

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, JANUARY 19, 2011**

- C-1 Call to Order / Roll Call - N/A
- C-2 Announcement of Closed Session - N/A
- C-3 Adjourn to Closed Session - N/A
- C-4 Return to Open Session / Disclosure of Action - N/A
- A. Call to Order / Roll call

The Regular City Council meeting of January 19, 2011, was called to order by Mayor Johnson at 7:00 p.m.

Present: Council Member Hansen, Council Member Katzakian, Mayor Pro Tempore Mounce, and Mayor Johnson

Absent: Council Member Nakanishi

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

B. Presentations

B-1 Presentation Regarding the DeBenedetti Park Phase I Tree Improvements Project

Following introductory comments by Park Superintendent Steve Dutra, representatives from the Lodi Lions Club, Sunrise Rotary Club, and Lodi Tokay Rotary Club presented checks to Tree Lodi toward the DeBenedetti Park Phase I Tree Improvements Project.

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

Mayor Pro Tempore Mounce made a motion, second by Council Member Katzakian, to approve the following items hereinafter set forth in accordance with the report and recommendation of the City Manager.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Katzakian, Mayor Pro Tempore Mounce, and Mayor Johnson

Noes: None

Absent: Council Member Nakanishi

C-1 Receive Register of Claims in the Amount of \$3,598,867.70 (FIN)

Claims were approved in the amount of \$3,598,867.70.

C-2 Approve Minutes (CLK)

The minutes of January 4, 2011 (Shirtsleeve Session), January 5, 2011 (Regular Meeting), and January 11, 2011 (Shirtsleeve Session) were approved as written.

C-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Municipal

Service Center Shop Decommissioning Project (PW)

Approved the plans and specifications and authorized advertisement for bids for Municipal Service Center Shop Decommissioning Project.

C-4 Adopt Resolution Approving the Purchase of Replacement Motorcycle Vehicle and Appropriate Funds (\$11,200) (PD)

Adopted Resolution No. 2011-07 approving the purchase of replacement motorcycle vehicle and appropriating funds in the amount of \$11,200.

C-5 Adopt Resolution Authorizing the City Manager to Purchase WindMilMap Software from Milsoft Utility Solutions, Inc., of Abilene, TX (\$25,830) (EUD)

Adopted Resolution No. 2011-08 authorizing the City Manager to purchase WindMilMap software from Milsoft Utility Solutions, Inc., of Abilene, TX, in the amount of \$25,830.

C-6 Adopt Resolution Authorizing the City Manager to Execute Purchase Order with Aqua Aerobics, Inc., of Loves Park, IL, for Purchase of Replacement Aqua Disk Filter Media and Frames (\$33,465) (PW)

Adopted Resolution No. 2011-09 authorizing the City Manager to execute purchase order with Aqua Aerobics, Inc., of Loves Park, IL, for purchase of replacement aqua disk filter media and frames in the amount of \$33,465.

C-7 Adopt Resolution Authorizing the City Manager to Execute Consent to Assignment by East Bay Building Services and Assumption of Contract by Global Property Services (PW)

Adopted Resolution No. 2011-10 authorizing the City Manager to execute Consent to Assignment by East Bay Building Services and Assumption of Contract by Global Property Services.

C-8 Adopt Resolution Authorizing the City Manager to Enter into a Six-Month Professional Services Agreement with Strategic Power Placements, of Conifer, CO, for Electric Superintendent Services and Administration by the Electric Utility Director (\$67,500) (EUD)

Adopted Resolution No. 2011-11 authorizing the City Manager to enter into a six-month Professional Services Agreement with Strategic Power Placements, of Conifer, CO, for Electric Superintendent services and administration by the Electric Utility Director in the amount of \$67,500.

C-9 Authorize the City Manager to Execute a Rental Agreement Between the City of Lodi and P & K Fitness for Use of 125 North Stockton Street (CM)

Authorized the City Manager to execute a rental agreement between the City of Lodi and P & K Fitness for use of 125 North Stockton Street.

C-10 Set Public Hearing for March 16, 2011, to Consider Adopting Resolution Setting Residential Meter Installation Charges (PW)

Set public hearing for March 16, 2011, to consider adopting resolution setting residential meter installation charges.

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. 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.

None.

