



CITY OF LODI COUNCIL COMMUNICATION

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AGENDA TITLE: Approve Minutes
a) October 31, 2006 (Shirtsleeve Session)
b) November 1, 2006 (Regular Meeting)
c) November 7, 2006 (Shirtsleeve Session)
d) November 8, 2006 (Special Meeting)

MEETING DATE: November 15, 2006

PREPARED BY: City Clerk

RECOMMENDED ACTION: Approve the following minutes as prepared:
a) October 31, 2006 (Shirtsleeve Session)
b) November 1, 2006 (Regular Meeting)
c) November 7, 2006 (Shirtsleeve Session)
d) November 8, 2006 (Special Meeting)

BACKGROUND INFORMATION: Attached are copies of the subject minutes, marked Exhibits A through D.

FISCAL IMPACT: None.

FUNDING AVAILABLE: None required.

Randi Johl
City Clerk

RJ/JMP
Attachments

APPROVED: _____
Blair King, City Manager

**CITY OF LODI
INFORMAL INFORMATIONAL MEETING
"SHIRTSLEEVE" SESSION
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, OCTOBER 31, 2006**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, October 31, 2006, commencing at 7:03 a.m.

A. ROLL CALL

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

Absent: Council Members – None

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

B. TOPIC(S)

B-1 "Review of Site Plan and Architectural Review Committee and Planning Commission Process"

Community Development Director Hatch provided an overview outlining the history and current status of the Site Plan and Architectural Review Committee (SPARC). Mr. Hatch discussed various topics including, but not limited to, the make-up of SPARC, the charge of the non-legislative body, Planning Commission relations and involvement, specific concerns regarding the Lowe's and Vineyard Christian Middle School projects, operational procedures and timing associated with SPARC and Planning Commission reviews, and the lack of protocol for SPARC.

Council Member Hansen inquired about the lack of guidelines to assist SPARC members in understanding their role and authority and suggested clear delineation of the same. Mr. Hatch stated the authority is limited by the Code, which does not set forth clear criteria for application or specific training requirements for SPARC members.

Council Member Hansen inquired about design standards. Mr. Hatch stated a hodgepodge of design standards exist for the downtown area and big boxes while development plans are subject to individual standards based on each project.

City Manager King provided examples of various design standards for different cities.

Mayor Hitchcock stated the SPARC inception was controversial and criteria may not have been delineated purposefully. She stated the overstepping of authority on the Vineyard School project may have been based on a loss of institutional knowledge. Council Member Mounce stated the changed conditional use permit should have gone through the review process to ensure the approved project was the one that was being completed.

City Manager King stated the question is whether SPARC is needed and if so, what about SPARC review before the Planning Commission review, an alternate order of review, and additional criteria. Mr. King also stated other cities include professional architects and engineers on SPARC to ensure a certain level of design review knowledge. Mayor Hitchcock stated professionals on SPARC may be difficult because Lodi is small, but it may be good to look at other cities.

Mayor Pro Tempore Johnson stated he agrees with the concept of ratcheting down a bit but does not want to over engineer the issue.

Community Development Director Hatch stated there is a disconnect between the projects that go to the Planning Commission and SPARC because those going to the Planning Commission have the benefit of the public notice and comments and SPARC projects do not. Mr. Hatch suggested it is possible to eliminate SPARC and have entire projects, with design elements, come to the Planning Commission because of the small number of projects.

Council Member Beckman stated Mr. Hatch's suggestion made sense. Mr. Beckman suggested the guidelines be given to applicants before Planning Commission review to ensure awareness of the process and requirements.

Mayor Hitchcock inquired about the timing of a two-part process for Planning Commission review. Council Member Hansen stated the goal is to streamline the process while tightening up the process without creating an additional level of bureaucracy. Council Member Beckman stated having the entire project go to the Planning Commission takes care of issues regarding procedural change and finality of projects.

Council Member Mounce asked how many projects arise within a six-month period. Mr. Hatch stated the City averages one project per month.

