

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, JUNE 3, 2015**

C-1 Call to Order / Roll Call

The City Council Closed Session meeting of June 3, 2015, was called to order by Mayor Johnson at 6:04 p.m.

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

Absent: Mayor Pro Tempore Chandler

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

C-2 Announcement of Closed Session

a) Conference with Adele Post, Human Resources Manager, and Jordan Ayers, Deputy City Manager (Labor Negotiators), Regarding Fire Mid-Managers, AFSCME General Services and Maintenance & Operators, Police Mid-Managers, Lodi Police Officers Association, and Lodi Professional Firefighters; Conference with Adele Post, Human Resources Manager, and Stephen Schwabauer, City Manager (Labor Negotiators), Regarding Unrepresented Executive Management; and Conference with Mayor Bob Johnson and Jordan Ayers, Deputy City Manager (Labor Negotiators), Regarding Council Appointees Pursuant to Government Code §54957.6 (CM)

b) Actual Litigation: Government Code Section 54956.9; One Application; William Alexander v. City of Lodi; WCAB Case No. ADJ939178 - 01/27/14 (CA)

C-3 Adjourn to Closed Session

At 6:04 p.m., Mayor Johnson adjourned the meeting to a Closed Session to discuss the above matters. The Closed Session adjourned at 6:38 p.m.

C-4 Return to Open Session / Disclosure of Action

At 7:00 p.m., Mayor Johnson reconvened the City Council meeting, and City Attorney Magdich disclosed the following actions.

Item C-2(a) was discussion only with no reportable action. Ms. Magdich pointed out that labor negotiations were handled by Human Resources Manager Adele Post.

Item C-2(b) was discussion and direction given with no reportable action.

A. Call to Order / Roll Call

The Regular City Council meeting of June 3, 2015, was called to order by Mayor Johnson at 7:00 p.m.

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

Absent: Mayor Pro Tempore Chandler

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

B. Presentations - None

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

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

Noes: None

Absent: Mayor Pro Tempore Chandler

C-1 Receive Register of Claims in the Amount of \$2,841,066.09 (FIN)

Claims were approved in the amount of \$2,841,066.09.

C-2 Approve Minutes (CLK)

The minutes of May 12, 2015 (Shirtsleeve Session), May 19, 2015 (Shirtsleeve Session), May 19, 2015 (Special Meeting), May 20, 2015 (Regular Meeting), May 21, 2015 (Special Meeting), May 26, 2015 (Shirtsleeve Session), and May 26, 2015 (Special Meeting) were approved as written.

C-3 Adopt Resolution Awarding Contract for 2015 Pavement Surface Treatment Project to VSS International, Inc., of West Sacramento (\$932,000) (PW)

In response to Council Member Nakanishi, Public Works Director Wally Sandelin explained that the asphalt pavement seal, which has been the practice for the last six to seven years, is a robust pavement treatment that involves hot asphalt and rock chips with a cape seal over the top for a smooth surface, similar to the treatment along Ham Lane. In further response, Mr. Sandelin stated that the pavement management program is based on field surveys, and staff repaves streets in areas where the water meter phases have been complete for two years in order to smooth the street surface from the trench patches that were done as part of the project.

Adopted Resolution No. 2015-62 awarding the contract for the 2015 Pavement Surface Treatment Project to VSS International, Inc., of West Sacramento, in the amount of \$932,000.

C-4 Adopt Resolution Awarding Contract for 2015-2017 Sidewalk and Miscellaneous Concrete Repair Program to Popuch Concrete Contracting, Inc., of Lodi (\$179,900) and Authorizing Public Works Director to Execute up to Two One-Year Extensions (PW)

Adopted Resolution No. 2015-63 awarding the contract for the 2015-2017 Sidewalk and Miscellaneous Concrete Repair Program to Popuch Concrete Contracting, Inc., of Lodi, in the amount of \$179,900, and authorizing the Public Works Director to execute up to two one-year extensions.

