



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: February 4, 2015
Time: Closed Session 6:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Jennifer M. Ferraiolo
City Clerk
Telephone: (209) 333-6702

6:55 p.m. Invocation/Call to Civic Responsibility. Invocations/Calls may be offered by any of the various religious and non-religious organizations within and around the City of Lodi. These are voluntary offerings of private citizens, to and for the benefit of the Council. The views or beliefs expressed by the Speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the beliefs or views of any speaker.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Conference with Adele Post, Human Resources Manager, and Jordan Ayers, Deputy City Manager (Labor Negotiators), Regarding Lodi City Mid-Management Association, AFSCME General Services and Maintenance & Operators, Police Mid-Managers, Lodi Police Officers Association, Lodi Police Dispatchers Association, and Lodi Professional Firefighters Pursuant to Government Code §54957.6 (CM)

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll Call

B. Presentations – None

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

- C-1 Receive Register of Claims in the Amount of \$6,011,209.33 (FIN)
- C-2 Approve Minutes (CLK)
 - a) January 6, 13, and 20, 2015 (Shirtsleeve Sessions)
 - b) January 6 and 20, 2015 (Special Meetings)
 - c) January 7 and 21, 2015 (Regular Meetings)
- C-3 Approve Plans and Specifications and Authorize Advertisement for Bids for White Slough Water Pollution Control Facility Farm Irrigation Improvements – Phase 1 (PW)
- C-4 Approve Plans and Specifications and Authorize Advertisement for Bids for Henry Graves Park Pump Station Improvements Project (PW)
- Res. C-5 Adopt Resolution Awarding Contract for 2015 GrapeLine Bus Stop Accessibility and Shelter Improvements to Sierra National Construction, Inc., of Carmichael (\$282,692) (PW)
- Res. C-6 Adopt Resolution Authorizing: 1) The Non-Competitive Purchase of Musco Sports Lighting Components and Installation to Musco Lighting, of Oskaloosa, Iowa, for the Salas Park Sports Lighting Upgrade (\$219,984); 2) Appropriation of \$225,000 from Parks Capital Fund; and 3) Acceptance of a \$32,500 Gift from the Boosters of Boys/Girls Sports Over Five Years (PRCS)
- C-7 Accept Improvements Under Contract for Turner Road Surface Improvements Project, Loma Drive to Pleasant Avenue (PW)
- C-8 Accept Improvements Under Contract for Stockton Street Offsite Improvements (PW)
- Res. C-9 Adopt Resolution Accepting Public Improvements at 2311 Cochran Road (Westwind Drive to 250 Feet East of Westwind Drive) (PW)

- Res. C-10 Adopt Resolution Approving Appropriation for Harney Lane Grade Separation Right-of-Way Acquisition (\$239,100) (PW)
- C-11 Receive Update on Emergency Condition at White Slough Water Pollution Control Facility Digesters No. 1 and No. 2 (PW)
- Res. C-12 Adopt Resolution Approving Bylaw Changes for the Greater Lodi Area Youth Commission (CLK)
- C-13 Receive Biennial Report Regarding AB1234 Mandatory Ethics Training (CLK)
- C-14 Receive Report Regarding Boards, Committees, and Commissions (CLK)
- Res. C-15 Adopt Resolution Selecting Grape Bowl Improvements Phase 4 as Project Nomination for San Joaquin Council of Governments' One Voice Trip (PW)

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.

Public comment may only be made on matters within the Lodi City Council's jurisdiction (Government Code Section 54954.3, Lodi City Council Protocol Manual Section 6.3I). The Council cannot take action or deliberate on items that are not on this agenda unless there is an emergency and the need to take action on that emergency arose after this agenda was posted (Government Code Section 54954.2(b)(2)). All other items may only be referred for review to staff or placement on a future Council agenda.

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

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

G. Public Hearings – None

H. Communications – None

I. Regular Calendar

- Res. I-1 Adopt Resolution Adding One Senior Police Administrative Clerk and Deleting One Police Records Clerk II Within the Police Department (CM)
- Res. I-2 Adopt Resolution Approving the Classification and Salary Range of Public Works Management Analyst and Approving the Reclassification of One Management Analyst to Public Works Management Analyst and Approve an Increase to the Salary Range of Supervising Budget Analyst (CM)

J. Ordinances – None

K. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Jennifer M. Ferraiolo
City Clerk

All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk, located at 221 W. Pine Street, Lodi, and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 72 hours prior to the meeting date. Language interpreter requests must be received at least 72 hours in advance of the meeting to help ensure availability. Contact Jennifer M. Ferraiolo at (209) 333-6702. Solicitudes de interpretación de idiomas deben ser recibidas por lo menos con 72 horas de anticipación a la reunión para ayudar a asegurar la disponibilidad. Llame a Jennifer M. Ferraiolo (209) 333-6702.

Meetings of the Lodi City Council are telecast on SJTV, Channel 26. The City of Lodi provides live and archived webcasts of regular City Council meetings. The webcasts can be found on the City's website at www.lodi.gov by clicking the meeting webcasts link.



**CITY OF LODI
COUNCIL COMMUNICATION**

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AGENDA TITLE: Receive Register of Claims through January 15, 2015 in the Total Amount of \$6,011,209.33.

MEETING DATE: February 4, 2015

PREPARED BY: Financial Services Manager

RECOMMENDED ACTION: Receive the attached Register of Claims for \$6,011,209.33.

BACKGROUND INFORMATION: Attached is the Register of Claims in the amount of \$6,011,209.33 through 01/15/15. Also attached is Payroll in the amount of \$3,865,142.06.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: As per attached report.

Ruby R. Paiste, Financial Services Manager

RRP/rp

Attachments

APPROVED: _____
Stephen Schwabauer, City Manager

Council Report

City of Lodi, CA - v10.5 Live

12/19/2014 through 1/1/2015

Fund			Amount
100 - General Fund			1,873,217.56
120 - Library Fund			2,169.55
200 - Parks, Rec & Cultural Services			2,660.43
270 - Comm Dev Special Rev Fund			102.75
301 - Gas Tax-2105,2106,2107			57.24
303 - Measure K Funds			582,448.00
400 - Vehicle Replacement Fund			21,416.15
431 - Capital Outlay/General Fund			15,935.48
500 - Electric Utility Fund			72,104.05
501 - Utility Outlay Reserve Fund			8,610.00
508 - Environmental Compliance			4,995.00
530 - Waste Water Utility Fund			3,043.98
531 - Waste Wtr Util-Capital Outlay			27,785.88
560 - Water Utility Fund			1,823.40
561 - Water Utility-Capital Outlay			27,964.56
600 - Dial-a-Ride/Transportation			2,071.77
650 - Internal Service/Equip Maint			143.16
Total			2,646,548.96

Council Report for Payroll

Payroll	Pay Per Date	Co	Name	Gross Pay
Regular	12/21/14	00100	General Fund	702,606.57
		00160	Electric Utility Fund	168,420.02
		00170	Waste Water Utility Fund	116,256.78
		00180	Water Utility Fund	10,088.81
		00210	Library Fund	26,849.35
		00260	Internal Service/Equip Maint	15,861.26
		00321	Gas Tax-2105,2106,2107	32,845.04
		00340	Comm Dev Special Rev Fund	24,758.60
		00347	Parks, Rec & Cultural Services	102,627.40
		01250	Dial-a-Ride/Transportation	8,060.96
Pay Period Total:				
Sum				1,208,374.79
Retiree	01/31/15	00100	General Fund	90,015.29
Pay Period Total:				
Sum				90,015.29

Council Report

City of Lodi, CA - v10.5 Live

1/2/2015 through 1/15/2015

Fund			Amount
100 - General Fund			1,220,224.45
120 - Library Fund			13,066.59
140 - Expendable Trust			127,855.03
200 - Parks, Rec & Cultural Services			36,595.43
270 - Comm Dev Special Rev Fund			2,244.58
301 - Gas Tax-2105,2106,2107			12,957.40
302 - Gas Tax -2103			231,156.11
303 - Measure K Funds			73,427.84
307 - Federal - Streets			4,748.27
331 - LTF-Pedestrian/Bike			705.38
350 - H U D			368.10
402 - Info Systems Replacement Fund			951.63
431 - Capital Outlay/General Fund			366,615.28
434 - Arts in Public Places-IMF			600.00
500 - Electric Utility Fund			174,190.48
501 - Utility Outlay Reserve Fund			3,915.10
504 - Public Benefits Fund			63,610.27
530 - Waste Water Utility Fund			189,258.41
531 - Waste Wtr Util-Capital Outlay			114,920.66
560 - Water Utility Fund			376,329.03
561 - Water Utility-Capital Outlay			15,387.55
565 - PCE/TCE Rate Abatement Fund			10,485.93
590 - Central Plume			9,447.90
600 - Dial-a-Ride/Transportation			156,836.80
601 - Transit Capital			2,082.50
650 - Internal Service/Equip Maint			63,042.70
655 - Employee Benefits			51,014.55
660 - General Liabilities			23,156.00
665 - Worker's Comp Insurance			19,466.40
Total			3,364,660.37

Pay Period Ending 1/4/15	Gross Pay
Administration, Internal Services, Police, & Fire	661,706.80
Public Works Admin, Eng, Facilities, MSC	65,262.73
Electric Utility	191,724.53
Waste Water Utility	104,359.68
Water Utility	19,737.24
Library	25,431.80
Fleet	18,910.77
Street Maintenance	30,271.06
Community Development	26,611.14
Parks, Rec & Cultural Services	63,724.57
Total	1,207,740.32

Pay Period Ending 1/18/15	Gross Pay
Administration, Internal Services, Police, & Fire	786,024.55
Public Works Admin, Eng, Facilities, MSC	71,665.89
Electric Utility	166,730.89
Waste Water Utility	108,296.76
Water Utility	20,187.73
Library	26,230.69
Fleet	16,903.37
Street Maintenance	33,771.58
Community Development	26,491.24
Parks, Rec & Cultural Services	102,708.96
Total	1,359,011.66



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CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Approve Minutes
a) January 6, 2015 (Shirtsleeve Session)
b) January 6, 2015 (Special Meeting)
c) January 7, 2015 (Regular Meeting)
d) January 13, 2015 (Shirtsleeve Session)
e) January 20, 2015 (Shirtsleeve Session)
f) January 20, 2015 (Special Meeting)
g) January 21, 2015 (Regular Meeting)

MEETING DATE: February 4, 2015

PREPARED BY: City Clerk

RECOMMENDED ACTION: Approve the following minutes as prepared:
a) January 6, 2015 (Shirtsleeve Session)
b) January 6, 2015 (Special Meeting)
c) January 7, 2015 (Regular Meeting)
d) January 13, 2015 (Shirtsleeve Session)
e) January 20, 2015 (Shirtsleeve Session)
f) January 20, 2015 (Special Meeting)
g) January 21, 2015 (Regular Meeting)

BACKGROUND INFORMATION: Attached are copies of the subject minutes marked Exhibit A through G, respectively.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.

Jennifer M. Ferraiolo
City Clerk

Attachments

APPROVED: _____
Stephen Schwabauer, City Manager

**LODI CITY COUNCIL
SHIRTSLEEVE SESSION
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, JANUARY 6, 2015**

The January 6, 2015, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Jennifer M. Robison
City Clerk

**LODI CITY COUNCIL
SPECIAL CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, JANUARY 6, 2015**

A. Roll call by City Clerk

The Special City Council meeting of January 6, 2015, was called to order by Mayor Johnson at 7:01 a.m.

Present: Council Member Kuehne, Council Member Nakanishi, Mayor Pro Tempore Chandler, and Mayor Johnson

Absent: Council Member Mounce

Also Present: City Manager Schwabauer, City Attorney Magdich, and City Clerk Robison

B. Topic(s)

B-1 Appointments of City Council Members to Fill Vacancies on Various Boards, Commissions, and Committees and Related Actions (CLK)

City Clerk Robison provided a PowerPoint presentation regarding the appointments of City Council Members to fill vacancies on various boards, commissions, and committees and related actions. Discussion, recommendations, and directions regarding each group are summarized below:

Greater Lodi Area Youth Commission

Mayor Johnson suggested that this Council representative position be eliminated as no other board or commission has a Council Member serving as a representative or liaison. He stated that he spoke with the liaison to the Commission who indicated that the group was functioning well and could continue to do so without the Council representative. Council concurred with the recommendation.

Ms. Robison stated that this amendment requires Council action to amend the bylaws and she would place the matter on an upcoming agenda.

Greenbelt 2x2x2 Committee

Mayor Johnson stated that this Committee has been inactive for four or more years and suggested that, if the need arises, the Council can reactive the Committee at a future date. The recommendation was to disband the Committee and remove it from the list. Council concurred with the recommendation.

Joint City/County Criminal Justice Task Force

Council Member Nakanishi indicated his interest in serving on this Task Force as the time commitment would work well with his schedule.

Mayor Johnson stated that this Task Force was created three years ago for the purpose of discussing the construction of a new jail; however, funds diminished and the meetings decreased to one time a year. He noted that an article in The Record quoted Sheriff Steve Moore as saying he was applying for funding to build a new jail and he believed that there was a possibility the meetings could increase.

In response to Council Member Nakanishi, Mayor Johnson stated he would prefer this Task Force be structured by position, instead of name, and suggested the position of Mayor be appointed as the Delegate and the position of Mayor Pro Tempore be appointed as Alternate. Council concurred with the recommendation.

Northeastern San Joaquin County Groundwater Banking Authority

Mayor Johnson requested that Council Member Nakanishi consider representing this group due to his experience in the assembly and past work on water-related issues. Mayor Johnson believed this issue will become increasingly more important. Council Member Nakanishi accepted the recommendation, and the Council concurred with the recommendation.

Northern California Power Agency (NCPA) and City of Lodi Risk Oversight Committee (ROC)

City Manager Schwabauer explained that the City Council Member who serves as the Alternate to NCPA also represents ROC and that should be taken into consideration when considering the NCPA Delegate and Alternate appointments.

Mayor Johnson explained that he brought forward the topic of ROC years ago in order to have Council representation on the Committee because the Committee makes important decisions regarding electric purchases.

In response to Mayor Johnson, Mayor Pro Tempore Chandler stated he would be interested in serving as the NCPA Delegate. Council concurred with the recommendation.

In response to Mayor Johnson, Electric Utility Director stated that ROC meets on an as-needed basis, and Mr. Schwabauer added that it meets roughly eight times per year.

Mayor Johnson stated he would be willing to serve as the NCPA Alternate and the Delegate to ROC. Council concurred with the recommendation.

San Joaquin County Abandoned Vehicle Abatement Service Authority

In response to Mayor Johnson, Deputy City Manager Jordan Ayers stated that the City receives funding for abandoned vehicles and that there may be a connection between receiving the funding and having a representative on the Authority.

Council Member Nakanishi stated he would be willing to serve on this group. Council concurred with the recommendation.

San Joaquin Council of Governments (SJCOG)

Mayor Johnson stated that Council Member Kuehne had expressed an interest in serving on SJCOG, and Council Member Kuehne confirmed his willingness. Council concurred with the recommendation.

San Joaquin Council of Governments' Regional Transportation Impact Fee Policy Committee

Ms. Robison reported that SJCOG representative Andrew Chesley informed her this Committee served its purpose and no longer existed. It was recommended that the Committee be removed from the list. Council concurred with the recommendation.

San Joaquin County Flood Control and Water Conservation District - Water Advisory Commission

At the request of Mayor Johnson, Ms. Robison stated she would check with San Joaquin County Public Works as to whether or not the Delegate appointment must be filled by an elected official or if a staff member would suffice. Council concurred with the recommendation.

San Joaquin County Mokelumne River Water and Power Authority

Ms. Robison reported that this was no longer a standing committee and recommended it be removed from the list. Council concurred with the recommendation.

San Joaquin County Solid Waste Management Task Force

Mayor Johnson stated he was willing to serve as the Delegate as this appointment is typically filled by a city's mayor and further recommended that the Alternate position be removed from the list. Council concurred with the recommendation.

San Joaquin Partnership

Ms. Robison reported that, according to a representative from the Partnership, no Alternate appointment is necessary as the Alternate has no voting power in the absence of the Delegate. It

was recommended that the Alternate position be removed from the list. Council concurred with the recommendation.

San Joaquin Valley Special City Selection Committee

Mayor Johnson stated these meetings are on an as-called basis and he recalled that it has only met once each year. He further explained its purpose, which is to select new cities to be added to the air quality control board. He suggested these appointments be made by position with the position of Mayor as the Delegate and the position of Mayor Pro Tempore as the Alternate. Council concurred with the recommendation.

Transmission Agency of Northern California (TANC)

Ms. Robison reported that a representative from TANC confirmed that appointments to this agency are not required to be elected officials. It was recommended that the position of Rates & Resources Manager be appointed as the Alternate and the second Alternate position be deleted and removed from the list. Council concurred with the recommendation.

Andrew Chesley with SJCOG stated he was in attendance as he was interested in the process and wanted to meet the new representative to SJCOG.

Mayor Pro Tempore Chandler made a motion, second by Council Member Kuehne, to accept and approve the recommendations as set forth above.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Nakanishi, Mayor Pro Tempore Chandler, and Mayor Johnson

Noes: None

Absent: Council Member Mounce

C. Comments by public on non-agenda items

None.

D. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 7:21 a.m.

ATTEST:

Jennifer M. Robison
City Clerk

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, JANUARY 7, 2015**

C-1 Call to Order / Roll Call

The City Council Closed Session meeting of January 7, 2015, was called to order by Mayor Johnson at 6:00 p.m.

Present: Council Member Kuehne, Council Member Nakanishi, Mayor Pro Tempore Chandler, and Mayor Johnson

Absent: Council Member Mounce

Also Present: City Manager Schwabauer, City Attorney Magdich, and City Clerk Robison

C-2 Announcement of Closed Session

- a) Conference with Adele Post, Human Resources Manager, and Jordan Ayers, Deputy City Manager (Labor Negotiators), Regarding Lodi City Mid-Management Association, AFSCME General Services and Maintenance & Operators, Police Mid-Managers, Lodi Police Officers Association, Lodi Police Dispatchers Association, and Lodi Professional Firefighters Pursuant to Government Code §54957.6 (CM)

C-3 Adjourn to Closed Session

At 6:00 p.m., Mayor Johnson adjourned the meeting to a Closed Session to discuss the above matter. The Closed Session adjourned at 6:59 p.m.

C-4 Return to Open Session / Disclosure of Action

At 7:04 p.m., Mayor Johnson reconvened the City Council meeting, and City Attorney Magdich disclosed the following action.

Item C-2(a) was discussion only with no reportable action.

A. Call to Order / Roll Call

The Regular City Council meeting of January 7, 2015, was called to order by Mayor Johnson at 7:04 p.m.

Present: Council Member Kuehne, Council Member Nakanishi, Mayor Pro Tempore Chandler, and Mayor Johnson

Absent: Council Member Mounce

Also Present: City Manager Schwabauer, City Attorney Magdich, and City Clerk Robison

B. Presentations - None

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

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

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Nakanishi, Mayor Pro Tempore Chandler, and

Mayor Johnson
Noes: None
Absent: Council Member Mounce

C-1 Receive Register of Claims in the Amount of \$4,525,932.16 (FIN)

Claims were approved in the amount of \$4,525,932.16.

C-2 Approve Minutes (CLK)

The minutes of December 11, 2014 (Special Joint Meeting), December 16, 2014 (Shirtsleeve Session), December 16, 2014 (Special Joint Meeting), December 17, 2014 (Regular Meeting), December 23, 2014 (Shirtsleeve Session), and December 30, 2014 (Shirtsleeve Session) were approved as written.

C-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Well 6R Pump Replacement Project (PW)

Approved the plans and specifications and authorized advertisement for bids for the Well 6R Pump Replacement Project.

C-4 Approve Specifications and Authorize Advertisement for Bids for Fire Station No. 3 Building Repairs (PW)

Approved the specifications and authorized advertisement for bids for Fire Station No. 3 Building Repairs.

C-5 Adopt Resolution Approving Purchase of 2014 Massey Ferguson 2635 Tractor from JM Equipment, of Manteca (\$31,098.60) and One 2014 Trimax Pegasus 493 Mower from Trimax Mowing Systems, Inc., of Griffin, Georgia (\$43,454.23) (PRCS)

Adopted Resolution No. 2015-01 approving the purchase of a 2014 Massey Ferguson 2635 tractor from JM Equipment, of Manteca, in the amount of \$31,098.60 and one 2014 Trimax Pegasus 493 mower from Trimax Mowing Systems, Inc., of Griffin, Georgia, in the amount of \$43,454.23.

C-6 Adopt Resolution Authorizing City Manager to Execute Change Order No. 7 to the 2013-2015 Tree Maintenance Contract with West Coast Arborist, Inc., of Anaheim (\$50,000) (PW)

This item was removed from the Consent Calendar by Council Member Kuehne for discussion purposes.

In response to Council Member Kuehne, Public Works Director Wally Sandelin stated he did not have a breakdown of all seven of the contract change orders; however, he stated that the nature of the changes in the past were typically to expand the scope of services. City Manager Schwabauer added that these changes were not a result of the contractor; rather, they were for additions at the City's requests, as well as for extensions of the contract.

