

CITY COUNCIL, CITY OF LODI  
COUNCIL CHAMBER, CITY HALL  
AUGUST 15, 1956

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock of Wednesday, August 15, 1956; Councilmen Fuller, Hughes, Katzakian, Robinson and Mitchell (Mayor) present; none absent. Minutes of the meeting of July 16, 1956 were approved as written and mailed with the exception that Mr. Mullen should be marked present.

PUBLIC HEARING

REZONING BAR-  
BERA ADDITION

Mayor Mitchell called for those people wishing to protest the rezoning from R-1 to C-1 of that property at the southeast corner of Kettleman Lane and Hutchins Street recently annexed to the City as the Barbera Addition. No protests either written or oral were received. Ordinance No. 565, approving the rezoning as requested, was introduced on the motion of Councilman Fuller.

ORD. NO. 565  
INTRODUCED

ORD NO. 566  
INTRODUCED  
SIDE YARD  
SET-BACK

Mayor Mitchell then called for those people wishing to protest the amendment to Ordinance No. 469, "Zoning Ordinance", to provide for uniform language in those sections affecting the side yard set back in the residential zones. There being no protests received, Ordinance No. 566 amending Ordinance No. 469 was introduced on the motion of Councilman Fuller, Hughes second.

CHERRY DR.  
WIDENING

Mr. H. C. Baumbach addressed the Council to ask what was being done about the widening of Cherry Drive in the 500 block. Councilman Fuller stated that Mr. Harr was making every effort to dispose of his property at the present time but that he could not see where the loss of four feet could hurt Mr. Harr. Mr. Baumbach stated that he had offered to help Mr. Harr move his garage if it would be of any help. Councilman Katzakian stated that he thought the Council should take action to clear the matter up at this time. The question was raised as to whether the street would be treated as a street or alley, inasmuch as the dedicated width was only 20 feet. It was generally agreed between the Council that it should be treated as an alley and be graded and oiled. Councilman Robinson then moved, Hughes second to refer the matter to the City Engineer for report as to what expense and work would be involved in improving the street. Councilman Hughes added that he would like to have a recommendation from the administration on the set-back on the south side of the street.

PLANNING COMMISSION

The City Manager read a report from the Secretary of the Planning Commission involving the following items:

SPITTLER-  
PALLESEN  
REZONING

- (1) The Commission recommended to the City Council that lots 85 and 86 of the Hutchins Homestead Addition No. 3 be rezoned from R-2 to R-3. The City Council set a public hearing on the question for September 5, 1956.

- SPITTLER USE PERMIT (2) The Commission voted to issue a use permit to Dr. R. O. Spittler.
- KOTEY TRACT FINAL MAP (3) The Commission voted to recommend the acceptance of the preliminary map of the Kotey Tract. The final map was presented to the City Council and approved on the motion of Councilman Robinson, Katzakian second.
- ANNEXATION HOUSTON ADDITION (4) The Commission voted to recommend to the Council the industrial property submitted for annexation by Robert D. Houston. On the motion of Councilman Hughes, Fuller second, Resolution of Intention No. 1959 was adopted declaring the intention of the City Clerk to annex said territory to form it for industrial use and setting the hearing for the question of annexation for October 3, 1956.
- RES. NO. 1959 ADOPTED
- VARIANCE EXTENDED (5) The Commission granted Ed Werner a variance to extend a non-conforming use for eighteen months on the basis of hardship, with the provision that he provide parking for fifteen employees' cars in addition to customer parking, and that all construction would be underground.
- POST OFFICE SITE (6) The Commission instructed the Secretary to write the Post Office that they did not look with favor on the proposed site for the Post Office which was outside the central area bounded by Hutchins Street, Lockeford Street, Sockton Street and Lodi Avenue.
- FRED BROWN APPT. TO ZONING COMM. (7) Commissioner Fred Brown was appointed to The Zoning Committee in place of Commissioner Ayers whose term had expired.

## COMMUNICATIONS

- S.P. CO. REDUCES LOCAL SERVICE A letter dated August 14, 1956, from V. Hirsch of the Brotherhood of Locomotive Engineers informing the City Council that the Southern Pacific Company has requested permission to abandon trains No. 59 and 60, better known as the "West Coast Limited". According to Mr. Hirsch this is the only regular through train service between Los Angeles and Sacramento. He offered his services to the City Council for information if it decided to object to said abandonment. Councilman Robinson stated that he thought the Southern Pacific Company should continue the service since Lodi was such a large shipper of freight over the lines, and since it depended upon this passenger service. Councilman Fuller objected that money lost on the passenger service must be paid for in higher freight rates. The matter was then referred to the Chamber of Commerce and the Mayor was empowered to take such action as was indicated as a result of such referral on the motion of Councilman Hughes, Robinson second.
- AMERICAN LEGION LAND SWAP. A letter from Robert Bainbridge acting as attorney for the American Legion requesting a transfer of land in Lawrence Park. The American Legion would like to trade 15 feet on the south side of the

RES. NO. 1960  
ADOPTED

present American Legion building to the City for an additional 10 feet to the east of the building which would be represented by one-half of the abandoned alley. They would also like to receive 317 feet to the north of the American Legion building in the exchange. The Council then expressed general approval of the proposal and Resolution No. 1960 authorizing the execution of the necessary deeds to execute the exchange was adopted on the motion of Councilman Katzakian, Hughes second.

