

CITY COUNCIL, CITY OF LODI
 COUNCIL CHAMBER, CITY HALL
 DECEMBER 16, 1959

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 p.m. of Wednesday, December 16, 1959: Councilmen Culbertson, Katzakian, Mitchell, Robinson and Brown (Mayor) present; none absent. City Manager Graves, Administrative Assistant Brown, City Attorney Mullen and Planning Director Rodgers present.

MINUTES Minutes of November 18, 1959 and December 2, 1959 were approved as written and mailed on motion of Councilman Culbertson, Katzakian second.

PUBLIC HEARINGS

FREEWAY ADDITION
 ORD. NO. 663 INTRODUCED
 Notice thereof having been published in accordance with law, Mayor Brown called for public hearing on the proposed annexation of the Freeway Addition. The City Manager read the recommendation of the Planning Commission that the annexation be approved. There were no protests, written or oral. On motion of Councilman Robinson, Culbertson second, the Council introduced Ordinance No. 663 annexing the Freeway Addition to the City of Lodi by reading of title only and waiving reading of the ordinance in full.

VINE-WINDSOR STREET LIGHT ASSESSMENT
 RES. NO. 2279 ADOPTED
 Notice thereof having been published in accordance with law, the Mayor called for public hearing on the completion of and the assessment on the Vine-Windsor Street Lighting District. There were no protests, written or oral. Mr. Wenge of 708 West Vine Street requested that an error in the amount of his assessment be corrected. On motion of Councilman Robinson, Katzakian second, the Council adopted Resolution No. 2279 confirming the assessment on the Vine-Windsor Street Lighting District which was at the rate of \$1.61 per front foot.

W. LOCKEFORD ST. SETBACK LINES
 ORD. NO. 664 INTRODUCED
 Notice thereof having been published in accordance with law, the Mayor called for public hearing on the proposed establishment of building setback lines on West Lockeford Street between Church Street and California Street at 40 feet each side of and parallel to a certain center line. There were no protests, written or oral, and on motion of Councilman Katzakian, Culbertson second, the Council introduced Ordinance No. 664 establishing said lines by reading of title only and waiving the reading of the ordinance in full.

S. SACRAMENTO ST. SETBACK LINES
 ORD. NO. 665 INTRODUCED
 Notice thereof having been published in accordance with law, Mayor Brown called for public hearing on the proposed establishment of building setback lines on South Sacramento Street 30 feet each side of and parallel to the center line of said street between Lodi Avenue and a point 350 feet south of Tamarack Drive. There were no protests, written or oral, and on motion of Councilman Mitchell, Robinson second, the Council introduced Ordinance No. 665 establishing said lines by reading of title only and waiving the reading of the ordinance in full.

WERNER
REST HOME
DENIED

Notice thereof having been published in accordance with law, Mayor Brown called for public hearing on the appeal of affected residents from the decision of the City Planning Commission granting a zoning adjustment to Mr. Ed Werner to erect a 35-bed rest home at 549 and 600 York Street. City Manager Graves read the memorandum from Planning Director Rodgers reporting the action thereon of the Planning Commission. City Attorney Mullen explained what action could be taken under the Zoning Ordinance, that is, that the use of the non-conforming buildings could be changed if it would be a distinct benefit to the district and that any change other than for the present R-1 use for the residence and vacant lot would require rezoning. The following property owners in the area then spoke against having the manufacturing use changed to a rest home: James Newman, 711 York Street; Barbara Duerksen, 715 York Street; Ray Mahoney, 537 York Street; Mrs. R.J. Todd, 543 York Street; and Fred Buechler, 530 York Street. A letter from Mr. and Mrs. L.H. Lukens, 547 Park Street, in favor of the rest home was read. Mr. Ed Werner spoke in behalf of his request for a rest home. After considerable discussion of the factors involved, the Council overruled the decision of the Planning Commission on motion of Councilman Katzakian, Mitchell second, by the following vote:

AYES: Councilmen - Culbertson, Katzakian,
Mitchell and Brown

NOES: Councilmen - Robinson

PLANNING COMMISSION

The following actions of the Planning Commission were reported:

MILLER FAMILY
PLAN HOME

1. Granted a use permit to Mr. Daniel Miller to operate a State Family Plan Home for four aged persons at 1202 Liebig Street in the R-3 zone.

ELEMENTARY SCHOOL
IN LAWRENCE RANCH
SUBDIVISION

2. Granted a use permit to the Lodi Elementary School District to construct an elementary school on an 11-acre site in the Lawrence Ranch area immediately north of the stadium.

AMENDMENTS TO
COMMERCIAL
USE LIST

The Planning Commission reaffirmed its original recommendation regarding screening of outdoor type businesses in the C-1 zone which had been referred back to the Planning Commission by the Council at its meeting of November 4 along with a request that hours of closing be studied also. The Planning Commission felt that the proposal for a limitation of closing hours was unnecessary since the economics of a neighborhood shopping area would ordinarily preclude unreasonable closing time. Chief Building Inspector McClure stated that the screening fence height should be clarified to conform with front yard requirements where necessary. It was decided that the resolution should be in final form before adoption, and on motion of Councilman Culbertson the matter was continued to the meeting of January 6, 1960.

CHURCH ST. The Planning Commission recommended that the
ADDN. R-1 Church Street Addition be annexed with R-1 zoning.

STREET IMPROVE- Councilman Robinson commented on the Planning
MENTS & Commission minutes of November 23, stating that
REVERSE FROM- in considering the preliminary map of Lawrence
AGE LOTS Ranch Subdivision, Unit No. 2, it appeared to be
exceeding its powers in regard to improvement of
streets having reverse frontage lots. Such a
matter would require determination of policy by
the City Council. On motion of Councilman Cul-
bertson, Katzakian second, the Council requested
a report from Planning Director Rodgers on the
experiences of other cities in regard to payment
of street improvement for streets abutting re-
verse frontage lots.