C-5 Adopt Resolution Awarding Contract for 2015/16 Asphalt Materials to George Reed, Inc., of Modesto (\$167,400) and Authorizing Public Works Director to Execute up to Two One-Year Extensions (PW)

Adopted Resolution No. 2015-64 awarding the contract for the 2015/16 Asphalt Materials to George Reed, Inc., of Modesto, in the amount of \$167,400, and authorizing the Public Works Director to execute up to two one-year extensions.

C-6 Adopt Resolution Authorizing City Manager to Execute Contracts for Fiscal Year 2015/16 with United Cerebral Palsy of San Joaquin, Amador, and Calaveras Counties, of Stockton, for Downtown Cleaning (\$54,523), Transit Facility Cleaning (\$45,384), and Hutchins Street Square Landscape Maintenance (\$18,805) (PW)

Adopted Resolution No. 2015-65 authorizing the City Manager to execute the contracts for Fiscal Year 2015/16 with United Cerebral Palsy of San Joaquin, Amador, and Calaveras Counties, of Stockton, for downtown cleaning, in the amount of \$54,523; Transit Facility cleaning, in the amount of \$45,384; and Hutchins Street Square landscape maintenance, in the amount of \$18,805.

C-7 Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement with Carollo Engineers, Inc., of Sacramento, to Perform an Ultra Violet Feasibility Assessment for the White Slough Water Pollution Control Facility (\$63,329) (PW)

In response to Council Member Kuehne, Public Works Director Wally Sandelin explained that the Council action from May 6, 2015, regarding the ultra violet (UV) system at the White Slough Water Pollution Control Facility related to the purchase of replacement bulbs, ballasts and parts needed for inventory. The item on this agenda is a study of the UV system, which is approaching its ten-year lifespan, to determine if it is working efficiently with bulb replacements or if an improved system would be more feasible.

Adopted Resolution No. 2015-66 authorizing the City Manager to execute the Professional Services Agreement with Carollo Engineers, Inc., of Sacramento, to perform an Ultra Violet feasibility assessment for the White Slough Water Pollution Control Facility, in the amount of \$63,329.

C-8 Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement with Maintenance Connection, Inc., of Davis, for Asset Management Software (\$60,384) (PW)

Adopted Resolution No. 2015-67 authorizing the City Manager to execute the Professional Services Agreement with Maintenance Connection, Inc., of Davis, for asset management software, in the amount of \$60,384.

C-9 Adopt Resolution Authorizing City Manager to Execute Amendment No. 1 to Professional Services Agreement with Mark Thomas & Company, Inc., of Sacramento, for the Harney Lane Grade Separation Project and Appropriating Funds (\$45,000) (PW)

Adopted Resolution No. 2015-68 authorizing the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Mark Thomas & Company, Inc., of Sacramento, for the Harney Lane Grade Separation Project and appropriating funds in the amount of \$45,000.

C-10 Adopt Resolution Approving Final Map at 2600 Westgate Drive, Authorizing City Manager to Execute Public Improvement Agreement and Associated Agreements, and Amending Traffic Resolution No. 97-148 (PW)

In response to Council Member Kuehne, Public Works Director Wally Sandelin confirmed that the Final Map is consistent with the adopted Bicycle Master Plan, which can be found in the General Plan document. He further pointed out that this is in relation to the Wal-Mart project.

Adopted Resolution No. 2015-69 approving the Final Map at 2600 Westgate Drive, authorizing the City Manager to execute the Public Improvement Agreement and associated agreements, and amending Traffic Resolution No. 97-148.

C-11 Authorize City Manager to Enter into a Memorandum of Understanding with Lodi Memorial Hospital Association, Inc., Enabling Federally-Funded Low-Income Prescription Discounts (CM)

Authorized the City Manager to enter into a Memorandum of Understanding with Lodi Memorial Hospital Association, Inc., enabling Federally-funded low-income prescription discounts.

C-12 Adopt Resolution Authorizing City Manager to Execute Agreement with Lodi Unified School District for School Resource Officers (\$301,410) (PD)

Adopted Resolution No. 2015-70 authorizing the City Manager to execute the agreement with Lodi Unified School District for School Resource Officers, in the amount of \$301,410.

C-13 Receive Report on Drought Emergency and Governor's Executive Order (PW)

This item was removed from the Consent Calendar by staff for presentation purposes and discussed at the end of the agenda.

