



# CITY OF LODI COUNCIL COMMUNICATION

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**AGENDA TITLE:** Approve Minutes  
a) May 15, 2007 (Shirtsleeve Session)  
b) May 16, 2007 (Regular Meeting)  
c) May 22, 2007 (Shirtsleeve Session)  
d) May 29, 2007 (Shirtsleeve Session)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Approve the following minutes as prepared:  
a) May 15, 2007 (Shirtsleeve Session)  
b) May 16, 2007 (Regular Meeting)  
c) May 22, 2007 (Shirtsleeve Session)  
d) May 29, 2007 (Shirtsleeve Session)

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

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

\_\_\_\_\_  
Randi Johl  
City Clerk

RJ/JMP

Attachments

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APPROVED: \_\_\_\_\_  
Blair King, City Manager

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, MAY 15, 2007**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, May 15, 2007, commencing at 7:00 a.m.

**A. ROLL CALL**

Present: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Absent: Council Members – Mounce

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

**B. TOPIC(S)**

B-1 "Presentation of Proposal to Replace Schedule MCA (Market Cost Adjustment) with Schedule ECA (Energy Cost Adjustment)"

City Manager King briefly introduced the subject matter.

Electric Utility Director Morrow provided an overview of the proposed energy cost adjustment (ECA). Specific topics of discussion included background information, the proposed adjustment, the purpose of the adjustment, utilities with ECAs, ECA formula, monthly examples, sample ECA calculation, ECA revenue projections by class, fiscal year 2008 ECA forecast, Fitch report "excerpt," and summary.

In response to Mayor Johnson, Mr. Morrow stated Electric Utility generally buys electricity in advance, but there are some real time purchases as well. Mr. Morrow stated the front figure may change due to various projects, costs of fuel, and general market conditions. He stated even a five or ten percent open position can create significant change. Council Member Hansen discussed security costs for dams and the California Independent System Operator as examples for change. City Manager King stated there is also an uncertainty with actual demand, which is difficult to predict until it is incurred.

In response to Council Member Hitchcock, Mr. Morrow stated the ECA is revenue neutral and will not affect the in-lieu transfer.

In response to Council Member Hitchcock, Mr. Morrow stated approximately 67 cents of each dollar goes toward power supply costs, most of which is fixed. He stated about 13% of that amount is not hedged.

In response to Council Member Katzakian, Mr. Morrow stated the typical swing could be anywhere between a negative penny or two to a positive penny or two per kilowatt.

In response to Council Member Hansen, Mr. Morrow stated the numbers are only estimates and not absolute. City Manager King stated the .0831 number is the actual base amount.

In response to Council Member Hitchcock, Mr. Morrow stated a two cent difference could affect a bill by 10% to 13%, but the bill may decrease if less energy is used. Mr. Morrow stated staff will bring back information regarding typical customer usage.

In response to Council Member Hansen, Mr. Morrow stated it is not technically impossible to spread out the 7.19% for industrial users, but there are costs that need to be recovered and concerns of spreading the amount over different user classes to collect over a longer period of time.

In response to Mayor Johnson, the incentive to purchase electricity at the lowest cost possible is the measurement of how well the utility is doing by keeping the numbers as low as possible. City Manager King stated they did speak with large industrial users and the overall goal is to work with these users while maintaining the objectives of the proposed adjustment. Mr. King provided an overview of the utility's historical background from its financial condition in May 2005 to the present.

In response to Council Member Hitchcock, Mr. Morrow stated ECA roll back into rates will not be necessary unless there is a need to adjust the base portion of the rates.

In response to Council Member Hansen, Mr. Morrow stated ECA avoids sudden one-time large percentage rate increases and assists with bond agency ratings for stability purposes.

In response to Council Member Hitchcock, Mr. Morrow stated all utilities, including PG&E, have some differential between residential, commercial, and large industrial users. Mr. Morrow provided an overview of the rate of returns and stated PG&E comparisons for residential, commercial, and industrial will be brought back to Council. Discussion ensued regarding the same between Council Member Hitchcock, Council Member Hansen, and Mayor Johnson.

