

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS  
OCTOBER 26, 1966

A regular adjourned meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. of Wednesday, October 26, 1966, in the City Hall Council Chambers.

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

Absent: Councilmen - None

Also present were Administrative Assistant Peterson, Planning Director Schroeder and City Attorney Mullen.

MINUTES On motion of Councilman Brown, Culbertson second, the minutes of October 5, 1966 and October 19, 1966 were approved as written and mailed.

PUBLIC HEARINGS

PREZONING SW Notice thereof having been published in accordance with law, Mayor Walton opened the public hearing on the proposed rezoning of the Southwest corner of Kettleman Lane and U.S. 99 Freeway to C-2, General Commercial. There were no protests, written or oral. On motion of Councilman Kirsten, Brown second, the City Council introduced Ordinance No. 828 rezoning the southwest corner of Kettleman Lane and U.S. 99 Freeway to C-2, General Commercial by unanimous vote.

RESOLUTION OF APPRECIATION G. CREIGHTON Councilman Culbertson moved that a Resolution of Appreciation be presented to Mr. George Creighton, Manager, Pacific Telephone & Telegraph Company, in recognition of the contributions he has made and services he has rendered to this community. His motion was seconded by Councilman Kirsten and carried unanimously.

RES. NO. 3005

PLANNING COMMISSION

At its meeting of October 10, 1966, the Planning Commission took the following actions of interest to the Council:

1. Determined that a billiard parlor was not a proper permitted or conditional use in the C-1 Neighborhood-Commercial District.
2. Recommended the approval of the San Joaquin County Planning Commission referral of the request of Mrs. Lucile Irby for a change in zoning from I-H, Interim-Highway Frontage and I-A, Interim-Agriculture to R-4 Residential for a 160' x 160' parcel at the southwest corner of Carolina Street and Orange Street in the Town of Woodbridge.

COMMUNICATIONS

INTERNAT'L CONF. BLDG. OFFICIALS APPRECIATION Administrative Assistant Peterson read a letter from the International Conference of Building Officials expressing appreciation to the City Council for permitting Chief Building Inspector Paul McClure to attend the 44th Annual Business Meeting in Fresno.

MAR-VAL FOOD STORES RE HEARING WITH SANITARY CITY DISPOSAL A letter was read from Mr. Mardee Kidd, President of Mar-Val Food Stores, Inc., stating an agreement had been reached with Sanitary City Disposal Company regarding charges for removal of refuse at Mar-Val

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stores and therefore the scheduled hearing on this matter would not be necessary.

ABC LICENSES

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

1. Person to Person Transfer to Jacque R. Adams, On Sale Beer & Wine Eating Place, Jacque's, 113 N. Sacramento Street.
2. Original Application to Jacque R. Adams, On Sale Beer, Jacque's, 122 N. Sacramento Street.
3. Person to Person Transfer to Elizabeth J. and Joseph E. Lynn, Off Sale General, Liz's Liquors, 1321 West Lockeferd Street.

S. J. COUNTY  
C.A.C. ELECTION  
BOARD MINUTES

A communication was received from San Joaquin County Board of Supervisors containing minutes of the Community Action Council Election Board meeting.

HEARING RE APPEAL  
TO COUNTY RE  
PLANT NURGERY

Notice of public hearing of the appeal of James B. Schroeder on behalf of the City of Lodi from the granting of a use permit application to Gideon Goehring by the San Joaquin County Planning Commission for a plant nursery on property located on the east side of West Lane, from 1560 feet to 1880 feet south of Highway 12, was read by Planning Director Schroeder.

INVITATION TO  
VISIT CITY OF  
N. LAS VEGAS

A letter was received by Mayor Walton from the Mayor of the City of North Las Vegas, Nevada, inviting him to visit that city December 4, 1966 for the dedication of their new Civic and Cultural Center. This date coincides with the opening day of the annual meeting of the National League of Cities which is being held in Las Vegas. The City of North Las Vegas is establishing, in conjunction with the Civic and Cultural Center, a "Garden of Cities" and are inviting cities to donate to this project a tree, shrub or plant as a lasting exchange of good will.

