

CITY COUNCIL, CITY OF LODI
 CITY HALL COUNCIL CHAMBERS
 APRIL 19, 1966

This meeting of the City Council of the City of Lodi, regularly adjourned from April 6, 1966, was held at 8:00 p.m. of Tuesday, April 19, 1966.

ROLL CALL Present: Councilmen - BROWN, CULBERTSON, DOW, WALTON
 and KIRSTEIN (Mayor)

Absent: Councilmen - None

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

PLANNING COMMISSION

FINAL MAP
 PIONEER SUBD.

The final map of the Pioneer Subdivision, having been approved by the Planning Commission, was presented for Council approval, along with improvement plans and specifications for the development of the subdivision. The subdivider has complied with City requirements and has signed a subdivision agreement for development of the subdivision. On motion of Councilman Culbertson, Dow second, the City Council approved the final map of the Pioneer Subdivision and the plans and specifications therefor, and authorized the Mayor to execute the Subdivision Agreement covering this subdivision.

PC ACTIONS

The following actions of the Planning Commission were reported:

1. Recommended the approval of the referral of the San Joaquin County Planning Commission of the request of Mrs. Ruth Surdez for a variance to reduce the required side yard from four feet (4') to zero feet (0') for a carport in an area zoned I-H, Interim-Highway on the east side of Main Street in the Town of Woodbridge.
2. Reaffirmed its previous decision and recommended the denial of the amended request of Mr. Stanley D. Kirst for a change in zoning (1) from the R-3, Residential District to the C-1, Neighborhood-Commercial District for a parcel at the northwest corner of Indiana and Chestnut Streets and (2) from the R-3, Residential District to the C-R, Commercial-Residential District for parcels located at the southwest corner of Indiana and Chestnut Streets and on the west side of Chestnut Street from about 185 feet to 260 feet south of Indiana Street in the Town of Woodbridge.

 This recommendation for denial was based on the City Planning Commission's policies concerning spot zoning, mixed land use and minimum standards for neighborhood-shopping facilities.
3. Recommended the approval of the referral of the San Joaquin County Planning Commission of the request of Mr. John K. Looser for Mr. O. L. Robinson for a use permit to expand an existing athletic club to include banquet and private bar facilities on the east side of West Lane, 2300 feet south of Kettleman Lane, in an area zoned I-PA, Interim-Protected Agricultural with certain conditions.

Minutes of April 19, 1966 continued

4. Denied the request of Mrs. Rose M. Schwiesow for a use permit to establish a single-unit trailer park on the rear of a lot at 505 Hilborn Street in an area zoned R-4, Multiple-Family, Residential-Institutional zone.
5. Denied the request of Mr. Harry Larides for a use permit to erect a flashing-arrow sign attached to an existing sign at a restaurant at 114 North Cherokee Lane in an area zoned C-2, General Commercial.
6. Recommended that the alternate sites for the future North Campus of San Joaquin Delta College located (a) at the northwest corner of West Lane and Harney Lane and (b) on the south side of Harney Lane west of the Woodbridge Irrigation District Canal be approved.

COMMUNICATIONS

PARKING METER COMPLAINT

A letter was read from Mrs. Robert Knudson of Sutter Creek, California, objecting to having received a parking ticket downtown and suggesting free off-street parking as a means of keeping shoppers in the downtown area.

THANKS

Thank you letter was received from Area Two United Republicans of California thanking the City for its hospitality during their convention in this city.

OUTSIDE WATER SERVICE GRANTED

A letter was received from Lodi Medical Development Company requesting outside water service for a hospital being developed outside the city limits at Lower Sacramento Road and Vine Street. The letter further states the company agrees to annexation of the property at such time as the City considers such annexation desirable. On motion of Councilman Brown, Dow second, the City Council granted the request for outside water service to Lodi Medical Development Company on condition the company agrees to annexation of the property when requested by the City, as set forth in the company's letter.

ABC LICENSE

Notice was received of application for Alcoholic Beverage License, Adding Partner, Louis Anagnos and Jerry Ballard, Club 15, 15 North Sacramento Street.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$265,306.80 were approved on motion of Councilman Culbertson, Dow second.

