then moved that the two remaining resolutions which had been prepared by the Housing Authority be tabled until the results of the survey have been received by the City Council. The motion was seconded by Councilman Schaffer and carried by unanimous vote.

PARKING STUDY -
700 BLOCK SOUTH
CENTRAL AVE.

RES. NO. 3261

The discussion of the parking study prepared by the Public Works Department concerning the 700 block of South Central Avenue having been continued from the meeting of April 16, 1969, was brought up for discussion. The City Manager recommended the Council accept the Public Works Director's recommendation to eliminate angle parking and install parallel parking on South Central Avenue between Maple Street and Harold Street. On motion of Councilman Schaffer, Hunnell second, the Council adopted Resolution No. 3261 establishing parallel parking on both sides of Central Avenue between Maple and Harold Streets.

AWARD -
B-2 STORM
DRAIN OUTFALL
LINE

RES. NO. 3262

City Manager Graves presented bids for the B-2 Storm Drain Outfall Line (Elm Street, 100 feet west of Allen Drive to Rainier Drive, 200 feet south of Yosemite Drive) as follows:

Precast Pipe

Claude C. Wood Company	\$ 39,305.50
W. M. Lyles Company	39,986.60
A & E Pipelines, Inc.	47,775.80
D. A. Parrish & Sons, Inc.	57,656.48

Cast-in-place Pipe - Alternate

A. Teichert & Son	\$ 37,056.40
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The City Manager explained that alternate bids were received for both cast-in-place pipe and precast pipe. He recommended the award be made to the low bidder on the precast pipe. On motion of Councilman Culbertson, Schaffer second, the Council adopted Resolution No. 3262 awarding the contract for the B-2 Storm Drain Outfall Line to Claude C. Wood Company on the precast alternate for a total amount of \$39,305.50.

AWARD -
WIDENING
LODI AVE.
& SCHOOL ST.

RES. NO. 3263

Only one bid was received for the Lodi Avenue Widening - Church Street to School Street - School Street Widening - Chestnut Street to Lodi Avenue. The bid was from Claude C. Wood Company in the amount of \$11,976.85. The City Manager recommended the award be made to the low bidder. On motion of Councilman Hunnell, Brown second, the Council adopted Resolution No. 3263 awarding the contract for the Lodi Avenue and School Street Widening to Claude C. Wood Company for the amount of the bid.

AWARD -
WALNUT ST.
STORM DRAIN

RES. NO. 3264

Bids were received on the Walnut Street Storm Drain Line as follows:

Joseph R. Ramos	\$ 224,502.00
McGuire & Hester	227,048.25
Terry Construction Co.	228,314.40
R. Goold & Son	267,744.80
A. Teichert & Son	267,868.60

The City Manager recommended the award be made to the low bidder. On motion of Councilman Brown, Hunnell second, the Council adopted Resolution No. 3264 awarding the contract for the Walnut Street Storm Drain to Joseph R. Ramos for the amount of the bid. The Council also approved, on motion of Councilman Schaffer, Hunnell second, an additional expenditure of \$32,300 above the budgeted amount, for the completion of the project.

SOUTHERN
PACIFIC CO.
AGREEMENTS

RES. NO. 3265
RES. NO. 3266
RES. NO. 3267

The City Manager presented three agreements from the Southern Pacific Company. Two of the agreements were for the installation of water lines and one was for the installation of a storm drain line across the Company's right of way. The City Manager recommended Council approval of the agreements.

On motion of Councilman Culbertson, Schaffer second, the City Council adopted Resolution No. 3265 authorizing the Mayor to execute an agreement with Southern Pacific Company covering an 8-inch water line across the Company's right of way.

On motion of Councilman Culbertson, Schaffer second, the Council adopted Resolution No. 3266 authorizing the Mayor to execute an agreement with Southern Pacific Company covering a 12-inch water line across the Company's right of way.

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Councilman Culbertson, Schaffer second, then moved the adoption of Resolution No. 3267 authorizing the Mayor to execute an agreement with Southern Pacific Company covering a 30-inch storm drain line across the Company's right of way.

C-1 BASIN
RECHARGE
STUDY

At the meeting of April 16, the Council requested the staff to study the proposal of Mr. Robert Houston, developer of the Lone Oak Subdivision, for use of recharge holes for storm drainage. The City Manager reported that the Public Works Director had since met with Mr. James H. Kleinfelder of J. H. Kleinfelder and Associates, relative to the proposed study to determine the ground water recharge capabilities of the C-1 Storm Basin. He said that Mr. Kleinfelder had recommended the study be done in two phases and also recommended that the first phase of the study be done at this time. The first phase would be performed at a cost of approximately \$1,500. The City Manager recommended the City Council authorize the retention of J. H. Kleinfelder and Associates to conduct the first phase of the study. On motion of Councilman Schaffer, Hunnell second, the Council authorized the City Manager to retain the services of J. H. Kleinfelder and Associates to conduct the first phase of the proposed study at a cost of approximately \$1,500.

