

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, DECEMBER 5, 2012**

- C-1 Call to Order / Roll Call - N/A
- C-2 Announcement of Closed Session - N/A
- C-3 Adjourn to Closed Session - N/A
- C-4 Return to Open Session / Disclosure of Action - N/A
- A. Call to Order / Roll Call

The Regular City Council meeting of December 5, 2012, was called to order by Mayor Mounce at 7:00 p.m.

Present: Council Member Hansen, Council Member Johnson, Council Member Katzakian, Mayor Pro Tempore Nakanishi, and Mayor Mounce

Absent: None

Also Present: City Manager Bartlam, City Attorney Schwabauer, and City Clerk Johl

B. Presentations

- B-1 Presentation to Retiring Members of Boards, Committees, Commissions, and Task Forces (CLK)

Mayor Mounce presented Certificates of Appreciation to the following retired members of boards, committees, commissions, and task forces:

Greater Lodi Area Youth Commission

Student Members

Tyler Bartlam, 2011 - 2012
Kinsey Green, 2011 - 2012
Carson Kautz, 2010 - 2012
Alex Maldonado, 2010 - 2012
Kelley McConahey, 2010 - 2012
Dipa Patel, 2011 - 2012
Allison Schatz, 2010 - 2012

Adult Advisors

Jeffrey Palmquist, 2006 - 2012
Summer Pennino, 2006 - 2012

Lodi Animal Advisory Commission

Susan Blackston, 2009 - 2012

Lodi Arts Commission

Teri Turrentine, 2010 - 2012

Lodi Improvement Committee

Lisa Nixon, 2011 - 2012

- B-2 Presentation of Mayor's Community Service Award (CLK)

Mayor Mounce presented Mayor's Community Service Awards to Gordon Schmiere, representing Tree Lodi, and to Diane Steele.

C. Consent Calendar (Reading; Comments by the Public; Council Action)

Council Member Katzakian made a motion, second by Council Member Johnson, to approve the following items hereinafter set forth, **except those otherwise noted**, in accordance with the report and recommendation of the City Manager.

C-1 Receive Register of Claims in the Amount of \$1,775,336.03 (FIN)

Claims were approved in the amount of \$1,775,336.03.

C-2 Approve Minutes (CLK)

The minutes of November 20, 2012 (Shirtsleeve Session), November 21, 2012 (Regular Meeting), and November 27, 2012 (Shirtsleeve Session) were approved as written.

C-3 Approve Plans and Specifications and Authorize Advertisement for Bids for the Zupo Field Outfield Wall Renovation Project (PRCS)

Council Member Hansen thanked those involved with the funding efforts for the renovation project as outlined in the Lodi News Sentinel story.

Council Member Hansen made a motion, second by Council Member Johnson, to approve the plans and specifications and authorize advertisement for bids for the Zupo Field Outfield Wall Renovation Project.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Katzakian, Mayor Pro Tempore Nakanishi, and Mayor Mounce

Noes: None

Absent: None

C-4 Approve Plans and Specifications and Authorize Advertisement for Bids for Water Meter Program Phase 3 (PW)

Approved the plans and specifications and authorized advertisement for bids for Water Meter Program Phase 3.

C-5 Adopt Resolution Authorizing the City Manager to Execute Six-Month Extension of Contract with Dominguez Landscape Services, Inc., of Sacramento, for City-Funded Maintenance of Consolidated Landscaped Areas (\$76,323.12) (PW)

In response to Mayor Pro Tempore Nakanishi, Public Works Director Wally Sandelin stated there is approximately \$140,000 worth of additional landscape maintenance costs throughout the City for property owner assessments.

Mayor Pro Tempore Nakanishi requested additional information regarding the total landscaping and maintenance related costs for the entire City and who performs those services.

Council Member Hansen commended those involved with the landscaping improvements for the Kettleman Lane underpass and suggested a letter of thanks be sent accordingly.

