

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, JUNE 7, 2023**

C-1 Call to Order / Roll Call

The City Council Closed Session meeting of June 7, 2023, was called to order by Mayor Pro Tempore Craig at 6:18 p.m.

Present: Council Member Bregman, Council Member Yopez, Mayor Pro Tempore Craig, and Mayor Hothi

Absent: Council Member Nakanishi

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

NOTE: Mayor Hothi attended via teleconference.

C-2 Announcement of Closed Session

- a) Threatened Litigation: Government Code §54956.9(b); One Case; Conference with Legal Counsel Regarding Potential Suit by Aline Galeno, Reyna Galeno, Anna Marques, and Birgilio Galeno Based on the Death of their Dog known as Enzo (CA)

C-3 Adjourn to Closed Session

At 6:20 p.m., Mayor Pro Tempore Craig adjourned the meeting to a Closed Session to discuss the above matters. The Closed Session adjourned at 7:10 p.m.

C-4 Return to Open Session / Disclosure of Action

At 7:15 p.m., Mayor Pro Tempore Craig reconvened the City Council meeting, and City Attorney Magdich disclosed the following actions.

Item C-2a) was discussion and direction, with no other reportable action.

A. Call to Order / Roll Call

The Regular City Council meeting of June 7, 2023, was called to order by Mayor Pro Tempore Craig at 7:15 p.m.

Present: Council Member Bregman, Council Member Nakanishi, Council Member Yopez, Mayor Pro Tempore Craig, and Mayor Hothi

Absent: None

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

NOTE: Mayor Hothi and Council Member Nakanishi attended via teleconference.

B. Presentations – None

- C. Consent Calendar (Reading; Comments by the Public; Council Action) All matters listed on the consent calendar are considered to be routine and will be acted upon by one motion. There will be no separate discussion of these items. If a member of the public would like a consent calendar item pulled and discussed separately, refer to the Notice at the beginning of this agenda.

Council Member Bregman made a motion, second by Mayor Pro Tempore Craig, to approve the following items hereinafter set forth, **except those otherwise noted**, in accordance with the report and recommendation of the City Manager, with the correction to the attendance records on the April 4, 2023 minutes as provided in the Blue Sheet.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yopez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None
Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

C-1 Receive Register of Claims for April 28, 2023 through May 18, 2023 in the Total Amount of \$5,849,921.98 (FIN)

Claims were approved in the amount of \$5,849,921.98.

C-2 Approve Minutes (CLK)

The minutes of April 4, 2023 (Shirtsleeve Session), May 16, 2023 (Shirtsleeve Session), May 17, 2023 (Regular Meeting), and May 23, 2023 (Shirtsleeve Session) were approved as written, with the attendance record of the April 4, 2023 Shirtsleeve Session corrected per the Blue Sheet provided.

C-3 Adopt Resolution Authorizing Purchase of Dell PowerMax 2500 Storage Array from SidePath, Inc., of Laguna Hills (\$350,000) and Appropriate Funds (\$86,627) (ISD)

Adopted Resolution No. 2023-99 authorizing the purchase of Dell PowerMax 2500 Storage Array from SidePath, Inc., of Laguna Hills, in the amount of \$350,000 and appropriating funds in the amount of \$86,627.

C-4 Approve Plans and Specifications and Authorize Advertisement for Bids for Henri Lane and Lower Sacramento Road Storm Drain Connection and Adopt Resolution Authorizing City Manager to Award Contract to Lowest Responsive Bidder (\$200,000), Execute Change Orders (\$20,000) and Appropriating Funds (\$220,000) (PW)

Approved the plans and specifications and authorized advertisement for bids for Henri Lane and Lower Sacramento Road Storm Drain Connection and adopted Resolution No. 2023-100 authorizing the City Manager to award a contract to the lowest responsive bidder in an amount not to exceed \$200,000, execute change orders in an amount not to exceed \$20,000, and appropriating funds in the amount of \$220,000.

C-5 Approve Plans and Specifications and Authorize Advertisement for Bids for Wastewater Main Rehabilitation Program (Project No. 10) and Adopt Resolution Authorizing City Manager to Award Contract to Lowest Responsive Bidder (\$1,100,000), and Execute Change Orders (\$110,000), and Appropriate Funds (\$1,210,000) (PW)

Approved the plans and specifications and authorized advertisement for bids for Wastewater Main Rehabilitation Program (Project No. 10) and adopted Resolution No. 2023-101 authorizing the City Manager to award a contract to the lowest responsive bidder in an amount not to exceed \$1,100,000, and execute change orders in an amount not to exceed \$110,000, and appropriating funds in the amount of \$1,210,000.