AWARD - KETTLEMAN LANE SANITARY SEWER

The following bids were received for the Kettleman Lane Sanitary Sewer (Stockton Street to Central Avenue):

RES. NO. 2940 ADOPTED

W. M. Lyles Co.	12,449.04
Acme Septic Tank & Drilling Co.	12,866.60
Stockton Construction Co.	13,118.67
A. Teichert & Son	16,270.75
Claude C. Wood Co.	20,815.20
R. Goold & Son	26,810.70

Mr. Graves recommended making award to the low bidder. On motion of Councilman Dow, Walton second, the City Council adopted Resolution No. 2940 awarding the contract for the above mentioned project to the low bidder, W. M. Lyles Company for a total of \$12,449.04.

BASEBALL PARK
CONCESSION
CONTRACT

The City Manager presented for consideration by the Council an agreement with J. M. Ferguson for the concessions at the Lawrence Park Baseball Stadium. The term of the contract would be from the present to September 1, 1968. Mr. Graves reviewed the other terms of the agreement. On motion of Councilman Culbertson, Walton second, the Council approved the contract and authorized its execution by the Mayor.

LEASE -
LODI BASEBALL
CLUB

Mr. Graves then presented a lease agreement with the Lodi Baseball Club for use of the baseball diamond and facilities at Lawrence Park. He reviewed the terms of the agreement which included stipulations made by the Council at its meeting of January 19, 1966. On motion of Councilman Culbertson, Dow second, the City Council accepted the lease with the Lodi Baseball Club and authorized the Mayor to execute same.

STATE
EMPLOYEES'
RETIREMENT
SYSTEM
APPROVED

Mr. Graves reported that on April 14, 1966, an election had been held among City employees on the State Employees' Retirement System and both police and fire employees had voted unanimously in favor of entering the State system. Miscellaneous employees had voted 120 in favor and four against and, in addition, the six probationary employees had voted in favor of the system. On motion of Councilman Culbertson, Dow second, the City Council introduced Ordinance No. 814 authorizing the Mayor to execute a contract with the State Board of Administration of the California State Employees' Retirement System making City employees members of said system.

ORD. NO. 814
INTRODUCED

City Attorney Mullen stated that an ordinance would have to be adopted repealing the City's retirement system effective when the State plan is effective. Also, an ordinance would need to be adopted modifying the personnel ordinance to provide a maximum retirement age of 65 years, which is the present maximum age under the City's retirement system. Copies of both ordinances had been presented to the Council.

REPEALING
CITY RETIRE-
MENT SYSTEM

On motion of Councilman Dow, Culbertson second, the City Council introduced Ordinance No. 815 repealing Article II of Chapter 17 of the Lodi City Code entitled "Retirement System."

ORD. NO. 815
INTRODUCED

RETAINING MANDA-
TORY RETIREMENT
AT 65

On motion of Councilman Walton, Dow second, the City Council introduced Ordinance No. 816 adding Section 17-2.1 to the Lodi City Code setting forth the maximum age of employment to be 65 years.

ORD. NO. 816
INTRODUCED

SAFETY BLDG.
RES. ENGINEER

City Manager Graves recommended that the City contract with Mr. Clinton Howe to serve as Resident Engineer for the Public Safety Building. His fee would be \$850 a month and he would serve for the duration of the job. On motion of Councilman Culbertson, Dow second, the City Council authorized the City Manager to secure the services of Mr. Clinton Howe in accordance with the City Manager's recommendation.

LIBRARY
PARKING

A letter was received from the Library Board of Trustees asking that two additional 12-minute parking spaces be marked off in front of the Library. With the construction of the Public Safety Building, parking and access to the Library has been restricted considerably and Mr. Graves recommended that the request be granted. On motion of Councilman Culbertson, Dow second, the City Council adopted Resolution No. 2942 establishing two, 12-minute parking spaces in front of the Library.

RES. NO. 2942
ADOPTED

Minutes of April 19, 1966 continued

EDDLEMON
DEED FOR
CIVIC CENTER
SITE

City Manager Graves stated he had received a deed and letter from Donez Eddlemon agreeing to sell two parcels of property at 23 and 27 North Church Street to the City for the sum of \$50,000. City Attorney Mullen stated that after considerable negotiation and with the concurrence of the City's appraiser, Mr. Robert Orr, the sum of \$50,000 had been agreed upon. He felt this was a fair offer and recommended acceptance of the deed. On motion of Councilman Brown, Walton second, the City Council approved acceptance of the deed in payment of \$50,000 to Miss Eddlemon.