In response to Mayor Johnson, Mr. Sandelin stated he suspected the primary reason West Coast Arborist is typically the sole bidder on these projects is that the other companies realize they cannot reasonably compete against them. Mr. Sandelin expressed his appreciation to West Coast Arborist who, for the last five years, has strung the lights on the Hospice tree in front of City Hall at no charge.

Council Member Kuehne made a motion, second by Mayor Pro Tempore Chandler, to adopt Resolution No. 2015-02 authorizing the City Manager to execute Change Order No. 7 to the 2013-2015 Tree Maintenance Contract with West Coast Arborist, Inc., of Anaheim, in the amount of \$50,000.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Nakanishi, Mayor Pro Tempore Chandler, and Mayor Johnson

Noes: None

Absent: Council Member Mounce

C-7 Receive Update on Emergency Condition at White Slough Water Pollution Control Facility Digesters No. 1 and No. 2 (PW)

Received an update on the emergency condition at White Slough Water Pollution Control Facility Digesters No. 1 and No. 2.

D. Comments by the Public on Non-Agenda Items

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Alex Aliferis spoke in support of protecting Proposition 13, stating there is a group attempting to approve a parcel tax, which would negatively impact homeowners, property tax levels, and communities. Mayor Johnson suggested he work with Council Member Mounce who is active on the League of California Cities.

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

Council Member Nakanishi announced that he attended the swearing-in ceremony for newly-elected members of San Joaquin County Board of Supervisors, Kathy Miller and Chuck Winn. Council Member Nakanishi shared Supervisor Chairman Bob Elliott's message to the public, which included the County's first structurally balanced budget in six years, agriculture being the largest industry in the county, the Board's efforts to educate legislators on the flaws of the Bay-Delta Conservation Plan and its devastating effects on the Delta, and the reconvening of the City/County Criminal Justice Task Force in an effort to strengthen public safety.

Mayor Johnson responded to citizen complaints that were received after the recent newspaper article regarding Lodi Police Department officers attending the police officer funeral in New York City. Mayor Johnson assured the public that it was appropriate for local police personnel to attend the funeral of a fellow, fallen officer and that no City funds were expended toward their attendance. Many people and agencies expressed their support by providing or donating various aspects and costs associated with this event. Further, Mayor Johnson announced that the Lodi Court is back and now open, adding that this, and the return of the Lodi District Attorney's Office, is a great benefit to this community.

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

In regard to the return of the Lodi Court, City Manager Schwabauer stated that the City will also realize benefits in the form of reduced costs in transporting people to court in Stockton, as well as travel and overtime costs associated with officers testifying in Stockton court. The convenience of testifying in Lodi also allows officers to get back to patrolling the streets much quicker. The District Attorney's Office will also be beneficial to citizens involved with witness programs and restraining orders. As an additional comment to the San Joaquin County's first balanced budget in six years, Mr. Schwabauer congratulated the City Council for adopting a balanced budget every year since the great recession.

- G. Public Hearings - None
- H. Communications - None
- I. Regular Calendar
- I-1 Review of City's Annual Financial Report (Fiscal Year 2013/14) by Macias, Gini & O'Connell, LLP (CM)

Deputy City Manager Jordan Ayers provided a PowerPoint presentation regarding the City's Comprehensive Annual Financial Report (Fiscal Year 2013/14) by Macias, Gini & O'Connell, LLP. Specific topics of discussion included the auditor's opinion, status of City's financial position, highlights of financial records, single audit, and management letter. Mr. Ayers expressed his appreciation to Financial Services Manager Ruby Paiste and Supervising Accountant Wendy Corder-Dowhower for their hard work and effort on this report, adding that the report is available on the City's website.

In response to Mayor Johnson, Mr. Ayers stated that the City coordinates with two programs for business licenses: one is the data exchange with the State Franchise Tax Board, the other is an exchange with Sacramento County, the purpose of which is to compare databases to ascertain discrepancies between the agencies and close those gaps if possible by notifying businesses that a license is necessary.

In response to Council Member Nakanishi, Mr. Ayers stated that Other Post Employment Benefits has been a requirement for a number of years, but the pension liability will come forward in the next statement for Fiscal Year 2014/15.

In response to Mayor Pro Tempore Chandler, Mr. Ayers stated that the Tyler Technologies data centers are in Maine and Texas, each night a snapshot of the current system is taken and that data is stored, and can be restored, from either of those two back-up data centers.

- J. Ordinances - None
- K. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 7:37 p.m.

ATTEST:

Jennifer M. Robison
City Clerk

**LODI CITY COUNCIL
SHIRTSLEEVE SESSION
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, JANUARY 13, 2015**

A. Roll Call by City Clerk

The Shirtsleeve Session of January 13, 2015, was called to order by Mayor Johnson at 7:03 a.m.

Present: Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Absent: Council Member Kuehne, and Mayor Pro Tempore Chandler

Also Present: City Manager Schwabauer, City Attorney Magdich, and Deputy City Clerk Farris

B. Topic(s)

B-1 Update on Traffic Control Box Art Project (PRCS)

Jennifer Winn, Recreation Manager and Lodi Arts Commission Liaison, provided a PowerPoint presentation regarding Art in Public Places/Art Advisory Board's Traffic Control Box Art Project. Specific topics of discussion included history of the project, locations of Phase I projects (Lower Sacramento Road/Lodi Avenue, Turner Road/Mills Avenue, Pine Street/Cherokee Lane, Harney Lane/Reynolds Ranch Parkway, and Hale Road/Cherokee Lane), locations of Phase II projects (Sacramento Street/Lodi Avenue, Beckman Road/Kettleman Lane, Crescent Avenue/Lodi Avenue, Church Street/Lockeford Street, Turner Road/Stockton Street, Century Boulevard/Hutchins Street, Lower Sacramento Road/Vine Street, Lower Sacramento Road/Century Boulevard, and Fairmont Avenue/Lodi Avenue), completion of Phase II, future Phase III, and available locations.

In response to Mayor Johnson, City Manager Schwabauer explained that due to the extension of Lodi Avenue, the electronic system at the corner of Lower Sacramento Road and Lodi Avenue will be completely redone and the box at that location will no longer be used. Ms. Winn stated that she has met with staff in the Parks Division and the artists, and they developed a plan to continue to display the art by moving the box to Kofu Park where it will be used as a storage unit.

In response to Mayor Johnson, Ms. Winn stated there has been some difficulty in finding artists in the past. There were only two artists for Phase I. She stated that they go through periods when few applications are received. The Art Advisory Board discussed this problem and has posted "Your Art Here" signs at the available locations, which has brought more interest from local artists. Catherine Metcalf, Chair of the Art Advisory Board, added that the Board is exploring ways to generate more interest, aside from only advertising in the newspaper, such as notices on FaceBook. Parks, Recreation and Cultural Services Director Jeff Hood recognized Ms. Metcalf as the Board member who originally brought forth the idea of art on Lodi's traffic control boxes.

In response to Mayor Johnson, Ms. Winn confirmed that the artists choose their subject, but each artist must submit a color draft of their proposed project and the Art Advisory Board carefully reviews the submittal before approval.

Mayor Johnson stated that he appreciates the art on the traffic control boxes and inquired as to how it has been received by the public. Ms. Winn responded that it has been well received by the community, that the public enjoys the art, and that she has received very positive feedback through calls and emails. In addition, another city recently called to ask about the project as they are planning to initiate something similar.

Council Member Mounce commented that she has been in contact with Caltrans and has tentatively set up an appointment in January for a representative to come to the site at the corner of Lower Sacramento Road and Kettleman Lane to discuss an art project to honor Tom

Kettleman. She noted that the City Manager had offered the traffic control box at the new WalMart location, but she feels that location is less suitable as it will not be available until six to eight months from now and that the Caltrans location is really more appropriate as that was where Tom was most often seen. She will continue to work with Caltrans.

Council Member Nakanishi expressed appreciation for the project and inquired into the funding. Ms. Winn stated that the Art in Public Places fund pays for the project and that the fund currently has \$167,000 available. Each phase costs between \$3,000 and \$4,500. Council Member Nakanishi reiterated that no General Fund money is used for the project. Council Member Mounce pointed out that developers pay fees into the Art in Public Places fund in conjunction with their development projects.

In response to Mayor Johnson, Ms. Winn stated that taggers have not been a problem with this project. She noted that the box on Ham Lane and Century Boulevard, near Tokay High School, had a small area that had been keyed. Other than that, there have been no reports of damage, and she recently visited all of the locations in preparation of today's report. Council Member Mounce stated that she worries about public art, but taggers seem to leave local art alone. She used the PG&E wall on Cherokee Lane near Highway 12 as an example.

In response to Mayor Johnson's inquiry regarding future projects, Ms. Metcalf stated that the Board is working on having the J. Seward Johnson sculptures return to Lodi, although this time they will be the iconic statues. In particular, the *Marilyn* statue will be featured near the movie theater. Other well known sculptures will include the *Mariachis* and the *Kiss*, a statue designed after the famous photograph of a sailor kissing a nurse at the end of World War II. The Art Advisory Board will host additional activities while the sculptures are on display. The sculptures are expected to generate a lot of media attention and out-of-town visitors. In response to Mayor Johnson, Ms. Metcalf explained that the iconic sculptures are not much more expensive than the ones displayed previously. The cost will be approximately \$30,000, compared to \$27,000 last time. Ms. Winn added that the delivery cost has increased and the *Marilyn* sculpture is slightly more. In response to Council Member Mounce, Ms. Metcalf stated that the sculptures will be on display for the May Street Faire, from April 15 through July 15, and will also be in place for the first portion of the Farmers' Market. In addition to the sculptures, the Board is also working on an art project near the Library, as well as bike racks to replace those slated for removal at the Library. They also plan to join with a private sector partner to provide public benches. Ms. Metcalf stated that the Board strives to find affordable projects to make the funds last as long as possible. Council Member Mounce thanked Ms. Metcalf for all of her work in conjunction with the Art Advisory Board.

Myrna Wetzel asked about the City hosting a chalk art festival and Ms. Metcalf agreed that would be a good idea and will have the Board look into it. Ms. Wetzel added that the water tower visible from Lower Sacramento Road and Turner Road is very unsightly and suggested having it painted with trees, bushes, and flowers. Ms. Metcalf stated she would also have the Board check into that.

C. Comments by Public on Non-Agenda Items - None

D. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 7:23 a.m.

ATTEST:

Pamela M. Farris
Deputy City Clerk

**LODI CITY COUNCIL
SHIRTSLEEVE SESSION
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, JANUARY 20, 2015**

The January 20, 2015, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Jennifer M. Robison
City Clerk

**LODI CITY COUNCIL
SPECIAL CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
TUESDAY, JANUARY 20, 2015**

A. Roll call by City Clerk

The Special City Council meeting of January 20, 2015, was called to order by Mayor Johnson at 7:01 a.m.

Present: Council Member Kuehne, Council Member Mounce, Mayor Pro Tempore Chandler, and Mayor Johnson

Absent: Council Member Nakanishi

Also Present: City Manager Schwabauer, City Attorney Magdich, and City Clerk Robison

B. Regular Calendar

B-1 Set Public Hearing for February 18, 2015, to Consider and Approve an Amendment of the 2014-15 Annual Action Plan (CD)

Neighborhood Services Manager Joseph Wood explained that the purpose of this item was to set a public hearing for February 18, 2015, for the reallocation of Community Development Block Grant (CDBG) funds. One of the reallocations is toward a new activity, while the other is to reallocate funds to an existing project.

Council Member Mounce made a motion, second by Mayor Pro Tempore Chandler, to set a public hearing for February 18, 2015, to consider and approve an amendment of the 2014-15 Annual Action Plan.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Mayor Pro Tempore Chandler, and Mayor Johnson

Noes: None

Absent: Council Member Nakanishi

B-2 Appointments to the Lodi Arts Commission, Personnel Board of Review, and Recreation Commission and Re-Post for Remaining Vacancy on the Lodi Senior Citizen Commission (CLK)

City Clerk Robison reviewed the Mayor's recommended appointments to the Lodi Arts Commission, Personnel Board of Review, and Recreation Commission, and the recommendation to re-post for one remaining vacancy on the Lodi Senior Citizens Commission, which will remain open until filled.

Council Member Mounce expressed her belief that the selected candidates did not reflect the diversity of the community by including representation from other genders, ethnicities, or ages and, therefore, she stated she would not support the recommendation.

Mayor Johnson responded that he agreed diversity among a group is important; however, he additionally believed in appointing the best, most qualified person to a position, which was his recommendation before Council. In further response to Council Member Mounce, Mayor Johnson provided details regarding the candidates' qualifications, backgrounds, and priorities that each expressed during the interview process, which was the basis for his recommendation.

Mayor Pro Tempore Chandler made a motion, second by Council Member Kuehne, to make the following appointments and direct the City Clerk to re-post for one vacancy to remain open until filled, as recommended by the Mayor and detailed below:

Appointments

Lodi Arts Commission

Mary Finley, term to expire July 1, 2017

Personnel Board of Review

James Sheeran, term to expire January 1, 2018

John Stroh, term to expire January 1, 2018

Recreation Commission

Michael Carouba, term to expire December 31, 2018

Mark Hamilton, term to expire December 31, 2018

Jeff Palmquist, term to expire December 31, 2018

Posting

Lodi Senior Citizen Commission

One Vacancy, term to expire December 31, 2018

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Mayor Pro Tempore Chandler, and Mayor Johnson

Noes: Council Member Mounce

Absent: Council Member Nakanishi

B-3 Park Ordinance Update (PRCS)

Jeff Hood, Parks, Recreation, and Cultural Services Director, provided a PowerPoint presentation regarding the Park ordinance update. Specific topics of discussion included Park ordinance update, outreach recap for park permits, commercial park use permit fees, park permits for large groups, athletic field permits, smoking ban in parks, other changes to the Park ordinance, and the next steps in the Park ordinance update.

In response to Council Member Mounce, Mr. Hood stated exceptions include no commercial activity in parks on weekends and only concessionaires are allowed to conduct business activity at Lodi Lake. With regard to photographers, the exception is that photographs can be taken at Lodi Lake Park, but they would need to follow the commercial-use regulations.

In response to Mayor Pro Tempore Chandler, Mr. Hood stated that currently Headwaters is the only concessionaire at Lodi Lake. Further, groups will be allowed to teach classes at area parks, but not at Lodi Lake or at any park on the weekends.

In response to Mayor Johnson, Mr. Hood stated that rentals at Lodi Lake are heavily booked and the weekends are deeply impacted with visitors. The primary reason for this amendment is to prevent conflicts with park users, especially in light of recent changes in park usage and the population growth.

In response to Council Member Kuehne, Mr. Hood clarified that this ordinance addresses all parks, not solely Lodi Lake, and there would be no commercial activity in any park on the weekends, with some minor exceptions. With regard to concessionaires at Lodi Lake, only the City-contracted concessionaire would be permitted to operate at the lake.

In response to Council Member Mounce, Mr. Hood confirmed that, under this ordinance, any instructor who wants to teach class on City property will need to go through the Parks, Recreation, and Cultural Services Department process to ensure there are no conflicts with other

users, to make staff aware of usage for maintenance purposes, and to ensure the instructor is properly insured. This also prevents the business from putting its overhead on the taxpayers.

In response to Council Member Mounce, City Manager Schwabauer stated that part of the drive for this proposal is that commercial groups are taking over the parks and destroying the turf and equipment, thereby preventing taxpayers from using the facilities. For-profit businesses are creating hazards that could ultimately injure a park patron, and ultimately it is the City's obligation to protect its resources and citizens. Council Member Mounce added that the same is true regarding the homeless population that spoils parks with trash, drugs, and alcohol, yet this ordinance only targets business owners.

Mr. Hood provided further information regarding photography businesses, stating they are a commercial business, many of whom do not operate with a City business license. Recently, both Lodi Lake and Hutchins Street Square have had conflicts with photographers interfering with scheduled activities and creating turmoil for the paid, planned events.

In response to Mayor Pro Tempore Chandler, Mr. Hood explained that the Turf Tier 1 fee category is for low-use areas, whereas Turf Tier 2 is for areas with high visibility and demand.

In response to Mayor Johnson and Council Member Mounce, Mr. Hood stated that the participation rate is number of participants in an activity and that the fee, which is structured off of a similar ordinance from Denver, Colorado, is on an annual basis.

In response to Council Member Kuehne, Mr. Hood stated that park users are primarily vocal and will complain if they see violations. Additionally, the City has a park police officer program, which is year-round but tapered in winter months; a full-time Park Program Coordinator who handles park reservations and monitors park usage; and park maintenance staff that can handle policing of the ordinance. City Attorney Magdich added that violations of the ordinance would be cited and prosecuted by the City Attorney's Office, adding that warnings are typically given first and the majority of citations are for being in parks after hours and for alcohol. Mr. Schwabauer and Mr. Hood both reiterated that staff's initial approach is to warn people that they are in violation and to educate them on the rules. Only those unwilling to abide by the regulations and repeat offenders are cited.

In response to Council Member Kuehne, Mr. Hood stated that requests for a fee waiver would be approved by the Director and are typically granted to events geared toward community benefit.

In response to Mayor Johnson, Mr. Hood stated that there is a weekly print out of park events that can be shared with police officers for assisting in monitoring approved uses. In most cases, a follow-up phone call would be made the next day to educate those in violation of the rules.

Council Member Mounce suggested that, instead of a complete ban on cigarette smoking in parks, designated areas be set aside for smokers and that all marijuana smoking in parks be banned. Mr. Hood responded that option is available, adding that some cities have designated smoking areas during special events but the general rule has been to prohibit smoking altogether.

Council Member Kuehne agreed that parks should have a designated smoking area and stated he was opposed to an outright ban on smoking.

Mayor Johnson believed that this ordinance will be difficult to police and that designating set-aside smoking areas will only compound the enforcement issue and, therefore, he was not adverse to banning all smoking in parks.

Mr. Schwabauer confirmed that the smoking ban is not only for tobacco, but would also include marijuana.

Council Member Mounce stated a compromise could be no smoking in parks 100 percent of the time, with the exception of during events where a designated area could be set aside for smokers.

In response to Mayor Johnson, Mr. Hood stated that the ordinance would override any specific no-smoking policies at individual parks, adding that the Director currently has the authority to designate certain areas as non-smoking, but he felt this was too big of a public policy to implement on his authority alone.

Kelly Gretsinger expressed concerns with the proposed ordinance based on the fact that this appears to be another tax on businesses, this would add further red tape to the process, it discourages people from exercising at public parks, and the ban on smoking is too prohibitive. He complained that the amount of litter and debris at the entries into Lodi has increased over the past few years. Mr. Gretsinger suggested staff review Government Code Section 831.7, which he believed already protected municipalities from injuries on playing fields and in parks, making this ordinance amendment unnecessary as it relates to City liability.

Myrna Wetzel stated that studies show walking is good exercise, and has no associated fee, and that she was supportive of the non-smoking ban in parks.

Ed Miller expressed opposition to the proposed ordinance, stating that staff should regularly review its ordinances to ensure they do not become outdated and obsolete and that it make incremental changes annually. He further stated there was insufficient evidence to justify the no-smoking ban and that, if all smoke were banned from parks, smoke from barbecues would also have to be banned. He suggested that further discussion and review occur on this proposed ordinance, including methods to address the growing litter problem.

Michael Carouba expressed support for the no-smoking ban in parks, stating that it sends a poor message to children when coaches and parents smoke during sporting events and park activities. Public parks should be free from cigarette smoke.

Larry Long, Parks and Recreation Commissioner, stated that the Commission has been discussing this ordinance amendment for a long time and that the purpose is to ensure that area parks are available for multiple uses, are safe for all who use them, and free from cigarette smoke. The ordinance is not being amended in order to generate money; rather, it is to ensure all events, activities, and daily uses line up; that facilities and equipment are not damaged; and that patrons are not injured as a result of the damage, the cost for which the City ultimately pays.

Council Member Mounce believed additional work was necessary on the ordinance amendment in order to line up specifics regarding fees for photographers and the smoking ban, while also factoring in the homeless at parks. She felt this ordinance did nothing to address the major gang, drug, and alcohol problems at Hale and Lawrence Parks. She requested the City Attorney research Government Code Section 831.7 to see how it conflicts with the proposed ordinance amendment. She further cautioned new Recreation Commission members about expressing opinions prior to voting on an issue.

Mr. Hood stated that staff ultimately opted to leave the homeless issue to Council and the task force as they would be looking at the issue from a community-wide standpoint and not solely for parks.

C. Comments by public on non-agenda items - None.

D. Adjournment

There being no further business, the meeting was adjourned at 8:26 a.m.

ATTEST:

Jennifer M. Robison
City Clerk

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, JANUARY 21, 2015**

The January 21, 2015, Regular Meeting of the Lodi City Council was canceled.

ATTEST:

Jennifer M. Robison
City Clerk



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Approve Plans and Specifications and Authorize Advertisement for Bids for White Slough Water Pollution Control Facility (WSWPCF) Farm Irrigation Improvements – Phase 1

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Approve plans and specifications and authorize advertisement for bids for White Slough Water Pollution Control Facility (WSWPCF) Farm Irrigation Improvements – Phase 1.