C-14 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

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.

None.

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

Council Member Nakanishi reported that, in addition to serving on the Eastern San Joaquin Groundwater Basin Authority, he sits on the Delta Protection Commission, which was formed under the Delta Protection Act of 1992 to adopt long-term planned resource management for the Delta and its environment. He attended the Commission meeting last week in Courtland, at which a presentation was given on efforts related to the drought.

Council Member Mounce stated that the Council meeting will be adjourned in memory of Seldon Brusa, who passed away on May 28. She shared that Mr. Brusa, who was a long-time member of the Lodi-Tokay Rotary Club, truly believed and lived by the "Rotary Four-Way Test," which asks these four questions: is it the truth, is it fair to all concerned, does it build goodwill and better friendships, and will it be beneficial to all concerned. She stated it was an honor to know him and that Mr. Brusa will be missed.

Mayor Johnson agreed with the comments made by Council Member Mounce regarding Mr. Brusa, stating he was a charter member of the Lodi-Tokay Rotary Club; a gentleman; a classy individual; an honest, straight forward businessman; and community contributor.

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

City Manager Schwabauer stated that the Lodi Police Department has seen a significant increase in calls responding to individuals with violent mental health needs and aggressive histories. He reported that a recent call involved the arrest of an entire family for 12 different criminal violations, including assault, robbery, and controlled substances. He commended and thanked the Lodi Police Department for rising to this increasingly challenging trend.

G. Public Hearings - None

H. Communications

H-1 Appointments to Lodi Improvement Committee (CLK)

Council Member Mounce expressed appreciation to Mayor Johnson for answering the call for more diversity by appointing women to boards and commissions. She further encouraged citizens to apply for City commissions because it is a worthy and rewarding experience.

Council Member Kuehne made a motion, second by Council Member Nakanishi, to make the following appointments:

Lodi Improvement Committee

Fran Forkas, term to expire March 1, 2018

Curt Juran, term to expire March 1, 2018

Maria Rosado, term to expire March 1, 2018

Rehana Zaman, term to expire March 1, 2017

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Noes: None

Absent: Mayor Pro Tempore Chandler

I. Regular Calendar

I-1 Report on the City of Lodi Junior Giants Program and Adopt Resolution Establishing an Account for Donations Received from the Omega Nu Sorority (\$600), from Andrew Rigopolous (\$500), and from the World Series Trophy Tour Event (\$866) (CD)

Joseph Wood, Neighborhood Services Manager, provided a presentation on the City of Lodi Junior Giants Program, stating it is the flagship program for the San Francisco Giants Community Fund, which is a free, non-competitive baseball league for boys and girls ages 5 to 18. The program was first implemented in 1994 to provide at-risk youth an alternative to gangs and crime. The program serves over 22,000 youth in California, Oregon, and Nevada with over 90 leagues; it touches on the four bases of character development; and promotes health and nutrition. For Lodi, the key element of the program is the message of violence prevention and anti-bullying. Lodi's program initially started in 1999 through the Police Department and was subsequently brought back last year as an off-shoot of the Gang Reduction, Intervention, and Prevention program. Mr. Wood recognized Vice Commissioners Michael Reese and Russ Lake for their assistance in making this program a success. The Lodi Junior Giants started with 166 youth and 10 teams, and this year's registration has already reached 388 players and 28 teams. Reports and data show that the program has had a positive impact on youth and that parents are satisfied with the league in all category options. In addition, Lodi was given the opportunity to display the San Francisco Giants World Series trophy, which raised \$866 in donations toward the program. A majority of the program costs were covered by the San Francisco Giants Community Fund, including \$12,000 to \$15,000 worth of equipment, with Lodi covering minimal fees for rental of playing fields when City facilities were unavailable. Staff recommended the creation of an account to accept donations that would help offset any program costs. In addition to the funds raised during the trophy display, Omega Nu donated \$600 and Andrew Rigopolous donated \$500 toward the program. Mr. Wood reported that many community-based organizations have contributed to the program by donating bottled water, ice, and food.