In response to Council Member Katzakian, Mr. Morrow stated the ECA does not technically affect the reserves and is revenue neutral.

In response to Council Member Hansen, City Manager King stated reserves are built by opportunity expansions such as the Roseville project, the Guild Avenue property, and under utilized assets. He stated there is a \$13 million target figure for in three years, but he does have some concerns regarding staffing levels at Electric Utility, which previously helped the overall budget and reserves.

In response to Mayor Johnson, Mr. Morrow stated the ECA formula does not create a compounding affect and the two-month figure is a purer number to ensure the Utility is recovering the exact cost and not under or over collecting. City Attorney Schwabauer stated the ECA is based on an estimate for variable costs and provided a rent example. Mr. Morrow stated the costs are pretty certain and the only variable is the sales.

In response to Mayor Johnson, Mr. Morrow confirmed the Utility is technologically equipped to handle the changeover and stated the Budget and Finance Committee will be providing oversight for the numbers.

In response to Council Member Hitchcock, Mr. Morrow stated the formula is typical conceptual wise and is very simple for implementation purposes.

In response to Council Member Hansen, Mr. Morrow stated the 4.8 figure is a projected average and not an exact number.

In response to Council Member Hansen, Mr. Morrow confirmed that the overall goal is to reduce the rates over time.

In response to Mayor Johnson, Mr. Morrow and City Manager King stated the numbers will also be brought back to Council, in addition to the Budget and Finance Committee, as part of the quarterly update.

PUBLIC COMMENTS:

- In response to Myrna Wetzel, Mr. Morrow stated the ECA item does not have anything to do with the new meter reading routes.

**C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS**

None.

**D. ADJOURNMENT**

No action was taken by the City Council. The meeting was adjourned at 8:08 a.m.

ATTEST:

Randi Johl, City Clerk

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, MAY 16, 2007**

C-1 CALL TO ORDER / ROLL CALL

The City Council Closed Session meeting of May 16, 2007, was called to order by Mayor Johnson at 5:55 p.m.

Present: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Absent: Council Members – Mounce

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

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

At 5:55 p.m., Mayor Johnson adjourned the meeting to a Closed Session to discuss the above matters.

The Closed Session adjourned at 7:00 p.m.

C-4 RETURN TO OPEN SESSION / DISCLOSURE OF ACTION

At 7:06 p.m., Mayor Johnson reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following actions.

Items C-2 (a) and C-2 (f) were direction only.

In regard to Item C-2 (b), settlement direction was given.

Item C-2 (c) was not discussed.

In regard to Items C-2 (d) and C-2 (e), settlement authority was given.

A. CALL TO ORDER / ROLL CALL

The Regular City Council meeting of May 16, 2007, was called to order by Mayor Johnson at 7:06 p.m.

Present: Council Members – Hansen, Hitchcock, Katzakian, Mounce\*, and Mayor Johnson

Absent: Council Members – None

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

\*NOTE: Mayor Pro Tempore Mounce participated in the meeting via telephone conference call from the Crowne Plaza Hotel, 1177 Airport Boulevard, Burlingame, California, until 9:25 p.m., at which time she disconnected the conference call and was no longer present.

B. INVOCATION

The invocation was given by Pastor Gene Napier, Temple Baptist Church.

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Johnson.

D. AWARDS / PROCLAMATIONS / PRESENTATIONS

D-1 (a) Fire Chief Mike Pretz presented the "Firefighter of the Year 2006" plaque to Fire Engineer Chris Allen.

D-2 (a) Mayor Johnson presented a proclamation to Ted Van Alen with the Lodi Salvation Army proclaiming the week of June 3 – 9, 2007, as "Hunger Awareness Week" in the City of Lodi.

D-3 (a) John Ledbetter, representing the Lodi Community Foundation, introduced the Lodi Community Foundation and gave a presentation on its functions and tasks. In response to Mayor Johnson, Mr. Ledbetter stated the public roll out will be in the Fall.