Councilman Kirsten moved the City contribute to this project but limit the amount to \$10. Councilman Culbertson seconded the motion and it carried unanimously.

SIGN -  
1030 S. HUTCHINS

Planning Director Schroeder said correspondence had been received from Andrew Stevahn, owner of the Bavarian Inn, and the Federal Sign and Signal Corporation requesting permission from the City Council to install a pole sign in the future street setback area.

Dean B. Curry, 606 Daisy, Federal Sign and Signal Corporation, said they had been informed by Chief Building Inspector Paul McClure that they could erect this sign. Later they were informed they could not erect the sign because it would be located within the street setback. To move the sign out of the setback area would push the sign into the restaurant building. He said the sign would be moved at the owner's expense in the event the City should require it to be relocated.

The Planning Director stated the property owner, Mr. Helwig, had been issued a use permit in 1964 for an adjacent parking lot in a residential zone but he has not met the requirements of this permit. After further discussion by the Council, Councilman Kirsten

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said he felt the City should endeavor to enhance businesses; the sign is attractive and therefore he moved the City grant permission for installation of this sign with the understanding that the sign will be relocated at the owner's expense at such time the City deems it necessary. The motion was seconded by Councilman Brown. Councilman Culbertson felt the sign could be moved back four feet and still accomplish what is desired. He felt it unwise to erect a sign that may have to be removed at any time. The motion carried by the following vote:

Ayes: Councilmen - BROWN, WALTON and KIRSTEN

Noes: Councilmen - CULBERTSON and HUNNELL

Councilman Kirsten moved, Culbertson second, that the owner of this property be contacted and instructed to conform to the conditions of the use permit issued by the City Planning Commission in 1964 for the parking lot or the use of the lot will be abated. The motion carried unanimously.

PETITION - RE  
RELOCATION OF  
HOUSE AT 939  
WELLSWOOD

A petition was received signed by 56 residents of the area of 939 Wellswood Avenue protesting the relocation of an old house at the above address and requesting its removal from said property. Planning Director Schroeder explained that the Council had denied the request of Maurice O. Ray, Jr. for a variance in lot size and width in order to allow for a second dwelling at 939 Wellswood Avenue. Subsequently, Mr. Ray has asked if he had an option as to which house must be removed as a dwelling. Mr. Ray plans to remove plumbing and kitchen facilities from the dwelling on the rear of the lot, and the building may then be used for storage or as a garage.

Mrs. John Groseclos, 935 Wellswood Avenue and Mrs. John Schlenker, 932 Wellswood Avenue, spoke in favor of having the house moved stating they felt the house was too large for the lot and would not leave sufficient yard space or parking area. They felt the house is a detriment to their neighborhood.

APPOINTMENT -  
ALCOHOLISM  
ADVISORY COM.

Mayor Walton recommended the appointment of Judge Robert Bainbridge to the Alcoholism Advisory Committee. On motion of Councilman Kirsten, Brown second, Judge Bainbridge was appointed to serve on the Alcoholism Advisory Committee.

REPORTS OF CITY MANAGER

CLAIMS

Claims in the amount of \$411,545.02 were approved on motion of Councilman Kirsten, Culbertson second.

EASEMENT -  
P.G.&E.

RES. NO. 3006

Administrative Assistant Peterson stated that Pacific Gas & Electric Company has requested the extension of an existing power line easement at the new sewage treatment plant site. Mr. William Harkins, Manager of the local P.G.&E. office, explained they would like permission to extend their easement to serve two pumping stations. P.G.&E. would relocate the pole lines at their expense if it became necessary in the best interests of the City to do so. Public Works Director Shelley Jones said he could see no difficulty arising from the granting of this request. On motion of Councilman Culbertson, Kirsten second, the City Council by unanimous vote adopted Resolution No. 3006

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granting the extension of the easement subject to the approval of the City Attorney.