C-6 Adopt Resolution Authorizing City Manager to Execute Contracts for Fiscal Year 2023/24 with United Cerebral Palsy of San Joaquin, Amador, and Calaveras Counties, of Stockton, for Downtown Cleaning (\$95,597), Transit Facility Cleaning (\$70,292), and Hutchins Street Square Landscape Maintenance (\$22,652) (PW)

Adopted Resolution No. 2023-102 authorizing the City Manager to execute contracts for Fiscal Year 2023/24 with United Cerebral Palsy of San Joaquin, Amador, and Calaveras Counties, of Stockton, for Downtown cleaning in the amount of \$95,597, Transit Facility cleaning in the amount of \$70,292, and Hutchins Street Square landscape maintenance in the amount of \$22,652.

C-7 Adopt Resolution Authorizing City Manager to Execute Amendment No. 3 to 2019-2021 Standby Generators Maintenance, Repair, and Rental to Holt of California, of Pleasant Grove (PW)

Adopted Resolution No. 2023-103 authorizing the City Manager to execute Amendment No. 3 to the contract for 2019-2021 standby generators maintenance, repair, and rental to Holt of California, of Pleasant Grove.

C-8 Adopt Resolution Authorizing City Manager to Execute Amendment No. 2 for 2021-2022 Asphalt Materials Contract with George Reed, Inc., of Modesto (\$60,000) (PW)

Adopted Resolution No. 2023-104 authorizing the City Manager to execute Amendment No. 2 for the 2021-2022 asphalt materials contract with George Reed, Inc., of Modesto, in the amount of \$60,000.

C-9 Adopt Resolution Authorizing Increase of City Manager's Change Order Authority by \$200,000 and Execute Contract Amendment No. 1 for 2021-2023 Tree Maintenance Contract with West Coast Arborists, Inc., of Anaheim (PW)

Adopted Resolution No. 2023-105 authorizing an increase of the City Manager's change order authority by \$200,000 and execute Amendment No. 1 to the 2021-2023 Tree Maintenance contract with West Coast Arborists, Inc., of Anaheim.

C-10 Adopt Resolution Authorizing Increase of City Manager's Change Order Authority by \$600,000 and Execute Amendment No. 1 for 2021-2023 Landscape Maintenance of Miscellaneous Areas and Lodi Consolidated Landscape District 2003-1 (PW)

This item was pulled from the Consent Calendar at the request of Council Member Bregman.

Public Works Director Swimley and City Manager Schwabauer clarified that the increase in the City Manager's contract change order authority was for this particular project and effectively extended the contract for an additional year.

Council Member Bregman made a motion, second by Council Member Yepez, to adopt Resolution No. 2023-106 authorizing an increase of the City Manager's change order authority by \$600,000 and execute Amendment No. 1 to the contract for the 2021-2023 Landscape Maintenance of Miscellaneous Areas and Lodi Consolidated Landscape District 2003-1.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yepez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

NOTE: Items C-10 and C-22 were voted on together following Council discussion.

C-11 Adopt Resolution Authorizing City Manager to Execute Amendment No. 1 to 2021-2023 Sidewalk and Miscellaneous Concrete Repair Program to A.M. Stephens Concrete, Inc., of Lodi (PW)

Adopted Resolution No. 2023-107 authorizing the City Manager to execute Amendment No. 1 to the contract for the 2021-2023 Sidewalk and Miscellaneous Concrete Repair Program to A.M. Stephens Concrete, Inc., of Lodi.

C-12 Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement with Valley Outdoor Advertising, of Lodi, for Water Conservation, Pesticide Education, and Stormwater Awareness Advertising (\$66,384) (PW)

Adopted Resolution No. 2023-108 authorizing the City Manager to execute a Professional Services Agreement with Valley Outdoor Advertising, of Lodi, for water conservation, pesticide education, and stormwater awareness advertising, in the amount of \$66,384.