#### REPORTS OF THE CITY MANAGER

WELL BIDS Mr. Weller reported that only one bid had been received for the drilling of a pilot and production well. The single bid was from Reddig and Stetzer. He also reported receipt of two bids for the water pump. He recommended that the alternate bid of Byron Jackson of a bid price of \$5,760.75 be accepted. Resolution No. 1955, awarding the well drilling contract to Reddig and Stetzer and the purchase of the pump to Byron Jackson Company as recommended, was passed on the motion of Councilman Robinson, Katzakian second.

RES. NO. 1955  
ADOPTED

ORANGE AVE.  
STREET LIGHT  
BIDS Mr. Weller reported a single bid had been received for the installation of street lights in the Orange Avenue Lighting District. The bid was from Collins Electric Company in the amount of \$4,866. He reported this bid was within the required 10% of the estimate and therefore recommended the award be made to Collins Electric Company. Resolution No. 1956, awarding the street light contract for Orange Avenue Lighting District, was adopted on the motion of Councilman Hughes, Fuller second.

RES. NO. 1956  
ADOPTED

MAINTENANCE OF  
STREETS Mr. Weller presented the Council with a Memorandum of Agreement for Expenditure of Gas Tax Allocation for Major City Streets for the Fiscal Year 1956-57. The proposed agreement covers the following projects: maintenance of major and secondary streets, Ham Lane and Elm Street, Hutchins Street, and Holly Drive-Mills Avenue intersection. Total amount allocated by the agreement was \$57,155. Resolution No. 1957, approving the Memorandum of Agreement and authorizing Mayor Mitchell to sign on behalf of the City was adopted on the motion of Councilman Katzakian, Fuller second.

RES. NO. 1957  
ADOPTED

AUDIT SPECS Standard Specifications for the City's accounts were approved on the motion of Councilman Fuller, Katzakian second.

CLAIMS Claims in the amount of \$256,815.45 were approved on the motion of Councilman Robinson, Hughes second.

PAVING BIDS Mr. Weller reported that one bid had been received for the paving of Ham Lane and Elm Street in the amount of \$5,817.46 by Claude C. Wood Company. The following bids were received for the Hutchins Street paving job:

RES. NO. 1961  
ADOPTED

Claude C. Wood	\$ 7,478.00
Rice Brothers	7,272.00

RES. NO. 1962  
ADOPTED

He recommended the award be made to the low bidder. Resolution No. 1961, awarding the Hutchins Street paving project to Rice Brothers, was adopted on the

motion of Councilman Fuller, Katzakian second. Councilman Fuller then moved, Katzakian second, the adoption of Resolution No. 1962, awarding the Ham Lane and Elm Street paving projects to Claude C. Wood Company.

SPECS FOR HAM LANE SURFACING

Mr. Weller presented the plans and specifications for surfacing of Ham Lane from Lodi Avenue to Lockeford Street. Specifications call for surfacing that portion of the street that was improved last year. Plans and specifications were approved on the motion of Councilman Katzakian, Fuller second.

S.P. AGREEMENT RES. NO. 1958 ADOPTED

An agreement with the Southern Pacific Company granting permission to the City of Lodi to run an industrial waste line over their right of way was approved with the adoption of Resolution No. 1958 on the motion of Councilman Hughes, Fuller second.

ORD. NO. 563 ADOPTED

ORDINANCE NO. 563, ENTITLED "REPEALING ORDINANCE NO. 456 ENTITLED "ESTABLISHING A BUILDING SET-BACK LINE ON THE NORTH SIDE OF WEST LODI AVENUE FROM SOUTHERN PACIFIC MAIN LINE RIGHT OF WAY TO SOUTH HUTCHINS STREET" AND SECTION 2 OF ORDINANCE NO. 388 ENTITLED "AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI BY ALTERING THE ZONE BOUNDARY LINES DISPLAYED THEREON AND REZONING AND RECLASSIFYING CERTAIN PROPERTIES ON THE SOUTH SIDE OF WEST LODI AVENUE BETWEEN SCHOOL STREET AND HUTCHINS STREET TO BE IN THE COMMERCIAL DISTRICT ZONE AND ALSO ESTABLISHING A BUILDING SET BACK LINE FROM THE CENTER LINE OF SAID STREET" AND ESTABLISHING THE BUILDING SET-BACK LINE ON WEST LODI AVENUE BETWEEN: SOUTHERN PACIFIC COMPANY MAINLINE RIGHT OF WAY AND SOUTH SCHOOL STREET AND SOUTH SCHOOL STREET AND SOUTH HUTCHINS STREET IN THE CITY OF LODI," having been introduced at the July 18, 1956 meeting, was brought up for passage on the motion of Councilman Robinson, Fuller second. Second reading was omitted after reading by title, and was then passed, adopted and ordered to print by the following vote:

LODI AVE. SET-BACK

AYES: Councilman - Fuller, Katzakian, Robinson, Hughes and Mitchell

NOES: Councilman - None

ABSENT: Councilman - None

Ordinance No. 563 was then signed by Mayor Mitchell in approval thereof.

SET TAX RATE RES. NO. 1954 ADOPTED

The City Manager reported that estimated revenues for the next fiscal year indicate that the City's operations can be financed with an ad valorem levy of \$.82 for the General Fund and \$.18 for the Library. Resolution No. 1954 setting the tax rate for 1956-57 at \$1 was adopted on the motion of Councilman Robinson, Fuller second.

At the suggestion of Mayor Mitchell the City Council agreed to adjourn this meeting to 7:30 p.m. on August 23, 1956 for the purpose of discussing the Capital Outlay Program. On the motion of Councilman Robinson the meeting was then adjourned to 7:30 p.m. August 23, 1956

*Henry A. Glaves, Jr.*  
 ATTEST: HENRY A. GLAVES, JR.  
 City Clerk