

RESOLUTION NO. 2004-92

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING CITY PARTICIPATION IN THE HAM LANE FENCE CONSTRUCTION, CARDINAL STREET TO 1,100 FEET SOUTH OF CARDINAL STREET, AND FURTHER APPROPRIATING FUNDS FOR THE PROJECT

WHEREAS, in the fall of 1990, property owners on Sunset Drive south of Cardinal Street asked Council for City participation in the construction of a new block wall along Ham Lane in the street right-of-way, as their existing fences were in a state of disrepair and increased traffic on Ham Lane was creating additional noise in their backyards; and

WHEREAS, at the June 5, 1991, City Council meeting, a second petition was signed by the owners and presented to the Council offering to contribute \$8,550 toward a new fence. At that time, the estimated cost for the entire project was \$90,000. Council recommended that the fence project be included in the next Capital Improvement Project (CIP) list for consideration; and

WHEREAS, on November 20, 1991, owners returned to Council requesting a special allocation because the CIP list had not been completed and several fences were in need of major repair work. Council again determined that it would consider the Ham Lane fence project as part of the CIP program when it was presented to Council; and

WHEREAS, the Ham Lane fence project was part of the proposed 1993-94 CIP list, but this project was not included in the adopted CIP program due to lack of available funds; and

WHEREAS, in November 1996, Public Works Director Jack Ronsko wrote a memo to the City Manager and the City Council explaining that a meeting had been held with several of the Sunset Drive owners and agreement was reached on the following items:

- 1) The City would pay for landscaping and irrigation between the fence and the Ham Lane sidewalk; the fence height would be eight feet as measured from the Ham Lane side of the fence; and
- 2) The City would design the fence and pay for the difference in cost between regular block and split-face block. This agreement was based on discussions held at the November 12, 1996, City Council shirtsleeve session.

WHEREAS, on November 12, 1997, Public Works Director Ronsko wrote a letter to Ms. Suzanne Brodehl (1121 South Sunset Drive) reiterating the items agreed to in November 1996 and also adding the following three items:

- 1) The City would pay for the demolition of the existing fence; and
- 2) The City would waive any building or plan check fee requirements involved in the fence construction; and
- 3) The City would apply the same degree of participation should individual owners wish to construct a block wall instead of constructing a continuous wall along the full 1,000 lineal feet of Ham Lane.

WHEREAS, at the present time two property owners located at 1239 and 1251 South Sunset Drive wish to construct a block wall along Ham Lane within their property; and

WHEREAS, the estimated cost to demolish the existing fence and upgrade to split-face block is \$500 per lot; and

WHEREAS, the total cost for a new block wall on each property is approximately \$4,500 per lot, and does not include landscaping between the wall and the sidewalk; and

WHEREAS, staff recommends that Street Maintenance funds be used to pay for the demolition of the existing fence and the increased cost to upgrade to split-face block since no Measure K funds are currently available; and

WHEREAS, as future owners decide to build a block wall along Ham Lane, staff will return to Council with a recommendation regarding City participation and a funding source.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve City participation in the Ham Lane Fence Construction Project, from Cardinal Street to 1,100 feet south of Cardinal Street as outlined below:

- 1) City to contribute \$500 per lot to demolish the existing fence and upgrade to split-face block;
- 2) City will waive building permit fees for the project; and
- 3) The funds will be paid to the property owners upon satisfactory completion of the project as evidenced by a final building permit.

BE IT FURTHER RESOLVED that funds in the amount of \$1,000 be appropriated from Street Maintenance for this project.

Dated: May 5, 2004

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I hereby certify that Resolution No. 2004-92 was passed and adopted by the City Council of the City of Lodi in a regular meeting held May 5, 2004, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hitchcock, Howard, Land, and Mayor Hansen

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON
City Clerk