BACKGROUND INFORMATION: As part of the summer operation at WSWPCF, treated wastewater is pumped into a series of pipes and ditches to irrigate approximately 900 acres of farmland. There were multiple incidents in 2014 when the concrete ditch along Thornton Road overloaded and spilled into the County right-of-way. One of the contributing factors to the spills is a low spot in the ditch adjacent to Thornton Road, which is where the spills occurred. In order to eliminate the possibility of these spills, this project will remove the concrete ditches and replace them with buried pipes. These pipes are designed and sized to accommodate and assist with future irrigation expansions.

The improvements generally consist of removing 3,770 feet of concrete ditch and installing approximately 1,040 feet of 36-inch pipe, 2,730 feet of 30-inch pipe, five alfalfa valves, and five standpipes. The project location is shown on Exhibit A.

The specifications are on file in the Public Works Department. The planned bid opening date is February 25, 2015. The project estimate is \$490,000.

FISCAL IMPACT: This work has already been included in the FY 2014/15 budget.

FUNDING AVAILABLE: Funding will be identified at project award.

F. Wally Sandelin
Public Works Director

Prepared by Sean Nathan, Associate Civil Engineer
FWS/SN/smh
Attachment
cc: Deputy Public Works Director

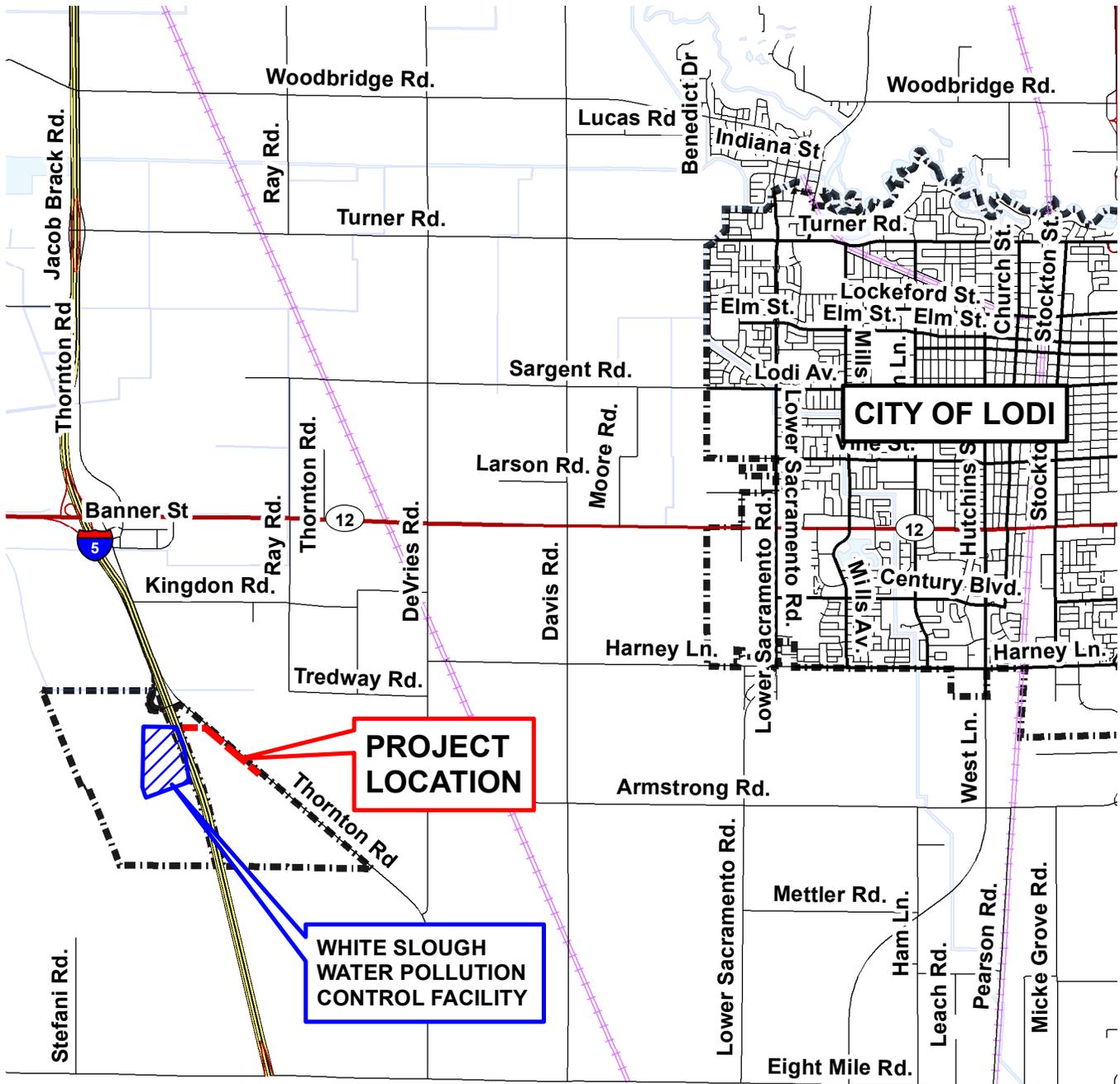
APPROVED: _____
Stephen Schwabauer, City Manager

WHITE SLOUGH WATER POLLUTION CONTROL FACILITY

EXHIBIT A



1 inch = 6,000 feet





CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Approve Plans and Specifications and Authorize Advertisement for Bids for Henry Graves Park Pump Station Improvements Project

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Approve plans and specifications and authorize advertisement for bids for Henry Graves Park Pump Station Improvements Project.

BACKGROUND INFORMATION: This project consists of furnishing and installing a submersible storm drain pump, electrical control panel, and other incidental and related work, all as shown on the plans and specifications for the project.

The existing storm drain pump station at Henry Graves Park was originally installed in 1965. The pump station was designed to handle the on-site irrigation water drainage and other miscellaneous storm water drainage to keep the low-lying play field dry. The existing pump and control equipment have exhibited wear and tear from normal usage. The existing control panel is severely corroded and it is separating from the foundation. The pump control component inside the panel is aged and is not safe to be operated. The new pump and control equipment to be installed with this project will be up-to-date equipment and allow remote monitoring through the City's SCADA system.

The specifications are on file in the Public Works Department. The planned bid opening date is February 25, 2015. The project estimate is \$88,000.

FISCAL IMPACT: This project will reduce the maintenance cost to the pump station.

FUNDING AVAILABLE: Funding will be identified at project award.

F. Wally Sandelin
Public Works Director

Prepared by Lyman Chang, Senior Civil Engineer
FWS/LC/smh
cc: Deputy Public Works Director
Utility Superintendent
Senior Civil Engineer

APPROVED: _____
Stephen Schwabauer, City Manager



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Awarding Contract for 2015 GrapeLine Bus Stop Accessibility and Shelter Improvements to Sierra National Construction, Inc., of Carmichael (\$282,692)

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt resolution awarding contract for 2015 GrapeLine Bus Stop Accessibility and Shelter Improvements to Sierra National Construction, Inc., of Carmichael, in the amount of \$282,692.

BACKGROUND INFORMATION: This project consists of removing accessibility barriers near eight GrapeLine bus stops and installing shelters at nine bus stop locations. Curb ramps will be installed at 11 locations and alley approaches will be reconstructed at the locations to meet ADA guidelines. Each new shelter will include lighting, a bench, and a trash can.

Plans and specifications for this project were approved on December 17, 2014. The City received the following five bids for this project on January 14, 2015.

Bidder	Location	Bid
Engineer's Estimate		\$ 344,860.00
Sierra National Construction, Inc.	Carmichael	\$ 282,692.00
A.M. Stephens Construction, Inc.	Lodi	\$ 286,675.05
FBD Vanguard Construction	Livermore	\$ 346,480.30
Robert Burns Construction	Stockton	\$ 383,483.40
George Reed	Modesto	\$ 455,777.17

FISCAL IMPACT: There will be a slight increase in the long-term maintenance costs associated with these improvements, which will be included in future Transit Operations budgets.

FUNDING AVAILABLE: This project will be funded by Federal Transit Administration (FTA) / Transportation Development Act (TDA) (60199000).

Jordan Ayers
Deputy City Manager/Internal Services Director

F. Wally Sandelin
Public Works Director

Prepared by Sean Nathan, Associate Civil Engineer
FWS/SN/smh
cc: Transportation Manager

APPROVED: _____
Stephen Schwabauer, City Manager

**2015 GRAPELINE BUS STOP ACCESSIBILITY
AND SHELTER IMPROVEMENTS
VARIOUS LOCATIONS**

CONTRACT

CITY OF LODI, CALIFORNIA

THIS CONTRACT made by and between the CITY OF LODI, State of California, herein referred to as the "City," and SIERRA NATIONAL CONSTRUCTION, INC., herein referred to as the "Contractor."

WITNESSETH:

That the parties hereto have mutually covenanted and agreed, and by these presents do covenant and agree with each other, as follows:

The complete Contract consists of the following documents which are incorporated herein by this reference, to-wit:

Notice Inviting Bids	The July 1992 Edition,
Information to Bidders	Standard Specifications,
Certifications and Forms	State of California,
General Provisions	Business and Transportation Agency,
Federal Requirements	Department of Transportation
Special Provisions	
Bid Proposal	
Contract	
Contract Bonds	
Federal Minimum Wage Rates	
Plans	
Addenda	

All of the above documents, sometimes hereinafter referred to as the "Contract Documents," are intended to cooperate so that any work called for in one and not mentioned in the other is to be executed the same as if mentioned in all said documents.

ARTICLE I - That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the City and under the condition expressed in the two bonds bearing even date with these presents and hereunto annexed, the Contractor agrees with the City, at Contractor's cost and expense, to do all the work and furnish all the materials except such as are mentioned in the specifications to be furnished by the City, necessary to construct and complete in a good workmanlike and substantial manner and to the satisfaction of the City the proposed improvements as shown and described in the Contract Documents which are hereby made a part of the Contract.

ARTICLE II - The City hereby promises and agrees with the Contractor to employ, and does hereby employ, the Contractor to provide all materials and services not supplied by the City and to do the work according to the terms and conditions for the price herein, and hereby contracts to pay the same as set forth in Section 5.600, "Measurement, Acceptance and Payment," of the General Provisions, in the manner and upon the conditions above set forth; and the said parties for themselves, their heirs, executors,

administrators, successors and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE III - The Contractor agrees to conform to the provisions of Chapter 1, Part 7, Division 2 of the Labor Code. The Contractor and any Subcontractor will pay the general prevailing wage rate and other employer payments for health and welfare, pension, vacation, travel time, and subsistence pay, apprenticeship or other training programs. The responsibility for compliance with these Labor Code requirements is on the prime contractor.

ARTICLE IV - And the Contractor agrees to receive and accept the following prices as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this agreement; also for all loss or damage arising out of the nature of the work aforesaid or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the City, and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the Plans and Contract Documents and the requirements of the Engineer under them, to-wit:

This work consists of installing 9 shelters at existing Grapeline bus stop locations and modifying concrete near 8 stops to improvement accessibility. The modifications include the replacement or construction of 11 curb ramps, 2 alley approaches, sign post relocations and other incidental and related work. Each new shelter will also include lighting, a bench, and a trash can. All work is as described in the specifications for the above project.

For additional contract item descriptions refer to Section 6-07 "Description of Bid Items" and Attachment "D".

CONTRACT ITEMS

Item	Description	Unit	Qty	Unit Price	Total
1	Misc. Clearing and Grubbing	LS	1	\$ 10,000.00	\$ 10,000.00
2	Remove Sidewalk / Ramp / Dwy / AC / Alley Approach	SF	8,443	\$ 3.50	\$ 29,550.50
3	Remove Curb / Curb and Gutter	LF	70	\$ 15.00	\$ 1,050.00
4	Furnish and Install New Sign Post and Sleeve. Relocate Ex Sign.	EA	4	\$ 290.00	\$ 1,160.00
5	Remove & Salvage Post. Relocate Sign	EA	6	\$ 140.00	\$ 840.00
6	Reset Sign Post in new Sleeve	EA	3	\$ 260.00	\$ 780.00
7	Remove & Salvage Bench	EA	9	\$ 200.00	\$ 1,800.00
8	Concrete Subgrade Compaction	SF	6,601	\$ 1.50	\$ 9,901.50
9	Install Concrete Pad / Sidewalk / Ramp / Res. Dwy	SF	5,578	\$ 10.00	\$ 55,780.00
10	Install Alley Approach	SF	1,023	\$ 8.00	\$ 8,184.00
11	Install Curb / Curb and Gutter	LF	717	\$ 28.00	\$ 20,076.00
12	Install Asphalt Concrete Transition	SF	1,145	\$ 14.00	\$ 16,030.00

Item	Description	Unit	Qty	Unit Price	Total
13	Furnish and Install Shelter, Bench, Trash Can and Amenities	EA	9	\$ 11,200	\$ 100,800.00
14	Install Sidewalk / Curb Drain	EA	6	\$ 450.00	\$ 2,700.00
15	Furnish and Install 24" Riser	EA	2	\$ 640.00	\$ 1,280.00
16	Furnish and Install SICB	EA	3	\$ 1,200.00	\$ 3,600.00
17	Install 8" Dia SD Lateral & Connections	LF	40	\$ 80.00	\$ 3,200.00
18	Reset / Adjust Catch Basin Frame and Cover	EA	3	\$ 270.00	\$ 810.00
19	Replacel Water Valve Frame and Cover	EA	4	\$ 350.00	\$ 1,400.00
20	Furnish and Install Truncated Domes	SF	175	\$ 28.00	\$ 4,900.00
21	Reset Property Pin	EA	2	\$ 950.00	\$ 1,900.00
22	Reset Monument	EA	3	\$ 950.00	\$ 2,850.00
23	Perform Root Surgery and Install Root Barrier	EA	2	\$ 400.00	\$ 800.00
24	Provide 2-Year Maintenance Bond	LS	1	\$ 3,300.00	\$ 3,300.00

TOTAL \$282,692.00

ARTICLE V - By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code, which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

ARTICLE VI - It is further expressly agreed by and between the parties hereto that, should there be any conflict between the terms of this instrument and the Bid Proposal of the Contractor, then this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

ARTICLE VII - The City is to furnish the necessary rights-of-way and easements and to establish lines and grades for the work as specified under the Special Provisions. All labor or materials not mentioned specifically as being done by the City will be supplied by the Contractor to accomplish the work as outlined in the specifications.

ARTICLE VIII - The Contractor agrees to commence work pursuant to this contract within 15 calendar days after the City Manager has executed the contract and to diligently prosecute to completion within 50 WORKING DAYS.

WHEN SIGNING THIS CONTRACT, THE CONTRACTOR AGREES THAT THE TIME OF COMPLETION FOR THIS CONTRACT IS REASONABLE AND THE CONTRACTOR AGREES TO PAY THE CITY LIQUIDATED DAMAGES AS SET FORTH IN SECTION 6-04.03 OF THE SPECIAL PROVISIONS. CONTRACTOR AGREES THAT THIS AMOUNT MAY BE DEDUCTED FROM THE AMOUNT DUE THE CONTRACTOR UNDER THE CONTRACT.

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands the year and date written below.

CONTRACTOR:

CITY OF LODI

By: _____
Stephen Schwabauer
City Manager

By: _____

Date: _____

Title

Attest:

City Clerk

(CORPORATE SEAL)

Approved As To Form

Janice D. Magdich
City Attorney



RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING
AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE
CONTRACT FOR THE 2015 GRAPELINE BUS STOP
ACCESSIBILITY AND SHELTER IMPROVEMENTS

=====

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on January 14, 2015, at 11:00 a.m., for the 2015 GrapeLine Bus Stop Accessibility and Shelter Improvements, described in the plans and specifications therefore approved by the City Council on December 17, 2014; and

WHEREAS, said bids have been checked and tabulated and a report thereof filed with the City Manager as follows:

Bidder	Bid
Engineer's Estimate	\$ 344,860.00
Sierra National Construction, Inc.	\$ 282,692.00
A.M. Stephens Construction, Inc.	\$ 286,675.05
FBD Vanguard Construction	\$ 346,480.30
Robert Burns Construction	\$ 383,483.40
George Reed	\$ 455,777.17

WHEREAS, staff recommends awarding the contract for the 2015 GrapeLine Bus Stop Accessibility and Shelter Improvements to the low bidder, Sierra National Construction, Inc., of Carmichael, in the amount of \$282,692.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby award the construction contract for the 2015 GrapeLine Bus Stop Accessibility and Shelter Improvements to the low bidder, Sierra National Construction, Inc., of Carmichael, California, in the amount of \$282,692; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the contract.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the City Council of the City of Lodi in a regular meeting held February 4, 2015, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Authorizing:
1) The Non-Competitive Purchase of Musco Sports Lighting Components and Installation to Musco Lighting, Oskaloosa, Iowa, for the Salas Park Sports Lighting Upgrade (\$219,984);
2) Appropriation of \$225,000 from Parks Capital Fund;
3) Acceptance of a \$32,500 Gift From the Boosters of Boys/Girls Sports Over Five Years

MEETING DATE: February 4, 2015

PREPARED BY: Parks, Recreation and Cultural Services Director

RECOMMENDED ACTION: Adopt resolution authorizing:
1) The non-competitive purchase of Musco sports lighting components and installation to Musco Lighting of Oskaloosa, Iowa, for the Salas Parks Sports Lighting Upgrade in the amount of \$219,984;
2) Appropriation of \$225,000 from Parks Capital Fund;
3) Acceptance of a \$32,500 gift from the Boosters of Boys/Girls Sports over five years;

BACKGROUND INFORMATION: Salas Park is Lodi's primary sports park for youth baseball, softball, soccer and football, for both practices and games. The park consists of 60-, 70- and 90-foot baseball diamonds, a 60-foot softball diamond, two soccer fields and a football practice area. Games and practices are scheduled in the facility from March into November.

Many of the events are held after sunset, as Salas is one of the City's few lighted sports fields. Nineteen of the park's 21 sports light poles are wooden utility poles dating to the 1980s, and two are 70-foot metal poles installed approximately 15 years ago to increase the amount of space available for night-time practices. Musco Lighting, the nation's premier sports lighting company and the manufacturer of all of the City's existing sports lights, installed the lights between 15 and 30 years ago.

APPROVED: _____
Stephen Schwabauer, City Manager

Adopt Resolution Authorizing:

- 1) *The non-competitive purchase of Musco sports lighting components and installation to Musco Lighting of Oskaloosa, Iowa, for the Salas Parks Sports Lighting Upgrade in the amount of \$219,984;*
- 2) *Appropriation of \$225,000 from Parks Capital Fund;*
- 3) *Acceptance of a \$32,500 gift from the Boosters of Boys/Girls Sports over five years*

February 4, 2015
Page 2

Three wooden poles are in need of immediate replacement due to deteriorating and potentially hazardous condition. Staff reached out to Musco Lighting to determine the replacement cost of the three poles with taller, metal poles and replacement lighting. The per-pole cost, with new lamps and associated electrical components, was nearly \$30,000 because of costs associated with mobilizing a contractor for installation and construction. As a result, PRCS staff began looking at ways of driving down the per-pole cost with a larger, more cost-effective project.

Staff met with Electric Utility staff regarding the availability of Public Benefits Funds and the Boosters of Boys/Girls Sports (BOBS) for a contribution to the project because their youth programs are the exclusive users of the lighted fields. The BOBS' board voted in December to approve a \$32,500 donation, payable in five annual installments of \$6,500, toward the project. The Electric Utility agreed to support the project with an energy efficiency rebate, which depends on the project size.

With the goal of obtaining the most effective and affordable project, the Department asked Musco Lighting to provide the cost to replace all 11 light poles on the park perimeter, as well as how many new poles a project in the \$200,000 range could provide. The larger pole project estimate of \$292,500 would stretch PRCS' finances, while the project recommended would replace eight poles at a cost of \$219,984. On a per-pole basis, the recommended project price is \$27,500.

One of the elements of the project is an automatic controller like the ones at the Grape Bowl and Kofu Park. The system allows PRCS staff to program lighting operations remotely, eliminating the need for a staff person to turn lights on and off in the field. It is identical to that used for the Grape Bowl and Kofu Park. In addition, the light system is monitored by Musco at its headquarters in Iowa, and Musco alerts staff in the event of a system malfunction. It also provides more control over energy usage, reducing power consumption by 25 percent. This energy-saving component is eligible for \$11,600 in Public Benefits funds from the Electric Utility.

PRCS will replenish the Parks Capital fund by increasing its annual transfer by approximately \$36,000 a year over five years, in addition to the BOBS' annual contribution. PRCS believes this amount is feasible, given the Department's improving financial condition and the importance of Salas Park to youth sports programs without a disproportionately negative impact on other facility needs.

Lodi Municipal Code 3.20.070 allows the dispensing of bids when City Council determines it is the best method of purchase. Musco is the only lighting company that the City has worked with. The equipment proposed for purchase will upgrade existing Musco equipment. The City also has Musco products at the Grape Bowl, Softball Complex, Chapman Field, Zupo Field, Kofu Park and Hale Park basketball courts. The new equipment comes with a 25-year warranty and relamping services. Because of these factors, staff recommends the non-competitive purchase of the Musco Sports Lighting components and installation.