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E. CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, Council, on motion of Council Member Hansen, Katzakian second, unanimously approved the following items hereinafter set forth **except those otherwise noted**:

E-1 Claims were approved in the amount of \$5,335,734.27.

E-2 The minutes of April 18, 2007 (Regular Meeting), May 1, 2007 (Shirtsleeve Session), May 2, 2007 (Regular Meeting), May 8, 2007 (Shirtsleeve Session), and May 8, 2007 (Special Meeting) were approved as written.

E-3 Approved the plans and specifications and authorized advertisement for bids for Asphalt Rubber Cape Seal, Various Streets, 2007.

E-4 Adopted Resolution No. 2007-83 authorizing the City Manager to execute San Joaquin Council of Governments cooperative agreements for the Cape Seal Project in the amount of \$71,500; Elm Street Overlay Project in the amount of \$412,000; and Turner Road Improvements in the amount of \$785,000.

E-5 Approved the specifications and authorized advertisement for bids to procure polemount and padmount transformers for the Electric Utility Department.

E-6 Approved the request for proposals and authorized advertisement for bids for Security Services for Lodi Station and Lodi Station Parking Structure.

E-7 Adopted Resolution No. 2007-84 approving the purchase of an asphalt pavement compactor from Ingersoll Rand Equipment Sales, of Sacramento, in the amount of \$36,743, and appropriating funds in accordance with staff recommendation.

E-8 Adopted Resolution No. 2007-85 authorizing the purchase of a remote terminal unit and accessories from Siemens Power Transmission and Distribution, Inc., of Palatine, Illinois, for the Killelea Substation Rehabilitation Project in the amount of \$60,000.

E-9 Adopted Resolution No. 2007-86 awarding the transformer maintenance services for Henning and Industrial Substations to Waukesha Electric Systems, Inc., of Waukesha, Wisconsin, in the amount of \$30,250.

E-10 Adopted Resolution No. 2007-87 awarding the contract for Asphalt Materials for Fiscal Year 2007-08 to Granite Construction Company, of Stockton, in the amount of \$165,930.

- E-11 Adopted Resolution No. 2007-88 approving Addendum to the Improvement Agreement for Public Improvements at 856 North Sacramento Street to provide one-year time extension and authorizing the City Manager and City Clerk to execute the agreement on behalf of the City.
- E-12 Adopted Resolution No. 2007-89 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.
- E-13 Adopted Resolution No. 2007-90 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 allocating \$14,500 in Public Benefit Program funds to complete this project.
- E-14 Authorized the City Manager to execute the City of Stockton Emergency Communications Agreement.
- E-15 Authorized 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.
- E-16 Approved submitted City of Lodi Arts and Cultural Project Grants for 2006-07.
- 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" was **removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar.**

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ACTION ON ITEM REMOVED FROM THE CONSENT CALENDAR

- 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"

This item was pulled by Council Member Hansen for further discussion.

Council Member Hansen suggested setting the hearing for the July 18<sup>th</sup> Council meeting in light of budget related scheduling conflicts.

Mayor Pro Tempore Mounce suggested the matter could be discussed at a Shirtsleeve Session or special meeting in June. City Manager King provided an overview of the upcoming meeting schedule.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Johnson second, set public hearing for July 18, 2007, to consider the introduction of an ordinance amending the Lodi Municipal Code to create comprehensive regulations for mobile food vendors and itinerant merchants. The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Noes: Council Members – Mounce

Absent: Council Members – None

F. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- Stephen Banks spoke in opposition to the pending litigation regarding his property and the related easement. He requested a delay of the court case due to his illness and time to obtain an attorney.

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

- Council Member Hansen reported on his attendance at the Affordable Housing Project Review Committee meeting and encouraged participation at the open, publicly noticed meetings. In response to Mayor Johnson, Community Development Director Hatch stated proposals were submitted by the original three developers.
- Mayor Pro Tempore Mounce reported on her attendance at the Affordable Housing Project Review Committee meeting and the League of California Cities Central Division meeting. She also provided updates on AB 411 and AB 1254, as well as upcoming League meetings.