Andrew Rigopolous presented Mr. Wood a check in the amount of \$500 toward the program, stating he is involved with an organization on autism because of his son and that those involved in the program made accommodations to include those with special needs. He stated there are already three to four autistic children registered for the next season and he has accepted the challenge to coach the team.

In response to Council Member Kuehne, Mr. Wood stated that the ambassador with the San Francisco Giants Community Fund conducted interviews with youth participants and parents and gathered the data and surveys on the program.

In response to Mayor Johnson, Mr. Wood stated that the program did not impact the joint use agreement with the Lodi Unified School District (LUSD) on use of facilities. Mayor Johnson stated the school district should have a vested interest in the success of this program because it keeps youth out of gangs and perhaps it should participate by allowing practice at some of its fields.

Council Member Mounce requested that the subject be placed on the agenda for the next Joint City of Lodi and LUSD 2x2 Committee meeting, to which City Manager Schwabauer stated the next season is fairly well scheduled, but he would be glad to have that discussion with the school district.

Council Member Mounce made a motion, second by Mayor Johnson, to adopt Resolution No. 2015-71 establishing an account for donations received from the Omega Nu Sorority, in the amount of \$600; Andrew Rigopolous, in the amount of \$500; and the World Series Trophy Tour Event, in the amount of \$866.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Noes: None

Absent: Mayor Pro Tempore Chandler

I-2 Adopt Resolution Approving a Side-Letter Agreement with the Lodi Fire Mid-Management Unit Amending Compensation for 2015 through 2017 and Appropriating Funds (\$6,502) (CM)

Human Resources Manager Adele Post provided a report on the side-letter agreement with the Lodi Fire Mid-Management Unit, stating the group received a 1.5 percent cost of living adjustment (COLA) in December 2014 as the first unit to reach agreement. Since then, staff has negotiated with other units and recommends that Fire Mid-Management be extended the same COLAs as the other agreements, which is a 3 percent COLA in year one retroactive to January 5, 2 percent in year two, and 2 percent in year three, for a total cost of \$39,771.

Council Member Mounce made a motion, second by Council Member Kuehne, to adopt Resolution No. 2015-72 approving a side-letter agreement with the Lodi Fire Mid-Management Unit amending compensation for 2015 through 2017 and appropriating funds in the amount of \$6,502.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Noes: None

Absent: Mayor Pro Tempore Chandler

I-3 Adopt Resolution Approving Revisions to Contracts for Lodi Executive Management Employees (Excluding Council Appointees) for 2015 through 2017 and Appropriating Funds (\$13,364) (HR)

Human Resources Manager Adele Post provided a report on the revisions to contracts for Lodi Executive Management employees, explaining that this group received a 1.5 percent cost of living adjustment (COLA) in December 2014. Staff recommends the group be granted the same increases as other negotiated units of a 3 percent COLA in year one retroactive to January 5, 2 percent in year two, and 2 percent in year three; the ability to cash out the full 80 hours of Administrative Leave similar to the other mid-managers; and a new provision that would allow Executive Managers to receive a special assignment incentive of up to 10 percent with the City Manager's approval for special assignments.

Council Member Mounce made a motion, second by Mayor Johnson, to adopt Resolution No. 2015-73 approving revisions to contracts for Lodi Executive Management Employees (excluding Council Appointees) for 2015 through 2017 and appropriating funds in the amount of \$13,364.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Noes: None

Absent: Mayor Pro Tempore Chandler

I-4 Adopt Resolution Approving Revisions to Contracts for City of Lodi Council Appointees for 2015 through 2017 and Appropriating Funds (\$6,317) (HR)

City Manager Schwabauer and City Attorney Magdich excused themselves from the meeting and left the dais, while City Clerk Ferraiolo remained to record the meeting discussion, motion, and vote.

Human Resources Manager Adele Post provided a report regarding revisions to contracts for City Council Appointees, stating this group received a 1.5 percent cost of living adjustment (COLA) in 2014 and that staff recommends extending the same COLAs that were negotiated with other bargaining groups of 3 percent retroactive to January 5, 2 percent in year two, and 2 percent in year three; and the ability to cash out the full 80 hours of Administrative Leave.

