



CITY OF LODI  
COUNCIL COMMUNICATION

**AGENDA TITLE:** Continue Public Hearing to Consider Resolution Establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements to December 20, 2006

**MEETING DATE:** November 15, 2006

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Continue public hearing to consider resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements to December 20, 2006, per request from property owner.

**BACKGROUND INFORMATION:** The attached letter from property owner Weldon Schumacher, M.D., was received on October 27, 2006, requesting that the public hearing be continued to December 20, 2006.

**FISCAL IMPACT:** Not applicable.

**FUNDING AVAILABLE:** Not applicable.

for *F. Wally Sandelin*  
Richard C. Prima, Jr.  
Public Works Director

Prepared by F. Wally Sandelin, City Engineer/Deputy Public Works Director

RCP/FWS/pmf

Attachment

cc: Senior Civil Engineer Welch  
Associate Civil Engineer Lindseth  
Associate Civil Engineer Chang

APPROVED: *Blair King*  
Blair King, City Manager

**Weldon D. Schumacher, M.D.**  
1303 Rivergate Drive  
Lodi, California 95240

RECEIVED  
2006 OCT 27 PM 2:15  
CITY CLERK  
CITY OF LODI

October 27, 2006

Honorable Mayor & City Council  
City of Lodi  
221 West Pine Street  
Lodi, California 95240

Dear Mayor Hitchcock and Council Members,

Due to my inability to meet with City staff I am requesting that the Public Hearing scheduled for November 1, 2006 regarding the establishment of a area of benefit for Lower Sacramento Road improvements, be re-scheduled for your meeting December 20, 2006.

Your cooperation in this matter will be greatly appreciated.

Sincerely yours,



Weldon D. Schumacher, M.D.

PROOF OF PUBLICATION

(2015.5 C.C.C.P.)

STATE OF CALIFORNIA

County of San Joaquin

I am a citizen of the United States and a resident of the County aforesaid: I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Lodi News-Sentinel, a newspaper of general circulation, printed and published daily except Sundays and holidays, in the City of Lodi, California, County of San Joaquin and which newspaper had been adjudicated a newspaper of general circulation by the Superior Court, Department 3, of the County of San Joaquin, State of California, under the date of May 26th, 1953. Case Number 65990; that the notice of which the annexed is a printed copy (set in type not smaller than non-pareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereto on the following dates to-wit:

September 9th

all in the year 2006.

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Lodi, California, this 9th day of September 2006.

*Diane Rojas*

Signature

RECEIVED

This space is for the County Clerk's Filing Stamp 2006 OCT 9 11 3:50

CITY CLERK  
CITY OF LODI

Proof of Publication  
Notice of Public Hearing

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Wednesday, November 1, 2006 at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 W. Pine Street, 2nd Floor, Lodi, 95240 at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

Jennifer M. Perrin  
Interim City Clerk

Dated: September 6, 2006

Approved as to form:

D. Stephen Schwabauer  
City Attorney  
September 9, 2006 - 05513120

5513120



**Please immediately confirm receipt of this fax by calling 333-6702**

CITY OF LODI  
P. O. BOX 3006  
LODI, CALIFORNIA 95241-1910

**ADVERTISING INSTRUCTIONS**

**SUBJECT:** Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements

**LEGAL AD**

**PUBLISH DATE:** Saturday September 9, 2006

**TEAR SHEETS WANTED:** Three (3) please

**SEND AFFIDAVIT AND BILL TO:** JENNIFER M. PERRIN, INTERIM CITY CLERK  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

**DATED:** Thursday September 7, 2006

**ORDERED BY:** JENNIFER M. PERRIN  
INTERIM CITY CLERK

JENNIFER M. PERRIN, CMC  
INTERIM CITY CLERK

JACQUELINE L. TAYLOR, CMC  
DEPUTY CITY CLERK

  
DANA R. CHAPMAN  
ADMINISTRATIVE CLERK

**Verify Appearance of this Legal in the Newspaper – Copy to File**

LNS Faxed to the Sentinel at 369-1084 at 3:00 PM (time) on 9/7/06 (date) 2 (pages)  
DIANE Phoned to confirm receipt of all pages at 3:30 (time) JLT DRC JMP (initials)



## DECLARATION OF POSTING

### **Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements**

On Friday, September 8, 2006, in the City of Lodi, San Joaquin County, California Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements was posted at the following locations:

Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 8, 2006, at Lodi, California.