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

- City Manager King introduced the new Electric Utility Manager, Ken Wisel. George Bradley invited the public to participate in the upcoming Celebration on Central event to be held on Sunday, May 20, 2007.

I. PUBLIC HEARINGS

- I-1 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Johnson called for the public hearing to consider introduction of an ordinance amending Chapter 13.20, "Electrical Service," by amending §13.20.210, Schedule EM (Mobile Home Park Service), to become effective July 1, 2007.

Electric Utility Director Morrow provided an overview of the proposed mobile home park electric rates. Specific topics of discussion included background, park description, EM (Mobile Home Park Service) rate history, EM rate application, pad discounts, EM vs. EA (Residential Service) rate comparison, findings, and recommendations by staff and the representative from Casa de Lodi.

Council Members Hansen and Katzakian, Mayor Pro Tempore Mounce, and Mayor Johnson disclosed they had individually spoken with Jim Baum regarding proposed mobile home park electric rates.

City Manager King briefly introduced the subject matter and stated he does not believe any wrongdoing occurred amongst employees or within the business community.

In response to Council Member Hitchcock, Mayor Johnson and Council Member Hansen stated there was nothing substantive to add to the deliberations based on their individual conversations with Mr. Baum.

Discussion ensued between Council Member Hansen and Council Member Hitchcock regarding the previously suggested rate increases, which were pulled back due to the small number of units and solvency concerns. Mr. Morrow stated that currently 413 out of 489 customers are already paying the recommended rates.

In response to Council Member Hansen, Mr. Morrow stated the proposed ordinance does not contain language for invoice review, but it is consistent with private-public utility law. City Manager King stated they are expecting citizen inquiries regarding rate collection and the implementation period.

In response to Council Member Hitchcock, Mr. Morrow stated that one reason to keep both the EA and EM rates, even though the amount may be the same, is the application of the discount program.

Hearing Opened to the Public

- Jim Baum spoke of his interaction with City staff in connection with an adjustment of rates for his mobile home park, suggesting that staff should take a look at the PG&E discount programs and phase out options. Mr. Baum also stated he is fine with the proposed auditing process. In response to Council Member Hansen, Mr. Morrow stated the pad discount is updated automatically.

- Doug Davis of Casa de Lodi spoke of his concerns regarding the language of the previous ordinance, providing a historical overview of the rate collection at his mobile home park. Mr. Davis also stated he was fine with the proposed audit.
- Maureen Midaigas of Casa de Lodi spoke of her concerns regarding the language of the proposed ordinance and suggested corrections to avoid future discrepancies.
- Bruce Davis of Horizon Management Company spoke of his concerns regarding the discount amount and differential applications based on opinions of the California Public Utilities Commission (CPUC).

In response to Council Member Hitchcock, Mr. Morrow stated the CPUC recommends the rental structure. Discussion ensued regarding attaching language similar to that provided by CPUC and the 1138 and 1154 differential between the City Council, Mr. Morrow, City Manager, and City Attorney.

In response to Council Member Hansen, Mr. Morrow stated the 1138 figure is staff's calculation based on a 30-day estimate. City Attorney Schwabauer stated the proposed ordinance's language can address the same so as to eliminate the mathematical equation.

Public Portion of Hearing Closed

City Attorney Schwabauer stated the proposed ordinance will be amended to address the language and math of the pad discount and the effective date of the ordinance.

In response to Council Member Hansen, Mr. Schwabauer stated the billing review should also be included in the ordinance if the Council so desires.

In response to Council Member Hansen, City Manager King explained that the cost mechanism for EM mobile home rates would be applicable to mobile home owners in some cases and mobile home park owners in others.

In response to Council Member Hansen, Mr. Morrow stated 413 owners already pay the required rate and 76 will be affected by the new rate.

Discussion ensued between Council Member Hitchcock, Mr. Morrow, and Mr. King regarding the need for a step rate increase.