Community Development Director Hatch stated a procedure may be put into place where smaller projects provide a complete set of plans with one pass through with the Planning Commission while larger projects can come back to Planning Commission an additional time after direction and staff assistance. Council Member Beckman agreed with Planning Commission review of entire projects.

Council Member Hansen suggested alternatives be brought back to Council after comparisons with other cities.

Mayor Hitchcock stated she was hesitant to have staff review projects instead of them being brought back to the Planning Commission and suggested criteria be given to applicants to ensure they are aware of the expectations.

Community Development Director Hatch suggested a predevelopment review process for larger projects, including department review of preliminary concepts and design through an interactive process, to alleviate staff's greatest concerns with the projects before an applicant invests a large amount of money into the design of the project.

Mayor Hitchcock stated the Planning Commission and SPARC evolved for a reason. Mr. Hatch stated some kind of project design review is necessary but it can be done by either the Planning Commission or SPARC.

City Attorney Schwabauer clarified whether the Council desired a rule that requires the highest authority granting the conditional use permit to accept changes that occur thereafter. Council Member Mounce stated it made sense but inquired about the downside. Mr. Schwabauer stated the downside is that the City Council may end up making decisions for which the Planning Commission is better suited.

Mayor Pro Tempore Johnson stated staff approvals of minor changes are acceptable; however, project redesigns, such as the inclusion of an additional building, should go through the entire process again to ensure only approved projects are constructed. City Attorney Schwabauer expressed concern with staff interpretation of changes and stated bright line rules are easier.

City Manager King stated staff will report back to the City Council regarding Planning Commission and SPARC alternatives.

PUBLIC COMMENTS:

- David Johnson spoke in favor of eliminating SPARC and having entire projects reviewed by the Planning Commission. Mr. Johnson alternatively suggested adjusting timelines for SPARC review.

B-2 "Power Supply Update"

Electric Utility Director Morrow provided a presentation regarding power supply. Mr. Morrow discussed various topics including, but not limited to, existing resources, power supply planning, future needs, future resources, geothermal project, hydroelectric projects, CT1 and 2 projects, Western Area Power Administration Contract, Seattle City Light, existing power resources, types of power supply including peaking, intermediate, and baseload, power supply cost profile, load factor, load duration curve, Lodi energy forecast, Lodi peak forecast, fiscal year 2007 open position, fiscal year 2008 open position, energy balance, net energy balance, new Lodi project overview, wind projects, Resource 500 project, Northern California Power Agency green power project, green power summary, Senate Bill 1368, and challenges satisfying baseload needs and future activities.

Mayor Hitchcock asked if peaking was defined by both cost and availability. Mr. Morrow stated it involves both and electric utilities need all three.

Mayor Hitchcock inquired about the criteria for open position. Mr. Morrow stated various economy-related factors including history and trend analysis of certain known conditions are considered.

Mayor Hitchcock inquired about open position based on greater percentage of ownership and tying up contracts. Mr. Morrow stated the open position is based on ownership percentages, contracts, and project involvement over an extended period of time. He stated 60% to 65% of open position is not a winning strategy. City Manager King provided open position examples for various cities, including Lompoc and Santa Clara. Mr. Morrow stated the current status is a result of 20 years of power supply decisions.

Mayor Hitchcock asked why 30 megawatts are not being requested with the new project. Mr. Morrow stated it is important to diversify and the 30 megawatt issue will be addressed in the near future.

Discussion ensued between City Manager King and Mr. Morrow regarding the disconnect with commercial and residential rates and the corresponding baseload needs served by specific resources.

PUBLIC COMMENTS:

- Myrna Wetzel inquired about solar energy. Mr. Morrow stated solar energy is a peak resource available when the sun is out and, while it can provide some contribution, it does not help with the core issue of a lack of baseload. Council Member Hansen stated the State backed off of solar energy due to a lack of technology and it is important to have a good portfolio that gives a variety of options.

Mayor Pro Tempore Johnson inquired about the power line associated with the new Lodi project. Mr. Morrow stated it is expected to be online in 2011 and Phase 2A and 2B will include permitting, design, and engineering matters. Mr. Morrow stated the City is currently involved in impact studies and he anticipates reviewing the matter in three to six months.