ORDERED BY:

**JENNIFER M. PERRIN  
INTERIM CITY CLERK**

---

JENNIFER M. PERRIN, CMC  
INTERIM CITY CLERK

---

JACQUELINE L. TAYLOR, CMC  
DEPUTY CITY CLERK

*Dana R. Chapman*  
\_\_\_\_\_  
DANA R. CHAPMAN  
ADMINISTRATIVE CLERK



## **DECLARATION OF MAILING**

### **Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements**

On September 8, 2006, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a Notice of Public Hearing, a Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements. The mailing list for said matter is attached hereto, marked exhibit A.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 8, 2006, at Lodi, California.

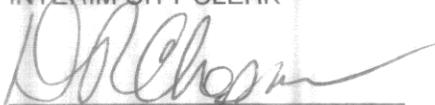
ORDERED BY:

**JENNIFER M. PERRIN**  
**INTERIM CITY CLERK, CITY OF LODI**

ORDERED BY:

\_\_\_\_\_  
JENNIFER M. PERRIN, CMC  
INTERIM CITY CLERK

\_\_\_\_\_  
JACQUELINE L. TAYLOR, CMC  
DEPUTY CITY CLERK

  
\_\_\_\_\_  
DANA R. CHAPMAN  
ADMINISTRATIVE CLERK



**CITY OF LODI**  
Carnegie Forum  
305 West Pine Street, Lodi

**NOTICE OF PUBLIC HEARING**

Date: November 1, 2006

Time: 7:00 p.m.

For information regarding this notice please contact:

**Jennifer M. Perrin**  
Interim City Clerk  
Telephone: (209) 333-6702

**NOTICE OF PUBLIC HEARING**

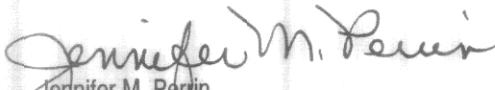
**NOTICE IS HEREBY GIVEN** that on **Wednesday, November 1, 2006** at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 W. Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240 at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

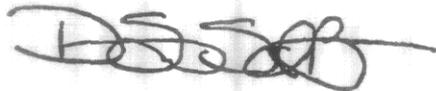
If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

  
Jennifer M. Perrin  
Interim City Clerk

Dated: September 6, 2006

Approved as to form:



D. Stephen Schwabauer  
City Attorney

APN	OWNER	ADDRESS	CITY	STATE	ZIP	SITUSNUM
05803013	BDC LODI III LLC	100 SWAN WAY SUITE 206	OAKLAND	CA	94621	1551 N LOWER SACRAMENTO RD
05803003 05803004 05803005	VAN RUITEN RANCH LTD	463 W TURNER RD	LODI	CA	95242	14509, 14499, 14433 N LOWER SACRAMENTO RD
05803006	HOWARD INVESTMENTS LLC ETAL	2026 ANGELICO CIR	STOCKTON	CA	95207	14195 N LOWER SACRAMENTO RD
05804001 05804002 05804004 05804005	SCHUMACHER WELDON & BONNIE TR	1303 RIVERGATE DR	LODI	CA	95240	14101, 13837, 13537, 13589 N LOWER SACRAMENTO RD
05807007	HAYN, BRIAN S	810 E HARNEY LN	LODI	CA	95242	810 E HARNEY LN
05807008	BELL LYNDLE A TR	814 E HARNEY LN	LODI	CA	95242	814 E HARNEY LN
05807009	WOODS MARY E TR	880 E HARNEY LN	LODI	CA	95242	880 E HARNEY LN
05814004	FRAME DEAN K & SHARON L TR	212 RUTLEDGE DR	LODI	CA	95242	14752 N LOWER SACRAMENTO RD
05814005	ALI RAMZAN	1112 RIVERGATE DR	LODI	CA	95240	865 E OLIVE ST
05814006	HERRMANN VERNET & C TRS	1200 GLENHURST	LODI	CA	95240	800 E OLIVE AVE
05814007	DEL RIO SANTIAGO M & RAMONA T	15315 N HOERL RD	LODI	CA	95240	844 E OLIVE AVE
05814008	HALL FRANK	PO BOX 90	FRENCH CAMP	CA	95231	890 E OLIVE AVE
05814009	DEL RIO SANTIAGO M & RAMONA T	865 E OLIVE AVE	LODI	CA	95242	908 E OLIVE AVE