MOTION / VOTE:

The City Council, on motion of Council Member Hitchcock, Johnson second, unanimously introduced Ordinance No. 1798 amending Chapter 13.20, "Electrical Service," by amending §13.20.210, Schedule EM (Mobile Home Park Service), to become effective July 6, 2007, or as soon thereafter as practicable under state law, with the proposed language revisions outlined by the City Attorney.

RECESS

At 9:14 p.m., Mayor Johnson called for a recess, and the City Council meeting reconvened at 9:25 p.m., at which time Mayor Pro Tempore Mounce disconnected the conference call and was no longer present.

I. PUBLIC HEARINGS (Continued)

I-2 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Johnson called for the public hearing to consider introduction of an ordinance amending Chapter 13.20, "Electrical Service," by replacing §13.20.175, Schedule MCA (Market Cost Adjustment) with Schedule ECA (Energy Cost Adjustment), to become effective July 1, 2007.

Electric Utility Director Morrow provided an overview of the proposed energy cost adjustment (ECA). Specific topics of discussion included background, proposal, utilities with ECAs, ECA formula, sample ECA calculation, fiscal year 2008 ECA forecast, ECA revenue projections by class, miscellaneous information, Fitch report excerpt, alternate proposal, and summary.

Mayor Johnson stated he is confident that staff will do its best in keeping the rates low and suggested both the Budget and Finance Committee and City Council review the status periodically. City Manager King stated a status can be provided with the quarterly updates.

In response to Council Member Hansen, Mr. Morrow stated the largest affected group is the industrial, or Big 6.

In response to Council Member Hitchcock, Mr. Morrow provided clarification of the energy cost adjustments for various customers as typical costs may be invoiced.

In response to Council Member Hansen, Mr. Morrow stated anyone has the option to be more conservative, which will affect overall prices, and participate in the average billing program.

Hearing Opened to the Public

None.

Public Portion of Hearing Closed

In response to Council Member Hansen, Council Member Hitchcock stated her motion does not include the alternate proposal for the Big 6 phase out because the Electric Utility's rates are very competitive with PG&E.

In response to Council Member Katakian, Mr. Morrow stated the goal is still to increase the reserve fund minus the \$320,000, which will be spread across all users over one year and not just the Big 6.

MOTION / VOTE:

The City Council, on motion of Council Member Hitchcock, Johnson second, introduced Ordinance No. 1799 amending Chapter 13.20, "Electrical Service," by replacing §13.20.175, Schedule MCA (Market Cost Adjustment) with Schedule ECA (Energy Cost Adjustment), to become effective July 6, 2007, or as soon thereafter as practicable by state law, with periodic review by the Budget and Finance Committee and quarterly review by the City Council. The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katakian, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Mounce

J. COMMUNICATIONS

J-1 Claims Filed Against the City of Lodi – None

J-2 Appointments – None

J-3 Miscellaneous – None

K. REGULAR CALENDAR

K-1 "Adopt Resolution Approving Control Point Adjustments for Executive Management and Cost of Living Adjustments for Unrepresented Mid-Managers"

City Manager King introduced the subject matter and provided the presentation of the same. Specific topics of discussion included a four percent cost of living adjustment (COLA) effective January 1<sup>st</sup> of the current year, mid-management classifications, equal treatment for unionized and non-unionized employees, a four percent adjustment for the cost control point for executive management, flexibility for step increases, employees previously foregoing increases, and reduction of workforce with better compensation options.

In response to Council Member Hansen, Mr. King stated the retroactive date is January 1<sup>st</sup> because that is the date that the unionized employees received a COLA.

In response to Council Member Hitchcock, City Manager King stated various employees are at the top of their salary ranges now and adjustments are warranted.

In response to Mayor Johnson, City Manager King stated he is reluctant to recommend a comparable position survey to measure comparable mean and the cost control point adjustment does not guarantee an automatic increase. Mr. King provided an overview of the concept of comparable work. Discussion ensued between Mayor Johnson, Council Member Hitchcock, and City Manager King regarding the same.