Mayor Johnson explained that the positions of City Manager, City Attorney, and City Clerk are the only employees hired by the City Council and that the Appointees vacated the Chambers as they believed it was inappropriate to be present during discussion of their salary increases. Mayor Johnson stated the proposed COLAs were in line with those of other employee groups.

Council Member Nakanishi assured the public that Council and staff spent a significant amount of time discussing employee issues through the bargaining process and during closed sessions.

Council Member Mounce expressed appreciation that Council Appointees were receiving the COLA, along with other employee groups, as they were first to agree to concessions and salary reductions in 2008. She added that she did not view this as a COLA, but rather an effort in making employees whole again from what was taken away during the concession phase.

Council Member Mounce made a motion, second by Mayor Johnson, to adopt Resolution No. 2015-74 approving revisions to contracts for City of Lodi Council Appointees for 2015 through 2017 and appropriating funds in the amount of \$6,317.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Noes: None

Absent: Mayor Pro Tempore Chandler

Mr. Schwabauer and Ms. Magdich returned to their seats at the dais.

J. Ordinances

J-1 Ordinance No. 1905 Entitled, "An Ordinance Amending Lodi Municipal Code Title 13 - Public Services - by Repealing and Re-Enacting Section 13.14, 'Storm Water Management and Discharge Control Code,' in its Entirety" (CLK)

Council Member Mounce made a motion, second by Mayor Johnson, (following reading of the title) to waive reading of the ordinance in full and adopt and order to print Ordinance No. 1905 Entitled, "An Ordinance Amending Lodi Municipal Code Title 13 - Public Services - by Repealing

and Re-Enacting Section 13.14, 'Storm Water Management and Discharge Control Code,' in its Entirety."

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Kuehne, Council Member Mounce, Council Member Nakanishi, and Mayor Johnson

Noes: None

Absent: Mayor Pro Tempore Chandler

C-13 Receive Report on Drought Emergency and Governor's Executive Order (PW)

Public Works Director Wally Sandelin provided a PowerPoint presentation regarding the drought emergency and the Governor's Executive Order. Specific topics of discussion included reservoir conditions, conservation legislation, Water Resources Control Board regulations, Lodi historical usage and data, conservation program, Lodi Stage Three, Lodi Stage Four, planned actions, and optional actions.

In response to Council Member Mounce, Mr. Sandelin stated that Lodi has only one street median with turf, which is relatively small, and staff can either plant trees in lieu of the lawn, which are allowed to be watered, or look at drought-tolerant landscaping, which is the more likely option.

In response to Mayor Johnson, Mr. Sandelin confirmed that the maximum increase in water rates is capped at 3 percent, but actual increases were less, even as low as zero percent at times.

Council Member Nakanishi stated the public perception is that it will cost less if users conserve more; however, less water use may mean increased rates to make up for lost revenue. Council Member Nakanishi questioned how long the City could survive on reduced water revenues, to which Mr. Sandelin stated that the water fund could potentially absorb the impact of the 36 percent reduction in use by pushing out capital projects for a short-period of time, which he estimated at five years.

In response to Council Member Mounce, Mr. Sandelin stated projects such as the water meter program and well maintenance would be deferred to make up for lost water revenues.

In response to Council Member Kuehne, Mr. Sandelin stated he is preparing an informational piece that includes the phone number, e-mail address, and emergency phone number for the public to call with water questions, concerns, and reporting of violations.

Council Member Mounce stated she previously requested that the new watering rules be included in the utility bill mailing, both in English and in Spanish, so residents are aware of the requirements and can avoid fines. Mr. Sandelin stated the next utility bill mailer is full and the flier will likely be included in the subsequent month's mailing. He added that the emphasis for Water Conservation Officers is education, and City Manager Schwabauer explained that the first three contacts with violators is a warning instead of a citation. Council Member Mounce believed that education via the utility bill mailer is less costly and intrusive than a Water Conservation Officer arriving at one's residence.

In response to Council Member Nakanishi, Mr. Sandelin stated that the majority of calls to the Conservation Program were complaints about high water bills, requests for complimentary water audits, and reporting of watering violations.