Adopt Resolution Authorizing:

- 1) *The non-competitive purchase of Musco sports lighting components and installation to Musco Lighting of Oskaloosa, Iowa, for the Salas Parks Sports Lighting Upgrade in the amount of \$219,984;*
- 2) *Appropriation of \$225,000 from Parks Capital Fund;*
- 3) *Acceptance of a \$32,500 gift from the Boosters of Boys/Girls Sports over five years*

February 4, 2015
Page 3

In addition to the lighting project costs, the requested appropriation will provide the Department an additional \$5,016 for contingencies and related needs, such as repairs to turf, if warranted.

FISCAL IMPACT: Net impact of \$180,900 on Parks Capital, with repayment over five years. Inability to safely light the field carries other risks, including liability from deteriorating poles and reduced program revenue.

FUNDING AVAILABLE: Parks Capital Fund (432.32205, unreserved)

Jordan Ayers, Deputy City Manager/Internal Services Director

Jeff Hood
Director Parks, Recreation and Cultural Services

JMR:tl

Attachments

cc: City Attorney



MY PROJECT
 Name: Salas Park Relight
 Location: Lodi, CA

EQUIPMENT LAYOUT

INCLUDES:
 - Baseball
 - Jr. Football
 - Soccer #1
 - Soccer #2
 - Soccer #3
 - Softball Field #1
 - Softball Field #2
 - Softball Field #3

Electrical System Requirements: Refer to Amperage Draw Chart and/or the "Musco Control System Summary" for electrical sizing.
Installation Requirements: Results assume +/- 3% nominal voltage at line side of the ballast and structures located within 3 feet (1m) of design locations.

EQUIPMENT LIST FOR AREAS SHOWN

QTY	LOCATION	SIZE	GRADE ELEVATION	MOUNTING HEIGHT	Luminaires		QTY/POLE
					LAMP TYPE	1500 WATT MZ	
2	A1, A3	70"	-	70'	1500W MZ	3/3*	
2	A2, A4	70"	-	70'	1500W MZ	3/3*	
2	B1, B3	70"	-	70'	1500W MZ	5/5*	
1	B2	70"	-	70'	1500W MZ	6/6*	
1	B4	70"	-	70'	1500W MZ	5/6*	
11	C1-C4 C6-C7 P1-P5	70"	-	70'	1500W MZ	5	
1	C5	70"	-	70'	1500W MZ	6	
1	C8	70"	-	70'	1500W MZ	4	
-	E1-E2	70"	-	70'	Existing	-	
21	TOTALS						136

* This structure utilizes a back-to-back mounting configuration

SINGLE LUMINAIRE AMPERAGE DRAW CHART

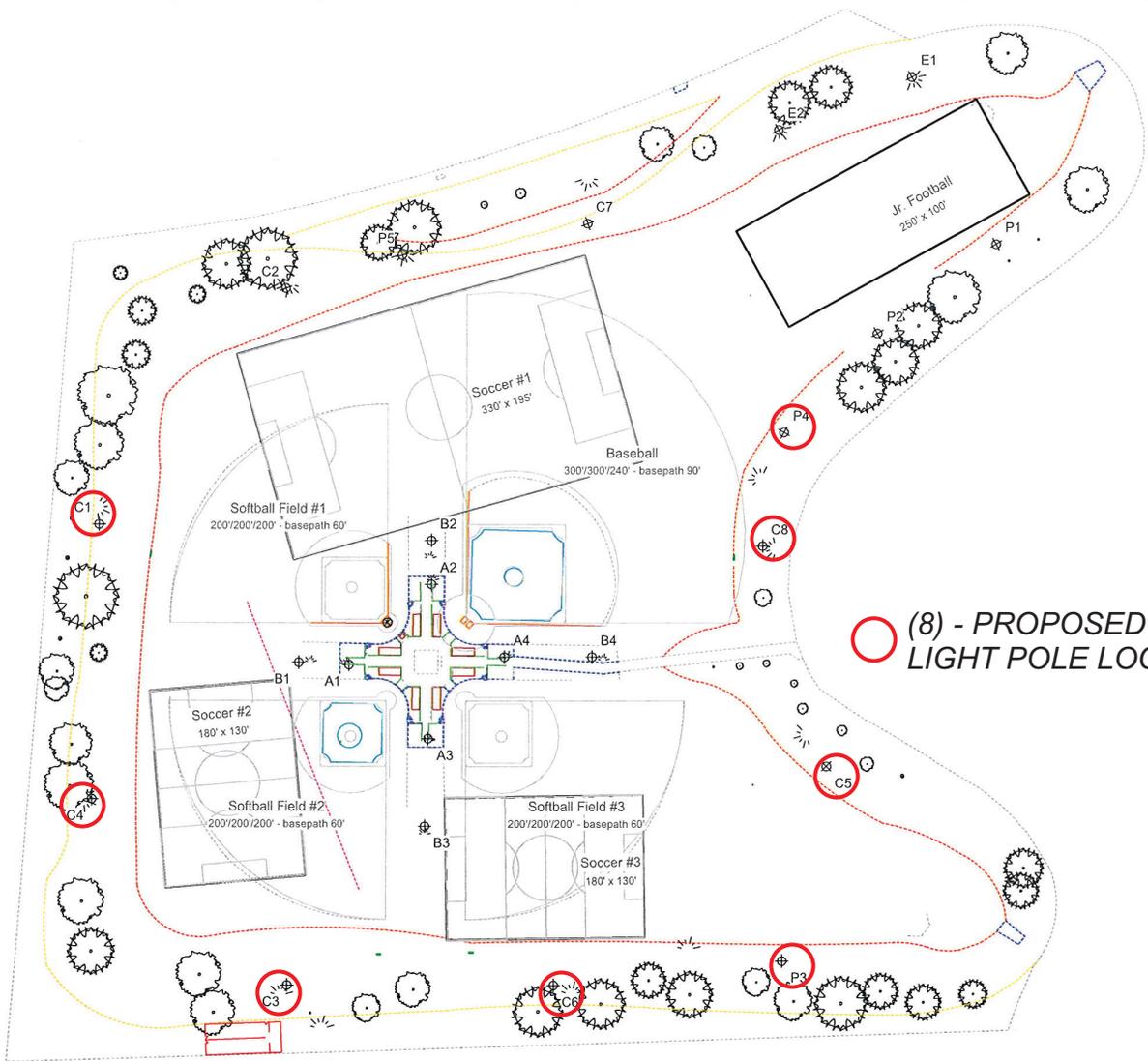
Ballast Specifications Line Amperage Per Luminaire (150 min power factor) (max draw)

Single Phase Voltage	208 (90)	220 (90)	240 (90)	277 (90)	347 (90)	380 (90)	480 (90)
1500 watt MZ	8.1	7.7	7.1	6.1	4.8	4.4	3.7

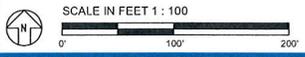
ENGINEERED DESIGN
 By: Eric Svenby
 File # / Date: 115807A 27-Mar-13

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EQUIPMENT LAYOUT



(8) - PROPOSED NEW LIGHT POLE LOCATIONS



Pole location(s) Ⓢ dimensions are relative to 0,0 reference point(s) ⊗

SALAS PARK PROPOSED SPORTS LIGHTING IMPROVEMENTS

AGREEMENT FOR PROFESSIONAL SERVICES

ARTICLE 1 PARTIES AND PURPOSE

Section 1.1 Parties

THIS AGREEMENT is entered into on February 5, 2015, by and between the CITY OF LODI, a municipal corporation (hereinafter "CITY"), and Musco Corporation (hereinafter "CONTRACTOR").

Section 1.2 Purpose

CITY selected the CONTRACTOR to provide the services required in accordance with attached Scope of Services, Exhibit A, attached and incorporated by this reference.

CITY wishes to enter into an agreement with CONTRACTOR for Sports Lighting Replacement and Installation Project at Salas Park (hereinafter "Project") as set forth in the Scope of Services attached here as Exhibit A. CONTRACTOR acknowledges that it is qualified to provide such services to CITY.

ARTICLE 2 SCOPE OF SERVICES

Section 2.1 Scope of Services

CONTRACTOR, for the benefit and at the direction of CITY, shall perform the Scope of Services as set forth in Exhibit A.

Section 2.2 Time For Commencement and Completion of Work

CONTRACTOR shall commence work pursuant to this Agreement, upon receipt of a written notice to proceed from CITY or on the date set forth in Section 2.6, whichever occurs first, and shall perform all services diligently and complete work under this Agreement based on a mutually agreed upon timeline or as otherwise designated in the Scope of Services.

CONTRACTOR shall submit to CITY such reports, diagrams, drawings and other work products as may be designated in the Scope of Services.

CONTRACTOR shall not be responsible for delays caused by the failure of CITY staff to provide required data or review documents within the appropriate time frames. The review time by CITY and any other agencies involved in the project shall not be counted against CONTRACTOR's contract performance period. Also, any delays due to

weather, vandalism, acts of God, etc., shall not be counted. CONTRACTOR shall remain in contact with reviewing agencies and make all efforts to review and return all comments.

Section 2.3 Meetings

CONTRACTOR shall attend meetings as may be set forth in the Scope of Services.

Section 2.4 Staffing

CONTRACTOR acknowledges that CITY has relied on CONTRACTOR's capabilities and on the qualifications of CONTRACTOR's principals and staff as identified in its proposal to CITY. The Scope of Services shall be performed by CONTRACTOR, unless agreed to otherwise by CITY in writing. CITY shall be notified by CONTRACTOR of any change of Project Manager and CITY is granted the right of approval of all original, additional and replacement personnel at CITY's sole discretion and shall be notified by CONTRACTOR of any changes of CONTRACTOR's project staff prior to any change.

CONTRACTOR represents it is prepared to and can perform all services within the Scope of Services (Exhibit A) and is prepared to and can perform all services specified therein. CONTRACTOR represents that it has, or will have at the time this Agreement is executed, all licenses, permits, qualifications, insurance and approvals of whatsoever nature are legally required for CONTRACTOR to practice its profession, and that CONTRACTOR shall, at its own cost and expense, keep in effect during the life of this Agreement all such licenses, permits, qualifications, insurance and approvals, and shall indemnify, defend and hold harmless CITY against any costs associated with such licenses, permits, qualifications, insurance and approvals which may be imposed against CITY under this Agreement.

Section 2.5 Subcontracts

Unless prior written approval of CITY is obtained, CONTRACTOR shall not enter into any subcontract with any other party for purposes of providing any work or services covered by this Agreement.

Section 2.6 Term

The term of this Agreement commences on February 5, 2015 and terminates upon the completion of the Scope of Services or on June 1, 2015, whichever occurs first.

ARTICLE 3 **COMPENSATION**

Section 3.1 Compensation

CONTRACTOR's compensation for all work under this Agreement shall conform to the provisions of the Fee Proposal, attached hereto as Exhibit B and incorporated by this reference.

CONTRACTOR shall not undertake any work beyond the scope of this Agreement unless such additional work is approved in advance and in writing by CITY.

Section 3.2 Method of Payment

CONTRACTOR shall submit invoices for completed work on a monthly basis, or as otherwise agreed, providing, without limitation, details as to amount of hours, individual performing said work, hourly rate, and indicating to what aspect of the Scope of Services said work is attributable. CONTRACTOR's compensation for all work under this Agreement shall not exceed the amount of the Fee Proposal.

Section 3.3 Costs

The Fee Proposal shall include all reimbursable costs required for the performance of the Scope of Services. Payment of additional reimbursable costs considered to be over and above those inherent in the original Scope of Services shall be approved in advanced and in writing, by CITY.

Section 3.4 Auditing

CITY reserves the right to periodically audit all charges made by CONTRACTOR to CITY for services under this Agreement. Upon request, CONTRACTOR agrees to furnish CITY, or a designated representative, with necessary information and assistance needed to conduct such an audit.

CONTRACTOR agrees that CITY or its delegate will have the right to review, obtain and copy all records pertaining to performance of this Agreement. CONTRACTOR agrees to provide CITY or its delegate with any relevant information requested and shall permit CITY or its delegate access to its premises, upon reasonable notice, during normal business hours for the purpose of interviewing employees and inspecting and copying such books, records, accounts, and other material that may be relevant to a matter under investigation for the purpose of determining compliance with this requirement. CONTRACTOR further agrees to maintain such records for a period of three (3) years after final payment under this Agreement.

ARTICLE 4
MISCELLANEOUS PROVISIONS

Section 4.1 Nondiscrimination

In performing services under this Agreement, CONTRACTOR shall not discriminate in the employment of its employees or in the engagement of any sub CONTRACTOR on the basis of race, color, religion, sex, sexual orientation, marital status, national origin, ancestry, age, or any other criteria prohibited by law.

Section 4.2 ADA Compliance

In performing services under this Agreement, CONTRACTOR shall comply with the Americans with Disabilities Act (ADA) of 1990, and all amendments thereto, as well as all applicable regulations and guidelines issued pursuant to the ADA.

Section 4.3 Indemnification and Responsibility for Damage

CONTRACTOR to the fullest extent permitted by law, shall indemnify and hold harmless CITY, its elected and appointed officials, directors, officers, employees and designated volunteers from and against any claims, damages, losses, and expenses (including reasonable attorney's fees and costs), arising out of performance of the services to be performed under this Agreement, provided that any such claim, damage, loss, or expense is caused by the negligent acts, errors or omissions of CONTRACTOR, any subcontractor employed directly by CONTRACTOR, anyone directly or indirectly employed by any of them, or anyone for whose acts they may be liable, except those injuries or damages arising out of the active negligence, sole negligence, or sole willful misconduct of the City of Lodi, its elected and appointed officials, directors, officers, employees and designated volunteers. CITY may, at its election, conduct the defense or participate in the defense of any claim related in any way to this indemnification. If CITY chooses at its own election to conduct its own defense, participate in its own defense, or obtain independent legal counsel in defense of any claim related to this indemnification, CONTRACTOR shall pay all of the costs related thereto, including without limitation reasonable attorney fees and costs. The defense and indemnification obligations required by this Agreement are undertaken in addition to, and shall not in any way be limited by the insurance obligations set forth herein.

Section 4.4 No Personal Liability

Neither the City Council, nor any other officer or authorized assistant or agent or City employee shall be personally responsible for any liability arising under this Agreement.

Section 4.5 Responsibility of CITY

CITY shall not be held responsible for the care or protection of any material or parts of the work described in the Scope of Services prior to final acceptance by CITY, except as expressly provided herein.

Section 4.6 Insurance Requirements for CONTRACTOR

CONTRACTOR shall take out and maintain during the life of this Agreement, insurance coverage as set forth in Exhibit C attached hereto and incorporated by this reference.

Section 4.7 Successors and Assigns

CITY and CONTRACTOR each bind themselves, their partners, successors, assigns, and legal representatives to this Agreement without the written consent of the others. CONTRACTOR shall not assign or transfer any interest in this Agreement without the prior written consent of CITY. Consent to any such transfer shall be at the sole discretion of CITY.

Section 4.8 Notices

Any notice required to be given by the terms of this Agreement shall be in writing signed by an authorized representative of the sender and shall be deemed to have been given when the same is personally served or upon receipt by express or overnight delivery, postage prepaid, or three (3) days from the time of mailing if sent by first class or certified mail, postage prepaid, addressed to the respective parties as follows:

To CITY: City of Lodi
 221 West Pine Street
 P.O. Box 3006
 Lodi, CA 95241-1910
 Attn: Jeff Hood

To CONTRACTOR: Musco Corporation
 Attn: Pat Guertin
 P.O. Box 260
 Muscatine, IA 52761

Section 4.9 Cooperation of CITY

CITY shall cooperate fully and in a timely manner in providing relevant information it has at its disposal relevant to the Scope of Services.

Section 4.10 CONTRACTOR is Not an Employee of CITY

CONTRACTOR agrees that in undertaking the duties to be performed under this Agreement, it shall act as an independent contractor for and on behalf of CITY and not an employee of CITY. CITY shall not direct the work and means for accomplishment of

the services and work to be performed hereunder. CITY, however, retains the right to require that work performed by CONTRACTOR meet specific standards without regard to the manner and means of accomplishment thereof.

Section 4.11 Termination

CITY may terminate this Agreement, with or without cause, by giving CONTRACTOR at least ten (10) days written notice. Where phases are anticipated within the Scope of Services, at which an intermediate decision is required concerning whether to proceed further, CITY may terminate at the conclusion of any such phase. Upon termination, CONTRACTOR shall be entitled to payment as set forth in the attached Exhibit B to the extent that the work has been performed. Upon termination, CONTRACTOR shall immediately suspend all work on the Project and deliver any documents or work in progress to CITY. However, CITY shall assume no liability for costs, expenses or lost profits resulting from services not completed or for contracts entered into by CONTRACTOR with third parties in reliance upon this Agreement.

Section 4.12 Confidentiality

CONTRACTOR agrees to maintain confidentiality of all work and work products produced under this Agreement, except to the extent otherwise required by law or permitted in writing by CITY. CITY agrees to maintain confidentiality of any documents owned by CONTRACTOR and clearly marked by CONTRACTOR as "Confidential" or "Proprietary", except to the extent otherwise required by law or permitted in writing by CONTRACTOR. CONTRACTOR acknowledges that CITY is subject to the California Public Records Act.

Section 4.13 Applicable Law, Jurisdiction, Severability, and Attorney's Fees

This Agreement shall be governed by the laws of the State of California. Jurisdiction of litigation arising from this Agreement shall be venued with the San Joaquin County Superior Court. If any part of this Agreement is found to conflict with applicable laws, such part shall be inoperative, null, and void insofar as it is in conflict with said laws, but the remainder of this Agreement shall be in force and effect. In the event any dispute between the parties arises under or regarding this Agreement, the prevailing party in any litigation of the dispute shall be entitled to reasonable attorney's fees from the party who does not prevail as determined by the San Joaquin County Superior Court.

Section 4.14 City Business License Requirement

CONTRACTOR acknowledges that Lodi Municipal Code Section 3.01.020 requires CONTRACTOR to have a city business license and CONTRACTOR agrees to secure such license and pay the appropriate fees prior to performing any work hereunder.

Section 4.15 Captions

The captions of the sections and subsections of this Agreement are for convenience only and shall not be deemed to be relevant in resolving any question or interpretation or intent hereunder.

Section 4.16 Integration and Modification

This Agreement represents the entire understanding of CITY and CONTRACTOR as to those matters contained herein. No prior oral or written understanding shall be of any force or effect with respect to those matters covered hereunder. This Agreement may not be modified or altered except in writing, signed by both parties.

Section 4.17 Contract Terms Prevail

All exhibits and this Agreement are intended to be construed as a single document. Should any inconsistency occur between the specific terms of this Agreement and the attached exhibits, the terms of this Agreement shall prevail.

Section 4.18 Severability

The invalidity in whole or in part of any provision of this Agreement shall not void or affect the validity of any other provision of this Agreement.

Section 4.19 Ownership of Documents

All documents, photographs, reports, analyses, audits, computer media, or other material documents or data, and working papers, whether or not in final form, which have been obtained or prepared under this Agreement, shall be deemed the property of CITY. Upon CITY's request, CONTRACTOR shall allow CITY to inspect all such documents during CONTRACTOR's regular business hours. Upon termination or completion of services under this Agreement, all information collected, work product and documents shall be delivered by CONTRACTOR to CITY within ten (10) calendar days.

CITY agrees to indemnify, defend and hold CONTRACTOR harmless from any liability resulting from CITY's use of such documents for any purpose other than the purpose for which they were intended.

Section 4.20 Authority

The undersigned hereby represent and warrant that they are authorized by the parties to execute this Agreement.

Section 4.21 Federal Transit Funding Conditions

If the box at left is checked, the Federal Transit Funding conditions attached as Exhibit D apply to this Agreement. In the event of a conflict between the terms of this Agreement or any of its other exhibits, and the Federal Transit Funding Conditions, the Federal Transit Funding Conditions will control.

IN WITNESS WHEREOF, CITY and CONTRACTOR have executed this Agreement as of the date first above written.

CITY OF LODI, a municipal corporation

ATTEST:

JENNIFER M. FERRAILOLO
City Clerk

STEPHEN SCHWABAUER
City Manager

APPROVED AS TO FORM:
JANICE D. MAGDICH, City Attorney

By: _____


By: _____
Name: JAMES M. HANSEN
Title: Secretary, Musco Corporation

- Attachments:**
Exhibit A – Scope of Services
Exhibit B – Fee Proposal
Exhibit C – Insurance Requirements
Exhibit D – Federal Transit Funding Conditions (if applicable)

Funding Source: 43299000.77020
(Business Unit & Account No.)