LAWRENCE PARK  
IMPRVMTS:  
LODI BASEBALL  
CLUB

Mr. Peterson explained to the Council the three alternate plans submitted to the City Manager by the Recreation Commission and Parks and Recreation Director regarding additional seating at the baseball field in Lawrence Park.

Plan #1 would increase the seating capacity by 550. It would provide approximately 300 box seats. The cost of Plan #1 would be \$16,430.

Plan #2 would increase the seating capacity by 700; would provide approximately 304 box seats and cost \$15,130.

Plan #3 would increase the seating capacity by 850; would provide no individual box seats. The cost of this plan would be \$9,870.

The three plans all call for relocation of light poles, increasing outfield lighting by some twenty lights, backing for one set of bleachers for windbreak and relocation of present ticket booth at Lodi Lake Park to Lawrence Park to be used for storage or concession purposes.

Recreation and Parks Director Ed DeBenedetti explained the object of each of these plans is to increase the seating capacity in the park. He felt box seats are important to the future success of the Lodi Baseball Club. At the present time there are only 182 box seats in the park and the Club has already sold 173 box seats. Mr. DeBenedetti feels it is unsafe to reconstruct the present grandstand and this would be more costly than a newly constructed grandstand. He recommended Plan #2.

Councilman Culbertson asked if the canopies would be disturbed and Mr. DeBenedetti assured him they would not be.

Cappy Harada, General Manager, Lodi Baseball Club, 10 West Pine Street, said he felt the baseball club has helped Lodi economically and has given the City publicity. He stated Lodi rated second in attendance in the league this past year with a total attendance of 62,000. He feels the seating capacity is not sufficient; box seats are important in baseball, and therefore he recommends the City Council adopt plans to accommodate the fans and provide sufficient box seats.

Mayor Walton asked if the plan recommended by Mr. Harada would take away all general admission on the first base line and replace with box seats. Mr. Harada replied that first base line would be box seats. Mayor Walton felt this would be unfair to supporters of the ball club who do not purchase box seats and have been accustomed to sitting on the first base line. Councilman Brown felt the first base line should not be box seats.

Dean Buttell, 1810 Corbin Lane, spoke in favor of box seats on first base line, stating he felt more people would purchase box seats if they were located there.

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Councilman Hunnell asked if the City Manager has received the financial report from Lodi Baseball Club. Mr. Peterson said the City had not received a financial report. Councilman Kirsten explained that the report is not complete, but that the club had not made a profit.

The Council discussed the \$10,000 which was spent to ready the park for the baseball club. Councilman Culbertson mentioned that only a small portion of this sum was used specifically for the Lodi Baseball Club; most of the improvements had already been approved as part of general improvements at Lawrence Park.

Elmer Brown, Chairman, Recreation and Parks Commission of the City of Lodi, explained that many baseball teams used Lawrence Park such as the high school, American Legion, Guild Wine and others. He feels improvements made at the park would make it more attractive and does not believe the expenditure would be too great. Mayor Walton asked Mr. Brown if the present facilities were inadequate for the above mentioned teams. Mr. Brown felt they are adequate except when the American Legion had a winning team and the park does not then accommodate the crowd.

Mr. Roy Briggs, 906 Parkview Avenue, spoke for the Lodi Baseball Club, stating he felt the City benefited from the publicity received from the club and he urged the City Council to take favorable action on this matter.

Councilman Culbertson moved the adoption of Plan #2 as outlined above. His motion was seconded by Councilman Brown. Councilman Kirsten pointed out that the Council has a responsibility to the citizens of the community. He stated the team has done a fine job in promoting Lodi, but he feels a plan should be worked out whereby the club would reimburse the City and not operate at the expense of the taxpayers. He suggested correcting this at contract date. Councilman Culbertson stated that Lodi Lake Park operates at a loss each year, but he feels this is a reasonable expenditure for the community as a whole. He said the ball club is good advertisement for the City. Councilman Brown suggested perhaps the contract should be changed, but he feels the club is good for the community as a whole. Councilman Hunnell felt the City has no assurance the team will remain in Lodi and the City should not use tax money to help a private business. After further discussion the motion to adopt Plan #2 for improvements at Lawrence Park ballpark passed by the following vote:

Ayes: Councilmen - BROWN, CULBERTSON, WALTON

Noes: Councilmen - HUNNELL and KIRSTEN

Councilman Hunnell qualified his vote by stating he could not vote favorably because there was no chance for the City to get funds returned on this expenditure.

