

**LODI CITY COUNCIL
SPECIAL CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, NOVEMBER 14, 2000**

A. ROLL CALL

The Special City Council meeting of November 14, 2000 was called to order by Mayor Pro Tempore Nakanishi at 7:55 a.m.

Present: Council Members – Hitchcock, Land, Nakanishi and Pennino

Absent: Mayor Mann

Also Present: City Manager Flynn, City Attorney Hays, and City Clerk Blackston

B. REGULAR CALENDAR

B-1 "Request to establish PCE/TCE Advisory Committee regarding the issuance of subpoenas"

City Attorney Hays explained that this is the first step to again initiate the legislative subpoena program that the California Supreme Court has validated. The Council previously established the PCE/TCE Advisory Committee. One of the Committee members (Jack Sieglock) is no longer on the Council, which necessitates the action requested today of reestablishing the Committee. Mr. Hays recommended that the pattern followed previously be continued – that of having the Committee consist of the Mayor and Mayor Pro Tempore.

Council Member Land questioned if the Committee appointment should include specific names.

City Attorney Hays responded that by designating positions it would eliminate the need for future Council action in establishing the Committee each time the Council reorganizes.

Council Member Hitchcock asked what the purpose of the Committee is.

City Attorney Hays replied that staff communicates with the Committee regarding why, and to whom, they need subpoenas issued. The Committee then brings back a recommendation to Council to issue the subpoenas. Subpoenas are issued by the Council and signed by the Mayor.

Council Member Hitchcock asked if the legislative act requires that the Committee be involved, rather than having the City Attorney make the recommendation directly to the Council.

City Attorney Hays responded that the process is set forth by the Government Code. Part of the process involves establishment of a committee to review requests to issue subpoenas so that a legislative activity trail is created. He clarified that the recommendation today is for the Council, by motion, to reestablish the Advisory Committee that is set out in Resolution 97-09 and that that Committee be made up of the Mayor and the Mayor Pro Tempore.

MOTION:

The City Council, on motion of Council Member Land, Hitchcock second, reestablished the PCE/TCE Advisory Committee as set out in Resolution No. 97-09, and designated the Mayor and Mayor Pro Tempore as the Committee makeup. The motion carried by the following vote:

Ayes: Council Members – Hitchcock, Land, Nakanishi and Pennino

Noes: Council Members – None

Absent: Council Members – Mayor Mann

Continued November 14, 2000

C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

None.

D. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 7:59 a.m.

ATTEST:

Susan J. Blackston
City Clerk