C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

None.

D. ADJOURNMENT

No action was taken by the City Council. The meeting was adjourned at 8:37 a.m.

ATTEST:

Randi Johl
City Clerk

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, NOVEMBER 1, 2006**

C-1 CALL TO ORDER / ROLL CALL

The City Council Closed Session meeting of November 1, 2006, was called to order by Mayor Hitchcock at 5:35 p.m.

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

Absent: Council Members – None

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

C-2 ANNOUNCEMENT OF CLOSED SESSION

a) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), regarding Association of Lodi City Employees (General Services and Maintenance and Operators) and Lodi City Mid-Management Association pursuant to Government Code §54957.6

b) Actual Litigation: Government Code §54956.9(a); One Case; *Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al.*, Superior Court, County of San Francisco, Case No. 323658

c) Actual Litigation: Government Code §54956.9(a); One Case; *People of the State of California and the City of Lodi, California v. M & P Investments, et al.*, United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM

C-3 ADJOURN TO CLOSED SESSION

At 5:35 p.m., Mayor Hitchcock adjourned the meeting to a Closed Session to discuss the above matters.

The Closed Session adjourned at 7:07 p.m.

C-4 RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 7:18 p.m., Mayor Hitchcock reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following actions.

Item C-2 (a) was discussion only.

In regard to Items C-2 (b) and (c), settlement direction was given.

A. CALL TO ORDER / ROLL CALL

The Regular City Council meeting of November 1, 2006, was called to order by Mayor Hitchcock at 7:18 p.m.

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

Absent: Council Members – None

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

B. INVOCATION

The invocation was given by Pastor Bill Cummins, Bear Creek Community Church.

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Hitchcock.

D. AWARDS / PROCLAMATIONS / PRESENTATIONS

D-1 Awards – None

- D-2 Proclamations – None
 - D-3 (a) Public Works Director, Richard Prima, gave a presentation to the City Council regarding the watershed mural design for 207 West Oak Street.
 - D-3 (b) Transportation Manager, Tiffani Fink, and Planning Manager, Peter Pirnejad, gave a presentation to the City Council regarding the Railroad Corridor Transit Oriented Development Plan grant award from the California Department of Transportation in the amount of \$75,000.
 - D-3 (c) City Clerk Johl gave an update on the Centennial activities being planned for 2006.
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E. CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, Council, on motion of Mayor Pro Tempore Johnson, Beckman second, unanimously approved the following items hereinafter set forth:

- E-1 Claims were approved in the amount of \$2,420,735.48.
- E-2 The minutes of September 6, 2006 (Regular Meeting), September 20, 2006 (Regular Meeting), October 4, 2006 (Regular Meeting), October 17, 2006 (Shirtsleeve Session), October 18, 2006 (Regular Meeting), October 24, 2006 (Shirtsleeve Session), and October 25, 2006 (Special Joint Meeting w/Various Boards and Commissions) were approved as written.
- E-3 Adopted Resolution No. 2006-191 authorizing advertisement for bids for the purchase of electrical controller panels for Water Wells 27 and 28 in the amount of \$62,000 and authorizing the City Manager to execute the purchase agreement for the equipment.
- E-4 Adopted Resolution No. 2006-192 rejecting all bids and authorizing advertisement for rebidding the project for pool deck improvements at Blakely Park – Enze/Field Pool Complex, 1050 South Stockton Street.
- E-5 Adopted Resolution No. 2006-193 authorizing award of agreement for rental and cleaning of uniforms for certain field and warehouse employees to Unifirst Corporation in the amount of \$20,454.
- E-6 Adopted Resolution No. 2006-194 authorizing the City Manager to execute a professional services agreement with Wenell Mattheis Bowe for design services of the Municipal Service Center transit vehicle maintenance facility in an amount not to exceed \$75,000.
- E-7 Authorized the City Manager to execute agreement with property owner for watershed mural at 207 West Oak Street.
- E-8 Authorized the City Manager to execute land lease with the Community Partnership for Families of San Joaquin for construction of a Family Resource Center at Blakely Park.
- E-9 Adopted Resolution No. 2006-195 authorizing the City Manager to accept a grant award for the Railroad Corridor Transit Oriented Development (TOD) Plan from the California Department of Transportation (Caltrans) in the amount of \$75,000, with an in-kind contribution of \$9,250 and a fiscal contribution of \$9,500, and to execute all necessary agreements; and upon execution of the grant by Caltrans, authorized the City Manager to solicit proposals from qualified consultants to prepare a Railroad Corridor TOD Plan in a designated area downtown.