Councilman Hunnell suggested that the City should contact other cities who have used this method of storm drainage to determine their experience with it. The City Manager will report back on this.

CHEROKEE
LANE SPEED
STUDY

ORD. NO. 898
INTRODUCED

The City Manager reported that the Public Works Director had prepared a traffic engineering study of Cherokee Lane and had determined that the speed limit on Cherokee Lane from Poplar Street to Almond Drive should be reduced to 45 miles per hour. He recommended that the Council approve the recommendation of the Public Works Director. After discussion, Councilman Schaffer moved introduction of Ordinance No. 898 reducing the speed limit on Cherokee Lane from Poplar Street to Almond Drive to 45 miles per hour. The motion was seconded by Councilman Brown and carried by unanimous vote.

RECESS

The Mayor declared a five-minute recess at 10:10 p.m.

"NO U-TURNS"
PACIFIC &
WALNUT

RES. NO. 3268

The City Manager presented a report prepared by the Public Works Director recommending that "No U-Turn" signs be installed at the intersection of Pacific Avenue and Walnut Street. After a brief discussion of the report, the Council, on motion of Councilman Schaffer, Culbertson second, adopted Resolution No. 3268 prohibiting U-turns at the intersection of Pacific Avenue and Walnut Street.

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<p>SPECS - 2-TON FLAT BED TRUCK</p>	<p>truck cab and chassis Specifications were presented for a two-ton flat bed truck for the Public Works Department. On motion of Councilman Culbertson, Schaffer second, the Council approved the specifications and authorized advertising for bids thereon.</p>
<p>SPECS - TRUCK-MOUNTED CRANE</p>	<p>Specifications were then presented for a truck-mounted crane for the Public Works Department. On motion of Councilman Schaffer, Brown second, the specifications were approved and advertising for bids thereon authorized.</p>
<p>ASPHALTIC PETROLEUM PRODUCTS ANTITRUST CASE</p> <p>RES. NO. 3269</p>	<p>City Manager Graves explained that the Attorney General's office had informed the City Attorney that the State is preparing to file a civil antitrust action against certain manufacturers of asphaltic petroleum products for violation of federal antitrust laws. The products involved are asphaltic petroleum products used in road work and the unlawful practice affected all sales to public entities in California. The City Manager reported that the City had purchased 7,425 tons of material since 1957 which exceeds the 3,500-ton minimum the State had established for representation by the Attorney General's office. He explained that the City could bring its own action, or, the State would represent the City. He stated that if the City wished the State to represent it in this action, the Council should adopt a resolution authorizing the action prior to May 16, 1969.</p> <p>After discussion, Councilman Schaffer moved adoption of Resolution No. 3269 authorizing the Attorney General to act as the City's legal representative in the asphaltic petroleum products antitrust case. The motion was seconded by Councilman Culbertson and carried by unanimous vote.</p>
<p>P.G.&E. CO. CONTRACT</p>	<p>City Attorney Mullen reported that the existing agreement for electric service between the Pacific Gas and Electric Company and the City of Lodi would expire on May 13, 1970. He explained that P.G. & E. had been informed that the City would be converting to 60 KV in May, 1970 and that negotiations are now underway for a new contract to cover this change-over. The City Attorney then read a letter he had prepared giving Pacific Gas and Electric Company 12 months prior notice of the termination of the existing agreement. He requested Council author- ization to send the letter as read. On motion of Councilman Brown, Hunnell second, the Council approved the letter as read and authorized the City Attorney to sign it on behalf of the City.</p>
<p>MEETING OF MAY 14</p>	<p>After discussion of the proposed special meeting for May 14, Councilman Schaffer moved the Council rescind its action of April 16, which called for a special meeting to be held May 14. The motion was seconded by Mayor Kirsten and carried.</p>

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STREET TREE
POLICY

Councilman Culbertson questioned the wording of paragraph 4 and 5 of the City's Street Tree Policy and requested Assistant City Manager Peterson to report back on the matter.

ADJOURNMENT

At 10:55 p. m. the Mayor adjourned the meeting to 8:00 p. m., Wednesday, May 14, 1969.


ATTEST: BESSIE L. BENNETT
City Clerk