C-13 Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement with Quest Media & Supplies, Inc., a California Corporation, for Purchase, Installation, System Support and Maintenance Plan of Electronic Building Access System (\$175,000), Authorize Change Orders (Not to Exceed \$25,000), and Carry Over Any Remaining Project Funds from FY 2022-23 to FY 2023-24 (ISD)

Adopted Resolution No. 2023-109 authorizing the City Manager to execute a Professional Services Agreement with Quest Media & Supplies, Inc., a California Corporation, for the purchase, installation, system support and maintenance plan of an electronic building access system in the amount of \$175,000, authorize change orders in an amount not to exceed \$25,000, and carry over any remaining project funds from FY 2022-23 to FY 2023-24.

C-14 Adopt Resolution Authorizing City Manager to Execute One-Year Professional Services Agreement, with Option to Renew and Extend for One Year, with Interwest Consulting Group, Inc., for Contract Planning Services (Not to Exceed \$180,000 per Fiscal Year) (CD)

Adopted Resolution No. 2023-110 authorizing the City Manager to execute a one-year Professional Services Agreement, with an option to renew and extend for one year, with Interwest Consulting Group, Inc., for contract planning services, in an amount not to exceed \$180,000 per fiscal year.

C-15 Adopt Resolution Authorizing City Manager to Execute Agreement with Telstar Instruments, of Concord, for Supervisory Control and Data Acquisition and Instrumentation, Maintenance, and Integration Services (\$225,000).(PW)

Adopted Resolution No. 2023-111 authorizing the City Manager to execute an agreement with Telstar Instruments, of Concord, for supervisory control and data acquisition and instrumentation, maintenance, and integration services, in the amount of \$225,000.

C-16 Adopt Resolution Authorizing City Manager to Execute Contract with Headwaters Kayak Shop, a California Corporation, to Provide Kayaking and Paddle Boarding Activities for City's Outdoor Educational Activities and Excursions Program (\$117,000 For Three Years).(PRCS)

Adopted Resolution No. 2023-112 authorizing the City Manager to execute a contract with Headwaters Kayak Shop, a California Corporation, to provide kayaking and paddle boarding activities for the City's Outdoor Educational Activities and Excursions Program, in the amount of \$117,000 for three years.

C-17 Adopt Resolution Authorizing City Manager to Execute Amendment No. 5 to Contract for Janitorial Services for City Facilities with ABM Industry Groups, LLC, of San Francisco (\$275,000).(PW)

Adopted Resolution No. 2023-113 authorizing the City Manager to execute Amendment No. 5 to contract for janitorial services for City facilities with ABM Industry Groups, LLC, of San Francisco, in the amount of \$275,000.

C-18 Adopt Resolution Authorizing City Manager to Execute Amendment No. 6 to Professional Services Agreement with Michael Baker International, of Rancho Cordova, for Community Development Block Grant Administration and Housing Program Support Services to Extend Term to June 30, 2024 and Payment Amount Not to Exceed \$210,000, and for Total Amended Contract Amount Not to Exceed \$1,665,898 (CD)

Adopted Resolution No. 2023-114 authorizing the City Manager to execute Amendment No. 6 to the Professional Services Agreement with Michael Baker International, of Rancho Cordova, for Community Development Block Grant administration and Housing Program support services to extend the term to June 30, 2024 and payment amount not to exceed \$210,000, and for total amended contract amount not to exceed \$1,665,898.

C-19 Adopt Resolution Authorizing City Manager to Execute Amendment No. 1 to Professional Services Agreement with B&M Builder, Inc., of Rancho Cordova, for Lodi Police Station HVAC Replacement Project Phase I (\$141,375).(PW)

Adopted Resolution No. 2023-115 authorizing the City Manager to execute Amendment No. 1 to the Professional Services Agreement with B&M Builder, Inc., of Rancho Cordova, for Lodi Police Station HVAC Replacement Project Phase I, in the amount of \$141,375.

C-20 Adopt Resolution Accepting Funds from San Joaquin County Health Commission, Operating and Doing Business as Health Plan of San Joaquin (HPSJ) (\$3,000,000); Appropriate Funds for Transitional and Supportive Housing Project at Main Street (\$3,000,000); and Authorize City Manager to Execute MOU and Business Associates Agreement (CD)

This item was pulled at the request of Council Member Yopez.