- E-10 Adopted Resolution No. 2006-196 amending Traffic Resolution 97-148 by converting the traffic control on Pleasant Avenue at Walnut Street from a yield to a stop control and approving pedestrian safety improvements on Walnut Street at Pleasant Avenue.
 - E-11 Adopted Resolution No. 2006-197 amending Traffic Resolution 97-148, Section 3, Street Parking Restrictions, by authorizing the Public Works Director to establish reduced no-parking and stopping zones adjacent to specific fire hydrants after approval by Fire Chief or authorized representative.
 - E-12 Adopted Resolution No. 2006-198 authorizing the Deputy City Manager and Budget Manager as signers on City of Lodi Farmers & Merchants Bank accounts.
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F. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- Arthur Price spoke in opposition to the candidate survey circulated by the Chamber of Commerce regarding the upcoming municipal election.
- Ramona Henninger spoke in opposition to the Downtown Lodi Business Partnership (DLBP) assessment approval, vote tally, and procedure and requested a special meeting with staff regarding the same.
- Ray Golub spoke in opposition to the Lower Sacramento widening and its affect on his property.

G. COMMENTS BY CITY COUNCIL MEMBERS ON NON-AGENDA ITEMS

- Council Member Beckman requested the DLBP ordinance and follow-up be brought back to Council. City Attorney Schwabauer stated, depending on the workload, the ordinance may come back to the Council by the second meeting in December.
- Council Member Hansen reported on his attendance at the monthly power agency meeting held at a geyser facility.
- Council Member Mounce reported on her attendance at the League of California Cities quarterly dinner and requested the housing replacement matter and youth commission bylaws be brought to Council.
- Mayor Hitchcock read a letter she received from a former student currently stationed in Iraq requesting guidance on the formation of local governments. City Manager King suggested International City/County Management Association as a resource. Mayor Pro Tempore Johnson stated he will create further dialogue with the Marine.

H. COMMENTS BY THE CITY MANAGER ON NON-AGENDA ITEMS

None

I. PUBLIC HEARINGS

- I-1 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Hitchcock called for the public hearing to consider the following:
 - a) Certify the Lodi Annexation Environmental Impact Report for the Southwest Gateway Project (including "other annexation areas") and Westside Project
 - b) Approve the Southwest Gateway Project, which includes an annexation, pre-zoning, Development Agreement, and amendment to the Bicycle Transportation Master Plan, to incorporate 305 acres into the City of Lodi to allow construction of 1,300 dwelling units, 5 neighborhood/community parks, and a public elementary school on the west side of Lower Sacramento Road, south of Kettleman Lane, north of Harney Lane (including 565 and 603 East Harney Lane)

Including a City initiated request for the "other annexation areas" (48 acres) for annexation, General Plan amendment from a land use designation of PR (Planned Residential) to MDR (Medium Density Residential), and a pre-zoning of RMD (Residential Medium Density) to avoid creation of a county island

- c) Approve the Westside Development Project, which includes an annexation, pre-zoning, Development Agreement, amendment to the Bicycle Transportation Master Plan, and an amendment to the Westside Facilities Master Plan to incorporate 151 acres into the City of Lodi to allow construction of 750 dwelling units, 3 neighborhood/community parks, and a public elementary school at 351 East Sargent Road, 70 East Sargent Road, 212 East Sargent Road, and 402 East Sargent Road *NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31*

Disclosures

Mayor Hitchcock disclosed she met with the applicant prior to the meeting and discussed the project, mitigation, fee for one-to-one acreage, and property purchase by the developer. She also stated she attended the related Planning Commission meeting.

