CITY COUNCIL, CITY OF LODI
COUNCIL CHAMBER, CITY HALL
FEBRUARY 25, 1959

This regularly adjourned meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, February 25, 1959; Councilmen Brown, Culbertson, Mitchell, Robinson and Katzakian (Mayor) present; none absent. Also present: City Manager Glaves, City Attorney Mullen, Planning Director Rodgers and Administrative Assistant Brown.

MINUTES

Minutes of February 4, 1959 and February 18, 1959 were approved as written and mailed on motion of Councilman Culbertson, Brown second.

PUBLIC HEARINGS

1958 BUILDING CODE

ORD. NO. 636 INTRODUCED

Mayor Katzakian called for hearing on the intention of the City Council to adopt the 1958 Uniform Building Code with certain revisions, additions and exceptions thereto. City Manager Glaves read a communication from the San Joaquin Home Builders Association protesting the requirement that clearance under a house be raised from 12 to 18 inches and also protesting the increase in cost of building permits. Mr. Irving E. Baker, President of the San Joaquin Home Builders Association, being present, reiterated the points raised in the Association's letter and also protested the $2.00 fee for fireplace inspection. Chief Building Inspector McClure explained that the 18-inch clearance was required so that the area under the house would be accessible as has been the practice for some time in Lodi; that the increase in costs of building permits was needed to keep more nearly abreast with costs of the Building Department; and that inspection of fireplaces while in the process of being built was necessary to control construction and could be carried on with no hardship to the contractor if sufficient notification were given to the Department. After discussion among Council members, Councilman Brown moved, Mitchell second, that the Council introduce Ordinance No. 636 adopting the 1958 edition of the Uniform Building Code with revisions and additions thereto, by reading of title only and waiving reading of the ordinance in full. The motion carried unanimously.

REZONING ON CHEROKEE LANE

ORD. NO. 637 INTRODUCED

The Mayor then called for hearing on the proposed rezoning from R-4 to C-2 of property on the east side of Cherokee Lane between Tokay and Eden Streets extended which is being contemplated as the site for a bowling alley. The Planning Commission has recommended the proposed rezoning. There were no protests to the rezoning and on motion of Councilman Robinson, Culbertson second, the City Council by unanimous vote introduced Ordinance No. 637 rezoning said property to the C-2 general commercial district by reading of title only and waiving reading of the ordinance in full.

PLANNING COMMISSION

CIVIC CENTER

The City Manager read the following recommendation from the Planning Commission concerning a Civic Center:

"1. Lodi does need a Civic Center as the focal point for governmental activities in this area.

"2. This Civic Center should include the City Hall, the Hall of Justice, the Library, a fire station, a possible City Auditorium, and other related governmental agencies.

"3. A 13-acre site on Hutchins Street (Site "C") is recommended for the location of the Civic Center by virtue of the below listed advantages:

a. Adequate site area for a long range future.
b. The geographical and population center of Lodi.
c. Accessibility to major streets.
d. Comparatively inexpensive site on the edge of the future Central Business District."

On motion of Councilman Culbertson, Brown second, the Council requested that Planning Director Rodgers present data on the Civic Center study at its meeting of March 18. Councilman Culbertson commended the Planning Director for his explanation given at the public hearing on the Civic Center before the Planning Commission, and Councilman Robinson commended the Planning Commission for their study of the problem.

COMMUNICATIONS

PETITION FOR HEALY ANNEXATION

RES. NO. 2205 ADOPTED

Petition for annexation with C-2 zoning from property owners of 4.2 acres adjacent to the City east of Cherokee Lane which is part of a site purchased for erection of a bowling alley; one portion of this site is already in the City. The boundaries of the area proposed for annexation have been approved by the County Boundary Commission. On motion of Councilman Brown, Mitchell second, the Council adopted Resolution No. 2205 declaring its intention to annex this property as the "Healy Addition" with C-2 zoning and setting public hearing thereon for April 1, 1959 and referred the petition to the Planning Commission for recommendation on the requested zoning.

EMPLOYEES' ASSO. RE SALARIES

Letter from the City Employees' Association protesting the decision of the City Council not to grant any salary increases at this time, stating that the City employees' salaries were below the average of Cities surveyed and local companies, and requesting the Council to reconsider its decision and grant a step increase for all employees. The City Manager was instructed to go over the survey figures with the Association's Wage Committee.

CLAIM FOR DAMAGES

Claim for Damages from John Howard Construction, Inc., in the amount of $767.45 was rejected and referred to the City's Agent of Record on motion of Councilman Culbertson, Mitchell second.

ABC LICENSE

The following applications for alcoholic beverage licenses were noted:

1. On Sale Beer, of John J. Byrne and David H. Stennick, Jr., "Time Out", 725 S. Cherokee Lane.

2. On Sale Beer, Carl Kinde and Wilma Kinde, "Club 15", 15 North Sacramento Street.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims amounting to $102,204.64 were approved on motion of Councilman Brown, Culbertson second.

