

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
WEDNESDAY, OCTOBER 18, 1950

This regular meeting of the City Council of the City of Lodi called to order by the Mayor at 8:10 o'clock P.M. of Wednesday, October 18, 1950.

Councilmen Bull, Haskell, Preszler, Rinn and Tolliver (Mayor) present, none absent.

The minutes of the previous meeting held October 4, 1950 were approved as written, copies having been mailed each Councilman prior to this meeting.

REPORT OF THE CITY MANAGER -

CHILD DAY
CARE CENTER
REMOVAL

The sale of Block 36, Mokelumne, having been consummated, Mr Weller brought up the problem of the removal of the Child Day Care Center building, fence and wading pool now located in the Southeast corner of this property. An excerpt from the Council's minutes of April 7, 1948 was read, showing an implied commitment by the City Council to provide space for this building in some other location on City owned property. Mr Weller stated that Mrs Barron of the Center contended that the City was obligated to not only provide a site but also move the building and appurtenances. No Councilman, the City Attorney or the City Clerk could recall any statement that the City would move this building, its only obligation being to furnish a site. Finally determined that the City Manager prepare a list of available locations and invite representatives of the Day Care Center to meet with the City Council immediately prior to the next meeting to be held November 1, 1950.

MUMBERT
CONTRACT
42" & 30"
CONC PIPE
EXTENDED

On application of the contractor, approved by the City Engineer and recommended by the City Manager, the contract awarded J. W. Mumbert Concrete Pipe Company by Resolution of Award No. 1553 passed September 6, 1950 was extended to December 5, 1950, the City Council finding that shortage of material, particularly cement, justifies such extension. Motion Councilman Haskell, Preszler second, this extension to be subject to the concurrence of the Division of Highways, if required.

SUPPLEMENTAL
GAS TAX
AGREEMENT
APPROVED
RES. 1570

A first supplemental agreement affecting projects Nos. 15, 19, 20, 21 and 22 of the Agreement for Expenditure of Gas Tax Moneys upon State Highways dated January 28, 1948 was approved by the adoption of Resolution No. 1570 introduced by Councilman Rinn, Bull second, all Councilmen voting in favor thereof. This supplement contains the amount of \$27,392.27 for storm sewers in State Highway 4 accrued under Section 203 of the Streets and Highways Code.

The following recommendations of the Pension Board created by Ordinance No. 416 adopted May 17, 1950 were read by the City Manager and action in each instance taken as hereafter mentioned:

PENSION BOARD
RECOMMENDATIONS

- (1) For Prior Service Credit: Permanent employment shall be considered as effective six months after the date the employee was first employed. This regulation is necessary because records prior to the adoption of the ordinance creating the Personnel System on December 3, 1941 and as maintained in war times are incomplete and makes definite determination of permanent employment dates difficult. Recommendation approved on motion of Councilman Bull, Haskell second.
- (2) Full credit for military service rendered prior to July 1, 1950 will be allowed where the employee returned to City service immediately on discharge from the armed services of the United States, it being definitely understood that this credit does not apply to any subsequent military service to the above date, which is the effective date of the City retirement and pension system.

Approved motion Councilman

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PENSION BOARD
RECOMMENDATIONS
CONTINUED.

(3) That the money appropriated in the 1950-51 budget (\$5000) as the City's share of the cost of prior service commitments be immediately transferred to the Pension Fund. Mr Weller said that he deemed this recommendation unnecessary as this money would eventually be appropriated to the Pension Fund and paid thereto. However, there being no objection to this proposal, it was moved by Councilman Bull, Preszler second, that this transfer be made as recommended; motion carried and so ordered.

(At 9:05 o'clock P.M. Councilman Preszler was excused from attendance and left this meeting.)

P.T. & T. CO.
RATE INCREASE
\$200.00
APPROPRIATED

Pacific Telephone and Telegraph Company having filed an application with the State Public Utilities Commission for an increase in rates, Mr Weller read a letter from Bill L. Dozier, City Attorney of the City of Stockton, stating that his City was introducing evidence to combat this application and soliciting a contribution of \$200.00 toward the cost of preparing its case. This letter was addressed to City Attorney Glenn West, who approved such a contribution. Mr Weller offered no objection to this payment provided that the money was used to ascertain if the raise in rates is justified, not merely for objections unsupported by competent evidence. The Council approved Mr Weller's contention and Councilman Bull moved that this contribution or so much thereof as might be found necessary be made. Councilman Haskell seconded this motion and it was carried by assenting votes of the four Councilmen then present.

REORGANIZATION
RECREATION
COMMISSION.
RES. NO.1571
ADOPTED.

