

CITY COUNCIL, CITY OF LODI  
 COUNCIL CHAMBER, CITY HALL  
 JANUARY 21, 1959

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, January 21, 1959; Councilmen Culbertson, Mitchell, Robinson and Katzakian (Mayor) present; Councilman Brown absent. Also present: City Manager Glaves, Administrative Assistant Brown, City Attorney Mullen and Planning Director Rodgers.

MINUTES Minutes of January 7, 1959 were approved as written and mailed on motion of Councilman Culbertson, Mitchell second.

PUBLIC HEARINGS

ALDRIDGE Mayor Katzakian called for public hearing on the rezoning from C-1 neighborhood commercial to C-2 general commercial of the area bounded by Hutchins, California and Lockeford streets and the Woodbridge branch of the Southern Pacific Railroad. Mr. Chester Aldridge, the appellant, requested that the hearing be postponed since only four members of the Council were present and in order to obtain the rezoning, a 4/5's affirmative vote of the Council would be required. Mr. Robert Mertz, representing Mr. Stathatos who owns an apartment house on West Lockeford Street, stated he would like to reserve his arguments if the hearing was to be continued. Councilman Mitchell moved, Culbertson second, that the hearing be continued to the next meeting. Motion carried.

PLANNING COMMISSION

MILK DRIVE- The Planning Commission submitted a resolution, INS ON USE which had been adopted by unanimous vote of the LIST Commission, amending the list of authorized uses in the C-1 neighborhood commercial zone subject to securing a use permit by including milk drive-in stations, and providing that the volume of milk processed for sale off the premises does not exceed that processed for sale on the premises. RES. NO. 2192 On motion of Councilman Robinson, Culbertson ADOPTED second, the Council adopted Resolution No. 2192 amending the use list to include milk drive-ins, subject to securing a use permit providing that the wholesale business does not exceed the retail business.

COMMUNICATIONS

COE Petition from George and Bernice Coe for annexation of 0.16 acre on the north side of Turner Road ANNEXATION in accordance with the provisions of the "Annexation PETITION of Uninhabited Territory Act of 1939". On RES. NO. 2193 motion of Councilman Mitchell, Culbertson second, ADOPTED the Council adopted Resolution No. 2193 stating its intention of annexing the Coe property and setting public hearing for March 4, 1959.

ABC The following notice of Application for Transfer LICENSES of Alcoholic Beverage Licenses:

1. Off-Sale Beer & Wine, John C. & Celeste L. Koch, Elm & Central Market, 400 East Elm Street.

2. Off-Sale General, Thelma A. Weigand, The Bottle Shop, 35 North Sacramento Street.
3. On-Sale Beer & Wine, Albert T. Bischof & Howard Rott, 27 Club, 27 North Sacramento Street.

## REPORTS OF THE CITY MANAGER

CLAIMS Claims amounting to \$139,882.58 were approved on motion of Councilman Mitchell, Culbertson second.

LOADING ZONE ELIMINATED  
RES. NO. 2194  
ADOPTED The Engineering Department recommended that a loading zone on the north side of Pine Street west of Sacramento Street be eliminated since there is little or no loading done in this zone which had formerly been used by the French Cleaners and the Singer Sewing Machine Company. On motion of Councilman Robinson, Culbertson second, the Council adopted Resolution No. 2194 eliminating the loading zone and providing that a parking stall with meter be installed therein.

STATE HIGHWAY MAINTENANCE AGREEMENT  
RES. NO. 2195  
ADOPTED City Manager Graves presented Amendment No. 2 to the Maintenance Agreement with the State Division of Highways for maintenance of State highways within the City limits. The amendment is for the purpose of including portions of State routes that have come into the City because of annexations, in the Maintenance Agreement. On motion of Councilman Mitchell, Robinson second, the Council adopted Resolution No. 2195 approving the amendment and authorizing the Mayor to sign.

TREES ON CHEROKEE LANE The City Manager stated that he had been approached by the Lodi Business and Professional Association regarding removal of certain trees along Cherokee Lane and had received a petition from fourteen of the property owners desiring removal of trees in front of their property. He stated that the decision rested with the State Division of Highways but that the Association wished to have the support of the City. An investigation of the trees had been made by Loren Cromwell of the Engineering Department. Copies of his report had been furnished members of the Council. The report listed the trees in question, their condition, damage to sidewalk and curb and corrective measures usually employed by the City. Mayor Katzakian stated that after reading the report he felt that only hazardous trees should be removed and that others could be trimmed so that the view would not be obstructed. Councilman Robinson stated that the trees were an asset to the community and he recommended that in addition to trimming, root surgery be done on trees that required it. Councilman Mitchell stated that there were a lot of trees on the highway and that the trees the businessmen wanted taken out were doing nobody any good. Mr. Harry Mahaffey, representing the Association, stated that the Safety

Council had recommended the removal of the trees because they were a traffic hazard; that in certain places, notably at Lincoln School, the trees had raised the sidewalk to such an extent as to be dangerous for pedestrians and the School Board wanted the trees removed; that the trees obstructed the view of the business establishments to motorists; and that the property owners would like to install sidewalks which would require removal of the trees but would result in a more attractive business district. He asked the Council to endorse their request. Mrs. Orrin Kettleman, whose residence is located on Cherokee Lane, stated that she had a pine tree on her property which did not obstruct the view and she did not want it removed. She said that she also represented the Lodi Garden Club which was against removal of the trees. Councilman Culbertson moved that the City Council endorse the request of the Lodi Business and Professional Association to the State Division of Highways for removal of trees along Cherokee Lane. The motion was seconded by Councilman Mitchell and defeated by the following vote:

