

**LODI CITY COUNCIL
SPECIAL CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, FEBRUARY 1, 2005**

A. CALL TO ORDER / ROLL CALL

The Special City Council meeting of February 1, 2005, was called to order by Mayor Beckman at 7:00 a.m.

Present: Council Members – Hansen, Hitchcock, Johnson, Mounce, and Mayor Beckman

Absent: Council Members – None

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Blackston

B. REGULAR CALENDAR

B-1 "Review of the Pending Council Requests Report"

Deputy City Manager Keeter reviewed each item on the "Pending Council Requests Report" (filed) and the following responses were given:

➤ Park Street sidewalks

Ms. Keeter reported that Public Works has confirmed that this area is included in inventory and it is awaiting funding. This particular stretch of sidewalk is considered a low priority because it is a low traffic volume street.

In reply to Mayor Pro Tempore Hitchcock, Public Works Director Prima explained that the funding level for the program is \$25,000 a year and sidewalk costs \$20 per running foot. Mr. Prima suggested that he return to Council at a future date with a map of the sidewalk inventory and further describe the program.

➤ CalPERS actuarial report

Ms. Keeter stated that this information would be provided to Council via memorandum.

➤ Parking fines transfer to Downtown Lodi Business Partnership (DLBP)

Ms. Keeter stated that this matter would be discussed during upcoming budget meetings.

➤ Grape Bowl fee schedule

Ms. Keeter stated that this matter was no longer relevant.

➤ Kristmont Acres lighting and sidewalks deferral agreements

Ms. Keeter reported that staff had modified language in the deferral agreement and was awaiting a response from the property owners. In reply to Mayor Pro Tempore Hitchcock, Ms. Keeter stated that the amended agreement would be provided to Council for informational purposes.

➤ Planning Commission appeal period

This matter is scheduled to be considered by the Planning Commission on February 9.

➤ DLBP oversight

City Attorney Schwabauer will be reviewing this matter and reporting to Council.

➤ Lodi Next Generation Home Project

This project is no longer being pursued.

➤ Public park policy

Mayor Beckman and Council Member Hansen expressed support for the development of a public park policy. It was agreed that the Parks & Recreation Commission would consider the matter and bring a recommendation to the City Council.

- Boosters of Boys/Girls Sports (BOBS) report and City's relationship
City Attorney Schwabauer recalled that the debate has been over whether or not BOBS is a City created and controlled entity, such that it is obligated to comply with the Brown Act, Public Records Act, etc. Mr. Schwabauer stated that it was his opinion it was not; however, he acknowledged it was a difficult question and suggested that there may be some value in asking Assemblyman Nakanishi to request an Attorney General's opinion on the issue.

In reply to Council Member Hitchcock, Mr. Schwabauer stated that he was not completely comfortable with the relationship between BOBS and the City.

Council Members Johnson, Hansen, Mounce, and Mayor Beckman preferred that the matter not be pursued.

- 2002-03 Financial Audit – uncorrected misstatements
Ms. Keeter reported that the 2003-04 financial audit would be brought before Council on February 16.

- Animal Shelter under Electric Utility
Mayor Pro Tempore Hitchcock stated that she did not support the concept of having the animal shelter under the Electric Utility as part of its organization.

Mayor Beckman agreed with Ms. Hitchcock though he did support Electric Utility and the Animal Shelter sharing the same facility.

Council Member Hansen stated that he would like this item to remain on the list, as the issue is dormant until funding becomes available.

- Transitioning to water meters
Ms. Keeter reported that Public Works is working on this issue and would return to Council with a recommendation sometime this year.

- Compressed Natural Gas street sweeper – lease option policy trigger
Ms. Keeter stated that Public Works evaluates heavy equipment on a case-by-case basis and considers financing costs versus outright purchasing of equipment.

- Streetlights Phase IV – Certificates of Participation expenditures and project costs
Mayor Pro Tempore Hitchcock asked that this information be provided to Council in the form of a memorandum, to which Ms. Keeter replied that she would ensure it was done.

- Future revenues
Ms. Keeter stated that these matters would be discussed during upcoming budget meetings.

- Emergency Medical Services Coordinator contract position
Ms. Keeter reported that Fire Chief Pretz had prepared a memorandum that describes the roles and responsibilities of this position, which she would provide to Council.