In response to Council Member Hansen, Mr. King confirmed that the mean numbers are above the City's figures by percentage.

Discussion ensued between the Council and City Manager regarding a policy to review salaries for all positions.

**MOTION #1 / VOTE:**

The City Council, on motion of Council Member Hansen, Johnson second, adopted Resolution No. 2007-91 approving control point adjustments for Executive Management, as detailed below, and approving a 4% COLA for the positions of Police Chief, Public Works Director, and Fire Chief. The motion carried by the following vote:

Ayes: Council Members – Hansen, Katzakian, and Mayor Johnson

Noes: Council Members – Hitchcock

Absent: Council Members – Mounce

	<b>Proposed Annual</b>	
	<b>Control Point</b>	<b>High Point</b>
Police Chief	124,376	137,118
Fire Chief	117,387	129,418
Public Works Director	119,933	132,226
Community Center Director	95,609	105,419
Community Development Director	118,173	133,006
Deputy City Manager	112,769	124,338
Electric Utility Director	132,662	160,716
Parks and Recreation Director	117,112	129,106

**MOTION #2 / VOTE:**

The City Council, on motion of Council Member Hansen, Johnson second, adopted Resolution No. 2007-92 approving a 4% COLA for unrepresented mid-management employees (i.e. Deputy City Attorney, Finance Division Manager, Budget Division Manager, and Management Analysts I and II in the Human Resources-Risk Management Division). The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Mounce

- K-2 “Adopt Resolution Approving Reclassification and Salary Adjustment for City Engineer and Equity Pay Adjustment for Public Works Director”

City Manager King provided an overview of the recruitment efforts for the City Engineer position prior to the current City Engineer's return. Mr. King stated Mr. Sandlin was not aware of the proposed increases for the two positions prior to his return, which are necessary in order to maintain a differential.

In response to Council Member Hitchcock, Mr. King stated he understood the difficulty of dealing with one or two underpaid positions versus all similar positions, but the timing for these two positions posed some difficulty.

Mayor Johnson requested the Council be provided with information regarding employee retention.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Katzakian second, adopted Resolution No. 2007-93 approving reclassification and salary adjustment for City Engineer (salary range: \$8,629 to \$10,488) and equity pay adjustment for Public Works Director (control point: \$10,517 and high point: \$11,427). The motion carried by the following vote:

Ayes: Council Members – Hansen, Katzakian, and Mayor Johnson

Noes: Council Members – Hitchcock

Absent: Council Members – Mounce

RECESS

At 10:27 p.m., Mayor Johnson called for a recess, and the City Council meeting reconvened at 10:33 p.m.

K. REGULAR CALENDAR (Continued)

K-3 “Overview of 2007-08 Operating and Capital Outlay Budget”

City Manager King provided an overview of the proposed fiscal year 2007-08 budget. Specific topics of discussion included balanced budget for third year, revenues and expenses within 12-month period are balanced, 15% to 18% target ranges, service levels, financial health of the Electric Utility Department, water and wastewater fund budgets and unencumbered reserves, staffing levels, land use and environmental issues, seed money into budget, come back to Council regarding redevelopment project area for approximately \$300,000, remediation of PCE/TCE, scheduled wastewater improvement, organizational chart overview for consolidating Parks and Recreation Department with the Community Center, traditional revenues versus unconventional revenues, investment earnings, all funds expenditures, general fund revenues, and general fund balance.

Council Member Hitchcock requested additional information for position vacancies and dates.

City Manager King provided an overview of frozen positions in the Electric Utility, miscommunication regarding frozen positions that were not intended to be frozen, and authorized positions.

In response to Council Member Hitchcock, Mr. King stated the personnel costs, including those of the Police Department, are typical for the general fund, but utilities may operate differently.

In response to Council Member Hitchcock, Mr. King stated the cardroom percentage is not entrepreneurial, but the sale of City-owned property may be entrepreneurial in nature.