AYES: Councilmen - Culbertson and Mitchell  
NOES: Councilmen - Robinson and Katzakian  
ABSENT: Councilmen - Brown

CIVIL DEFENSE  
W. TRAMPLEASURE

The next item on the agenda was the Civil Defense and Disaster Operational Plan which had been presented for Council approval. Mr. William Trampleasure requested to be heard at this time, stating that he had prepared for the Council's consideration a resolution to be sent to local representatives in Congress petitioning the Congress to be alert to all aspects of peacemaking and voicing appreciation for its efforts toward world welfare. Mr. Trampleasure was thanked for his interest and the resolution was referred to the City Manager.

DEFENSE AND  
DISASTER  
OPERATION  
PLAN APPROVED

The City Manager stated that the Civil Defense and Disaster Operational Plan submitted for approval complied with the requirements of the State Civil Defense Department and that such a plan had to be adopted by the City and accepted by the State before the City could participate in the surplus property program. He said the County and State Civil Defense offices had tentatively approved the plan. On motion of Councilman Robinson, Mitchell second, the Council adopted Resolution No. 2196 adopting the Civil Defense and Disaster Operational Plan and providing that additions and changes of personnel and equipment listed in the Service Annexes could be made by motion of the Council.

RES. NO. 2196  
ADOPTED

SURPLUS  
PROPERTY  
RES. NO. 2197  
ADOPTED

The Council then adopted Resolution No. 2197 authorizing Fred C. Wilson, Finance Director, as representative of the City to sign for and accept surplus Federal property, on motion of Councilman Culbertson, Robinson second.

SURPLUS  
PROPERTY  
AGREEMENT  
RES. NO. 2198  
ADOPTED

City Manager Graves stated it would be necessary for the City to enter into an agreement with the State Disaster Office to pay ten percent of the service and handling charges on any items purchased as surplus property. On motion of Councilman Mitchell, Culbertson second, the Council adopted Resolution No. 2198 authorizing the City Manager to execute such an agreement.

SURPLUS  
PROPERTY  
OVER \$2,500

RES. NO. 2199  
ADOPTED

The City Manager then stated that if the City wished to purchase a surplus item which cost \$2,500 or more, it would be necessary to adopt a resolution authorizing such purchases. The Council adopted Resolution No. 2199 on motion of Councilman Culbertson, Mitchell second, authorizing Fred C. Wilson, Finance Director, to sign for surplus property having an acquisition cost of \$2,500 or more.

RED CROSS

The City Manager reported that the City had been requested to enter into an agreement with the San Joaquin Chapter of the American Red Cross outlining the functions of the Red Cross in cases of disaster. On motion of Councilman Mitchell, Culbertson second, the City Manager was authorized to execute such an agreement with the Red Cross.

S. STOCKTON ST.  
SANITARY SEWER

The City Manager stated that the Director of Public Works was requesting approval to construct an 18" sanitary sewer line on South Stockton Street between Poplar and Kettleman Lane which would complete construction of a relief sewer for the east side of town as far as the corner of Hutchins Street and Kettleman Lane. Construction of this section of the line would eliminate backing up of sewage in this area which causes septic condition and would help to alleviate the odor problem at the disposal plant. The Engineering Department estimated the cost of the requested construction to be \$4700 and the City Manager recommended that the line be installed. On motion of Councilman Robinson, Culbertson second, the Council approved installation of an 18" sanitary sewer line on South Stockton Street between Poplar and Kettleman Lane and authorized the cost thereof to be taken from the Contingent Fund.

R/W DEEDS ON  
S. WASHINGTON  
STREET

Mr. Graves presented three deeds from property owners on Washington Street between Acacia and Poplar streets for right of way to permit widening of the street, which project is being scheduled for the next fiscal year. The property owners, namely, Mr. & Mrs. Cregan, Mrs. Jennie Curtis, and Lizzie and Lena Scheide-man, are willing to dedicate this property providing the City pays for installation of curb, gutter, sidewalk and paving. On motion of Councilman Culbertson, Robinson second, the Council accepted the deeds subject to installation of said improvements by the City.

QUITCLAIM  
DEED TO  
N. LANGFORD

RES. NO. 2200  
ADOPTED

The City Manager stated that a resolution was required authorizing execution of a quitclaim deed to Nellie Lee Langford for a portion of the property on the northeast corner of Lodi Avenue and Sacramento Street which the City had received from the Central California Traction Company and which had been promised to Mrs. Langford in exchange for right of way on Lodi Avenue. On motion of Councilman Culbertson, Mitchell second, the Council adopted Resolution No. 2200 authorizing execution of the quitclaim deed.

POPE EASEMENT FOR WATER LINE The City Manager reported that Pope brothers were willing to grant an easement to the City for installation of a water line over their property providing the City approved certain conditions which they had outlined in a letter to the Council; however, there was some question as to the wording of the letter in stipulating the amount of water to be delivered to the Popes for irrigation. The easement is required for pipeline from Well No. 11. The City Manager suggested that the matter be deferred to the next Council meeting. On motion of Councilman Robinson, Culbertson second, the matter was deferred to Feb. 4, 1959.

There being no further business, the Council adjourned.

ATTEST: - BEATRICE GARIBALDI  
City Clerk