- Gann appropriations spending limit
Ms. Keeter stated that this matter would be discussed during upcoming budget meetings.

- High-density housing and financial impacts
Community Development Director Bartlam explained that the State Housing Code provides a definition for overcrowding, i.e. number of persons allowed in a home per square foot.

Council Member Mounce pointed out that the City's responsibility is to communicate to the State regarding problems it faces. She recommended that the City ask Assemblyman Nakanishi to bring this issue forward.

Council Member Hansen suggested that an information sheet explaining State law be developed by Community Development so that it can be distributed when complaints are received about overcrowding.

City Manager King recommended that this matter be discussed further at a Shirtsleeve Session.

- Administrative fee policy
Ms. Keeter stated that this issue would be discussed during upcoming budget meetings.
- City Manager's authority
Following discussion, it was agreed that monetary authorities of the City Manager would be scheduled for discussion at an upcoming meeting.
- Lighted crosswalk criteria policy
Ms. Keeter stated that Public Works would consider a policy after it has had an opportunity to evaluate the new lighted crosswalks.
- Garbage trucks leaking oil
Ms. Keeter reported that Public Works has met with Central Valley Waste Services and feels that it has responded appropriately.
- Ten-year history of City budget
Ms. Keeter stated that this matter would be discussed during upcoming budget meetings.
- Budget Committee formation
Mayor Beckman recalled that Council previously discussed guidelines for the proposed Budget Committee and would like the matter brought back in March or April with a goal of having the Committee in place by the beginning of fiscal year 2005-06.
- Traffic signal report and prioritization
Following discussion, it was agreed that there was adequate understanding by Council Members of the policy.
- Business license and Business Improvement District assessments
Ms. Keeter reported that Finance Director Krueger would be considering this matter.
- Alcoholic Beverage Control (ABC) license policy
Ms. Keeter reported that the Planning Commission decided not to have an overall cap on the number of ABC licenses issued and, instead, it would evaluate each on a case-by-case basis.

Council Member Mounce asked that the Eastside Improvement Committee be made aware of licenses being applied for so its concerns can be addressed before the Planning Commission.
- Downtown Adopt-A-Tree program
Ms. Keeter reported that the DLBP has embarked on a banner program.
- DeBenedetti trees
Ms. Keeter stated that all trees in DeBenedetti Park that were marked for removal have already been removed. An arborist had determined that, due to their poor condition, survival would not be likely if relocation were attempted.

- Transit expenses report
Ms. Keeter stated that this matter was addressed as part of the fare increase presentation.
- Prioritizing vacancies
Ms. Keeter stated that this would be addressed as part of the upcoming budget presentations.
- Charter City discussion
This issue is scheduled for discussion on February 8.
- Town Hall budget meetings
Mayor Beckman stated that he would like to discuss this further once the 2005-06 budget is further refined.
- Teambuilding session
Mayor Beckman asked City Clerk Blackston to contact Pastor Dale Edwards and coordinate a teambuilding session on a Saturday with Council and Appointees.

City Manager King noted that the Lodi Municipal Code allows for any individual member of the Council to place an item on an agenda. He asked that when such requests are made during Council meetings that a vote be taken, or indicate through concurrence, that there is an interest by a majority of Council to hear the matter.

MOTION / VOTE:

There was no Council action taken on this matter.

C. CLOSED SESSION

At 8:13 a.m., Mayor Beckman adjourned the Special City Council meeting to a Closed Session to discuss the following matters:

- C-1 Actual Litigation: Government Code §54956.9(a); one case; City of Lodi v. City of Stockton, et al., San Joaquin County Superior Court, Stockton Branch, Case No. CV024720
- C-2 Actual Litigation: Government Code §54956.9(a); one case; City of Stockton v. City of Lodi, San Joaquin County Superior Court, Stockton Branch, Case No. CV024859
- C-3 Actual Litigation: Government Code §54956.9(a); one case; Stockton Family Farmers Coalition v. City of Lodi, et al., San Joaquin County Superior Court, Stockton Branch, Case No. CV024860

The Closed Session adjourned at 8:45 a.m.

D. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 8:45 a.m., Mayor Beckman reconvened the Special City Council meeting, and City Attorney Schwabauer announced that no reportable action was taken in Closed Session.

E. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 8:45 a.m.

ATTEST:

Susan J. Blackston
City Clerk