05814010	AMIGABLE LETICIA F ETAL	930 E OLIVE AVE	LODI	CA	95240	930 E OLIVE AVE
05814011	GREVER ZANE M & P TRS	1432 PARK ST	LODI	CA	95242	777 E OLIVE AVE
05814012 05814052	PETERSON M BILL	P O BOX 473	LOCKEFORD	CA	95237	14500, 14320 N LOWER SACRAMENTO RD
05814014	PETERSON RUTH SUSAN	PO BOX 331	SUTTER CREEK	CA	95685	14620 N LOWER SACRAMENTO RD
05823006	GALINDO MARK L & ELEANOR R	871 E HARNEY LN	LODI	CA	95242	871 E HARNEY LN
05823007	STICE LARRY & GORETI	893 E HARNEY LN	LODI	CA	95242	893 E HARNEY LN
05823008	SANCHEZ JOB & ELENA	909 E HARNEY LN	LODI	CA	95242	909 E HARNEY LN
05823009	SANDOVAL LORENZO V & MARGARIT	931 E HARNEY LN	LODI	CA	95242	931 E HARNEY LN
05823010	SCHUMACHER WELDON & BONNIE TR	1303 RIVERGATE DR	LODI	CA	95240	13520 N LOWER SACRAMENTO RD
	WAL MART REAL ESTATE BUSINESS TR	MAIL STOP 0555	BENTONVILLE	AR	72716- 0555	
	TAMURA JOEY TR	788 W ARMSTRONG RD	LODI	CA	95240	



## DECLARATION OF POSTING

### **Notice of Continued Public Hearing Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements**

On Friday, November 3, 2006, in the City of Lodi, San Joaquin County, California Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements was posted at the following locations:

Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on November 3, 2006, at Lodi, California.

ORDERED BY:

**RANDI JOHL  
CITY CLERK**

A handwritten signature in black ink that reads "Dana R. Chapman". The signature is written in a cursive style and is positioned above a horizontal line.

**DANA R. CHAPMAN  
ADMINISTRATIVE CLERK**

\_\_\_\_\_  
**JENNIFER M. PERRIN, CMC  
DEPUTY CITY CLERK**



## CITY OF LODI

Carnegie Forum  
305 West Pine Street, Lodi

## NOTICE OF PUBLIC HEARING

Date: December 20, 2006

Time: 7:00 p.m.

For information regarding this notice please contact:

**Randi Johl**

City Clerk

Telephone: (209) 333-6702

### NOTICE OF CONTINUED PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Wednesday, December 20, 2006** at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) Resolution establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 W. Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240 at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

A handwritten signature in black ink, appearing to be "Randi Johl", written over a circular stamp or seal.

Randi Johl  
City Clerk

Dated: November 1, 2006

Approved as to form:

A handwritten signature in black ink, appearing to be "D. Stephen Schwabauer", written in a cursive style.

D. Stephen Schwabauer  
City Attorney