



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – Special Meeting

Date: February 28, 2023
Time: 2:00 p.m.

For information regarding this Agenda please contact:

Olivia Nashed
City Clerk
Telephone: (209) 333-6702

Notice Regarding Public Comments

Public Comment may be submitted in the following ways:

- In-person – The Carnegie Forum is open to the public in accordance with CDPH and CalOSHA guidelines.
- Zoom Webinar
 - Meeting ID: 838 6207 3901
 - Passcode: 955353
 - Phone number: 1 253 215 8782 or 1 346 248 7799
 - Link: <https://us06web.zoom.us/j/82063770661?pwd=N2xpOXE2bmVJUjg5ODFzRkVHUIJ5Zz09>

Public comment received via email, mail, or hand delivery will be provided to the City Council and included in the official minutes of the meeting, but will not be read aloud at the meeting.

- Email – councilcomments@lodi.gov
 - Received no later than two hours prior to the meeting
- Mail – City Clerk's Office, P.O. Box 3006, Lodi, CA 95241
- Hand delivered to: City Clerk's Office, 221 W. Pine Street, Lodi, CA 95240
 - Received no later than two hours prior to the meeting

A. Call to Order / Roll Call

B. Announcement of Closed Session

- a) Threatened and Anticipated Litigation: Government Code §54956.9(b) (One Case) and Initiation of Litigation: Government Code §54956.9(d)(4) (One Case). Conference with Legal Counsel Regarding Potential Lawsuit and Claims by Shakir Khan against the City of Lodi Based on His Resignation as a City of Lodi Council Member (see attached email from attorney N. Allen Sawyer, pursuant to *Fowler v. City of Lafayette*) (CA)

C. Adjourn to Closed Session

D. Return to Open Session / Disclosure of Action

E. Adjournment

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

Olivia Nashed
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. Agendas and staff reports are also posted on the City's website at www.lodi.gov. 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 Olivia Nashed 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 Olivia Nashed (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. Members of the public may view and listen to the open session of this teleconference meeting at www.facebook.com/CityofLodi/ or <https://us06web.zoom.us/j/82522868353?pwd=cFh1S2VWUmZHR0pCbmZyTitHZ05kQT09>.

Janice Magdich

From: Neat Sawyer <allen@allensawyer.com>
Sent: Thursday, February 23, 2023 1:31 PM
To: Janice Magdich
Subject: Shakir Khan

Good afternoon,

I represent Lodi City Councilmember Shakir Khan. I am in the process of preparing a complaint to be filed in the Eastern District of California for injunctive and declaratory relief under (Section 2 of the Voting Rights Act of 1965; (52 U.S.C. § 10301); Section 8 of the National Voter Registration Act of 1993 (52 U.S.C. § 20507); Voting Provisions of the Americans with Disabilities Act (codified at 42 U.S.C. § 12101 et seq.); First and Fourteenth Amendments to the United States Constitution; 42 U.S. Code § 1983). The assumption based on news reports, is that the City of Lodi has removed Mr. Khan from his elected office. Please verify if the City of Lodi has in fact removed Mr. Khan from his elected position as a Lodi City Councilmember? Likewise, Mr. Khan does not intend to resign his position, nor did he authorize any person to resign on his behalf or file any documents purporting to be Mr. Khan's resignation,

Please respond in the next twenty-four hours to avoid needless litigation and a claim for attorney fees.

Kindly,

Allen Sawyer
ROSENFELD &
SAWYER

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Sacramento, CA 95814

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Stockton, CA 95219

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[This communication is confidential and may be legally privileged.](#)

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