COMMUNICATIONS

CLAIM FOR Claim for Damages from Allen Sanguinetti et al in
DAMAGES the amount of \$300 was rejected and referred to
the City's Agent of Record on motion of Council-
man Katzakian, Mitchell second.

ABC LICENSES Notices of application for Alcoholic Beverage
License as follows:

1. On Sale Beer. J.S. Wilson, Wayside Village
Cafe, E/S Highway 99 and Morse Road.
2. Transfer On Sale Beer and Wine, Lawrence
McGrath, Lillian McGrath and Floyd Schnell,
Lido Club, 18 South Main Street.
3. Transfer On-Sale Beer and Wine, Niki
Werner, Liberty Cafe, 114 North Sacramento
Street.
4. Transfer Off Sale Beer and Wine, George
Babas and Lauren Van Kirk, Tokay Market,
320 N. California St.
5. Transfer Off Sale Beer and Wine, Edward
Chan and Frank Leong, Valley Market, 112
East Elm Street.

REPORTS OF THE CITY MANAGER

LIABILITY City Manager Graves reported that action should
INSURANCE be taken on liability insurance for the coming
year. The present carrier (American Surety
Company) is asking for a rate increase because
of the claims experience of the past year. The
present rate is \$1.072 per \$100 of the City's
payroll; the increase asked is \$1.273, which would
make a total premium of \$12,387.99. The City
Manager recommended that the new rate be accepted,
with the feeling that if the City's losses are
reduced in the coming year, the following year
should see a reduction in premiums. The Agent
of Record concurred. On motion of Councilman
Mitchell, Katzakian second, the liability in-
surance for 1960 was awarded to the American
Surety Company for \$12,387.99. all councilmen
voting in favor thereof.

<p>TRANSFORMER SPECS</p>	<p>The City Manager presented specifications for a 5000 KV transformer. Superintendent of Utilities Killelea was present to answer questions and explain that this transformer was to be used to service General Mills and vicinity in order to reduce line losses and is part of the plan to eventually change the system voltage to 12,000 volts. On motion of Councilman Mitchell, Culbertson second, specifications for the transformer were approved and call for bids authorized by unanimous vote.</p>
<p>CHURCH STREET ADDITION</p> <p>RES. NO. 2280 ADOPTED</p>	<p>The City Manager explained that a new resolution setting public hearing for February 3, 1960 would be required on the intention to annex the Church Street Addition because of publication requirements. On motion of Councilman Culbertson, Katzakian second, the Council adopted Resolution No. 2280 giving notice of intention to annex the Church Street Addition and setting public hearing for February 3, 1960.</p>
<p>STORM DRAINS FOR SON-RAY AND BENSON MANOR</p> <p>PIPE SPECS</p>	<p>City Manager Graves requested authorization to construct storm drains in Son-Ray and Benson Manor subdivision west of Mills Avenue. The drains would conform to the Master Storm Drainage Plan and acreage payments required of subdividers would be applied to the cost; however, the City would need to pay an additional \$16,515. On motion of Councilman Culbertson, Katzakian second, the Council approved \$16,515 for storm drainage for Son-Ray and Benson Manor and also approved specifications and authorized advertising for bids on concrete pipe for said drains.</p>
<p>PEDESTRIAN WALKWAY AT KETTLEMAN LANE & RR TRACKS</p>	<p>Mr. Graves reported that a pedestrian walkway was needed at the Kettleman Lane Crossing of the Southern Pacific railroad tracks and that such a project would cost approximately \$150. The Southern Pacific Company had no objection to such a walkway. On motion of Councilman Robinson, Culbertson second, the Council unanimously voted to authorized application to the Public Utilities Commission for the construction of a pedestrian walkway over the Southern Pacific tracks at Kettleman Lane at a cost of approximately \$150.</p>
<p>CLAIMS</p>	<p>Claims in the amount of \$430,235.37 were approved on motion of Councilman Katzakian, Mitchell second.</p>
<p>SAFETY COUNCIL</p> <p>RES. NO. 2283 ADOPTED</p>	<p>On motion of Councilman Culbertson, Katzakian second, the City Council adopted Resolution No. 2283 endorsing the program of the Lodi District Chapter of the San Joaquin County Safety Council to avoid accidents during the holiday season.</p>
<p>R.S. FULLER TO MOSQUITO ABATE. BD.</p>	<p>Robert S. Fuller was reappointed trustee of the Northern San Joaquin County Mosquito Abatement District for two years to December 31, 1961 on motion of Councilman Katzakian, Mitchell second.</p>

BOARD
REPORTS
REQUESTED

Councilman Robinson stated he would like to receive an occasional report of activities from various members of boards who had been appointed by the Council. Other Council members agreed.

ORDINANCES

C-2 ZONING ON
E. PINE ST.
ORD. NO. 662
ADOPTED

ORDINANCE NO. 662, entitled "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING 618 AND 626 EAST PINE STREET TO BE IN THE C-2 COMMERCIAL DISTRICT", having been introduced at the regular meeting of November 18, 1959, was brought up for passage on motion of Councilman Katzakian, Mitchell second. Second reading was omitted after reading by title, and was then passed, adopted and ordered to print by the following vote:

- AYES: Councilman - Culbertson, Katzakian, Mitchell, Robinson and Brown
- NOES: Councilmen - None
- ABSENT: Councilmen - None

ADJOURNMENT

On motion of Councilman Katzakian, Robinson second, the Council adjourned to 5 p.m. of December 17, 1959.

Beatrice Garibaldi
ATTEST: BEATRICE GARIBALDI
City Clerk