

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
WEDNESDAY, OCTOBER 8, 1969

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

ROLL CALL Present: Councilmen - BROWN, CULBERTSON, HUNNELL,
SCHAFFER and KIRSTEN (Mayor)

Absent: Councilmen - None

Also present: City Manager Graves, Assistant City Manager Peterson, Assistant City Attorney Sullivan 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 September 17 and September 24, 1969 were approved as written and mailed.

PRESENTATIONS

CAMP FIRE Camp Fire Girls Robin DeVol, Patricia Nelson, Linda
GIRLS Schwartz and Jacqueline Moe, presented Mayor Kirsten with a Certificate of Appreciation.

CERTIFICATES TO Mayor Kirsten presented a Certificate of Appreciation to
ELLIOTT AND Robert Elliott thanking him for his service to the com-
BAINBRIDGE munity while serving on the City Planning Commission. Mayor Kirsten also read a Certificate of Appreciation for Robert Bainbridge thanking him for his services on the Library Board. Judge Bainbridge was not in attendance to receive the certificate.

PUBLIC HEARINGS

REZONING 1615 and Notice thereof having been published in accordance with
1751 W. LOCKEFORD, law, Mayor Kirsten called for the public hearing on the
and 410 & 420 N. proposal of the City Planning Commission to rezone
LOMA DRIVE TO certain parcels of land located at 1615 and 1751 West
R-GA Lockeford Street, and 410 and 420 North Loma Drive,
from the R-2, Single-Family Residential District to the
R-GA, Garden Apartment Residential District. Planning
Director Schroeder reviewed the area involved in the
ORD. NO. 912 proposed rezoning.
INTRODUCED

Mr. Barry Richards, 1207 South Sunset Drive, representing the property owners, spoke in favor of the proposal.

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

Councilman Schaffer stated he wished to abstain from discussion and voting on the rezoning because of a possible conflict of interest.

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Councilman Brown, then moved introduction of Ordinance No. 912 rezoning certain parcels located at 1615 and 1751 West Lockeford Street and 410 and 420 North Loma Drive to be in the R-GA Garden Apartment Residential District. The motion was seconded by Councilman Culbertson and carried, with Councilman Schaffer abstaining from the vote.

COMPLAINT--
TRUCKS

Mrs. Anna Shaw, 517 East Tokay Street, Mrs. Leona Miller, 513 East Tokay Street, and Mrs. Grace Buchmiller, 516 East Tokay Street, spoke concerning the nuisance created by commercial trucks traveling on East Tokay Street. They requested the Council reroute the trucks to keep them off of residential streets.

Mayor Kirsten requested the staff to study the possibility of establishing a truck route for this area and to report back to the Council on the matter.

PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of September 22, 1969:

1. Approved the request of Mrs. Thelma J. Harklerode for a use permit to establish a home for the care of two mentally-retarded children at 1215 Liebig Street.
2. Approved the landscape plan and the bylaws of the Homeowners' Association as requested by Mr. Robert D. Houston for the Town and Country Park Subdivision located at the southeast corner of West Turner Road and Rutledge Drive.
3. Called a special meeting for October 20, 1969 to determine the procedures for reviewing the nonconforming signs within the City of Lodi.

COMMUNICATIONS

ABC LICENSE

The following notices of application for alcoholic beverage license were read:

1. Application for transfer to Bessie L. and Wayne H. Braswell, Round House, 104 East Lodi Avenue, on-sale general.
2. Application for transfer to Merlin E. Wisey, 27 Club, 27 North Sacramento Street, on-sale beer and wine.
3. Dennis D. Here and Garv H. Meyers, D and H Distributors, 119 North Sacramento Street, adding partner.

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ANTITRUST SUIT
L. A. COUNTY

A resolution was read from the Board of Supervisors of Los Angeles County urging cities to intervene in the suit against automobile manufacturers for violation of the Sherman Antitrust Act. The Council requested the City Attorney to make a recommendation on the matter at the meeting of October 15, 1969.

CLAIM FOR
DAMAGES

A "Claim for Damages and Loss of Property" was received from Henry Hansen, Karen Hansen, Richmaid Ice Cream Company and Ingrid Hansen, in the amount of \$20,000. Claimants claim their premises were burglarized due to failure of their burglar alarm to be properly connected at the Police Department. On motion of Councilman Culbertson, Schaffer second, the matter was referred to the City Attorney for recommendation.

PETITION RE
TRUCKS ON
E. TOKAY ST.

A petition bearing 74 signatures was received from residents of East Tokay Street requesting that all commercial trucks be rerouted off of East Tokay Street.

PETITION RE
TRAFFIC
VIRGINIA AVE.
& W. TOKAY

A petition bearing 31 signatures was received from residents of Virginia Avenue and West Tokay Street complaining of hazardous traffic conditions in the area. The staff was requested to check for traffic problems in this area.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$380,201.18 were approved on motion of Councilman Brown, Hunnell second.