A revision of the resolution establishing the Joint Recreation Commission was presented by Mr Weller, copies having been furnished each Councilman prior to this meeting. Councilman Bull objected to appointing the Commissioners for indefinite terms of office and after discussion, the other three Councilmen present concurred, directing that the term of office to be for four years, the present Commission to determine that two members of the present Commission serve for two years, the other three for full terms so that future appointees would serve staggered terms. This resolution, as above amended was then given the number 1571, introduced by Councilman Bull, Haskell second, and then passed without dissenting vote.

HEARING SET
ON ZONING
"LAKE SIDE
PARK "

At this time, Theodore Nickel, subdivider of " Lakeside Park " subdivision, asked that the City Council consider the recommendation of the City Planning Commission adopted after public hearing on October 9th as to the initial zoning of the lots in this tract. A portion of the minutes of this meeting of the City Planning Commission was read and in accordance with the statement therein, Councilman Haskell moved, Bull second, that this zoning be set for public hearing November 1, 1950 after publication of the legally required notice.

READVERTISEMENT
FOR BIDS ON
N. MAIN STREET
STORM SEWER
ORDERED.
RES. 1569.

On report of the City Engineer that but one bid, that of McGuire and Hester of Oakland, Calif. had been received October 16th, in the amount of \$25,643.50 which is considerably above the estimate of cost of this project for construction of Storm Sewers in North Main Street. Bid ordered rejected and re-advertisement directed by the adoption of Resolution No. 1569 introduced by Councilman Haskell, Bull second; plans and specifications to be the same as adopted by Resolution No. 1560 adopted September 20, 1950; bids to be received up to 11:00 A.M. of Monday, October 30, 1950.

SARGENT RD.
CORINTH AVE
SEWER
AWARDED
RES. 1568

On oral report of the City Engineer made to the City Manager, a contract for the construction of Sanitary Sewer in Sargent Road and Corinth Avenue was awarded Wm. Burkhardt as lowest bidder in the amount of \$3,170.00 by adopting Resolution No. 1568 introduced by Councilman Rinn, Bull second and carried by the vote of all four Councilmen present.

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LODI DIST.
C. OF C.
THANKS

Mr Weller read a letter expressing appreciation of Lodi District Chamber of Commerce for the allotment of \$1500.00 made the Chamber from the City's Advertisement and Promotion Fund and lately remitted the Chamber of Commerce for use in the present fiscal year.

RENTAL UPPED
OF PARKING
LOT 116 W.OAK

Salomon Brothers, lessors of the parking lot at 116 West Oak Street under an annual lease expiring November 30,1950, notified the City Council that renewal of this lease would be at the rate of \$150.00 monthly instead as at present, \$100.00 per month. Matter laid over for investigation until the November 1st meeting.

ALCOHOLIC
BEVERAGE
LICENSES

Notices from the State Board of Equalization that J.J.Stroh had applied for an "off sale beer & wine license " at 723 Loma Drive and Tom E.Lim, Lim On and J.T.Sing for a similar license at 310 S. Central Avenue were received and read. The Chief of Police reported that both places had had licenses for these sales under other owners.

EUREKA AVE
CONDEMNATION
RES. 1567
PASSED

The City Attorney was authorized and directed to commence eminent domain proceedings vs Ida Graffigna et al to condemn a right of way for the extension of Eureka Avenue to California Street by the adoption of Resolution No. 1567, introduced by Councilman Haskell, Rinn second and passed by the following vote:

AYES: Councilmen, Haskell, Rinn, Bull and Tolliver
NOES: Councilmen, None. ABSENT: Councilman Preszler.

COMMERCIAL
ZONE
EXTENDED
N.CHEROKEE
ORD. 434
ADOPTED

ORDINANCE NO. 434 " AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING AND RECLASSIFYING CERTAIN PROPERTIES EAST OF CHEROKEE LANE AND NORTH OF PINE STREET TO BE IN THE COMMERCIAL DISTRICT ZONE " having been introduced on October 4th was brought up for passage on motion of Councilman Haskell, Bull second, second reading omitted after reading by title, ~~omitted~~ by unanimous consent and then passed, adopted and ordered to print by the following vote:

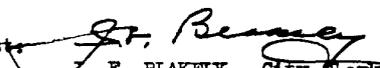
AYES: Councilmen, Haskell, Bull, Rinn and Tolliver
NOES: Councilmen, None. ABSENT: Councilman Preszler.

Mayor Tolliver then signed Ordinance No. 434 in approval thereof.

CLAIMS

Claims in the amount of \$38,216.83 as submitted by the Finance Department and approved by the City Manager were allowed and ordered paid on motion of Councilman Bull, Rinn second.

At 10:50 P.M. the City Council adjourned on motion of Councilman Haskell.

Attest: 
J. F. BLAKELY, City Clerk