RECESS

Mayor Walton declared a five-minute recess and reconvened the meeting at 10:30 p.m.

THANKS -  
BALL CLUB

Mr. Harada expressed thanks in behalf of the ball club for the City Council's action.

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IMPRVMTS -  
CORNER LOMA  
& LAKE

Mr. Peterson reported that he and the Public Works Director had met with Mrs. Hagan and had reached an agreement whereby Mrs. Hagan may finance the improvements to her property over a period of ten years with interest up to 6%. The improvements consist of the installation of curb, gutter and sidewalk at the property on the corner of Loma Drive and Lake Street. Mrs. Hagan has signed an agreement for the City to remove the porch that encroaches. Mr. Peterson recommended the City proceed. Councilman Culbertson moved, Brown second, that the City proceed with the above plans for installation of curb, gutter and sidewalk at the corner of Loma Drive and Lake Street. The motion carried.

CROSSWALKS -  
VINEWOOD SCHOOL  
RES. NO. 3007

Mr. Peterson explained that the City has been requested by Woods School District to install crosswalks on Tokay Street at Mills Avenue and Virginia Avenue, on Mills Avenue at Tokay Street and on Virginia Avenue at Tokay Street in the vicinity of the new Vinewood School. The Public Works Director has recommended the installation of these crosswalks. On motion of Councilman Brown, Culbertson the City Council adopted Resolution No. 3007 approving the installation of said crosswalks.

NO PARKING ZONE  
S. SIDE LODI AVE.  
BTWN S. SACTO ST.  
& SP RR TRACKS  
RES. NO. 3008

The Director of Public Works has recommended establishing a "No Parking Zone" on the south side of Lodi Avenue between South Sacramento Street and the Southern Pacific railroad tracks. On motion of Councilman Kirsten, Hunnell second, the City Council adopted Resolution No. 3008 establishing a "No Parking Zone" at that location. The Council recommended the Public Works Director investigate the possibility of having a left turn lane from Lodi Avenue on to Sacramento Street.

HOM ADDN -  
WITHDRAWN FROM  
WRCFPD  
RES. NO. 3009

Annexation of the Hom Addition having been completed, on motion of Councilman Kirsten, Brown second, the City Council adopted Resolution No. 3009 withdrawing the Hom Addition from the Woodbridge Rural County Fire Protection District.

OPEN SPACE GRANT  
FOR SOFTBALL  
DIAMONDS

At its meeting of September 7, 1966 the City Council authorized the filing of an application for Federal funds for acquisition of open-space land, being the Marie Hallinan property which the City wishes to acquire for softball diamonds. The Administrative Assistant explained to the Council that the Department of Housing and Urban Development requires two appraisals on the property; the Federal government also requires that a Regional Planning Board be in existence. The Council was informed that the City has been authorized by the Department of Housing and Urban Development to purchase the property, but there is no guarantee that the City's application for matching funds will be approved or that there will be matching funds available. On motion of Councilman Kirsten, Hunnell second, the administration was directed to retain two appraisers for this project. The Council suggested the property owner be informed of the City's action regarding this matter.

CONTRACT -  
S.J. COUNTY  
SAFETY COUNCIL  
RES. NO. 3010

On motion of Councilman Brown, Kirsten second, the City Council adopted Resolution No. 3010 approving the regular annual contract with the San Joaquin County Safety Council and authorizing the Mayor to sign same. The City of Lodi will contribute \$1,350 to the Safety Council for fiscal year 1966-67.