Doc ID:

CA:Rev.01.2015

EXHIBIT A



Budget Estimate

**Salas Park Relight
Lodi, California
Date: January 13, 2015
To: Steve Virrey**

Equipment Description

Light-Structure Green™ System delivered to your site in Five Easy Pieces™

- (8) Pre-cast concrete bases
- (8) 70' Galvanized steel poles
- UL Listed remote electrical component enclosure
- Pole length wire harness
- (41) Factory-aimed and assembled luminaires

Also Includes:

- Energy savings of more than 50% over a standard lighting system
- 50% less spill and glare light than Musco's prior industry leading technology
- Musco Constant 25™ warranty and maintenance program that eliminates 100% of your maintenance costs for 25 years, including labor and materials
- Guaranteed constant light levels for 25 years
- One (1) group re-lamps at the end of the lamps' rated life, 5000 hours
- Reduced energy consumption with an average of 64.1 kW per hour
- Control Link® Control & Monitoring System for flexible control and solid management of your lighting system
- Lighting Contactors sized for the voltage and phasing at the site

Budget Estimate

Musco's Light Structure Green™ as described above and delivered to the job site

Equipment Breakout:

41 LSG fixtures which includes: Factory aimed poletop luminaire assemblies, 1500 watt

metal halide luminaires, UL Listed remote electrical component enclosures, pole length wire harness.....\$84,100.00

Control Link® Control & Monitoring System, 25 Year Warranty and maintenance

program for 25 years, two group re-lamps at the end of the lamps' rated life, 5000 hours.....\$11,600.00

8- 70' Galvanized steel poles.....\$34,100.00

8- 9500 PSI pre-cast concrete bases\$17,300.00

Sales Tax.....\$13,329.00

Total for equipment plus tax.....\$160,429.00

Installation Costs\$55,555.00

Musco General Contractor Services\$ 4,000.00

Total Price.....\$219,984.00

Notes

Estimate is based on:

- Shipment of entire project together to one location
- Structural code and wind speed = 2013, CBC, 110 MPH Exposure C.
- Confirmation of pole locations prior to production

Thank you for considering Musco for your sports-lighting needs. Please contact me with any questions.

Bob Crookham
Sales Representative
Musco Sports Lighting, LLC
Phone: 530/672-9500
E-mail: bob.crookham@musco.com

EXHIBIT B

Price for Salas Park Relight project is \$219,984 as referenced in Exhibit A, dated January 13, 2015.



EXHIBIT C

Insurance Requirements for Contractor The Contractor shall take out and maintain during the life of this Agreement, insurance coverage as listed below. These insurance policies shall protect Contractor and any subcontractor performing work covered by this Agreement from claims for damages for personal injury, including accidental death, as well as from claims for property damages, which may arise from Contractor's operations under this Agreement, whether such operations be by Contractor, or by any subcontractor, or by anyone directly or indirectly employed by either of them, and the amount of such insurance shall be as follows:

1. **COMPREHENSIVE GENERAL LIABILITY**
\$3,000,000 Each Occurrence
\$4,000,000 Aggregate
2. **COMPREHENSIVE AUTOMOBILE LIABILITY**
\$1,000,000 Combined Single Limit
Such insurance shall cover liability arising out of any vehicle (including, owned, hired and non-hired vehicles) operated in performing any and all services pursuant to this Agreement. Coverage shall be written on ISO form CA 00 01 12 90, or a later version of this form, or an equivalent form providing equivalent liability coverage.

All limits are to be designated strictly for the City of Lodi, its elected and appointed boards, commissions, officers, agents, employees, and volunteers. All deductibles or self-insured retentions (SIR) must be disclosed to City's Risk Manager for approval and shall not reduce the limits of liability set forth hereinabove. Insurance policies containing any deductible or SIR provision shall provide, or be endorsed to provide, that the deductible or SIR may be satisfied by either the Named Insured(s) or the City of Lodi.

It is required that any available insurance proceeds broader than or in excess of the specified minimum insurance coverage requirements and/or limits set forth above, shall be available to City as an additional insured. Furthermore, the requirements for coverage and limits shall be (i) the minimum coverage and limits specified in these insurance requirements; or (ii) the broader coverage and maximum limits of coverage of any insurance policy or proceeds available to the Contractor; whichever is greater.

Contractor agrees and stipulates that any insurance coverage provided to the City of Lodi shall provide for a claims period following termination of coverage which is at least consistent with the claims period or statutes of limitations found in the California Tort Claims Act (California Government Code Section 810 et seq.).

A copy of the certificate(s) of insurance with the following endorsements shall be furnished to the City:

- (a) **Additional Named Insured Endorsement**
Pursuant to a separate endorsement (ISO form CG 2010 (11/85) or equivalent form) such insurance as is afforded by this policy shall also apply to the City of Lodi, its elected and appointed boards, commissions, officers, agents, employees, and volunteers as additional named insureds.
- (b) **Primary and Non-Contributory Insurance Endorsement**
Additional insurance coverage under the Contractor's policy shall be "primary and non-contributory" and will not seek contribution from City's insurance or self-insurance and shall be at least as broad as ISO form CG 20 01 04 13.

NOTE: (1) The street address of the **CITY OF LODI** must be shown along with (a) and (b) above: 221 West Pine Street, Lodi, California, 95240; (2) The insurance certificate must state, on its face or as an endorsement, a description of the project that it is insuring.

- (c) **Limits of Coverage**
The limits of insurance coverage required may be satisfied by a combination of primary and umbrella or excess insurance. Any umbrella or excess insurance of Contractor shall contain, or be endorsed to contain, a provision that such coverage shall also apply on a primary and non-contributory basis for the benefit of the City before the City's own insurance or self-insurance shall be called upon to protect the City as a named insured.
- (d) **Completed Operations Endorsement**
For three years after completion of project, a certificate of insurance with a Completed Operations Endorsement, CG 20 37 07 04, will be provided to the City of Lodi.

Insurance Requirements for Contractor (continued)

- (e) **Severability of Interest Clause**
The term "insured" is used severally and not collectively, but the inclusion herein of more than one insured shall not operate to increase the limit of the company's liability.
- (f) **Notice of Cancellation or Change in Coverage Endorsement**
This policy may not be canceled nor the coverage reduced by the company without 30 days' prior written notice of such cancellation or reduction in coverage to the Risk Manager, City of Lodi, 221 West Pine St., Lodi, CA 95240.
- (g) **Continuity of Coverage**
All policies shall be in effect on or before the first day of the Term of this Agreement. At least thirty (30) days prior to the expiration of each insurance policy, Contractor shall furnish a certificate(s) showing that a new or extended policy has been obtained which meets the minimum requirements of this Agreement. Contractor shall provide proof of continuing insurance on at least an annual basis during the Term. If Contractor's insurance lapses or is discontinued for any reason, Contractor shall immediately notify the City and immediately obtain replacement insurance.
- (h) **Failure to Comply**
If Contractor fails or refuses to obtain and maintain the required insurance, or fails to provide proof of coverage, the City may obtain the insurance. Contractor shall reimburse the City for premiums paid, with interest on the premium paid by the City at the maximum allowable legal rate then in effect in California. The City shall notify Contractor of such payment of premiums within thirty (30) days of payment stating the amount paid, the name(s) of the insurer(s), and rate of interest. Contractor shall pay such reimbursement and interest on the first (1st) day of the month following the City's notice. Notwithstanding and other provision of this Agreement, if Contractor fails or refuses to obtain or maintain insurance as required by this agreement, or fails to provide proof of insurance, the City may terminate this Agreement upon such breach. Upon such termination, Contractor shall immediately cease use of the Site or facilities and commence and diligently pursue the removal of any and all of its personal property from the site or facilities.
- (i) **Qualified Insurer(s)**
All insurance required by the terms of this Agreement must be provided by insurers licensed to do business in the State of California which are rated at least "A-, VI" by the AM Best Ratings Guide, and which are acceptable to the City. Non-admitted surplus lines carriers may be accepted provided they are included on the most recent list of California eligible surplus lines insurers (LESLI list) and otherwise meet City requirements.

Workers Compensation Insurance The Contractor shall take out and maintain during the life of this Agreement, Worker's Compensation Insurance for all of Contractor's employees employed at the site of the project and, if any work is sublet, Contractor shall require the subcontractor similarly to provide Worker's Compensation Insurance for all of the latter's employees unless such employees are covered by the protection afforded by the Contractor. In case any class of employees engaged in hazardous work under this Agreement at the site of the project is not protected under the Worker's Compensation Statute, the Contractor shall provide and shall cause each subcontractor to provide insurance for the protection of said employees. **A waiver of subrogation is required for workers compensation insurance.** This policy may not be canceled nor the coverage reduced without 30 days' prior written notice of such cancellation or reduction in coverage to the Risk Manager, City of Lodi, 221 West Pine St., Lodi, CA 95240.

NOTE: The City reserves the right to obtain a full certified copy of any insurance policy or endorsements required. Failure to exercise this right shall not constitute a waiver of the City's right to exercise after the effective date.

1. AA# _____
 2. JV# _____

**CITY OF LODI
 APPROPRIATION ADJUSTMENT REQUEST**

TO: Internal Services Dept. - Budget Division
 3. FROM: Jeff Hood, PRCS Director 5. DATE: 1/26/15
 4. DEPARTMENT/DIVISION: PRCS/Parks

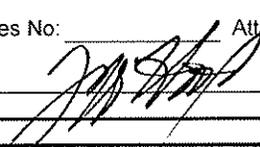
6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW					
	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A. SOURCE OF FINANCING	432		32205	Parks Capital Unreserved	\$ 213,400.00
	432	43200000	50001	Operating transfer in	\$ 11,600.00
	504	50465100	72920	Public Benefits Program	\$ 11,600.00
B. USE OF FINANCING	432	43299000	77020	Park Capital Projects	\$ 225,000.00
	504	50465001	76220	Operating transfer out	\$ 11,600.00

7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET

Please provide a description of the project, the total cost of the project, as well as justification for the requested adjustment. If you need more space, use an additional sheet and attach to this form.

Project will replace eight wooden sports light poles at Salas Park with 70-foot metal poles and 50-percent greater light output to benefit youth sports programs. Three of the eight wooden poles need immediate replacement due to deterioration.

If Council has authorized the appropriation adjustment, complete the following:

Meeting Date: 2/4/15 Res No: _____ Attach copy of resolution to this form.
 Department Head Signature: 

8. APPROVAL SIGNATURES

 Deputy City Manager/Internal Services Manager Date

Submit completed form to the Budget Division with any required documentation.
 Final approval will be provided in electronic copy format.

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING:
1) THE NON-COMPETITIVE PURCHASE OF MUSCO SPORTS
LIGHTING COMPONENTS AND INSTALLATION TO MUSCO
CORPORATION, OSKALOOSA, IOWA, FOR THE SALAS PARK
SPORTS LIGHTING UPGRADE; 2) APPROPRIATION FROM
PARKS CAPITAL FUND; AND 3) ACCEPTANCE OF A \$32,500
GIFT FROM THE BOOSTERS OF BOYS/GIRLS SPORTS OVER
FIVE YEARS

=====

WHEREAS, Salas Park is Lodi's primary sports park for youth baseball, softball, soccer and football, for both practices and games; and

WHEREAS, 19 of the park's 21 sports light poles are wooden utility poles dating to the 1980s, and two are 70-foot metal poles installed approximately 15 years ago to increase the amount of space available for night-time practices and games; and

WHEREAS, Musco Corporation is the only lighting company that the City has worked with on prior lighting projects at Salas Park and has installed the lighting components in various other City parks and sports facilities; and

WHEREAS, Lodi Municipal Code section 3.20.070 allows the dispensing of bids when City Council determines it is the best method of purchase.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby authorize the non-competitive purchase of Musco Corporation lighting components and installation to Musco Corporation, of Oskaloosa, Iowa, for the Salas Park sports lighting upgrade; and

BE IT FURTHER RESOLVED that the City Manager is authorized to execute the professional services agreement with Musco Corporation; and

BE IT FURTHER RESOLVED that the Lodi City Council hereby approves the appropriation of \$225,000 from the Parks Capital Fund and the acceptance of a \$32,500 gift from the Boosters of Boys/Girls Sports over a five-year period.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the Lodi City Council in a regular meeting held February 4, 2015, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Accept Improvements Under Contract for Turner Road Surface Improvements Project, Loma Drive to Pleasant Avenue

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Accept improvements under contract for Turner Road Surface Improvements Project, Loma Drive to Pleasant Avenue.

BACKGROUND INFORMATION: The contract was awarded to George Reed, Inc., of Modesto, in the amount of \$664,081 on August 6, 2014. The contract has been completed in substantial conformance with the plans and specifications approved by City Council.

This project consisted of installing an asphalt concrete overlay on Turner Road, from Loma Drive to Pleasant Avenue (approximately 1.4 miles). The work also included performing pavement repairs, installing storm drain catch basins and laterals, and installing wheelchair ramps at various locations within the project limits. The locations of the street improvements are shown on Exhibit A.

The contract completion date was December 5, 2014. The final contract price was \$764,732.39. The difference between the contract amount and the final contract price is due to an increase in the pavement grinding, driveway replacement, traffic signal repair, and other minor additions, all as requested by the City.

Following acceptance by the City Council, as required by law, the City Engineer will file a Notice of Completion with the County Recorder's office. The notice serves to notify vendors and subcontractors that the project is complete and begins their 30-day period to file a stop notice requiring the City to withhold payments from the prime contractor in the event of a payment dispute.

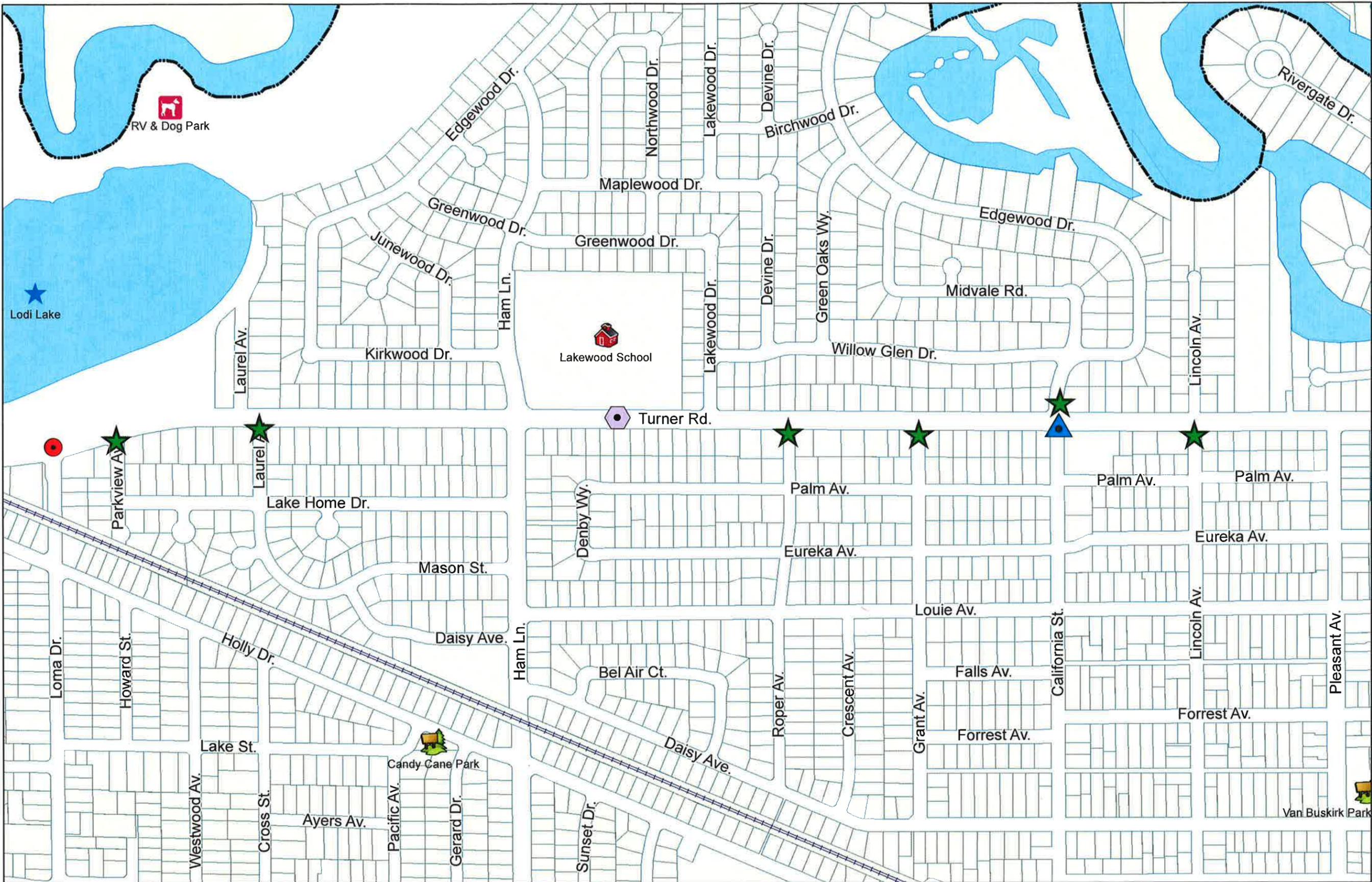
FISCAL IMPACT: The project will reduce the maintenance costs in the project area.

FUNDING AVAILABLE: This project was funded by Gas Tax and TDA funds.

F. Wally Sandelin
Public Works Director

Prepared Dorothy Kam, Assistant Engineer
FWS/DK/smh
Attachment
cc: Deputy Public Works Director/City Engineer

APPROVED: _____
Stephen Schwabauer, City Manager



LEGEND

-  New LED Pedestrian Crossing Signs
-  New Curb Ramps
-  New Storm Drain Catch Basins and Pipe
-  New Fire Hydrant and Storm Drain Pipe



Turner Road Surface Improvement
Locations of Curb Ramps and Others Improvements



1 in = 400 ft



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Accept Improvements Under Contract for Stockton Street Offsite Improvements

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Accept improvements under contract for Stockton Street Offsite Improvements.

BACKGROUND INFORMATION: The contract was awarded to A.M. Stephens Construction, of Lodi, in the amount of \$178,162, on September 4, 2013. The contract has been completed in substantial conformance with the plans and specifications approved by City Council.

This project consisted of furnishing and installing approximately 5,200 square feet of asphalt concrete and aggregate base, approximately 550 lineal feet of concrete vertical curb, gutter and sidewalk, storm drain inlets, and curb return; relocating an existing traffic signal pole; replacing/adding traffic signal loop detectors; and other incidental and related work.

The contract completion date was July 29, 2014. The final contract price was \$202,250. The difference between the contract amount and the final contract price is due to an increase in the pavement area; additional striping; additional traffic signal loops; replacement of signal conductor and cabling per Caltrans requirements; and other minor additions, all as requested by the City.

Following acceptance by the City Council, as required by law, the City Engineer will file a Notice of Completion with the County Recorder's office. The notice serves to notify vendors and subcontractors that the project is complete and begins their 30-day period to file a stop notice requiring the City to withhold payments from the prime contractor in the event of a payment dispute.

FISCAL IMPACT: The project will slightly increase maintenance costs in the project area.

FUNDING AVAILABLE: This project was funded with Street Capital Funds.

F. Wally Sandelin
Public Works Director

Charlie Swimley, City Engineer / Deputy Public Works Director
FWS/CES/smh
cc: Deputy Public Works Director/City Engineer

APPROVED: _____
Stephen Schwabauer, City Manager



**CITY OF LODI
COUNCIL COMMUNICATION**

AGENDA TITLE: Adopt Resolution Accepting Public Improvements at 2311 Cochran Road
(Westwind Drive to 250 Feet East of Westwind Drive)

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt resolution accepting public improvements at 2311 Cochran Road
(Westwind Drive to 250 feet east of Westwind Drive).

BACKGROUND INFORMATION: On November 13, 2013, the City of Lodi Planning Commission approved Tentative Parcel Map 13-P-02. The Tentative Parcel Map divides one parcel (APN 027-320-01) located at 2311 Cochran Road into three separate lots.

The conditions of approval require the applicant to construct public improvements consisting of approximately 225 lineal feet of curb, gutter and sidewalk, and street paving on the north side of Cochran Road, water and wastewater services, and electric, phone, cable TV, and gas utilities. The work, as shown on Drawing Nos. 014D004-01 through 014D004-2, has been completed in substantial conformance with City of Lodi construction standards.

FISCAL IMPACT: There will be a slight increase in long-term maintenance costs for the additional public infrastructure.

FUNDING AVAILABLE: Not applicable.

F. Wally Sandelin
Public Works Director

Prepared by Charles Swimley, City Engineer / Deputy Public Works Director
FWS/CES/smh

cc: City Attorney
Utility Superintendent
Senior Civil Engineer
Senior Engineering Technician

APPROVED: _____
Stephen Schwabauer, City Manager

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL
ACCEPTING THE PUBLIC IMPROVEMENTS AT
2311 COCHRAN ROAD (WESTWIND DRIVE TO
250 FEET EAST OF WESTWIND DRIVE)

=====

WHEREAS, on November 13, 2013, the City of Lodi Planning Commission approved Tentative Parcel Map 13-P-02, which divides one parcel (APN 027-320-01) located at 2311 Cochran Road into three separate lots; and

WHEREAS, the conditions of approval required the applicant to construct public improvements consisting of approximately 225 lineal feet of curb, gutter and sidewalk, and street paving on the north side of Cochran Road, water and wastewater services, and electric, phone, cable TV, and gas utilities. The work, as shown on Drawing Nos. 014D004-01 through 014D004-2 on file in the Public Works Department, has been completed in substantial conformance with City of Lodi construction standards.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby accept the public improvements at 2311 Cochran Road (Westwind Drive to 250 feet east of Westwind Drive), Lodi, California.