TRUCK SPECS APPROVED

Specifications for one 2-ton flat bed truck and one 2-ton dump truck were approved and call for bids authorized on motion of Councilman Mitchell, Brown second. These purchases were included in the 1958-59 Budget.

ZONE FOR FIRE PLUG ON SOUTH CENTRAL AVENUE MOVED

The City Manager presented a request from Otto Helmle, 922 South Central Avenue, that an existing "No Parking" zone (for a fire plug) be moved so that he could park in front of his property. The Department of Public Works and the Fire Department recommended that the zone be moved north of its present location. On motion of Councilman Culbertson, Brown second, the Council approved the recommendation and ordered the "No Parking" zone at 922 South Central Avenue moved immediately north of its present location.

BLDG. REMOVAL PARKING LOT #4 APPROVED

The City Council approved calling for bids on the removal or demolition of the service station buildings on Parking Lot No. 4 at the southeast corner of School and Pine Streets on motion of Councilman Mitchell, Brown second.

CURB & GUTTER SPECS APPROVED

On motion of Councilman Culbertson, Robinson second, the City Council approved the specifications for the installation of curb and gutter at Blakely Park and authorized calling for bids thereon.

PREVAILING WAGE RATES

RES. NO. 2206 ADOPTED

The City Manager stated that some of the wage rates adopted by Resolution No. 2127 were obsolete and he recommended that the Council adopt the prevailing wage rates in order to save time and expense in advertising for bids on construction projects. On motion of Councilman Brown, Mitchell second, the Council passed Resolution No. 2206 adopting the prevailing wage scale for building and construction workers.

NO PARKING ON W/S OF LEE S. OF LODI AVE.

The City Manager reported that a request had been received from Purity Stores for the elimination of four parking stalls on the west side of Lee Avenue adjacent to the store's parking lot. The Engineering Department has recommended that the first two stalls south of Lodi Avenue be eliminated to facilitate the flow of traffic at this corner, but believed that the elimination of the other two stalls would not appreciably help traffic movement. The City Manager read protests which had been

RES. NO. 2207 ADOPTED

received from Frederick J. Klemeyer, Charles A. Hahn, and Lobaugh and Elson, who have offices across the street from the parking stalls in question. They contend that elimination of the stalls will not solve the traffic problem and will be detrimental to their business. After the Council had studied a map of the area and discussed the traffic problem, Councilman Robinson moved the adoption of Resolution No. 2207 eliminating the two stalls on the west side of Lee Avenue immediately south of Lodi Avenue and designating the area a "no parking" zone. The motion was seconded by Councilman Mitchell and carried by the following vote:

AYES: Councilmen - Mitchell, Robinson and Katzakian

NOES: Councilmen - Brown and Culbertson

TREES ON CHEROKEE LANE

The City Manager read a letter from the Lodi Business & Professional Association asking to be heard again in regard to 33 trees which the Association wishes to have removed from the Cherokee Lane business area. Mr. Harley Hieb of Wash-O-Rama spoke in behalf of the organization, stating that the trees in question were a traffic hazard as they blocked the view of motorists and also were dangerous to pedestrians as the roots of some of the trees had raised the sidewalk and damaged the curb. He asked that the Council endorse the Association's request to the Division of Highways for removal of the trees. Mr. Orville Bohnet of Bohnets Tire Shop and Mr. Nick Felton of the El Charro also spoke on behalf of the tree removal. Councilman Mitchell moved, Brown second, that the Council recommend to the State the removal of any trees along Cherokee Lane that were a traffic hazard or damaging curb, gutter or sidewalk which could not be corrected by tree surgery, as has been the City's policy in other areas of the City. The motion carried unanimously.

BOYS CLUB

The City Manager reported that progress had been made on the organization of a Boys Club in Lodi and that at this time the Superintendent of Recreation and Parks wished to inform the Council what had been done to date and the proposed method of financing the program. Part of the funds will be received from local clubs and individuals and money will also be raised through dues and special events; however, the financial support of the City will also be required and Mr. DeBenedetti anticipates that approximately $4,000 increase in the Recreation Department budget will be required for the next fiscal year for this purpose, providing the project is successful. He is requesting that the Council grant the Department $1800 for the balance of this fiscal year so that the Club can be started immediately. If the program is not successful within the next four months, it will be dropped. On motion of Councilman Culbertson, Brown second, the City Council approved the transfer of $1800 from the Contingent Fund to the Recreation Department budget for the Boys Club program. Mr. Mike Lima stated his pleasure in having this program started.

GOLF DRIVING RANGE CANOPY

Mr. Glaves presented a request from Mr. Otto Pirtle, operator of the Golf Driving Range, that the City pay for the material to construct a canopy on the range. Mr. Pirtle has had a temporary canopy which has proved to be very desirable since his business has picked up considerably since it was installed; therefore he would like to have the City pay for the material for a canopy which he is willing to construct with the help of two City employees for one day. The material would cost $314 and the City Manager recommended that the request be granted. On motion of Councilman Culbertson, Mitchell second, the Council approved the request of Mr. Pirtle for $314 to construct a canopy at the Golf Driving Range.