Council Member Johnson made a motion, second by Mayor Pro Tempore Nakanishi, to adopt Resolution No. 2012-191 authorizing the City Manager to execute six-month extension of contract with Dominguez Landscape Services, Inc., of Sacramento, for City-funded maintenance of consolidated landscaped areas in the amount of \$76,323.12.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Katzakian, Mayor Pro Tempore Nakanishi, and Mayor Mounce

Noes: None

Absent: None

- C-6 Set Public Hearing for December 19, 2012, to Extend Interim Ordinance No. 1867, an Uncodified Interim Urgency Ordinance Imposing a Moratorium on 1) the Outdoor Cultivation of Medical Marijuana within the City of Lodi and 2) the Indoor Cultivation of Medical Marijuana that Creates a Public Nuisance (CA)

Set public hearing for December 19, 2012, to extend interim Ordinance No. 1867, an uncodified interim urgency ordinance imposing a moratorium on 1) the outdoor cultivation of medical marijuana within the City of Lodi and 2) the indoor cultivation of medical marijuana that creates a public nuisance.

D. Comments by the Public on Non-Agenda Items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES. The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted. Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

Vincent Sayles spoke in regard to the benefits of tempurpedic beds and sleeping on the floor.

Jane Lea spoke in regard to the possibility of holding district elections in the City of Lodi.

Jerry Glenn spoke in regard to the Lodi Adopt-A-Child program for the holidays.

E. Comments by the City Council Members on Non-Agenda Items

Council Member Johnson commended the Public Works Department for its quick response to the recent storm damage.

F. Comments by the City Manager on Non-Agenda Items

None.

G. Public Hearings - None

H. Communications

- H-1 Appointments to the Lodi Animal Advisory Commission, Lodi Senior Citizens Commission, Recreation Commission, and the San Joaquin Valley Unified Air Pollution Control District Citizens Advisory Committee (CLK)

This item was continued to a future meeting with the new Mayor presiding.

- I. Regular Calendar - None
- J. Ordinances - None
- K. Reorganization of the City Council
- K-1 Resolution Certifying the Election Results of the November 6, 2012, General Municipal Election

Council Member Hansen made a motion, second by Council Member Johnson, to adopt Resolution No. 2012-192 certifying the election results of the November 6, 2012, General Municipal Election.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Katzakian, Mayor Pro Tempore Nakanishi, and Mayor Mounce

Noes: None

Absent: None

- K-2 Presentation to Outgoing Mayor
- K-3 City Clerk to Administer the Oath of Office to Lodi City Council Members Elect and Present Certificates of Election
- K-4 Reorganization of the Lodi City Council: a) Election of Mayor and b) Election of Mayor Pro Tempore

NOMINATION(S) FOR MAYOR:

Council Member Mounce made a motion, second by Council Member Johnson, to nominate Council Member Nakanishi to the office of Mayor. There being no further nominations for the office of Mayor, the nominations were closed.

VOTE:

In regard to the nomination of Council Member Nakanishi to the office of Mayor, the motion carried by the following vote, thereby adopting Resolution No. 2012-193.

Ayes: Hansen, Johnson, Katzakian, Mounce, and Nakanishi

Noes: None

Absent: None

NOMINATION(S) FOR MAYOR PRO TEMPORE:

Council Member Johnson made a motion, second by Council Member Hansen, to nominate Council Member Katzakian to the office of Mayor Pro Tempore. There being no further nominations for the office of Mayor Pro Tempore, the nominations were closed.

VOTE:

In regard to the nomination of Council Member Katzakian to the office of Mayor Pro Tempore, the

motion carried by the following vote, thereby adopting Resolution No. 2012-194.

Ayes: Hansen, Johnson, Katzakian, Mounce, and Mayor Nakanishi

Noes: None

Absent: None

L. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 7:45 p.m.

ATTEST:

Randi Johl
City Clerk