Council Member Hansen disclosed he met with the applicant prior to the meeting and discussed the impact fee on one-to-one acreage, administrative costs, the buffer zone, and development agreement. He also stated the Westside project is behind his residence and City Attorney Schwabauer advised he may have a conflict of interest.

Council Member Beckman disclosed he spoke with the applicant prior to the meeting on two occasions and discussed mitigation measures for one-to-one acreage.

Mayor Pro Tempore Johnson disclosed he met with the applicant prior to the meeting, spoke with several members of the Planning Commission, and reviewed the tapes of the related Planning Commission meeting.

Council Member Mounce disclosed she met with the applicant prior to the meeting and discussed housing density, Harney Lane changes, and mitigation. She also stated she attended the related Planning Commission meeting.

RECESS

At 8:19 p.m. Mayor Hitchcock called for a recess to allow City Attorney Schwabauer time to review conflict of interest and disclosure matters, and the City Council meeting reconvened at 8:38 p.m.

I. PUBLIC HEARING (Continued)

I-1 City Attorney Schwabauer provided an overview of the real property conflict of interest (Cont'd.) rules and regulations. Mr. Schwabauer suggested the Council may hear the Southwest project but not consider the Westside project until it is determined whether a conflict exists. City Manager King concurred.

PUBLIC COMMENTS:

- Tom Doucette, the applicant, stated he is comfortable with proceeding on the Gateway project only.

Mayor Hitchcock inquired about the certification of the Environmental Impact Report (EIR). City Attorney Schwabauer suggested reserving judgment on the Westside portion.

- Ann Cerney spoke in opposition to conducting the public hearing for the Gateway project, stating bifurcation of the project creates confusion because the projects are intricately involved and recommended the project be heard in its entirety.
- Brian Youngblood spoke in opposition to proceeding with the public hearing, stating the projects should be heard together because they were previously presented together.

- Wendell Kiser, Planning Commissioner, spoke in opposition to proceeding with the public hearing, stating the Planning Commission felt the two projects were tied together.

Discussion ensued between Council Member Hansen and City Attorney Schwabauer regarding the specifics of the conflict of interest rules as they pertain to real property and the exceptions that may apply.

- Randy Snider spoke in favor of proceeding with the public hearing, stating two public hearings would have to be conducted if there is a conflict.
- Osha Meserve spoke in opposition to proceeding with the public hearing, stating the projects should be heard together for public participation and understanding since they were packaged together in an EIR.

RECESS

At 9:04 p.m., Mayor Hitchcock called for a recess at the applicant's request, and the City Council meeting reconvened at 9:09 p.m.

I. PUBLIC HEARING (Continued)

I-1 Mr. Doucette, the applicant, requested the entire matter be continued to November 15, (Cont'd.) 2006.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Hitchcock second, unanimously voted to continue the entire matter to the November 15, 2006, regular City Council meeting.

I-2 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Hitchcock called for the public hearing to consider resolution establishing area of benefit and reimbursable costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) improvements. *NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31*

City Manager King reported that a letter from the proponents had been received requesting that the hearing be continued to December 20, 2006.

MOTION / VOTE:

The City Council, on motion of Council Member Mounce, Beckman second, unanimously continued the public hearing to consider resolution establishing area of benefit and reimbursable costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) improvements to the meeting of December 20, 2006.