ORDINANCES

W. LOCKEFORD ST. REZONING

ORD. NO. 633 ADOPTED

ORDINANCE NO. 633, entitled "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING PROPERTY ON THE NORTH SIDE OF LOCKEFORD STREET BETWEEN HUTCHINS STREET AND THE WOODBRIDGE BRANCH LINE OF THE SOUTHERN PACIFIC COMPANY TO BE IN THE C-2 COMMERCIAL ZONE", having been introduced at the regular meeting of February 4, 1959, was brought up for passage on the motion of Councilman Brown, Mitchell second. Second reading was omitted after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Brown, Culbertson, Mitchell, Robinson and Katzakian

NOES: Councilmen - None

ABSENT: Councilmen - None

AMENDS SALARY ORDINANCE

ORD. NO. 634 ADOPTED

ORDINANCE NO. 634, entitled "AN ORDINANCE AMENDING ORDINANCE NO. 609 BY ELIMINATING THE POSITION OF AUTOMOTIVE SERVICEMAN AND SUBSTITUTING EQUIPMENT MAINTENANCE MAN THEREFOR AND CHANGING THE ENTRANCE SALARY FOR CIVIL ENGINEER I", having been introduced at the regular meeting of February 4, 1959, was brought up for passage on the motion of Councilman Robinson, Brown second. Second reading was omitted after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Brown, Culbertson, Mitchell, Robinson and Katzakian

NOES: Councilmen - None

ABSENT: Councilmen - None

AMENDS PENSION ORD.

ORDINANCE NO. 635, entitled "AN ORDINANCE AMENDING SECTION 9.2 OF SECTION 2 OF ORDINANCE NO. 579 ENTITLED "AN ORDINANCE AMENDING SECTIONS 8, 9, 12, 13, 14, 15 AND 20 AND REPEALING SECTION 21 OF ORDINANCE NO. 415 ENTITLED 'AN ORDINANCE CREATING A RETIREMENT

ORD. NO. 635 ADOPTED

SYSTEM FOR CITY EMPLOYEES, ESTABLISHING A PENSION FUND THEREFOR AND CREATING A PENSION BOARD'", having been introduced at the regular meeting of February 4, 1959, was brought up for passage on the motion of Councilman Culbertson, Mitchell second. Second reading was omitted after reading by title, and was then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Brown, Culbertson, Mitchell, Robinson and Katzakian

NOES: Councilmen - None

ABSENT: Councilmen - None

REPORTS OF THE CITY MANAGER (Continued)

CMA RESOLUTIONS

RES. NO. 2208 AND RES. NO. 2209 ADOPTED

The City Manager stated that Superintendent of Utilities Killelea would be attending a conference of the California Municipal Utilities Association on February 26 and wished to know the Council's stand on two resolutions which were to be considered by the Association. One resolution urges Congress to appropriate funds for construction of power facilities of the Trinity River Project. Stating that it was basically a question of public versus private development and that he felt Pacific Gas and Electric Company should develop the power facilities, Councilman Robinson, Mitchell second, moved that the Superintendent of Utilities be instructed to vote "no" on the resolution. Mayor Katzakian stated that the City would be in a much better position to bargain for power if the PG&E had competition (as was the case with the City of Redding) and that it was the duty of the Council to obtain power for the City at the lowest cost possible. The City Manager stated that the Council should establish a policy on this question as it was of vital importance to the City. After further discussion, a vote was taken on the motion which failed to pass as follows:

AYES: Councilmen - Robinson and Mitchell

NOES: Councilmen - Brown, Culbertson and Katzakian

Councilman Culbertson moved, Brown second that the Council adopt Resolution No. 2208 endorsing the proposed resolution of the California Municipal Utilities Association urging funds be appropriated to develop power on the Trinity River. The motion carried by the following vote:

AYES: Councilmen - Brown, Culbertson and Katzakian

NOES: Councilmen - Mitchell and Robinson

The other resolution to be introduced at the California Municipal Utilities Association conference urges the State Legislature to pass legislation necessary to provide that State agencies and non-profit organizations have a preferential right to purchase water and power from State constructed projects. On motion of Councilman Brown, Culbertson second, the City Council unanimously adopted Resolution No. 2209 endorsing said resolution.

HAM LANE RAILROAD CROSSING

The City Manager presented a report from the Engineering Department on the possibility of placing flashing signals at the intersection of Ham Lane and the Southern Pacific tracks. Cost of the signals would approximate $6,910, half of which would be paid by the Southern Pacific Company. There is some possibility that the Public Utilities Commission would pay one-half of the remaining share; however, apparently there are no funds available at this time for such a project. The City Manager was instructed to check further into the possibility of the Commission's sharing the cost of the signals.

There being no further business, the meeting was adjourned at 11:10 p.m.

ATTEST: BEATRICE GAPIBALDI
City Clerk