Dated: February 4, 2015

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I hereby certify that Resolution No. 2015-_____ was passed and adopted by the City Council of the City of Lodi in a regular meeting held February 4, 2015, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Approving Appropriation for Harney Lane Grade Separation Right-of-Way Acquisition (\$239,100)

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt resolution approving appropriation for Harney Lane Grade Separation Right-of-Way acquisition in the amount of \$239,100.

BACKGROUND INFORMATION: The Harney Lane/Union Pacific Railroad (UPRR) Grade Separation is an overpass bridge structure being developed as part of the City's future plan to widen Harney Lane from two lanes to four lanes between the western limits at Lower Sacramento Road to the State Route 99 interchange. The current project development is primarily focused on constructing the overpass grade crossing and on widening Harney Lane to four lanes between Hutchins Street on the west and Stockton Street on the east. The widened portion of Harney Lane will tie into an existing four-lane segment immediately east of the project limits and will transition back to two lanes just west of the intersection with Hutchins Street.

In order to relocate the existing utilities and construct the improvements, acquisitions of right-of-way, utility easements, and temporary construction easements are required at this time. The utility relocation work will begin in the winter of this year. Construction of the grade separation project will begin as early as this summer, if funding is authorized.

The Measure K Renewal program will provide \$829,782 toward the final cost of \$1,311,000 for right-of-way, utility easements and temporary construction easements. Funds in the amount of \$242,118 were appropriated at the March 19, 2014 City Council meeting when the Measure K funding agreement was approved. Additional appropriation of Regional Transportation Impact Fees in the amount of \$239,100 is needed to provide the balance of remaining costs.

Staff recommends approving the appropriation in the amount of \$239,100.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Requested Appropriation:
Regional Transportation Fees (31499000): \$239,100.

Jordan Ayers
Deputy City Manager/Internal Services Director

F. Wally Sandelin
Public Works Director

FWS/smh
Attachments

APPROVED: _____
Stephen Schwabauer, City Manager

1. AA# _____

2. JV# _____

**CITY OF LODI
APPROPRIATION ADJUSTMENT REQUEST**

TO:	Internal Services Dept. - Budget Division		
3. FROM:	Rebecca Areida-Yadav	5. DATE:	1/15/14
4. DEPARTMENT/DIVISION:	Public Works		

6. REQUEST ADJUSTMENT OF APPROPRIATION AS LISTED BELOW

	FUND #	BUS. UNIT #	ACCOUNT #	ACCOUNT TITLE	AMOUNT
A. SOURCE OF FINANCING	314		32205	Fund Balance	\$ 239,100.00
B. USE OF FINANCING	314	31499000	77020	Harney Lane Grade Separation	\$ 239,100.00

7. REQUEST IS MADE TO FUND THE FOLLOWING PROJECT NOT INCLUDED IN THE CURRENT BUDGET

Please provide a description of the project, the total cost of the project, as well as justification for the requested adjustment. If you need more space, use an additional sheet and attach to this form.

Right of Way acquisitions for Harney Lane Grade Separation project.

If Council has authorized the appropriation adjustment, complete the following:

Meeting Date: _____ Res No: _____ Attach copy of resolution to this form.

Department Head Signature: *Stacey Sander*

8. APPROVAL SIGNATURES

Deputy City Manager/Internal Services Manager	Date

Submit completed form to the Budget Division with any required documentation.
Final approval will be provided in electronic copy format.

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL
APPROVING AN APPROPRIATION FOR HARNEY LANE
GRADE SEPARATION RIGHT-OF-WAY ACQUISITION IN
THE AMOUNT OF \$239,100

=====

WHEREAS, the Harney Lane/Union Pacific Railroad (UPRR) Grade Separation is an overpass bridge structure being developed as part of the City's future plan to widen Harney Lane from two lanes to four lanes between the western limits at Lower Sacramento Road to the State Route 99 interchange; and

WHEREAS, the Measure K Renewal program will provide \$829,782 toward the final cost of \$1,311,000 for right-of-way, utility easements and temporary construction easements; and

WHEREAS, funds in the amount of \$242,118 were appropriated at the March 19, 2014 City Council meeting when the Measure K funding agreement was approved; and

WHEREAS, an additional appropriation of Regional Transportation Impact Fees in the amount of \$239,100 is needed to provide the balance of remaining costs.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve the appropriation of \$239,100 from Regional Transportation Fees for the Harney Lane Grade Separation right-of-way acquisition.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the City Council of the City of Lodi in a regular meeting held February 4, 2015, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Receive Update on Emergency Condition at White Slough Water Pollution Control Facility Digesters No. 1 and No. 2
MEETING DATE: February 4, 2015
PREPARED BY: Public Works Director

RECOMMENDED ACTION: Receive update on emergency condition at White Slough Water Pollution Control Facility Digesters No. 1 and No. 2.

BACKGROUND INFORMATION: White Slough Water Pollution Control Facility (WSWPCF) has four covered anaerobic digesters that serve the purpose of breaking down sewage sludge that enters the plant. On July 16, 2014, Council declared an emergency condition in response to concurrent roof failures on Digesters No. 1 and No. 2. Public contract code requires Council to review the emergency action at its next regularly-scheduled meeting and each regularly-scheduled meeting thereafter until the emergency is terminated.

Roof structures for both Digester No. 1 and No. 2 arrived on-site during the week of December 22, 2014. Work to assemble and apply a protective coating to the roof structure of Digester No. 2 started January 5, 2015 and is expected to be completed by mid-February. The completed Digester No. 2 roof is scheduled to be installed during the third week in February. Digester No. 1 roof cover installation work will proceed once Digester No. 2 has been completed and placed in service.

The procurement and construction schedule reflecting project milestones is provided below. The work is progressing on the original schedule, and there is no substantial change from last report.

Project Definition Meeting	July 21, 2014
Issue Final Contract Documents	August 1, 2014
Receive GMP Proposals	August 20, 2014
Issue Notice to Proceed	September 15, 2014
Complete Digester No. 2 Improvements	April 2, 2015
Complete Digester No. 1 Improvements	August 27, 2015

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.

F. Wally Sandelin
Public Works Director

Prepared by Charlie Swimley, City Engineer / Deputy Public Works Director
FWS/CES/smh

cc: Associate Civil Engineer Nathan
Wastewater Plant Superintendent

Charlie Swimley, City Engineer / Deputy Public Works Director
Construction Project Manager

APPROVED: _____
Stephen Schwabauer, City Manager



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Adopt Resolution Approving Bylaw Changes for the Greater Lodi Area Youth Commission

MEETING DATE: February 4, 2015

PREPARED BY: City Clerk

RECOMMENDED ACTION: Adopt resolution approving bylaw changes for the Greater Lodi Area Youth Commission.

BACKGROUND INFORMATION: The Greater Lodi Area Youth Commission Bylaws in part set forth the number of Student Commissioners (nine) and Adult Advisors (seven), one of which is a City Council Member representative. At its special meeting of January 6, 2015, City Council directed that the Council Member representative position be eliminated, bringing the number of Adult Advisors to six positions. It is recommended the Bylaws be amended as shown below and in Exhibit A attached hereto:

A. Commission Numbers

1. The Commission is made up of nine voting Commissioners/students between the ages of 13 and 19. These students must reside in Lodi Unified School District attendance boundaries. There are also ~~seven~~ six adult non-voting advisors, ~~one of which shall be a Lodi City Council Member representative~~, who are appointed by the Mayor with Council approval.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.

Jennifer M. Ferraiolo
City Clerk

JMF/pmf

APPROVED: _____
Stephen Schwabauer, City Manager

EXHIBIT A

Greater Lodi Area Youth Commission Service and Bylaws

Purpose, Role, Scope, and Function

- A. The purpose of the Greater Lodi Area Youth Commission is to affect positive growth in young adults through a variety of activities that will generate interest and participation within the greater Lodi area.
- B. The Greater Lodi Area Youth Commission serves high school and junior high students living within the Lodi Unified School District boundaries.
- C. The powers of the Commission shall include, but not be limited to:
 1. Study and recommendation on youth issues as needed.
 2. Provide safe, fun, and/or educational events for youth in the Lodi Unified School District area.
- D. The Lodi City Council adopted Resolution 2006-31, which provides rules for the conduct of Council, Board, and Commission meetings. Resolution 2006-31 is incorporated herein fully by reference. To the extent there is any conflict between these Bylaws and Resolution 2006-31, Resolution 2006-31 shall be the basis for any conflict settlement.

Commission/Commissioner and Adult Advisor Service

- A. Commission Numbers
 1. The Commission is made up of nine voting Commissioners/students between the ages of 13 and 19. These students must reside in Lodi Unified School District attendance boundaries. There are also ~~seven~~ six adult non-voting advisors, ~~one of which shall be a Lodi City Council Member representative~~, who are appointed by the Mayor with Council approval.
- B. Term of Appointment
 1. Commissioners are appointed for a two-year term of office providing they meet the meeting and participation requirements. Should a vacancy arise, the Mayor, with Council approval, shall appoint an individual to fulfill the unexpired term of said Commission seat. Adult Advisors are appointed for a three-year term by the Mayor, with Council Approval. Should a vacancy arise, the Mayor, with Council approval, shall appoint an individual to fulfill the unexpired term.
- C. Reappointment
 1. When a term has expired, the Mayor may reappoint an individual or appoint a new individual to a seat on the Commission.

Commission/Commissioner

A. Chairperson

1. Election: The Chairperson for the Commission shall be elected by the members thereof by a majority vote of all the members, once the position is vacated.
2. Term: The term of office of the Chairperson shall be one year until the election of his/her successor.
3. Duties: The Chairperson shall be the presiding officer of the Commission. He/She shall preserve strict order and decorum at all meetings of the Commission, state questions coming before the Commission, announce the Commission's decision on all subjects, and decide all questions of order; subject, however, to an appeal to the Commission as a whole, in which event a majority vote shall govern and conclusively determine such questions of order. He/She shall vote on all questions and on roll call his/her name shall be called last.
4. In the event that the Commission deems a Co-Chair position is necessary, there will be no Vice Chair position and the Co-Chairs will share the Chairperson and Vice Chairperson duties.

B. Vice Chairperson

1. Term and Duties: There shall be a Vice Chairperson, whose term of office shall coincide with that of the Chairperson, and who shall, in the absence of the Chairperson, perform all of the functions and duties of the Chairperson.
2. Election: The Vice Chairperson of the Commission shall be elected by the members thereof by a majority vote of all the members.
3. In the event that the Commission deems a Co-Chair position is necessary, there will be no Vice Chair position and the Co-Chairs will share the Chairperson and Vice Chairperson duties.

C. Secretary

1. Terms and Duties: There shall be a Secretary, whose term of office shall coincide with that of the Chairperson. He/She shall be responsible for the keeping of the official minutes of the Commission.

Meetings and Rules of Order

A. Roll Call

1. Before proceeding with the business of the Commission, the Secretary shall call the roll of the members, and the names of those present shall be entered into the minutes.

B. Quorum

1. A majority of the voting members of the Youth Commission constitutes a quorum for the transaction of business. Adult advisors do not vote.

C. Attendance

1. Regular Meetings:
 - a) The Greater Lodi Area Youth Commission Members and Adult Advisors must prearrange regular monthly Commission meeting absences in advance.

A member (Commissioner or Advisor) absent for two consecutive regular meetings of the Greater Lodi Area Youth Commission shall forfeit such office as a Commissioner or advisor, unless absences are excused by a vote of the Commission.

2. Events:

- a) Except in the case of emergency, Commissioners are expected to be at all events. If a Commissioner is unable to make an event, a written excuse must be read at the next regular meeting to be entered into the minutes.
- b) Advisors are requested to be at every event.

3. Committee Meetings:

- a) Commissioners are expected to be at all Committee meetings. When attendance drops below the 70% level, a written warning will be mailed to the offending Commissioner. If the attendance level drops below 60%, the offender shall forfeit such office as a Commissioner.

4. Tardiness:

- a) If a member of the Commission is going to be tardy for a meeting or an event, the Chairperson and the City Liaison must be notified beforehand.

D. Minutes

1. Preparation: The minutes of the Commission shall be kept by the Secretary and shall be neatly typewritten in a book kept for that purpose with a record of each particular type of business transacted set up in paragraphs with property subheadings, provided, however, that the Secretary shall be required to make a record only of such business as was actually acted upon by the Commission and shall not be required to record any remarks of members or any other person except at the special request of a member, and provided further that a record shall be made of the names of persons addressing the Commission, the title of such matter to which the remarks related, and whether they spoke in support of or in opposition to the matter. Individuals may choose to not be identified by name. Any identification must be voluntary according to the Brown Act.
2. Distribution: As soon as possible after each meeting, the Secretary shall cause a copy of the minutes to be forwarded to each member.
3. Reading: Unless the reading of the minutes is requested by a member, such minutes may be approved without reading as each member has previously been furnished a copy thereof.

General Order and Conduct of Business

A. Agenda

1. All reports, communications, and other documents or matters to be submitted to the Commission at its regular meeting shall be delivered to the Liaison and the Liaison shall prepare an agenda of all such matters according to the Order of Business and shall furnish each member of the Commission with a copy of the same prior to the Commission meeting. The Liaison or his/her designee shall forward a copy of the agenda to the City Clerk for posting 72 hours prior to said meeting. Agendas must be at the City Clerk's Office prior to the 72 hour posting. No item may be added to the agenda subsequent to the post of same.

B. Order of Business

1. Roll Call
2. Minutes
3. Comments on Non-Agenda Items
4. Action Items
5. Regular Agenda
6. Correspondence
7. Reports
8. Announcements
9. Adjournment

C. Rules of Debate

1. Chairperson May Debate and Vote: The Chairperson may move, second, and debate from the Chair, subject only to the limitations of debate as are by these rules imposed on all members and shall not be deprived of any of the rights and privileges of a member by reason of his/her acting as Chairperson.
2. Getting the Floor; Improper References: Every member desiring to speak shall address the Chair and, upon recognition by the Chairperson, shall confine himself/herself to the question under debate, avoiding all personalities and indecorous language.
3. Interruptions: A member, once recognized, shall not be interrupted when speaking unless it shall be to call him/her to order or as otherwise specifically provided. If a member, while speaking, shall be called to order, he/she shall cease speaking until the question of order has been determined, and, if in order, he/she shall be permitted to proceed.

D. Rules of Order

1. Robert's Rules: Except as otherwise specifically provided in these rules, Robert's Rules of Order as last revised shall guide the proceedings of the Commission in the conduct of meetings thereof.
2. The Commission Chair may suspend Robert's Rules of Order upon the majority vote of the Commissioners.

E. Voting

1. A vote by Roll Call shall not be required unless a Commissioner specifically requests a Roll Call after a motion is made and before the Chairperson calls for the vote. All members present shall vote. Unless a member of the Commission audibly states he/she is not voting, his/her silence shall be recorded as an affirmative vote. An audible abstention shall be recorded as an abstaining vote. A member may abstain from voting only if said member has a conflict of interest.

F. Addressing the Commission

1. General: Any person desiring to address the Commission shall first secure the permission of the Chairperson and upon permission give his/her name in an audible tone or voice prior to his/her testimony. Any person addressing the Commission shall speak only on items that are within the subject matter jurisdiction of the Commission.

2. Time: Each person addressing the Commission shall limit his/her time as may be directed by the Chairperson. The Commission reserves the right to establish reasonable time limits for discussion or debate.
3. Spokesperson for Groups: Whenever any group of persons wishes to address the Commission on the same subject matter, it shall be proper for the Chairperson to request that a spokesperson be chosen by the group to address the Commission and, in the event additional matters are to be presented by other persons in the group, to limit the number of persons so addressing the Commission so as to avoid unnecessary repetitions.
4. Discussions: No person, other than a member and the person addressing the Commission, shall be permitted to enter into any discussion with the person addressing the Commission without the permission of the Chairperson. No agenda items shall be discussed nor shall action be taken on same unless a majority of the Commission votes that the need to take action arose subsequent to the agenda being posted. If the need to take action did not arise subsequent to the agenda being posted, the item shall be referred to staff and/or it shall be placed on the next meeting's agenda for discussion and action.

G. Decorum

1. By Members. When the Commission is in session, the members shall preserve order and decorum and no member shall, by conversation or otherwise, delay or interrupt the proceedings or the peace of the Commission nor disturb any member while speaking or refuse to obey the orders of the Commission or Chairperson, except as provided in these rules.
2. By Other Persons: Any person making personal, impertinent, or slanderous remarks, or who shall become boisterous while addressing the Commission, shall be forthwith, by the Chairperson, barred from further audience at such meeting, unless permission to continue shall be granted by majority vote of the Commission.
3. Attire: Commissioners are to dress accordingly when attending regular meetings. No jeans, hats, sweatshirts, etc. The Commission is representing the youth of Lodi and should display themselves in a professional manner (Committee meetings may remain casual).

H. Commission Directives

1. The Commission shall from time to time by directive issued by it establish procedures for the processing of the business of the Commission within the guidelines established by the City Council of the City of Lodi

Meeting Types/Procedure

A. Regular Meetings

1. The Greater Lodi Area Youth Commission shall hold its regular meetings at 7 p.m. on the second Monday of each month at Hutchins Street Square, 125 South Hutchins Street, Lodi, California, provided, however whenever the Commission, at a regular meeting, sets a different time and place for its meetings, such meeting shall constitute a regular meeting for all purposes. An agenda for said meeting(s) shall be forwarded to the City Clerk for posting

72 hours prior to said meeting(s). When any set meeting time is canceled, the Commission must post a "canceled" meeting notice with the City Clerk for posting 72 hours prior to the canceled meeting.

B. Committee Meetings

1. Committee meetings are held once a month as needed on the fourth Monday. Committee meetings are at 6 p.m. at Hutchins Street Square, 125 South Hutchins Street, Lodi, California, unless they have been scheduled in advance to meet at another location.

C. Special Meetings

1. Special meetings may be called at any time by the Chairperson of the Commission or by a majority of the members of the Commission, by serving notice 24 hours in advance of the time, place, and purpose of the meeting upon each member of the Commission and by posting an agenda 24 hours prior to the special meeting.

D. The Brown Act

1. All meetings of the Commission shall be subject to the provisions of the Ralph M. Brown Act (California Government Code Section 54950 et seq.).

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL
AMENDING THE BYLAWS FOR THE GREATER LODI
AREA YOUTH COMMISSION

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve the amended Bylaws for the Greater Lodi Area Youth Commission, as shown on Exhibit A attached hereto.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the City Council of the City of Lodi in a regular meeting held February 4, 2015, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk

EXHIBIT A

Greater Lodi Area Youth Commission Service and Bylaws

Purpose, Role, Scope, and Function

- A. The purpose of the Greater Lodi Area Youth Commission is to affect positive growth in young adults through a variety of activities that will generate interest and participation within the greater Lodi area.
- B. The Greater Lodi Area Youth Commission serves high school and junior high students living within the Lodi Unified School District boundaries.
- C. The powers of the Commission shall include, but not be limited to:
 - 1. Study and recommendation on youth issues as needed.
 - 2. Provide safe, fun, and/or educational events for youth in the Lodi Unified School District area.
- D. The Lodi City Council adopted Resolution 2006-31, which provides rules for the conduct of Council, Board, and Commission meetings. Resolution 2006-31 is incorporated herein fully by reference. To the extent there is any conflict between these Bylaws and Resolution 2006-31, Resolution 2006-31 shall be the basis for any conflict settlement.

Commission/Commissioner and Adult Advisor Service

- A. Commission Numbers
 - 1. The Commission is made up of nine voting Commissioners/students between the ages of 13 and 19. These students must reside in Lodi Unified School District attendance boundaries. There are also six adult non-voting advisors, who are appointed by the Mayor with Council approval.
- B. Term of Appointment
 - 1. Commissioners are appointed for a two-year term of office providing they meet the meeting and participation requirements. Should a vacancy arise, the Mayor, with Council approval, shall appoint an individual to fulfill the unexpired term of said Commission seat. Adult Advisors are appointed for a three-year term by the Mayor, with Council Approval. Should a vacancy arise, the Mayor, with Council approval, shall appoint an individual to fulfill the unexpired term.
- C. Reappointment
 - 1. When a term has expired, the Mayor may reappoint an individual or appoint a new individual to a seat on the Commission.

Commission/Commissioner

A. Chairperson

1. Election: The Chairperson for the Commission shall be elected by the members thereof by a majority vote of all the members, once the position is vacated.
2. Term: The term of office of the Chairperson shall be one year until the election of his/her successor.
3. Duties: The Chairperson shall be the presiding officer of the Commission. He/She shall preserve strict order and decorum at all meetings of the Commission, state questions coming before the Commission, announce the Commission's decision on all subjects, and decide all questions of order; subject, however, to an appeal to the Commission as a whole, in which event a majority vote shall govern and conclusively determine such questions of order. He/She shall vote on all questions and on roll call his/her name shall be called last.
4. In the event that the Commission deems a Co-Chair position is necessary, there will be no Vice Chair position and the Co-Chairs will share the Chairperson and Vice Chairperson duties.