HOUSING SURVEY

Mayor Kirsten explained that the discussion of the housing survey had been continued from the meeting of September 24, 1969. He gave a brief summary of the previous discussions concerning the proposed leased-housing program in Lodi, and then called upon Mr. Allen R. Reed, Secretary-Executive Director of the Housing Authority of the County of San Joaquin to further comment on the program.

Mr. Reed reviewed the program and answered questions of the Council. He discussed the necessary resolutions to be adopted by the Council in the event the program is approved. He pointed out that in the selection of tenants for the program, the Housing Authority would give preference to all eligible applicants who reside and/or work in Lodi. He said the Housing Authority would not be importing persons from other areas.

City Manager Graves presented letters from the Lodi Board of Realtors and the Downtown Merchants' Association requesting the Council to delay action until both groups have studied the matter and have made a recommendation to the Council.

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Mayor Kirsten then recognized Mr. Orwin Dow, the City's representative to the Community Action Council and Mr. Keith Perryman, Director of the Community Action Council, who were in the audience. Mr. Dow thanked the Council for the consideration it has given the housing program.

Mayor Kirsten then invited anyone interested in speaking on the proposed leased-housing program to do so. The following persons spoke and asked questions concerning the program:

Mr. Vincent Sisco, Manager of Hotel Lodi, 7 South School Street;
 Mr. Rudolph Vaccarezza, 1240 South Pleasant Avenue;
 Mr. Duane Linstrom, 360 North Loma Drive;
 Mrs. Ruth Wright, 429 Valley Avenue;
 Mrs. Doris McCaughna, 6433 Analitis Drive;
 Mr. Arthur Raab, 1800 West Walnut Street;
 Mr. Ronald Thomas, 730 Maplewood Drive;
 Mrs. Ann Cerney, 900 West Vine Street;
 Mr. Mike Lapenta, 431 South Lee Avenue;
 Mr. W. A. Feerer, 708 South Rose Street;
 Mrs. Diane Hernandez, Secretary of Woodbridge Improvement Association; 208 South Filbert Street, Stockton;
 Mr. Joseph Baccaro, 838 Cortez Way;
 Mr. Biff Baffoni, Chairman of the Downtown Merchants' Association, 540 Kensington Way;
 Mr. Orwin Dow, 8 North Rose Street;
 Mrs. Inez Huppert, 1241 South Pleasant Avenue.

There being no others in the audience wishing to speak on the subject, Mayor Kirsten closed the public portion of the discussion.

After further discussion by the Council, Mayor Kirsten informed representatives of the Lodi Board of Realtors and the Downtown Merchants' Association that the City Council as well as representatives of the Housing Authority would meet with them at a time mutually agreeable to further explain the program and answer any questions they might have.

Councilman Schaffer then moved the matter be continued to the meeting of November 5, 1969. The motion was seconded by Councilman Brown and carried by unanimous vote.

On motion of Councilman Culbertson, Schaffer second, the Council then directed the staff to assist the Housing Authority in preparing the necessary resolutions and to present them at the next regular meeting of October 15, 1969.

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The Council then suggested certain amendments to the resolutions. Mr. Reed will redraft the resolutions as directed by the Council and forward copies to the City Manager immediately.

RECESS

At 10:15 p.m. the Mayor declared a five-minute recess.

COMPLAINT--
TREES ON
E. WALNUT

The City Manager presented a report from the Public Works Director concerning the request for removal of trees at 340, 344 and 348 East Walnut Street. The report stated that the trees have a certain amount of mildew, but are not dead, diseased or hazardous. Mr. Graves explained that since the City policy is that trees will not be removed unless they are dead, diseased or hazardous, the Public Works Director could not authorize removal of them.

Mr. and Mrs. Leonard Mayer, 701 Eureka Avenue, and Mr. A. A. Mehlhaff, 353 North Stockton Street, spoke, requesting removal of the above trees. They stated that the leaves are constantly falling and this creates a dust which is detrimental to their health.

The Council discussed the matter and requested the staff to investigate the matter further. Councilman Hunnell then moved the matter be continued to the meeting of October 15, 1969. The motion was seconded by Councilman Brown and carried.

SPECS--
15-KV CABLE

On motion of Councilman Hunnell, Brown second, the City Council approved specifications for 15-kv cable and authorized advertising for bids.

SPECS--12-KV
CAPACITORS

On motion of Councilman Hunnell, Schaffer second, the Council approved specifications for 12-kv capacitors and authorized advertising for bids.

FINAL MAP--
TOWN & COUNTRY
PARK

All requirements of the City having been met, the final map of Town and Country Park Subdivision was presented for Council approval. On motion of Councilman Brown, Culbertson second, the final map was approved and the Mayor was directed to execute the Subdivision Agreement and the Electrical Utility Agreement on behalf of the City.

SPECS--12-KV
TRANSFORMERS

On motion of Councilman Culbertson, Schaffer second, the Council approved specifications for 12-kv transformers and authorized advertising for bids.

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ORDINANCES

REZONES
INDUSTRIALLY-
ZONED
PROPERTY E.
OF FREEWAY

ORD. NO. 908
ADOPTED

Ordinance No. 908, entitled "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING ALL INDUSTRIALLY-ZONED PROPERTY EAST OF THE FREEWAY TO THE M-2, HEAVY-INDUSTRIAL DISTRICT", having been introduced at the meeting of September 17, 1969, was brought up for passage on motion of Councilman Culbertson, Schaffer 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 - Brown, Culbertson,
Hunnell, Schaffer and
Kirsten

Noes: Councilmen - None

Absent: Councilmen - None

REZONES LAND
BOUNDED BY
TURNER, N.
STOCKTON, E.
ELM & S.P.
TRACKS TO
M-1 & M-2

ORD. NO. 909
ADOPTED

Ordinance No. 909 entitled, "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING CERTAIN PARCELS OF LAND BOUNDED BY TURNER ROAD, NORTH STOCKTON STREET, EAST ELM STREET AND THE SOUTHERN PACIFIC COMPANY MAIN TRACKS FROM THE M, INDUSTRIAL DISTRICT TO THE M-1, LIGHT INDUSTRIAL DISTRICT AND THE M-2 HEAVY INDUSTRIAL DISTRICT", having been introduced at the meeting of September 17, 1969 was brought up for passage on motion of Councilman Brown, Hunnell 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 - Brown, Culbertson,
Hunnell, Schaffer
and Kirsten

Noes: Councilmen - None

Absent: Councilmen - None

AMENDS ZONING
ORD. TO ALLOW
LUMBER & PLAN-
ING OPERATIONS
IN M-1 & M-2

Ordinance No. 910, entitled "AN ORDINANCE AMENDING CHAPTER 27 (ZONING ORDINANCE) OF THE LODI CITY CODE AND THEREBY ALLOWING CERTAIN LUMBER AND PLANING OPERATIONS IN THE M-1 AND M-2 DISTRICTS", having been introduced at the meeting of September 17, 1969 was brought up for passage on motion of Councilman Culbertson, Schaffer second. Second reading was

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ORD. NO. 910
ADOPTED

omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Brown, Culbertson,
Hunnell, Schaffer and
Kirsten

Noes: Councilmen - None

Absent: Councilmen - None

PROVIDES FOR
ABATEMENT OF
ABANDONED
VEHICLES

ORD. NO. 911
ADOPTED

Ordinance No. 911, entitled "AN ORDINANCE PROVIDING FOR THE ABATEMENT AND REMOVAL AS PUBLIC NUISANCES OF ABANDONED, WRECKED, DISMANTLED OR INOPERATIVE VEHICLES OR PARTS THEREOF FROM PRIVATE PROPERTY OR PUBLIC PROPERTY NOT INCLUDING HIGHWAYS AND RECOVERY OF COSTS OF ADMINISTRATION THEREOF AS AUTHORIZED BY SECTION 22660 VEHICLE CODE", having been introduced at the meeting of September 17, 1969 was brought up for passage on motion of Councilman Schaffer, Culbertson 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 - Brown, Culbertson,
Hunnell, Schaffer and
Kirsten

Noes: Councilmen - None

Absent: Councilmen - None

PARKING LOT

Councilman Culbertson asked if the parking lot on the west side of the Bank of America property could be used on a monthly rental basis. The staff will study the matter and report back to the Council.

BLDG. FEES

Councilman Culbertson questioned how the City's building permit fees, penalties and business license enforcement compare with other cities. The staff will study this and report back to the Council.

ELECTRIC
METERS

Councilman Culbertson also stated he would like to know the electric meter requirements of the City and how the Electric Code is enforced. The staff will report back to the Council on this matter.

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COMPLAINT-- COSTA DRIVE	Councilman Culbertson reported that he had received a complaint from a citizen concerning holes in the street on Costa Drive. The City Manager will investigate the matter and report to the Council.
CURFEW	Councilman Culbertson suggested that some consideration be given to enforcement of a curfew for the City in an effort to eliminate problems of drugs and delinquency. The Council discussed this and it was felt this would be an appropriate topic for discussion at a Cities and County meeting. No action was taken.
SIDEWALKS-- S. STOCKTON STREET	Councilman Schaffer stated that he felt sidewalk should be installed on South Stockton Street and he suggested implementation of the City's sidewalk installation program could begin there.
CARDINAL- CRESCENT INTERSECTION	Councilman Schaffer also mentioned that frequent accidents occur at the intersection of Cardinal Street and Crescent Avenue and he requested the staff to determine if there is a safety factor involved.
APPRECIATION L. DABRITZ	Councilman Schaffer moved the Council present Mr. Lester Dabritz, Executive Vice-President of the Lodi Chamber of Commerce, with a resolution of appreciation for his service to the community. The motion was seconded by Councilman Culbertson and carried by unanimous vote.
ADJOURNMENT	There being no further business, the meeting was adjourned at 11:30 p.m.

Attest: 
BESSIE L. BENNETT
City Clerk