In response to Council Member Mounce, Mr. Sandelin confirmed that Lodi is not yet at Stage 4, but he wanted to make Council and the public aware of the types of requirements that would go into affect at that stage of emergency. In further response, Mr. Sandelin stated Lodi does have commercial car wash establishments that use recycled water, but none use reclaimed water at this time.

In response to Council Member Nakanishi, Mr. Sandelin stated that, as Public Works Director, he can declare a Stage 3 emergency; however, he would not advance to Stage 4 without Council concurrence.

Council Member Mounce expressed concern regarding the proposed planned action to offer new water conservation rebates, referencing the Blue Sheet letter from a citizen regarding drought-tolerant landscaping, and stated that she was uncertain about using tax payer money to give to other tax payers to encourage them to be responsible during the drought, especially if rates are raised. Mr. Sandelin stated staff could hold off on the rebates until further discussion.

In response to Council Member Mounce, Mr. Schwabauer stated the grass at DeBenedetti Park was planted prior to the drought; the Parks Division waters different sections of the lawn every day, but not the entire park on a daily basis; and the park has valves and controllers that manage each portion of the park. Council Member Mounce reported that she received complaints that water pools at the bottom of the field when it is watered, which leaves the sides of the park dry while the bottom is saturated. Mr. Sandelin stated that staff completed water meter installations at all City facilities, including parks and landscape medians, and Parks, Recreation, and Cultural Services Director Jeff Hood has assessed water usage at all parks to determine which areas can brown and which areas to keep lush, such as practice fields for safety reasons. Along with the metered data, Mr. Hood can change cycle times and frequency to scale back irrigation based on usage data. In further response to Council Member Mounce, Mr. Sandelin stated that staff would approach the school district next to discuss water conservation at its fields.

Council Member Kuehne stated he lives by DeBenedetti Park and has not witnessed standing water due to the sprinklers. With regard to rebates, Council Member Kuehne agreed that he was uncertain as to whether the City should pay individuals via rebates to be responsible during the drought.

Mayor Johnson expressed uncertainty on the rebate issue, but stressed the matter should not be ignored as the drought is a major issue for this and other communities and it is reasonable that the public will demand rebates, similar to other communities who are also experiencing diminished water sales, to address the ongoing drought.

Mr. Schwabauer pointed out that Lodi has an obligation to cut water use; otherwise, rate payers will feel the sting in penalties and fines assessed by the State regardless of the transfer of money from one rate payer to another as a result of rebate programs. He stated there may be other program options, but the City must find a solution that will work to reduce water use.

Council Member Mounce believed the first step is an education campaign to encourage citizens to conserve and stated she was not opposed to the rebate programs, but she would like to see what other communities that provide their own water service are doing in that regard.

Council Member Nakanishi expressed opposition to adding more Water Conservation Officers, stating he hopes the drought will be over by next year.

Mayor Johnson suggested that, instead of adding more Water Conservation Officers, staff consider asking the Lodi Police Partners to serve in a reporting mode to notify Public Works of violators and areas of concern. Mr. Sandelin stated he would discuss the idea with the Police Chief.

Kathy Polenske questioned if the 36 percent reduction was an overall average for the year or by each month, to which Mr. Sandelin responded it is for each month as compared to the correlating month in 2013.

Mayor Johnson requested that Council be provided with regular, ongoing reports on where Lodi stands and its progress, to which Mr. Sandelin replied in the affirmative.

Mr. Schwabauer commented in response to negative press regarding City water usage, stating that Lodi has invested \$50 million in water sustainability by recycling 100 percent of its

wastewater for eight months out of the year, \$40 million in constructing the Surface Water Treatment Plant, and \$2.5 million in buying water to recharge the groundwater supply, which few communities are doing. Lodi has developed water supply obligations with its recycled water, including the Lodi Energy Center in which the State has a partnership. Mr. Schwabauer reminded the public that not all water is wasted; some is productive and needs to continue for certain operations to function.

K. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 8:34 p.m., in memory of Seldon Brusa, who passed away on May 28.

ATTEST:

Jennifer M. Ferraiolo
City Clerk