



## LODI CITY COUNCIL

Carnegie Forum\*

305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: May 16, 2007

Time: Closed Session 5:30 p.m.  
Regular Meeting 7:00 p.m.

\*and via conference call:

Crowne Plaza Hotel  
1177 Airport Blvd  
Burlingame, CA 94010

For information regarding this Agenda please contact:

**Randi Johl**

**City Clerk**

**Telephone: (209) 333-6702**

***NOTE:** 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 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 24 hours prior to the meeting date.*

### **C-1 Call to Order / Roll Call**

### **C-2 Announcement of Closed Session**

- a) Actual Litigation: Government Code Section 54956.9(a); One Case; Norma Carson v. City of Lodi, San Joaquin Superior Court Case No. CV 032190
- b) Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- c) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), Regarding Professional Firefighters and Fire Mid-Managers Pursuant to Government Code §54957.6
- d) Actual Litigation: Government Code §54956.9(a); One Case; Kim M. Lee v. City of Lodi, et al., San Joaquin County Superior Court, Case No. CV028966
- e) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Marty Rosen Against City of Lodi Based on Personal Injury
- f) Actual Litigation: Government Code §54956.9(a); One Case; City of Lodi, et al. v. EBMUD, State Water Resources Control Board, Application No. 13156

### **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. Invocation** – Pastor Perry Kallis, Temple Baptist Church

#### **C. Pledge of Allegiance**

#### **D. Presentations**

##### **D-1 Awards**

- a) Presentation of the Firefighter of the Year 2006 Plaque to Fire Engineer Chris Allen (FD)

##### **D-2 Proclamations**

- a) Hunger Awareness Week

##### **D-3 Presentations**

- a) Presentation by the Lodi Community Foundation

#### **E. Consent Calendar (Reading; Comments by the Public; Council Action)**

- E-1 Receive Register of Claims in the Amount of \$5,335,734.27 (FIN)

- E-2 Approve Minutes (CLK)
  - a) April 18, 2007 (Regular Meeting)
  - b) May 1, 2007 (Shirtsleeve Session)
  - c) May 2, 2007 (Regular Meeting)
  - d) May 8, 2007 (Shirtsleeve Session)
  - e) May 8, 2007 (Special Meeting)
- E-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Asphalt Rubber Cape Seal, Various Streets, 2007 (PW)
- Res. E-4 Adopt Resolution Authorizing the City Manager to Execute San Joaquin Council of Governments Cooperative Agreements for Cape Seal Project (\$71,500), Elm Street Overlay Project (\$412,000), and Turner Road Improvements (\$785,000) (PW)
- E-5 Approve Specifications and Authorize Advertisement for Bids to Procure Polemount and Padmount Transformers (EUD)
- E-6 Approve Request for Proposals and Authorize Advertisement for Bids for Security Services for Lodi Station and Lodi Station Parking Structure (PW)
- Res. E-7 Adopt Resolution Approving Purchase of Asphalt Pavement Compactor from Ingersoll Rand Equipment Sales, of Sacramento (\$36,743), and Appropriating Funds (PW)
- Res. E-8 Adopt Resolution Authorizing the Purchase of Remote Terminal Unit and Accessories from Siemens Power Transmission and Distribution, Inc., of Palatine, Illinois, for the Killelea Substation Rehabilitation Project (\$60,000) (EUD)
- Res. E-9 Adopt Resolution Awarding the Transformer Maintenance Services for Henning and Industrial Substations to Waukesha Electric Systems, Inc., of Waukesha, Wisconsin (\$30,250) (EUD)
- Res. E-10 Adopt Resolution Awarding Contract for Asphalt Materials for Fiscal Year 2007-08 to Granite Construction Company, of Stockton (\$165,930) (PW)
- Res. E-11 Adopt Resolution Approving Addendum to the Improvement Agreement for Public Improvements at 856 North Sacramento Street to Provide One-Year Time Extension (PW)
- Res. E-12 Adopt Resolution Authorizing the City Manager to Execute Professional Services Agreement with WGR Southwest, Inc., of Lodi, for Storm Drainage Permit Compliance Inspections for Wet Season Construction Inspection (PW)
- Res. E-13 Adopt Resolution Authorizing the City Manager to Execute a Professional Services Contract with the Lodi Salvation Army to Administer the SHARE Customer Verification and Certification Program (a Pilot Project) and Allocate \$14,500 in Public Benefit Program Funds to Complete this Project (EUD)
- E-14 Authorize the City Manager to Execute the City of Stockton Emergency Communications Agreement (FD)
- E-15 Authorize Staff to Amend the General Plan Update Scope of Services to Expand the Community Survey to Include All City Residents and Adjust the Budget by \$7,200 for a Total of \$17,700 (CD)
- E-16 Approve Submitted City of Lodi Arts and Cultural Project Grants for 2006-07 (COM)
- E-17 Set Public Hearing for June 6, 2007, to Consider the Introduction of an Ordinance Amending the Lodi Municipal Code to Create Comprehensive Regulations for Mobile Food Vendors and Itinerant Merchants (CD)

**F. Comments by the Public on Non-Agenda Items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

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

**H. Comments by the City Manager on Non-Agenda Items**

**I. Public Hearings**

- Ord. I-1 Public Hearing to Consider Introduction of an Ordinance Amending Chapter 13.20, "Electrical  
(Introduce) Service," by Amending §13.20.210, Schedule EM (Mobile Home Park Service), to Become Effective July 1, 2007 (EUD)
- Ord. I-2 Public Hearing to Consider Introduction of an Ordinance Amending Chapter 13.20, "Electrical  
(Introduce) Service," by Replacing §13.20.175, Schedule MCA (Market Cost Adjustment), with Schedule ECA (Energy Cost Adjustment) to Become Effective July 1, 2007 (EUD)

**J. Communications**

- J-1 Claims Filed Against the City of Lodi – None
- J-2 Appointments – None
- J-3 Miscellaneous – None

**K. Regular Calendar**

- Res. K-1 Adopt Resolution Approving Control Point Adjustments for Executive Management and Cost of  
Living Adjustments for Unrepresented Mid-Managers (CM)  
**NOTE: This item is carried over from the meeting of 5/2/07**
- Res. K-2 Adopt Resolution Approving Reclassification and Salary Adjustment for City Engineer and Equity  
Pay Adjustment for Public Works Director (CM)  
**NOTE: This item is carried over from the meeting of 5/2/07**
- K-3 Overview of 2007-08 Operating and Capital Outlay Budget (CM)
- K-4 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental  
Abatement Program Litigation and Various Other Cases Being Handled by Outside Counsel  
(\$221,408.56) (CA)

**L. Ordinances**

- Ord. L-1 Ordinance No. 1797 entitled, "An Ordinance of the City Council of the City of Lodi Levying and  
(Adopt) Apportioning the Special Tax in Community Facilities District No. 2007-1 (Public Services)"  
(CLK)

**M. 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.

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Randi Johl  
City Clerk