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

Council Member Hansen reported on his attendance at the San Joaquin Council of Governments' project delivery committee meeting and provided a status report regarding the Highway 12 intersection and shoulder improvements for approximately \$76 million and the related construction schedule.

Mayor Johnson reported on his attendance at the League of California Cities Mayors and Council Members Conference and reported on Governor Brown's budget proposal as it relates to the elimination of redevelopment agencies and enterprise zones.

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

None.

G. Public Hearings - None

H. Communications

H-1 Post for Vacancies on the Lodi Arts Commission and Library Board of Trustees (CLK)

Mayor Johnson made a motion, second by Mayor Pro Tempore Mounce, to direct the City Clerk to post for the following vacancies:

Lodi Arts Commission

Jennifer Walth, term to expire July 1, 2012

Daesa Hoppie, term to expire July 1, 2013

Library Board of Trustees

George Neely, term to expire June 30, 2013

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Katzakian, Mayor Pro Tempore Mounce, and Mayor Johnson

Noes: None

Absent: Council Member Nakanishi

H-2 Monthly Protocol Account Report (CLK)

Mayor Johnson made a motion, second by Mayor Pro Tempore Mounce, to accept the cumulative Monthly Protocol Account Report through December 31, 2010.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Katzakian, Mayor Pro Tempore Mounce, and Mayor Johnson

Noes: None

Absent: Council Member Nakanishi

I. Regular Calendar

I-1 Provide Staff Direction Regarding Drafting Local Hiring Ordinance (CA)

City Attorney Schwabauer provided a brief overview of the subject matter of a local hiring ordinance as outlined in the staff report.

In response to Council Member Hansen, Mr. Schwabauer stated that bidding under a local hiring ordinance would likely work under certain set parameters similar to the disadvantaged business enterprise programs, although he is unsure of the specific details at the current time.

In response to Council Member Katzakian, Mr. Schwabauer stated it may be difficult to eliminate any bidders or weight the bidding because the Public Contracts Code sets forth specifics regarding how to bid and the process of awarding to the lowest responsible bidder.

In response to Council Member Katzakian, Mr. Schwabauer stated the City could likely do some flavor of a local hiring ordinance after meeting with various parties in the construction and building industry to determine numbers and percentages within the City and County.

In response to Mayor Pro Tempore Mounce, Mr. Schwabauer stated that his preliminary outreach efforts appeared to show that locals in the industry would be hard pressed to get 20 percent of their worker force from Lodi.

In response to Council Member Hansen, Mr. Schwabauer stated a local hiring ordinance could be set up with good faith efforts instead of hard percentage numbers.

Nicole Goehring spoke in opposition to a local hiring ordinance based on her concerns regarding the typical language that appears in the ordinances and the paperwork requirements. She stated the construction industry is generally regional and suggested the San Joaquin County local hiring ordinance as an acceptable alternative.

Bill Meehleis spoke in opposition to a local hiring ordinance based on his concerns regarding the paperwork requirements and the availability of qualified workers in a specific area.

In response to Mayor Johnson, Mr. Schwabauer stated the City of Stockton's local hiring ordinance differs in the radius based upon the type of industry.

The City Council provided the City Attorney with general direction to research and draft a local hiring ordinance with a regional and good faith effort focus.

I-2 Authorize the Mayor, on Behalf of the City Council, to Send a Letter Regarding the Governor's Budget Proposal (CM)

City Manager Bartlam provided a brief overview of the proposed letter regarding the Governor's budget proposal as outlined in the staff report.

Mayor Pro Tempore Mounce suggested the opposition letter focus more on the elimination of enterprise zones, which is directly relevant to the City of Lodi.

In response to Council Member Hansen, Mr. Bartlam stated the Governor's position on the elimination of enterprise zones based on a recent budget teleseminar is that the cities are simply trading dollars for job locations and there is no net benefit from disbursing the dollars throughout the State.

Mayor Johnson suggested the City include in its efforts to oppose the Governor's budget proposal the sample letter of opposition to enterprise zones only, which will be sent to the City Clerk by the League representative.

The City Council provided general direction to staff to send a letter of opposition as indicated with a focus on the elimination of enterprise zones.

J. Ordinances - None

K. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 8:04 p.m.

ATTEST:

Randi Johl  
City Clerk