ORDINANCES

REZONING SW
CORNER OF LODI
AVE. AND LOWER
SACRAMENTO RD.
TO C-S

ORD. NO. 813
ADOPTED

ORDINANCE NO. 813, entitled "REZONING PROPERTY AT THE SOUTHWEST CORNER OF LODI AVENUE AND LOWER SACRAMENTO ROAD TO C-S COMMERCIAL SHOPPING DISTRICT," having been introduced at the regular meeting of April 6, 1966, was brought up for passage on motion of Councilman Brown, Dow second. Second reading was omitted after reading by title. Mr. Wm. E. Rempfer, 115 South Fairmont Avenue, protested passage of the ordinance, stating the property was agricultural and the rezoning was inconsistent with the Master Plan and further that the zoning was premature; the City should wait until it has the results of the traffic survey being made by Dr. Faustman so that the effect of the proposed zoning on Lodi Avenue traffic can be determined. He urged that adoption of the ordinance be postponed until the traffic survey is available. Mr. Stanley D. Kirst concurred in the statements of Mr. Rempfer, requesting that adoption of the ordinance be postponed until the traffic facts were known. There was no one else in the audience who wished to be heard on this matter. Mr. Graves pointed out that Mr. Rempfer was in error in stating that the zoning would not conform to the Master Plan since the Master Plan indicates such zoning at this site. He said there was merit to the concern over traffic problems on Lodi Avenue, but it was logical to assume that traffic decreases as it moves westerly on the avenue. The Council passed Ordinance No. 813 by the following vote:

Ayes: Councilmen - BROWN, CULBERTSON, DOW,
WALTON and KIRSTEN

Noes: Councilmen - None

MUNICIPAL
ELECTION
RESULTS

RES. NO. 2941
ADOPTED

The City Clerk certified that she had canvassed the returns of the General Municipal Election held April 12, 1966, and reported the results thereof. On motion of Councilman Dow, Walton second, the Council adopted the following resolution:

RESOLUTION NO. 2941

DECLARING RESULT OF ELECTION

WHEREAS, a General Municipal Election was held and conducted in the City of Lodi on Tuesday, the 12th day of April, 1966, as is required by law; and

WHEREAS, it appears from the report of the City Clerk and the records on file in her office that voting precincts were properly established and the polling places thereof designated; that election officers were appointed and qualified; that election supplies, including official ballots, were furnished each of said precincts; and that in all respects, said election was held and conducted and the votes received thereat received and canvassed and the returns thereof made, determined and declared in time, form and manner as required by the laws of the State providing for and regulating elections in general law cities; and

Minutes of April 19, 1966 continued

WHEREAS, in accordance with Resolution No. 2921, the City Clerk conducted the canvass of the returns of said election; and

WHEREAS, the City Council of the City of Lodi, meeting at the City Council Chambers this 19th day of April, 1966, to declare the results of the election and to install the newly elected officers, finds, determines and declares, as a result of said count and canvass as certified by the City Clerk:

(1) That said General Municipal Election was held and conducted in the City of Lodi, California, on the 12th day of April, 1966, in time form and manner required by law;

(2) That there were thirteen voting precincts established in said City for the purpose of holding said election, viz:

VOTING PRECINCT 1, comprising State and County precinct numbers L-2401 and L-2402.

VOTING PRECINCT 2, comprising State and County precinct numbers L-2403 and L-2404.

VOTING PRECINCT 3, comprising State and County precinct numbers L-2406 and L-2407.

VOTING PRECINCT 4, comprising State and County precinct numbers L-2408 and L-2409.

VOTING PRECINCT 5, comprising State and County precinct numbers L-2410 and L-2411.

VOTING PRECINCT 6, comprising State and County precinct numbers L-2412 and L-2413.

VOTING PRECINCT 7, comprising State and County precinct numbers L-2405 and L-2414.

VOTING PRECINCT 8, comprising State and County precinct numbers L-2415 and L-2416.

VOTING PRECINCT 9, comprising State and County precinct numbers L-2417 and L-2418.

VOTING PRECINCT 10, comprising State and County precinct numbers L-2419 and L-2420.

VOTING PRECINCT 11, comprising State and County precinct numbers L-2421 and L-2422.

VOTING PRECINCT 12, comprising State and County precinct numbers L-2423 and L-2424.

VOTING PRECINCT 13, comprising State and County precinct numbers L-2425 and L-2426.

(3) That the whole number of votes cast at said election was Nineteen Thousand Two Hundred Twenty Four(19,224).