J. COMMUNICATIONS

J-1 Claims filed against the City of Lodi – None

J-2 The following postings/appointments were made:

- a) The City Council, on motion of Council Member Beckman, Mounce second, unanimously directed the City Clerk to post for the following expiring terms:

Lodi Senior Citizens Commission

Kathryn Siddle Term to expire December 31, 2006

Recreation Commission

Ken Sasaki Term to expire December 31, 2006

Ed Wall, Jr. Term to expire December 31, 2006

Barbara Wardrobe-Fox Term to expire December 31, 2006

San Joaquin Valley Unified Air Pollution Control District Citizens Advisory Committee

Wade Broughton Term to expire January 31, 2007

Site Plan and Architectural Review Committee

Keith Selleseth Term to expire January 31, 2007

J-3 Miscellaneous – None

K. REGULAR CALENDAR

K-1 “Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$293,278.31)”

MOTION/ VOTE:

The City Council, on motion of Council Member Mounce, Beckman second, unanimously approved expenses incurred by outside counsel/consultants relative to the Environmental Abatement Program litigation and various other cases being handled by outside counsel in the amount of \$293,278.31, as detailed below:

Folger Levin & Kahn – Invoices Distribution

Matter No.	Invoice No.	Date	Description	Water Acct. Total Amount
8002	97985	9/30/2006	People v. M&P Investments	\$ 98,968.81
8003	97988	9/30/2006	Hartford Insurance Coverage Litigation	\$147,876.91
8008	97989	9/30/2006	City of Lodi v. Envision Law Group	<u>\$ 33,326.60</u>
			Total	\$280,172.32

Kronick Moskovitz Tiedemann & Girard – Invoices Distribution

Account: 100351.7323				Total
11233.026	228236	09/25/06	Lodi First v. City of Lodi	\$ 97.84
11233.027	228236	09/25/06	Citizens for Open Government v. City of Lodi	\$ 152.00
			Total	\$ 249.84

JAMS (Mediation Services)

Account: Water

Invoice #0001204354-110	State of California v. M&P Investments	\$ 6,759.39
Invoice #00001199497-100	Hartford v. City of Lodi	<u>\$ 4,300.00</u>
	Total	\$ 11,059.39

Document Services Unlimited

Account: Water

Invoice #06SF929129 – Duplication of Oversize Sewer “Pin” Maps	\$ 898.38
Matter # 8003 Hartford v. City of Lodi	
Invoice #05SF101696 – Duplication of Oversize Sewer “Pin” Maps	<u>\$ 898.38</u>
Matter #8002 People v. M&P Investments	
Total	\$ 1,796.76

L. ORDINANCES

None

Continued November 1, 2006

M. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 9:15 p.m., in memory of William (Bill) Sunday, father-in-law of Council Member Hansen who passed away on October 20, and Jean Lechner, mother of City employee Rob Lechner who passed away on October 11.

ATTEST:

Randi Johl
City Clerk

**CITY OF LODI
INFORMAL INFORMATIONAL MEETING
"SHIRTSLEEVE" SESSION
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, NOVEMBER 7, 2006**

The November 7, 2006, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl
City Clerk

**LODI CITY COUNCIL
SPECIAL CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, NOVEMBER 8, 2006**

A. CALL TO ORDER / ROLL CALL

The Special City Council meeting of November 8, 2006, was called to order by Mayor Hitchcock at 6:05 p.m.

Present: Council Members – Beckman, Hansen (arrived at 6:15 p.m.), Johnson, Mounce (left at 7:30 p.m.), and Mayor Hitchcock

Absent: Council Members – None

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

B. CLOSED SESSION

At 6:05 p.m., Mayor Hitchcock adjourned the Special City Council meeting to a Closed Session to discuss the following matters:

B-1 Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), regarding Association of Lodi City Employees (General Services and Maintenance and Operators) and Lodi City Mid-Management Association pursuant to Government Code §54957.6

B-2 Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658

B-3 Actual Litigation: Government Code §54956.9(a); One Case; People of the State of California and the City of Lodi, California v. M & P Investments, et al., United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM

The Closed Session adjourned at 8:19 p.m.

C. RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 8:19 p.m., Mayor Hitchcock reconvened the Special City Council meeting, and City Attorney Schwabauer disclosed the following actions.

Item B-1 was not discussed and was continued to the meeting of November 15, 2006.

In regard to Items B-2 and B-3, direction was given; no reportable action was taken.

D. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 8:19 p.m.

ATTEST:

Randi Johl
City Clerk