Police Chief Adams provided an overview of the proposed Police Department budget. Specific topics of discussion included positions for records and evidence, recruitment efforts, state and federal grants, reduction of crime rate, animal shelter intervention efforts, graffiti ordinance, code enforcement efforts, police cadet program, staffing levels, a fifth beat, and liaison efforts with the Lodi Unified School District (LUSD).

In response to Council Member Hitchcock, Mr. King stated the positions listed under staffing summary were authorized, budgeted, and in current allocations.

In response to Mayor Johnson, Chief Adams stated a grant provided funding for the auto theft officer.

In response to Mayor Johnson, Chief Adams stated the crack net program is struggling and can vary from year to year.

In response to Council Member Hansen, Police Chief Adams stated recruiting is still the number one challenge for the City and other agencies.

In response to Mayor Johnson, Chief Adams stated there is a statewide shortage and one officer from Stockton joined the City.

In response to Council Member Hansen's question regarding a potential bond measure for public safety, City Manager King stated a question pertaining to the same was asked on the citizen survey, for which results should be received in July.

In response to Council Member Hitchcock, City Manager King stated the \$1.2 million additional revenue from the community facilities district will be available for various uses, including public safety, and will help maintain current service levels, which may need to be advanced at a later time.

In response to Council Member Hitchcock, City Manager King stated there does not need to be an exact nexus so long as some connection to the development and demand for service can be shown.

In response to Council Member Hitchcock, Mr. Krueger stated the \$75,000 amount is a misclassification.

In response to Council Member Hitchcock, Chief Adams stated some costs for sending officers to Peace Officer Standards and Training are reimbursable.

Fire Chief Pretz provided an overview of the proposed Fire Department budget. Specific topics of discussion included the budget numbers, grants, National Incident Management System requirements, new firefighter positions, business inspection program, City emergency preparedness plan, station development for the southeast, emergency incidents, response times and numbers related to service, training hours, and consolidating operations.

In response to Council Member Hansen, Chief Pretz stated the overtime numbers will continue to go down as the two remaining firefighters complete training and are brought online.

In response to Council Member Hansen, Chief Pretz indicated the difference in the overtime numbers should become noticeable towards March after the vacancies are filled. City Manager King stated overtime may still exist in the emergency operations division.

In response to Mayor Johnson, Chief Pretz stated the number for the fire prevention bureau may differ due to the inspection program.

In response to Council Member Hitchcock, Chief Pretz stated it is more cost effective to fill one or two positions instead of paying overtime for burnout purposes.

Parks and Recreation Director Tony Goehring provided an overview of the proposed department budget.

Discussion ensued between Council Member Hansen, Mr. Goehring, and Mr. King regarding a proposed consolidation with Hutchins Street Square, LUSD after school programs, clerical and labor positions, the County worker program, and staffing for park maintenance.

In response to Council Member Hansen, Mr. King stated the projected date for DeBenedetti Park was five years after the effective date upon annexation.

In response to Mayor Johnson, Mr. Goehring stated the Bobcat and similar programs are going through a transitional period where they are competing with one another for membership. Discussion ensued between the City Council regarding the competitive programs.

MOTION / VOTE:

There was no Council action taken on this matter.

- 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)" was **pulled from the agenda.**

L. ORDINANCES

- L-1 Following reading of the title of Ordinance No. 1797 entitled, "An Ordinance of the City Council of the City of Lodi Levying and Apportioning the Special Tax in Community Facilities District No. 2007-1 (Public Services)," having been introduced at a regular meeting of the Lodi City Council held May 2, 2007, the City Council, on motion of Council Member Hansen, Johnson second, waived reading of the ordinance in full and adopted and ordered it to print by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson  
Noes: Council Members – None  
Absent: Council Members – Mounce  
Abstain: Council Members – None

M. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 12:17 a.m., Thursday, May 17, 2007.

ATTEST:

Randi Johl  
City Clerk

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, MAY 22, 2007**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, May 22, 2007, commencing at 7:00 a.m.