B. Vice Chairperson

1. Term and Duties: There shall be a Vice Chairperson, whose term of office shall coincide with that of the Chairperson, and who shall, in the absence of the Chairperson, perform all of the functions and duties of the Chairperson.
2. Election: The Vice Chairperson of the Commission shall be elected by the members thereof by a majority vote of all the members.
3. In the event that the Commission deems a Co-Chair position is necessary, there will be no Vice Chair position and the Co-Chairs will share the Chairperson and Vice Chairperson duties.

C. Secretary

1. Terms and Duties: There shall be a Secretary, whose term of office shall coincide with that of the Chairperson. He/She shall be responsible for the keeping of the official minutes of the Commission.

Meetings and Rules of Order

A. Roll Call

1. Before proceeding with the business of the Commission, the Secretary shall call the roll of the members, and the names of those present shall be entered into the minutes.

B. Quorum

1. A majority of the voting members of the Youth Commission constitutes a quorum for the transaction of business. Adult advisors do not vote.

C. Attendance

1. Regular Meetings:
 - a) The Greater Lodi Area Youth Commission Members and Adult Advisors must prearrange regular monthly Commission meeting absences in advance.

A member (Commissioner or Advisor) absent for two consecutive regular meetings of the Greater Lodi Area Youth Commission shall forfeit such office as a Commissioner or advisor, unless absences are excused by a vote of the Commission.

2. Events:

- a) Except in the case of emergency, Commissioners are expected to be at all events. If a Commissioner is unable to make an event, a written excuse must be read at the next regular meeting to be entered into the minutes.
- b) Advisors are requested to be at every event.

3. Committee Meetings:

- a) Commissioners are expected to be at all Committee meetings. When attendance drops below the 70% level, a written warning will be mailed to the offending Commissioner. If the attendance level drops below 60%, the offender shall forfeit such office as a Commissioner.

4. Tardiness:

- a) If a member of the Commission is going to be tardy for a meeting or an event, the Chairperson and the City Liaison must be notified beforehand.

D. Minutes

1. Preparation: The minutes of the Commission shall be kept by the Secretary and shall be neatly typewritten in a book kept for that purpose with a record of each particular type of business transacted set up in paragraphs with property subheadings, provided, however, that the Secretary shall be required to make a record only of such business as was actually acted upon by the Commission and shall not be required to record any remarks of members or any other person except at the special request of a member, and provided further that a record shall be made of the names of persons addressing the Commission, the title of such matter to which the remarks related, and whether they spoke in support of or in opposition to the matter. Individuals may choose to not be identified by name. Any identification must be voluntary according to the Brown Act.
2. Distribution: As soon as possible after each meeting, the Secretary shall cause a copy of the minutes to be forwarded to each member.
3. Reading: Unless the reading of the minutes is requested by a member, such minutes may be approved without reading as each member has previously been furnished a copy thereof.

General Order and Conduct of Business

A. Agenda

1. All reports, communications, and other documents or matters to be submitted to the Commission at its regular meeting shall be delivered to the Liaison and the Liaison shall prepare an agenda of all such matters according to the Order of Business and shall furnish each member of the Commission with a copy of the same prior to the Commission meeting. The Liaison or his/her designee shall forward a copy of the agenda to the City Clerk for posting 72 hours prior to said meeting. Agendas must be at the City Clerk's Office prior to the 72 hour posting. No item may be added to the agenda subsequent to the post of same.

B. Order of Business

1. Roll Call
2. Minutes
3. Comments on Non-Agenda Items
4. Action Items
5. Regular Agenda
6. Correspondence
7. Reports
8. Announcements
9. Adjournment

C. Rules of Debate

1. Chairperson May Debate and Vote: The Chairperson may move, second, and debate from the Chair, subject only to the limitations of debate as are by these rules imposed on all members and shall not be deprived of any of the rights and privileges of a member by reason of his/her acting as Chairperson.
2. Getting the Floor; Improper References: Every member desiring to speak shall address the Chair and, upon recognition by the Chairperson, shall confine himself/herself to the question under debate, avoiding all personalities and indecorous language.
3. Interruptions: A member, once recognized, shall not be interrupted when speaking unless it shall be to call him/her to order or as otherwise specifically provided. If a member, while speaking, shall be called to order, he/she shall cease speaking until the question of order has been determined, and, if in order, he/she shall be permitted to proceed.

D. Rules of Order

1. Robert's Rules: Except as otherwise specifically provided in these rules, Robert's Rules of Order as last revised shall guide the proceedings of the Commission in the conduct of meetings thereof.
2. The Commission Chair may suspend Robert's Rules of Order upon the majority vote of the Commissioners.

E. Voting

1. A vote by Roll Call shall not be required unless a Commissioner specifically requests a Roll Call after a motion is made and before the Chairperson calls for the vote. All members present shall vote. Unless a member of the Commission audibly states he/she is not voting, his/her silence shall be recorded as an affirmative vote. An audible abstention shall be recorded as an abstaining vote. A member may abstain from voting only if said member has a conflict of interest.

F. Addressing the Commission

1. General: Any person desiring to address the Commission shall first secure the permission of the Chairperson and upon permission give his/her name in an audible tone or voice prior to his/her testimony. Any person addressing the Commission shall speak only on items that are within the subject matter jurisdiction of the Commission.

2. Time: Each person addressing the Commission shall limit his/her time as may be directed by the Chairperson. The Commission reserves the right to establish reasonable time limits for discussion or debate.
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3. Attire: Commissioners are to dress accordingly when attending regular meetings. No jeans, hats, sweatshirts, etc. The Commission is representing the youth of Lodi and should display themselves in a professional manner (Committee meetings may remain casual).

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1. The Commission shall from time to time by directive issued by it establish procedures for the processing of the business of the Commission within the guidelines established by the City Council of the City of Lodi

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D. The Brown Act

1. All meetings of the Commission shall be subject to the provisions of the Ralph M. Brown Act (California Government Code Section 54950 et seq.).



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Receive Biennial Report Regarding AB1234 Mandatory Ethics Training
MEETING DATE: February 4, 2015
PREPARED BY: City Clerk

RECOMMENDED ACTION: Receive biennial report regarding AB1234 mandatory ethics training.

BACKGROUND INFORMATION: As Council is aware, AB1234 (now codified in Government Code Section 53234 *et seq.*), went into effect on January 1, 2006. AB1234 mandates that local agency legislative bodies receive ethics training every two years. In addition to the legislative body, the training is also mandatory for specific boards, committees, and commissions as well as certain employees designated in the Conflict of Interest Code. The deadline for completing said training is December 31st of every even-numbered year. The training is offered in-person at Carnegie Forum through the City Attorney's office in December and online through the Fair Political Practices Commission website year-round.

For the City of Lodi, AB1234 ethics training is mandatory for the City Council, Planning Commission, Recreation Commission, and Library Board of Trustees. While not mandatory for other boards, committees, and commissions and designated employees, the training is strongly encouraged for all.

For 2014, we achieved nearly full compliance with all members of the City Council and a majority of the Planning Commission, Recreation Commission, and Library Board of Trustees in full compliance. The AB1234 Training Log, which is a requirement of the law, is attached for your reference.

This report is provided for informational purposes only.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.

Jennifer M. Ferraiolo
City Clerk

JMF

APPROVED: _____
Stephen Schwabauer, City Manager

AB 1234 TRAINING LOG – MANDATORY (2014)

(Due Date: December 31, 2014)

(Valid January 1, 2015 to December 31, 2016)

Name	Date Appointed To Current Term	Date Trained	Trainer	Complete
City Council (Mandatory)				
Mark Chandler	December 2014	1/16/15	League	X
Bob Johnson	December 2012	12/16/14	City	X
Doug Kuehne	December 2014	12/16/14	City	X
JoAnne Mounce	December 2012	12/16/14	FPPC/ILG	X
Alan Nakanishi	December 2014	12/16/14	City	X
Planning Commission (Mandatory)				
Bill Cummins	August 2014	12/16/14	City	X
Randall Heinitz	August 2012	1/5/15	FPPC/ILG	X
Steven Hennecke	July 2011	12/16/14	City	X
Dave Kirsten	July 2011	12/16/14	City	X
Wendel Kiser	August 2012	12/16/14	City	X
Debbie Olson	June 2013	12/16/14	City	X
Mitchell Slater	June 2013	12/16/14	City	X
Recreation Commission (Mandatory)				
David Akin	January 2013	1/27/15	FPPC/ILG	X
Michael Carouba	January 2015	1/21/15	FPPC/ILG	X
J. Mark Hamilton	January 2015	1/20/15	FPPC/ILG	X
Larry Long	January 2013	12/30/14	FPPC/ILG	X
Jeffrey Palmquist	January 2015	12/18/14	FPPC/ILG	X
Library Board of Trustees (Mandatory)				
Caitlin Casey	August 2012	12/31/14	FPPC/ILG	X
Terry Costa (logged in 44 min.; needs 76 min. more)	August 2013			
Frankie Kooger	August 2012	12/31/14	FPPC/ILG	X
Charlene Martin	August 2014	12/16/14	City	X
Scott Martin	August 2013	12/16/14	City	X

** Training is strongly encouraged, but optional, for Lodi Improvement Committee, SPARC, Youth Commission, Arts Commission, and Senior Commission. City reimbursements and/or stipends are prohibited for members of any board, committee, and/or commission that have not received the training.*



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Receive Report Regarding Boards, Committees, and Commissions

MEETING DATE: February 4, 2015

PREPARED BY: City Clerk

RECOMMENDED ACTION: Receive report regarding boards, committees, and commissions.

BACKGROUND INFORMATION: This annual report is being provided to the City Council for informational purposes only. Attached are the attendance records for the various board, committee, and commission members for the 2014 calendar year as submitted by the relevant liaisons. Also attached is the AB1234 Ethics Training record. In addition, in 2014, all board, committee, and commission members submitted their Statements of Economic Interest (Form 700) by the deadline, or shortly thereafter, and there are no outstanding filings.

FISCAL IMPACT: Not applicable.

FUNDING AVAILABLE: Not applicable.

Jennifer M. Ferraiolo
City Clerk

JMF

Attachments

APPROVED: _____
Stephen Schwabauer, City Manager

Arts Commission

Total Number of All Meetings Held (Regular and Special) – 13 (10 Regular and 3 Special)

Ben Burgess

Total Number of All Meetings Attended - 10

Total Number of All Meetings Absent – 3

Nancy Carey

Total Number of All Meetings Attended - 12

Total Number of All Meetings Absent – 1

Nancy Ahlberg Mellor

Total Number of All Meetings Attended - 13

Total Number of All Meetings Absent – 0

Cathy Metcalf

Total Number of All Meetings Attended - 10

Total Number of All Meetings Absent – 3

Annalisa Sharp Babich

Total Number of All Meetings Attended - 7

Total Number of All Meetings Absent – 6

Sandi Walker-Tansley

Total Number of All Meetings Attended - 11

Total Number of All Meetings Absent – 2

Patricia Stump

Total Number of All Meetings Attended - 7

Total Number of All Meetings Absent – 6

Richard Vasquez

Total Number of All Meetings Attended- 4

Total Number of All Meetings Absent- 9 (Appointed in August)

Tabitha Johnson

Total Number of All Meetings Attended- 0

Total Number of All Meetings Absent- 13 (Appointed in August, resigned in November)

Lodi Improvement Committee – 2014 Attendance Record

Name	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Sunil Yadav	P	P	P	P	C	C	P	P	P	P	P	C
Fran Forkas	P	P	P	P	C	C	P	P	P	P	P	C
Curt Juran	P	P	P	P	C	C	P	P	P	P	P	C
Tim Litton	P	Ae	P									
Terry Piazza										P	P	C
Maria Rosado										P	P	C

P – Present

Ae – Absent (excused)

Au – Absent (unexcused)

C – Cancelled Meeting

Lodi Public Library Board of Trustees

Attendance Summary - 2014

	CASEY	KOOGER	COSTA	S. MARTIN	C. MARTIN
January 13, 2014	X	X	X		X
February 10, 2014	X	X	X		X
March 10, 2014	X			X	X
April 14, 2014	X	X		X	X
April 24, 2014 *	X	X	X		
May 12, 2014	X	X	X	X	X
June 16, 2014	X	X	X		X
July 14, 2014	X	X	X	X	X
August 11, 2014		X		X	X
September 8, 2014	X	X	X		X
October 13, 2014		X		X	X
November 10, 2014	X	X	X	X	X
December 8, 2014	X	X	X		X

***Special Meeting**

Trustee	Total Meetings Attended in 2014
Caitlin Casey	11
Frank Kooger	12
Terry Costa	9
Scot Martin	7
Charlene Martin	12

Based on 12 meetings (1 meeting per month) and 1 Special Meeting in April.

RECREATION COMMISSION ATTENDANCE

	2014
JANUARY	
FEBRUARY	Akin
MARCH	Morgan
APRIL	Wardrobe-Fox Akin-late
MAY	Wardrobe-Fox-late
JUNE	
JULY	<i>No Meeting</i>
AUGUST	Morgan
SEPTEMBER	<i>No Meeting</i> 9/24 - Morgan, Palmquist
OCTOBER	Wardrobe-Fox Palmquist-Late
NOVEMBER	Wardrobe-Fox
DECEMBER	Akin Morgan

PLANNING COMMISSION MEETING ATTENDANCE REPORT 2014

	Heinitz	Hennecke	Kirsten	Kiser	Jones	Olson	Slater	Meeting Hours
01/08/14	1	1	1	1	1	1	1	0.5
01/22/14	C	C	C	C	C	C	C	
02/12/14	C	C	C	C	C	C	C	
02/26/14	1	0	1	1	0	0	1	0.667
03/12/14	C	C	C	C	C	C	C	
03/26/14	1	1	1	1	1	1	1	1.75
3rd Qtr Totals	3/3	2/3	3/3	3/3	2/3	2/3	3/3	
04/09/14	1	0	0	1	1	1	1	1.33
04/23/14	C	C	C	C	C	C	C	
05/14/14	1	0	0	1	1	1	1	
05/28/14	C	C	C	C	C	C	C	
06/11/14	C	C	C	C	C	C	C	
06/25/14	1	1	1	1	1	1	1	
4th Qtr Totals	3/3	1/3	1/3	3/3	3/3	3/3	3/3	
06/30/14 PAYROLL	6/6	3/6	4/6	6/6	5/6	5/6	6/6	
07/09/14					Bill Cummins			
07/23/14	1	1	1	1		0	1	
08/13/14	0	1	1	1	0	1	1	0.65
08/27/14								
09/10/14	0	1	0	1	1	1	1	0.33
09/24/14								
1st Qtr Totals	1/3	3/3	2/3	3/3	1/2	2/3	3/3	
10/08/14	0	1	0	1	1	0	1	0.35
10/22/14	1	1	1	1	1	0	1	0.5
11/12/14								
11/26/14								
12/10/14	0	1	1	1	1	1	1	1.45
12/24/14								
2nd Qtr Totals	1/3	3/3	2/3	3/3	3/3	1/3	3/3	
12/31/14 PAYROLL	2/6	6/6	4/6	6/6	4/5	3/6	6/6	
Grand Totals	8/12	9/12	8/12	12/12	Nick = 5/6 Bill = 4/5	8/12	12/12	
Total Meetings	12	12	12	12	Nick = 6 Bill = 5	12	12	
Total Attended	8	9	8	12	Nick = 5 Bill = 4	8	12	
Total Missed	4	3	4	0	Nick = 1 Bill = 1	4	0	

C = CANCELLED

1 = ATTENDED

0 = ABSENT

S = SPECIAL MEETING ATTENDED

Senior Citizens Commission

Total Number of All Meetings Held (Regular and Special) - 12

Terri Whitmire

Total Number of All Meetings Attended - 12

Total Number of All Meetings Absent - 0

Mark Sey

Total Number of All Meetings Attended - 8

Total Number of All Meetings Absent - 4

Pat Hill

Total Number of All Meetings Attended - 9

Total Number of All Meetings Absent - 3

Robert Anderson

Total Number of All Meetings Attended – 10

Total Number of All Meetings Absent - 2

Susan Klusman (Susan Cook)

Total Number of All Meetings Attended - 5

Total Number of All Meetings Absent - 7

Sandy Beglau

Total Number of All Meetings Attended – 1 (Expired term, did not return)

Total Number of All Meetings Absent - 0

Tracy Williams

Total Number of All Meetings Attended - 11

Total Number of All Meetings Absent – 1

Jill Hernandez

Total Number of All Meetings Attended – 8 (Appointed in February)

Total Number of All Meetings Absent – 3

SPARC Attendance 2014

	Kiser	Kirst	Della Monica	Stafford	Litton	Meeting Hours
04/23/14	1	1	1	1	1	
08/13/14	1	1	1	1	1	
10/22/14	1	1	1	1	1	
Meetings attended	3	3	3	3	3	
Meetings Missed	0	0	0	0	0	

Youth Commission

Total Number of All Meetings Held (Regular and Special) - 10

Emily Yamane

Total Number of All Meetings Attended – 4 (Graduated HS mid-year)

Total Number of All Meetings Absent - 1

Evan Gardella

Total Number of All Meetings Attended – 2 (Started mid-year)

Total Number of All Meetings Absent - 2

Madison Litton

Total Number of All Meetings Attended - 9

Total Number of All Meetings Absent - 1

Ryan Ozminkowski

Total Number of All Meetings Attended – 5 (Started mid-year)

Total Number of All Meetings Absent - 0

Cole Carouba

Total Number of All Meetings Attended – 4 (Started mid-year)

Total Number of All Meetings Absent - 1

Simaron Dhillon

Total Number of All Meetings Attended – 10

Total Number of All Meetings Absent - 0

Josh Baumbach

Total Number of All Meetings Attended – 9

Total Number of All Meetings Absent - 1

Daniel Anaforian

Total Number of All Meetings Attended – 10

Total Number of All Meetings Absent - 0

Andrew Moton

Total Number of All Meetings Attended – 9

Total Number of All Meetings Absent - 1

Miranda O’Mahony

Total Number of All Meetings Attended – 4 (Graduated HS mid-year)

Total Number of All Meetings Absent - 1

Hayden Johnson

Total Number of All Meetings Attended – 8

Total Number of All Meetings Absent - 2

Chrissy Dodd

Total Number of All Meetings Attended – 5 (Graduated HS mid-year)

Total Number of All Meetings Absent - 0

Jennifer Phillips (Adult Advisor)

Total Number of All Meetings Attended – 4 (Started in August)

Total Number of All Meetings Absent- 1

Elizabeth Mazzeo (Adult Advisor)

Total Number of All Meetings Attended - 6

Total Number of All Meetings Absent - 4

Jaime Watts (Adult Advisor)

Total Number of All Meetings Attended – 0 (Term ended)

Total Number of All Meetings Absent - 5

John Chapman (Adult Advisor)

Total Number of All Meetings Attended – 3 (Term ended)

Total Number of All Meetings Absent - 2

Cynthia Rodriguez (Adult Advisor)

Total Number of All Meetings Attended - 8

Total Number of All Meetings Absent – 2

Bre Meyer (Adult Advisor)

Total Number of All Meetings Attended – 9

Total Number of All Meetings Absent – 1

Nicole Grauman (Adult Advisor)

Total Number of All Meetings Attended – 10

Total Number of All Meetings Absent – 0

Anne Siegfried (Adult Advisor)

Total Number of All Meetings Attended – 1 (Brought on in December)

Total Number of All Meetings Absent – 0

AB 1234 TRAINING LOG – MANDATORY (2014)

(Due Date: December 31, 2014)

(Valid January 1, 2015 to December 31, 2016)

Name	Date Appointed To Current Term	Date Trained	Trainer	Complete
City Council (Mandatory)				
Mark Chandler	December 2014	1/16/15	League	X
Bob Johnson	December 2012	12/16/14	City	X
Doug Kuehne	December 2014	12/16/14	City	X
JoAnne Mounce	December 2012	12/16/14	FPPC/ILG	X
Alan Nakanishi	December 2014	12/16/14	City	X
Planning Commission (Mandatory)				
Bill Cummins	August 2014	12/16/14	City	X
Randall Heinitz	August 2012	1/5/15	FPPC/ILG	X
Steven Hennecke	July 2011	12/16/14	City	X
Dave Kirsten	July 2011	12/16/14	City	X
Wendel Kiser	August 2012	12/16/14	City	X
Debbie Olson	June 2013	12/16/14	City	X
Mitchell Slater	June 2013	12/16/14	City	X
Recreation Commission (Mandatory)				
David Akin	January 2013	1/27/15	FPPC/ILG	X
Michael Carouba	January 2015	1/21/15	FPPC/ILG	X
J. Mark Hamilton	January 2015	1/20/15	FPPC/ILG	X
Larry Long	January 2013	12/30/14	FPPC/ILG	X
Jeffrey Palmquist	January 2015	12/18/14	FPPC/ILG	X
Library Board of Trustees (Mandatory)				
Caitlin Casey	August 2012	12/31/14	FPPC/ILG	X
Terry Costa (logged in 44 min.; needs 76 min. more)	August 2013			
Frankie Kooger	August 2012	12/31/14	FPPC/ILG	X
Charlene Martin	August 2014	12/16/14	City	X
Scott Martin	August 2013	12/16/14	City	X

** Training is strongly encouraged, but optional, for Lodi Improvement Committee, SPARC, Youth Commission, Arts Commission, and Senior Commission. City reimbursements and/or stipends are prohibited for members of any board, committee, and/or commission that have not received the training.*



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Selecting Grape Bowl Improvements Phase 4 as Project Nomination for San Joaquin Council of Governments' One Voice Trip

MEETING DATE: February 4, 2015

PREPARED BY: Public Works Director

RECOMMENDED ACTION: Adopt resolution selecting Grape Bowl Improvements Phase 4 as project nomination for San Joaquin Council of Governments' One Voice trip.

BACKGROUND INFORMATION: The San Joaquin Council of Governments (SJCOG) is again developing regional priorities in preparation for the annual "One Voice" lobbying trip to Washington, D.C., in April 2015. The One Voice trip is an opportunity for all jurisdictions in the county to work cooperatively to secure federal funds.

City staff recommends requesting funds for the fourth phase of this multi-phased project to construct Americans with Disabilities Act (ADA) access improvements to the City's main sports facility for local high school and youth football, soccer, and graduation events. Originally constructed with Work Projects Administration money in the 1940's, the Grape Bowl has historical significance to Lodi and to many generations of residents that have either watched or participated in sporting events, or graduated from high school at this venue.

Since 2009, over \$4.1 million dollars has been invested to upgrade ADA access at the Grape Bowl. Funding sources have included CDBG, HUD Section 108, private donations, and other local dollars. This project will include ADA ramps to the north side upper and lower concourse, ADA seating at the north side upper and lower concourse and completing ADA seating and ramp improvements to the south side lower concourse that were not completed during Phase 3 because of funding restrictions.

The Phase 4 improvement project is estimated to cost approximately \$3 million. At this time, there is no funding available to complete this work requiring the City to request all \$3 million through the One Voice process.

The One Voice program began in 2000. The City has received funding for one project (\$400,000 for wastewater plant upgrades in 2004) out of \$64.2 million in awards to San Joaquin County.

FISCAL IMPACT: Award of funding for the Grape Bowl Improvements Phase 4 would facilitate additional ADA accessibility at this facility while reducing the City's exposure to future accessibility claims.

FUNDING AVAILABLE: Not applicable.

F. Wally Sandelin
Public Works Director

FWS/smh

APPROVED: _____
Stephen Schwabauer, City Manager

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL
SELECTING THE GRAPE BOWL IMPROVEMENTS
PHASE 4 AS THE PROJECT NOMINATION FOR THE
SAN JOAQUIN COUNCIL OF GOVERNMENTS'
ONE VOICE TRIP

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby select the Grape Bowl Improvements Phase 4 as the project nomination for the San Joaquin Council of Governments' One Voice trip; and

BE IT FURTHER RESOLVED that the City Council does hereby authorize the City Manager to execute the Local Jurisdiction Endorsement Form.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the City Council of the City of Lodi in a regular meeting held February 4, 2015, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk



**CITY OF LODI
COUNCIL COMMUNICATION**

TM

AGENDA TITLE: Adopt Resolution Adding One Senior Police Administrative Clerk and Deleting One Police Records Clerk II Within the Police Department

MEETING DATE: February 4, 2015

SUBMITTED BY: Human Resources Manager

RECOMMENDED ACTION: Adopt resolution adding one Senior Police Administrative Clerk and deleting one Police Records Clerk II within the Police Department.

BACKGROUND INFORMATION: The Records Division within the Police Department currently has one Records Supervisor, three Police Records Clerk II, three part-time Police Records Clerks and one Intern. With the retirement of one of the full-time Police Records Clerks, the Police Chief wishes to add a lead position of Senior Police Administrative Clerk to his budgeted allocation and eliminate one of the Police Records Clerk II positions. The Senior Police Administrative Clerk will provide lead direction and training to the Police Records Clerks, and provide back up for Records Supervisor during their absence.

Recently, Council approved changes to two Senior Police Administrative Clerk positions that were assigned to the Administrative division. Those changes were made in order to properly align the duties being performed with the correct job classification (Administrative Secretary and Senior Administrative Clerk). The Senior Police Administrative Clerk is an existing job description that was created to provide lead/journey level work within the Police Records Clerk series; however, the position was previously used in Administration and not within the Records Division. The Police Chief wishes to change his budgeted positions to provide a lead position in the Records Division and to utilize the classification that was created for this purpose.

Staff recommends Council approve the requested changes to the Police Department budgeted positions to provide for a lead within the Records division.

FISCAL IMPACT: Additional annual cost of about \$2,700

FUNDING AVAILABLE: Absorbed within existing appropriations of the Police Department.

Adele Post, Human Resources Manager

Jordan Ayers, Deputy City Manager

APPROVED: _____
Stephen Schwabauer, City Manager

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL ADDING
ONE SENIOR POLICE ADMINISTRATIVE CLERK AND
DELETING ONE POLICE RECORDS CLERK II WITHIN
THE POLICE DEPARTMENT

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve reclassification of one Police Records Clerk II to a Senior Police Administrative Clerk within the Police Department.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the Lodi City Council in a regular meeting held February 4, 2015 by the following vote:

AYES: COUNCIL MEMBERS –
NOES: COUNCIL MEMBERS –
ABSENT: COUNCIL MEMBERS –
ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk



CITY OF LODI COUNCIL COMMUNICATION

TM

AGENDA TITLE: Adopt Resolution Approving the Classification and Salary Range of Public Works Management Analyst and Approving the Reclassification of One Management Analyst to Public Works Management Analyst and Approve an Increase to the Salary Range of Supervising Budget Analyst

MEETING DATE: February 4, 2015

SUBMITTED BY: Human Resources Manager

RECOMMENDED ACTION: Adopt resolution approving the classification and salary range of Public Works Management Analyst and approving the reclassification of one Management Analyst to Public Works Management Analyst and approve an increase to the salary range of Supervising Budget Analyst.

BACKGROUND INFORMATION: The Human Resources division received a request to conduct a classification study for a Management Analyst in the Public Works Department. The Management Analyst position is represented by Lodi City Mid-Management Association (LCMMA). Human Resource staff conducted a classification study and recommends the creation of a new classification, salary range and the subsequent reclassification of one employee to the newly created position of Public Works Management Analyst.

The study concluded that the incumbent was performing high level and complex analytical work that is above the current job classification. The creation of the Public Works Management Analyst allows the incumbent to be properly compensated for the higher level duties being performed.

As part of its process, Human Resource staff reviewed internal salaries for potential compaction or inequities among the Analyst classifications. In this instance, the creation of the Public Works Management Analyst and proposed salary causes a compaction issue with the Supervising Budget Analyst salary, with a difference of 4.35 percent between the two classifications. As such, the City recommends increasing the salary of the Supervising Budget Analyst to provide a 7 percent differential.

The Supervising Budget Analyst is a Mid-Management confidential classification and is unrepresented; however, the City affords the same benefits and increases to the confidential employees as is afforded to its represented employees. Council recently approved a 1.5 percent increase for the confidential classifications; although, the City continues its negotiations with LCMMA for its represented members. The City wishes to maintain the 7 percent differential between the represented Public Works Management Analyst classification and the unrepresented classification of Supervising Budget Analyst and requests the administrative ability to maintain the 7 percent differential upon ratification of a successor MOU with LCMMA.

Staff recommends Council approve the new job description, salary range and reclassification of one Management Analyst to the newly created classification of Public Works Management Analyst,

APPROVED: _____
Stephen Schwabauer, City Manager

retroactive to April 28, 2014. In addition, staff requests Council approve the new salary range for Supervising Budget Analyst prospectively.

The proposed salary range for the Public Works Management Analyst is \$65,914.67 to \$80,119.78, which is 15 percent above the current salary range of Management Analyst. The proposed salary range for the Supervising Budget Analyst is \$70,528.69 to \$85,728.16, which is an increase of 2.54 percent. The LCMMA is in agreement with the new classification and salary range. Additionally, LCMMA supports the reclassification of one Management Analyst to Public Works Management Analyst, retroactive to April 28, 2014.

The approximate increase for Fiscal Year 2014/15 is \$12,956 for Public Works Management Analyst and \$1,043 for Supervising Budget Analyst.

FISCAL IMPACT: The fiscal impact in FY 2014/15 would be approximately \$14,000 including benefits.

FUNDING AVAILABLE: Increased expenses will be absorbed within existing appropriations.

Adele Post, Human Resources Manager

Jordan Ayers, Deputy City Manager/Internal Services Director

PUBLIC WORKS MANAGEMENT ANALYST

Job descriptions are intended to present a broad and general range of duties which includes, purpose, responsibilities, and scope of work. Job descriptions are not intended to reflect all duties performed within the job.

DEFINITION

Performs highly complex, comprehensive and detailed research, statistical and other analytical work for the Public Works department; exhibits excellent judgment and decision making regarding policies and procedures; collaborates with management and co-workers in providing consultation services in areas of expertise; performs other related duties.

SUPERVISION EXERCISED AND RECEIVED:

Receives general direction from higher level personnel. May supervise assigned staff.

EXAMPLES OF DUTIES

Duties may include, but are not limited to:

Performs highly complex, comprehensive and detailed research, statistical and other analytical work for a City department; collaborates with management and co-workers in providing consultation services in areas of expertise;

Analyzes, evaluates, and provides input in the development of unit/division/departmental objectives, analyzes on-going programs and makes recommendations to management on amendments to programs and/or to create new programs, organizational structure, operations and control systems; coordinates City wide programs;

Heavily involved in rate model development, use and modification, analyzes revenues and costs for various public works utilities, including water and wastewater;

Plans and directs activities of multi faceted city wide projects of limited duration; evaluates progress and resolves difficulties including those crossing departmental lines; provides project leadership and advice to others; provides technical direction and expertise related to project; manages and directs the work of project staff including vendors, subcontractors and City personnel;

Manages complex service contracts with vendors; acts as City point of contact for vendors and customers related to contracts managed;

Subject matter expert and lead role in the preparation and review of all division operating, multi-year, and capital improvement budgets; analyzes proposals for immediate and long term policy and fiscal impacts and makes recommendations based

on findings; coordinates and assembles a variety of complex financial/statistical information; prepares complex reports and presentations; and may represent the department at meetings with other agencies, organizations, commissions or City Council;

Develops goals, objectives, policies and procedures; investigates, interprets, analyzes and prepares recommendations in relation to proposals for new programs, grants and/or services; analyzes, interprets and explains City policies and procedures; confers with members of the public to explain procedures and policies;

Researches and stays abreast of changes to laws, regulations and ordinances; proposes changes to policies and procedures in relation to current or proposed amendments; and ensures compliance of department functions with pertinent laws, regulations and ordinances;

Answers questions and provides information to the public, outside agencies and City staff; investigates complaints and recommends corrective action to resolve complaints;

Provides day-to-day direction, training and evaluation of assigned staff, prepares performance evaluations and other personnel related documents as needed; Reviews and recommends training for departmental personnel;

Researches and prepares grant applications including monitoring existing programs for compliance with regulations;

Performs other duties related to the operation of the department and the City including additional duties that enable the department and City to meet the diverse needs of its community.

MINIMUM QUALIFICATIONS

Knowledge of:

Research techniques, sources and availability of information, and methods of report presentation; concepts and techniques of costing as it relates to long-range financial planning, market trends and economic condition indicators.

Principles and practices of organization, administration, and personnel management; administrative principles and methods, including goal setting, program and budget development, work planning and organization; technical report writing procedures and grant proposal development.

Principles and practices of public personnel administration; equal employment and affirmative action guidelines and policies;

Principles and practices of supervision;

Mathematics, statistical, financial and accounting methods for revenue, cost and rate analysis, and methods of graphic presentation.

Modern office procedures, methods and computer equipment;

Applicable Federal, State, local laws, codes and regulations;

Thorough knowledge specific to the area of assignment is required.

Ability to:

Perform comprehensive research, statistical and other analytical work for the Public Works department; collaborate with management and co-workers in providing consultation services in areas of expertise;

Plan, initiate and complete work assignments with a minimum of direction; analyze administrative problems, evaluating alternatives, and make creative recommendations; assume control of a project and make sound recommendations; properly interpret and make decisions in accordance with laws, regulations and policies; prepare and write complete and accurate reports;

Communicate clearly and concisely, both orally and in writing, prepare and present oral and written reports;

Work with and control sensitive, confidential information;

Use and operate a personal computer, software and peripheral equipment;

Estimate and project revenues and expenditures;

Identify and respond to public and City Council issues and concerns; and

Establish and maintain cooperative and effective relationships with those contacted during the course of work.

EXPERIENCE AND TRAINING GUIDELINES

Combination of education and experience that would likely produce the qualifying knowledge and ability. A typical combination is:

Education:

Bachelor's degree from an accredited college or university in a related field to assignment.

Management Analyst Experience:

Minimum of three years of increasingly responsible experience providing complex administrative and analytical experience in a public agency, at the level of Management Analyst.

LICENSES AND CERTIFICATES

Possession of a valid Driver's License (Class C) issued from the California Department of Motor Vehicles.

PHYSICAL DEMANDS

Must possess mobility to work in a standard office setting and use standard office equipment, including a computer; vision to read printed materials and a computer screen; and hearing and speech to communicate in person, and over the telephone. This is primarily a sedentary office classification although standing in work areas and walking between work areas may be required. Finger dexterity is needed to access, enter and retrieve data using a computer keyboard, typewriter keyboard or calculator and to operate standard office equipment. Positions in this classification occasionally bend, stoop, kneel, reach, push and pull drawers open and closed to retrieve and file information. Positions in this classification occasionally lift and carry reports and records that typically weigh less than 20 pounds.

ENVIRONMENTAL ELEMENTS

Employees work in an office environment with moderate noise levels, controlled temperature conditions, and no direct exposure to hazardous physical substances. Employees may work in the field and occasionally be exposed to loud noise levels, cold and hot temperatures, inclement weather conditions, road hazards, vibration, mechanical and/or electrical hazards, and hazardous physical substances and fumes. Employees may interact with upset staff and/or public and private representatives in interpreting and enforcing departmental policies and procedures.

WORKING CONDITIONS

May be required to work on evenings, weekends and holidays, on occasion.

*FLSA Status: EXEMPT

RESOLUTION NO. 2015-_____

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING THE CLASSIFICATION, JOB DESCRIPTION, AND SALARY RANGE FOR THE POSITION OF PUBLIC WORKS MANAGEMENT ANALYST AND THE RECLASSIFICATION OF ONE MANAGEMENT ANALYST TO PUBLIC WORKS MANAGEMENT ANALYST AND AN INCREASE TO THE SALARY RANGE OF SUPERVISING BUDGET ANALYST

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve the classification and job specification for the position of Public Works Management Analyst attached hereto as Exhibit A; and

BE IT FURTHER RESOLVED that the salary ranges for Public Works Management Analyst and Supervising Budget Analyst are hereby approved and shall be as follows:

Classification	Step A	Step B	Step C	Step D	Step E
Public Works Management Analyst	\$65914.67	\$69210.48	\$72671.00	\$76304.55	\$80119.78
Supervising Budget Analyst	\$70528.69	\$74055.21	\$77757.97	\$81645.87	\$85728.16

BE IT FURTHER RESOLVED that the Lodi City Council does hereby approve the reclassification of one Management Analyst to Public Works Management Analyst.

Dated: February 4, 2015

=====

I hereby certify that Resolution No. 2015-_____ was passed and adopted by the Lodi City Council in a regular meeting held February 4, 2015 by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

JENNIFER M. FERRAILOLO
City Clerk

CITY OF LODI

November 2014

PUBLIC WORKS MANAGEMENT ANALYST

Job descriptions are intended to present a broad and general range of duties which includes, purpose, responsibilities, and scope of work. Job descriptions are not intended to reflect all duties performed within the job.

DEFINITION

Performs highly complex, comprehensive and detailed research, statistical and other analytical work for the Public Works department; exhibits excellent judgment and decision making regarding policies and procedures; collaborates with management and co-workers in providing consultation services in areas of expertise; performs other related duties.

SUPERVISION EXERCISED AND RECEIVED:

Receives general direction from higher level personnel. May supervise assigned staff.

EXAMPLES OF DUTIES

Duties may include, but are not limited to:

Performs highly complex, comprehensive and detailed research, statistical and other analytical work for a City department; collaborates with management and co-workers in providing consultation services in areas of expertise;

Analyzes, evaluates, and provides input in the development of unit/division/departmental objectives, analyzes on-going programs and makes recommendations to management on amendments to programs and/or to create new programs, organizational structure, operations and control systems; coordinates City wide programs;

Heavily involved in rate model development, use and modification, analyzes revenues and costs for various public works utilities, including water and wastewater;

Plans and directs activities of multi faceted city wide projects of limited duration; evaluates progress and resolves difficulties including those crossing departmental lines; provides project leadership and advice to others; provides technical direction and expertise related to project; manages and directs the work of project staff including vendors, subcontractors and City personnel;

Manages complex service contracts with vendors; acts as City point of contact for vendors and customers related to contracts managed;

Subject matter expert and lead role in the preparation and review of all division operating, multi-year, and capital improvement budgets; analyzes proposals for immediate and long term policy and fiscal impacts and makes recommendations based

on findings; coordinates and assembles a variety of complex financial/statistical information; prepares complex reports and presentations; and may represent the department at meetings with other agencies, organizations, commissions or City Council;

Develops goals, objectives, policies and procedures; investigates, interprets, analyzes and prepares recommendations in relation to proposals for new programs, grants and/or services; analyzes, interprets and explains City policies and procedures; confers with members of the public to explain procedures and policies;

Researches and stays abreast of changes to laws, regulations and ordinances; proposes changes to policies and procedures in relation to current or proposed amendments; and ensures compliance of department functions with pertinent laws, regulations and ordinances;

Answers questions and provides information to the public, outside agencies and City staff; investigates complaints and recommends corrective action to resolve complaints;

Provides day-to-day direction, training and evaluation of assigned staff, prepares performance evaluations and other personnel related documents as needed; Reviews and recommends training for departmental personnel;

Researches and prepares grant applications including monitoring existing programs for compliance with regulations;

Performs other duties related to the operation of the department and the City including additional duties that enable the department and City to meet the diverse needs of its community.

MINIMUM QUALIFICATIONS

Knowledge of:

Research techniques, sources and availability of information, and methods of report presentation; concepts and techniques of costing as it relates to long-range financial planning, market trends and economic condition indicators.

Principles and practices of organization, administration, and personnel management; administrative principles and methods, including goal setting, program and budget development, work planning and organization; technical report writing procedures and grant proposal development.

Principles and practices of public personnel administration; equal employment and affirmative action guidelines and policies;

Principles and practices of supervision;

Mathematics, statistical, financial and accounting methods for revenue, cost and rate analysis, and methods of graphic presentation.

Modern office procedures, methods and computer equipment;

Applicable Federal, State, local laws, codes and regulations;

Thorough knowledge specific to the area of assignment is required.

Ability to:

Perform comprehensive research, statistical and other analytical work for the Public Works department; collaborate with management and co-workers in providing consultation services in areas of expertise;

Plan, initiate and complete work assignments with a minimum of direction; analyze administrative problems, evaluating alternatives, and make creative recommendations; assume control of a project and make sound recommendations; properly interpret and make decisions in accordance with laws, regulations and policies; prepare and write complete and accurate reports;

Communicate clearly and concisely, both orally and in writing, prepare and present oral and written reports;

Work with and control sensitive, confidential information;

Use and operate a personal computer, software and peripheral equipment;

Estimate and project revenues and expenditures;

Identify and respond to public and City Council issues and concerns; and

Establish and maintain cooperative and effective relationships with those contacted during the course of work.

EXPERIENCE AND TRAINING GUIDELINES

Combination of education and experience that would likely produce the qualifying knowledge and ability. A typical combination is:

Education:

Bachelor's degree from an accredited college or university in a related field to assignment.

Management Analyst Experience:

Minimum of three years of increasingly responsible experience providing complex administrative and analytical experience in a public agency, at the level of Management Analyst.

LICENSES AND CERTIFICATES

Possession of a valid Driver's License (Class C) issued from the California Department of Motor Vehicles.

PHYSICAL DEMANDS

Must possess mobility to work in a standard office setting and use standard office equipment, including a computer; vision to read printed materials and a computer screen; and hearing and speech to communicate in person, and over the telephone. This is primarily a sedentary office classification although standing in work areas and walking between work areas may be required. Finger dexterity is needed to access, enter and retrieve data using a computer keyboard, typewriter keyboard or calculator and to operate standard office equipment. Positions in this classification occasionally bend, stoop, kneel, reach, push and pull drawers open and closed to retrieve and file information. Positions in this classification occasionally lift and carry reports and records that typically weigh less than 20 pounds.

ENVIRONMENTAL ELEMENTS

Employees work in an office environment with moderate noise levels, controlled temperature conditions, and no direct exposure to hazardous physical substances. Employees may work in the field and occasionally be exposed to loud noise levels, cold and hot temperatures, inclement weather conditions, road hazards, vibration, mechanical and/or electrical hazards, and hazardous physical substances and fumes. Employees may interact with upset staff and/or public and private representatives in interpreting and enforcing departmental policies and procedures.

WORKING CONDITIONS

May be required to work on evenings, weekends and holidays, on occasion.

*FLSA Status: EXEMPT