(4) That the names of the persons voted for, the offices for which they were voted, and the number of votes received by each of said persons in each of said precincts, together with the whole number of votes received in the entire City by each of said persons are as follows:

Minutes of April 19, 1966 continued

For City Councilman						
Prec. No.	Fred M. BROWN	James F. CULBERTSON	Robert E. HOGAN	Robert F. HUNNELL	Walter J. KATNICH	Stanley D. KIRST
1	172	153	57	232	105	100
2	212	172	49	240	106	123
3	177	189	57	258	142	69
4	250	222	57	331	138	92
5	248	270	70	418	208	88
6	248	328	55	373	155	68
7	193	183	46	300	138	100
8	333	382	35	440	165	107
9	199	232	46	249	113	88
10	169	198	53	307	143	111
11	276	345	75	438	214	115
12	210	258	87	335	173	100
13	232	303	50	385	180	95
Abs.	37	34	2	45	16	13
TOTAL	2956	3274	739	4351	1996	1269

For City Councilman						
Prec. No.	Mike LIMA	Odna J. NEAL	Wm. E. REMPFER	Frank M. URIBIE	MISC.	Precinct Totals
1	29	105	167	46		1166
2	40	91	218	43		1294
3	22	115	134	40		1203
4	30	131	169	45		1465
5	29	184	153	40		1703
6	14	116	146	30		1533
7	35	102	179	50		1326
8	17	137	182	30	1	1829
9	33	100	119	41		1220
10	20	124	155	38		1318
11	29	186	163	45	1	1887
12	37	112	160	50		1522
13	20	136	123	38		1567
Abs.	1	10	25	3		186
	356	1649	2093	539	2	19,224

RESOLVED, THEREFORE, that at said General Municipal Election, held in the City of Lodi on April 12, 1966, the following named persons were elected to the office of City Councilman:

FRED M. BROWN, for a term of four years from and after the 19th day of April, 1966, and until his successor shall have been elected and shall have qualified;

JAMES F. CULBERTSON, for a term of four years from and after the 19th day of April, 1966, and until his successor shall have been elected and shall have qualified;

ROBERT F. HUNNELL, for a term of four years from and after the 19th day of April, 1966, and until his successor shall have been elected and shall have qualified.

Upon the adoption of this resolution, the City Clerk shall enter a full copy thereof on the records of the City Council of the City of Lodi for its meeting held this 19th day of April, 1966.

Minutes of April 19, 1966 continued

PLAQUE FOR
COUNCILMAN
DOW

Mayor Kirsten congratulated Councilmen Brown and Culbertson on their re-election to the Council. He then expressed his pleasure at having served on the Council with outgoing Councilman Dow and presented him with a plaque in appreciation of Mr. Dow's services to the City during his term of office. Councilman Dow thanked the Mayor and stated he hoped he left with the City as much as he had taken. Mayor Kirsten also welcomed Councilman-elect Robert Hunnell.

OATH OF OFFICE
TAKEN

The City Clerk administered the oath of office to Mr. Brown, Mr. Culbertson, and Mr. Hunnell and presented a certificate of election to each.

Mayor Kirsten thanked the Council for having selected him as Mayor and for their cooperation during the past year. He then relinquished the chair to the City Clerk.

REORGANIZATION OF THE CITY COUNCIL

MAYOR AID
VICE MAYOR
ELECTED

The City Clerk called the new Council to order and asked for nominations for Mayor. Councilman Hunnell nominated Councilman Kirsten. Councilman Culbertson nominated Councilman Walton. The nominations were closed on motion of Councilman Brown and Councilman Walton was elected by the following vote: Kirsten - 2; Walton - 3.

Mayor Walton then took the chair as presiding officer, and after thanking the Council for his election as Mayor and complimenting Mr. Kirsten for the fine job he had done, called for nominations for Mayor Pro Tempore. Councilman Brown nominated Councilman Culbertson. Councilman Kirsten nominated Councilman Hunnell. The nominations were then closed and Mr. Culbertson was elected by the following vote: Culbertson - 4; Hunnell - 1.

Councilman Kirsten notified other members of the Council that they had been invited to ride in the Boy Scout Parade on Saturday, April 23.

Councilman Culbertson expressed his extreme gratitude to Councilman Kirsten for his devotion to his job as Mayor during the past year and for his efforts in campaigning for the successful bond election. He also expressed his pleasure in having worked on the Council with Mr. Dow. Councilman Brown thanked Councilman Kirsten for the tremendous job he had done as Mayor and thanked Mr. Dow for his work and cooperation. Mayor Walton also thanked Mr. Dow for his accomplishments on the Council.

ADJOURNMENT

On motion of Councilman Culbertson, the Council adjourned to 5:30 of April 27, 1966.

Beatrice Garibaldi
ATTEST: BEATRICE GARIBALDI
CITY CLERK