**A. ROLL CALL**

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

Absent: Council Members – None

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

**B. TOPIC(S)**

B-1 "Receive Information Regarding Proposed Personnel Position Allocations and Position Control for the Proposed Fiscal Year 2007-08 Budget and Information on the History of Supplemental Personnel Positions"

City Manager King briefly introduced the subject matter.

Deputy City Manager Krueger provided an overview of mandated vacancies, authorized positions, and net increases in budgeted and authorized positions for various departments including Administration, Community Center, Community Development, Electric Utility, Internal Services Department, Fire Department, Library, Parks and Recreation Department, Police Department, and Public Works Department.

In response to Council Member Hitchcock, Mr. King stated the economic development position cannot be filled automatically if it is authorized. Mr. King provided an overview of the relationship of budgeting and attrition to the vacancies.

In response to Council Member Hitchcock, Mr. King stated if the position is not budgeted it will come back to Council to be filled.

In response to Council Member Hitchcock, Mr. King stated the latitude of position mobility between departments is one difference between unbudgeted and mandated vacancies.

In response to Council Member Hitchcock, Mr. King stated staff would return to the Council to fill unbudgeted and mandated vacancies.

In response to Council Member Hitchcock, Mr. King stated the City is hiring for various positions all year round and discussed the Police Department as an example.

In response to Council Member Hitchcock, Mr. Krueger stated there are 42 mandated vacancies in addition to the eight hard-to-fill positions.

In response to Council Member Hansen, Mr. King confirmed that the mandated economic development position means there is no intention to fill the position in the upcoming budget year unless it comes back to Council. Discussion ensued between the City Council and Mr. King regarding potential reduction of service levels.

In response to Council Member Hansen, Mr. King confirmed the Council will have to approve filing the economic development position and stated staff is recommending removing the mandated vacancies tag from the electric utility.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated the difference between the 42 and 19 figures is the Electric Utility positions.

In response to Council Member Hitchcock, Mr. King stated in the City Clerk's Office, there are one Deputy City Clerk and one Records Clerk II positions authorized.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated there is no step up in salary for position title change in the facilities maintenance area.

In response to Mayor Johnson, Mr. King stated the position recently became vacant around the same time as when the new director was hired who is working on some organizational changes. Mr. King also stated the recruitment lists may need to be updated.

In response to Council Member Hitchcock, Mr. Hatch stated the Permit Technician I and II positions allow flexibility with moving staff when education and experience requirements have been met.

In response to Council Member Hitchcock, Mr. Krueger stated the senior building position will go away with the addition of the other position.

In response to Mayor Johnson, Mr. King and Mr. Hatch stated there is some flexibility with the new plan check engineer position.

Mayor Pro Tempore Mounce requested information regarding code enforcement efforts and organizations in other cities.

Discussion ensued between Council Member Hansen, Mayor Johnson, Council Member Hitchcock, Mr. Morrow, and Mr. King regarding the Electric Utility's ability to fill whatever positions are needed so long as the overall Electric Utility personnel budget is not exceeded.

In response to Council Member Hitchcock, Mr. Morrow provided an overview of the meter reader collector system.

Council Member Hitchcock requested a copy of the chart of positions.

In response to Council Member Hansen, Mr. Krueger stated they are actively working on improved customer service in answering phone calls in the Finance area.

Discussion ensued between Council Member Hansen and City Manager King regarding the flexibility associated with a management analyst position who can work in multiple departments.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated the customer service supervisor position became another supervisor position.

In response to Council Member Hansen, Mr. Krueger stated they are only looking to fill the Human Resources Manager position in the personnel division.

In response to Council Member Hansen, Mr. Krueger stated there are five new positions total Citywide.

Mr. King provided a synopsis of each of the five newly proposed positions and provided a status of eliminating the permanent part-time positions that were contract based.

**C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS**

In response to Myrna Wetzel, Mr. King stated the City is not in a hiring freeze mode.

**D. ADJOURNMENT**

No action was taken by the City Council. The meeting was adjourned at 8:31 am

ATTEST:

Randi Johl  
City Clerk

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TUESDAY, MAY 29, 2007**

The May 29, 2007, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk