

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
JULY 17, 1968

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. on Wednesday, July 17, 1968 in the City Hall Council Chambers.

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

Absent: Councilman CULBERTSON

Also Present: City Manager Graves, Assistant City Attorney Sullivan and Planning Director Schroeder.

PLEDGE Mayor Hunnell led the Pledge of Allegiance to the Flag.

MINUTES On motion of Councilman Kirsten, Brown second, the Minutes of July 3, 1968 were approved as written and mailed after making the following corrections: On page 1 in the paragraph entitled "Minutes" the name Kirsten was added to the first sentence. On page 4 the sentence sixteen lines from the bottom of the page was changed to read as follows: "Councilman Culbertson said he felt the matter was not a great problem, but he didn't want to see the City Manager forced into the position of being the judge in each individual request for interpretation of a residency requirement."

PUBLIC HEARINGS

ABANDONMENT OF EASEMENT WESTLAKE SUBD. City Manager Graves explained that the hearing scheduled for this meeting on the abandonment of a landscape easement and a portion of a public utility easement could not be held due to legal requirements for notice and posting. On motion of Councilman Kirsten, Schaffer second, the public hearing for the abandonment of the easement in Westlake Subdivision Unit #1 was rescheduled for August 7, 1968.

COMMUNICATIONS

ABC LICENSE An application for alcoholic beverage license was noted as follows: Person-to-Person, Premise-to-Premise transfer William R. Crete, Lodi Drug Co., to Leon Perlegos, Savemart Foods, 1340 S. Hutchins Street, Off-Sale General

REPORTS OF THE CITY MANAGER

CLAIMS Claims in the amount of \$593,717.47 were approved on motion of Councilman Kirsten, Brown second.

AWARD - MOBILE DROP HAMMER Bids on the Mobile Drop Hammer were presented, totaling as follows:

RES. NO. 3199	The Rix Company, Inc.	\$10,388.18
	Edward R. Bacon Co.	10,762.50
	Nixon-Egli Equipment Co., Inc.	11,004.00
	Loggers and Contractors Machinery Co.	11,295.00

Mr. Graves recommended the award be made to the low bidder, The Rix Company, Inc. On motion of Councilman Kirsten, Schaffer second, the Council adopted Resolution No. 3199 awarding the contract for the furnishing of the Mobile Drop Hammer to the low bidder, The Rix Company, Inc., for the amount of the bid.

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AWARD -
VINWOOD PARK
SPRINKLERS &
TURFING

RES. NO. 3200

The City Manager then presented bids for Vinewood Park Sprinklers and Turfing as follows:

John Birges	\$36,500.00
Biben's Nursery	36,633.00
Mario Biundo Landscape	37,000.00
Talini Landscaping	38,626.00
R. C. Collet, Inc.	39,900.00
Aerco Pacific, Inc.	40,192.00
Takehara Landscape	42,000.00

City Manager Graves recommended award be made to the low bidder. On motion of Councilman Brown, Schaffer second, the Council adopted Resolution No. 3200 awarding the contract for the construction of the Vinewood Park Sprinklers and Turfing to the low bidder, John Birges, for the amount of the bid.

AWARD -
LOCKEFORD ST.
SANITARY SEWER

RES. NO. 3201

Mr. Graves presented bids for the Lockeford Street Sanitary Sewer as follows:

Lund Construction Co.	\$13,530.34
William Burkhardt	14,647.32
Central Underground Const.	16,944.00
Certified Sewer Service	17,986.00
A. Teichert & Son	20,881.00
Peterman Co.	21,111.60

The City Manager recommended award be made to the low bidder, Lund Construction Company. On motion of Councilman Schaffer, Brown second, the Council adopted Resolution No. 3201 awarding the contract for the Lockeford Street Sanitary Sewer to Lund Construction Company for \$13,530.34.

WHITE SLOUGH
WPCP CHANGE
ORDER #2

The City Manager presented Change Order No. 2 consisting of twenty-three items and totaling \$10,800.56. The items had been reviewed and recommended for approval by the Public Works Director and the City Manager recommended the Council approve the change order. After discussion, the Council, on motion of Councilman Kirsten, Schaffer second, approved Change Order No. 2 for the White Slough Water Pollution Control Plant.

TIME EXTENSION
WHITE SLOUGH
WPCP

The contractor on the White Slough Water Pollution Control Plant requested an extension of the completion date to October 1, 1968 due to a delay in delivery of the motor control center. The City Manager felt this was justified as the work has been on schedule and the delay is beyond the control of the contractor. Councilman Schaffer moved approval of the requested time extension for completion of the project. The motion was seconded by Councilman Brown. Under the question, Councilman Kirsten noted several past incidences where contractors had failed to meet the completion date of the contract and he questioned if the contractor should not bear the responsibility for delays such as this. The motion then carried by the following vote:

Ayes: Councilmen BROWN, SCHAFFER and HUNNELL
Noes: Councilmen KIRSTEN
Absent: Councilman CULBERTSON

CITY
EMPLOYEES
RESIDENCY
REQUIREMENT

City Manager Graves reviewed briefly the discussion of July 3, 1968 regarding City employees residency requirement. After a short discussion of the matter, Councilman Schaffer moved the City Council adopt the City Manager's recommendation regarding City employees residency requirement as follows:

"All City employees shall be required to reside within San Joaquin County in that area between Eight Mile Road and the northern boundary of the County, except that:

Minutes of July 17, 1968 continued

"All Fire Department personnel shall be required to reside within the City limits of the City of Lodi unless the City Manager shall grant an exception as a result of a hardship or other unusual circumstances, and that:

"The City Manager, Assistant City Manager and all department heads shall be required to reside within the City limits of the City of Lodi unless an exception can be justified on the basis of a hardship or other unusual circumstance."

The motion was seconded by Councilman Kirsten and passed by unanimous vote.

WESTWOOD AVENUE
STREET
IMPROVEMENTS

City Manager Graves, having been instructed at the meeting of July 3, 1968 to contact Mr. Gordon Nichols regarding the Westwood Avenue Street extension, stated that he had discussed the matter with Mr. Nichols and he concluded after talking with him that there had been a misunderstanding between the staff and Mr. Nichols regarding plans for the property. After Council discussion, Councilman Brown moved the City proceed with extension of Westwood Avenue north to Lake Street and the property owners be informed that they are responsible for the installation of all utilities. The motion was seconded by Councilman Kirsten and carried by unanimous vote.

TRAFFIC
LANE
STRIPING -
HAM - LODI

(MINUTES
OF 8/7/68
AS)

Mayor Hunnell stated that after further study of the report concerning traffic lane striping at the intersection of Ham Lane and Lodi Avenue, he felt the Council should ~~accept~~^{accept} the recommendation of the Public Works Department to leave the striping as it is at the present time. Councilman Kirsten agreed with Mayor Hunnell but also felt the property owners in the area of the intersection should be made aware that in the future the intersection may be red zoned. Councilman Brown stated he favored an alternate method of striping similar to Plan D which the Public Works Department presented for study at the meeting of June 5, 1968. After further discussion, Councilman Kirsten moved the City Council adopt the recommendation of the Public Works Department that the striping remain as it presently is and directed the City Manager to advise the property owners that one day in the indeterminate future traffic conditions will require maximum red zoning at this intersection. The motion was seconded by Mayor Hunnell and carried by the following vote:

Ayes: Councilmen KIRSTEN, SCHAFFER and HUNNELL
Noes: Councilman BROWN
Absent: Councilman CULBERTSON

DISCONTINUE
S.P. TRAIN

The City Manager presented a brief report regarding the proposed discontinuance of service to Lodi of the Southern Pacific's train, the "San Joaquin Daylight." Mr. Chris Hoskins, 135 South Crescent Avenue, spoke against discontinuance of the train service, stating he would not like to see the City's last passenger train connections severed. Councilman Kirsten felt it would be unjust to insist that any company continue a service that was not profitable. After a brief discussion, it was the consensus of the Council that since it did not have all the facts, no action should be taken on the matter.

KETTLEMAN
LANE GRADE
SEPARATION

Progress of the Kettleman Lane grade separation was reported to be on schedule and public hearings on the same will be held in August or September.

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CAPITAL
OUTLAY
BUDGET

The Capital Outlay Budget for fiscal 1968-69 was presented for Council review and discussion on the matter was continued to the meeting of August 7, 1968.

KOFU
VISITORS

Mayor Hunnell reported that two visitors from Kofu who are students at the University of California will be visiting the City on Thursday, July 18.

ORDINANCES

AMEND
ZONING ORD.
RE NO-FEE
FENCE PERMIT

ORD. NO. 863
ADOPTED

Ordinance No. 863 entitled "AN ORDINANCE AMENDING CHAPTER 27 (ZONING ORDINANCE) OF THE LODI CITY CODE AND THEREBY REQUIRING THE ACQUISITION OF A FENCE CONSTRUCTION PERMIT BEFORE ERECTING A FENCE IN A REQUIRED YARD AREA", having been introduced at the meeting of July 3, 1968 was brought up for passage on motion of Councilman Kirsten, 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, KIRSTEN, SCHAFFER
and HUNNELL

Noes: Councilmen - None

Absent: Councilman - CLBERTSON

REZONING
728 N. CHURCH
& 120 LOUIE
TO R-4

ORD. NO. 865
ADOPTED

Ordinance No. 865 entitled "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING TWO PARCELS LOCATED AT 728 NORTH CHURCH STREET AND 120 LOUIE AVENUE TO BE IN THE R-4, MULTIPLE-FAMILY INSTITUTIONAL RESIDENTIAL DISTRICT", having been introduced at the meeting of July 3, 1968, was brought up for passage on motion of Councilman Schaffer, Brown 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, KIRSTEN, SCHAFFER
and HUNNELL

Noes: Councilmen - None

Absent: Councilman - CLBERTSON

ADJOURNMENT

There being no further business, the meeting adjourned at 10:20 p.

Bessie L. Bennett
Attest: BESSIE L. BENNETT
City Clerk