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PLUMBERS  
RE NON-  
METALLIC  
PIPE

Administrative Assistant Peterson stated he had been contacted by Mr. Moeller, Area Sales Manager for Orangeburg Manufacturing Company, regarding action to be taken by the City Council on the request submitted at the Council meeting of September 21, 1966 for a change in the Plumbing Code to include the use of non-metallic pipe for sanitary sewers. Mr. Moeller requested action be postponed until November 16, 1966, so that Mr. Difendorfer, Consulting Engineer for Orangeburg Manufacturing Company, could be present. Councilman Culbertson moved the request be tabled until it is requested to be put back on the agenda. His motion was seconded by Councilman Kirsten and carried unanimously.

ORDINANCES

ANNEX ST. PETER'S  
ADDITION

ORD. NO. 826  
ADOPTED

ORDINANCE NO. 826, entitled "AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY DESIGNATED 'ST. PETER'S ADDITION,' TO THE CITY OF LODI," having been introduced at the regular meeting of October 5, 1966, was brought up for passage on motion of Councilman Kirsten, 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, CULBERTSON, HUNNELL  
KIRSTEN and WALTON

Noes: Councilmen - None

Absent: Councilmen - None

FRINGE BENEFITS  
FOR EMPLOYEES

ORD. NO. 827  
ADOPTED

ORDINANCE NO. 827, entitled "AN ORDINANCE AMENDING SECTIONS 12 AND 13, RESPECTING VACATION AND SICK LEAVE, OF ORDINANCE NO. 444 ENTITLED 'AN ORDINANCE FIXING THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LODI AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES INCONSISTENT THEREWITH,'" having been introduced at the regular meeting of October 5, 1966, was brought up for passage on motion of Councilman Kirsten, 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, CULBERTSON, HUNNELL,  
KIRSTEN and WALTON

Noes: Councilmen - None

Absent: Councilmen - None

LIBRARY  
SALARIES

Administrative Assistant Peterson reported that the Library Board, at its meeting of October 24, 1966, had approved the following salary increases for the Library staff: clerical staff and janitor, 2½% increase; professional librarians, 5%; part-time bookmender by 10¢ per hour to \$1.75 per hour; City Librarian, increase to \$1,000 per month. On motion of Councilman Kirsten, Culbertson, the City Council ratified the salary increases for Library personnel, effective September 1, 1966.

SIDEWALK -  
801 S. CHURCH  
STREET

Administrative Assistant Peterson stated the property owners at 801 South Church have been contacted and they plan to have sidewalks installed in the immediate future, possibly within 60 days.

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SHRUBS -  
HUTCHINS & PINE

Administrative Assistant Peterson said the owner of the property at the corner of Hutchins and Pine Streets has agreed to trim the shrubbery to increase visibility at this intersection.

LODI AVE.  
R/W

Mr. Kirsten asked what progress had been made toward the acquisition of right of way on Lodi Avenue. The Administrative Assistant replied that an appraiser has been retained and is presently working on this.

WOOD PROP. -  
VINEWOOD SCHOOL  
CHILDREN

Mr. Peterson reported that he and the Public Works Director would be meeting with Mr. Don Wood in an effort to work out a method whereby the school children will be able to cross the Wood property. Mayor Walton said he had received calls from housewives in the area of Vinewood School complaining of the hazards for children walking along Lodi Avenue to the new school.

TRAFFIC STUDY -  
LODI AVENUE

Councilman Hunnell asked about the progress of the traffic study on Lodi Avenue. Mr. Peterson said the report should be received within four to six weeks.

LETTER OF  
CONDOLENCE

Councilman Kirsten expressed his sympathy over the death of Mrs. Garibaldi's mother-in-law and requested a letter of condolence be sent to City Clerk Beatrice Garibaldi.

ADJOURNMENT

There being no further business, the Council adjourned at 10:55 p.m.

  
Attest: THOMAS A. PETERSON  
Deputy City Clerk