In response to Council Member Yopez, City Manager Schwabauer provided background information regarding this item, including Council Members' concerns regarding nuisance drug activity surrounding the hotels located on Main Street near the train station and Council's interest in exploring options to acquire conservatorship of the hotels.

Discussion ensued with Council Member Bregman and City Manager Schwabauer regarding the opportunity to provide affordable housing while also helping to abate the nuisance behaviors in that area.

Mayor Pro Tempore Craig stated that she has received calls from constituents concerned with the nuisance activities in the area and expressed her support for the opportunity to provide transitional housing while

abating the activities. She requested a Shirtsleeve Session to discuss site availability and redevelopment of that area.

Council Member Bregman made a motion, second by Council Member Yepez, to adopt Resolution No. 2023-106 authorizing an increase of the City Manager's change order authority by \$600,000 and execute Amendment No. 1 to the contract for the 2021-2023 Landscape Maintenance of Miscellaneous Areas and Lodi Consolidated Landscape District 2003-1; Adopt Resolution No. 2023-116 accepting funds from San Joaquin County Health Commission, Operating and doing business as Health Plan of San Joaquin (HPSJ), in the amount of \$3,000,000, appropriating funds for the Transitional and Supportive Housing Project at Main Street, in the amount of \$3,000,000, and authorizing the City Manager to execute MOU and Business Associates Agreement; and Resolution No. 2023-118 waiving the formal bid process and authorizing the City Manager to execute Lease, Regulatory, and Operator Agreement with Inner City Action, Inc., a California Nonprofit Corporation, for Harmony Homes Project, in an amount not to exceed \$80,000 for the term of five years with an option to extend for five years.

The motion was withdrawn in order to separate the vote on Item C-20 from Items C-10 and C-22.

Council Member Bregman motioned to postpone the vote and hold a Shirtsleeve Session on the item.

Prior to receiving a second, City Manager Schwabauer asked if the postponement would jeopardize the grant funding. Discussion ensued with Community Development Director John Della Monica, Council Member Bregman, and Mayor Pro Tempore Craig regarding the need for the grant funds to be expended by the end of the year, renovation costs being included in the total grant amount, and clarification of acquisition and renovation of the existing space for transitional and supportive housing.

The motion by Council Member Bregman failed due to the lack of a second.

Council Member Yepez stated that his concern was whether or not Council had considered other areas than Main Street for affordable housing, and while he may have missed other discussion on the concept, he cannot support the item at this time. City Manager Schwabauer clarified that there have been a number of affordable housing projects that have been pursued all over the City, such as the Lodi Hotel project, the Cranes Landing project, and the Salas Park affordable housing project.

Discussion ensued with Council Member Bregman, City Manager Schwabauer, and Neighborhood Services Manager Jennifer Rhyne regarding possible extensions for the grant funds, federal funding restrictions on the grant funds through Health Plan of San Joaquin, a federally-mandated timeline of residents moving into the property by mid-December, and the grant application being specific to the address on Main Street.

Mayor Pro Tempore Craig made a motion, second by Mayor Hothi, to adopt Resolution No. 2023-116 accepting funds from San Joaquin County Health Commission, operating and doing business as Health Plan of San Joaquin (HPSJ), in the amount of \$3,000,000; appropriating funds for the Transitional and Supportive Housing Project at Main Street in the amount of \$3,000,000; and authorizing the City Manager to execute a Memorandum of Understanding and a Business Associates Agreement.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: Council Member Yepez

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

C-21 Adopt Resolution Accepting Funds from San Joaquin County (\$8,200,000); Appropriate Funds to Lodi Access Center Project (\$8,200,000); and Authorize City Manager to Execute MOU Agreement (CD)

Adopted Resolution No. 2023-117 accepting funds from San Joaquin County in the amount of \$8,200,000; appropriating funds to Lodi Access Center Project in the amount of \$8,200,000; and authorizing the City Manager to execute MOU agreement.

C-22 Adopt Resolution Waiving Formal Bid Process and Authorize City Manager to Execute Lease, Regulatory, and Operator Agreement with Inner City Action, Inc., a California Nonprofit Corporation, for Harmony Homes Project (Not to Exceed \$80,000) for Term of Five Years with Option to Extend Five Years (CD)

This item was pulled from the Consent Calendar at the request of Council Member Bregman.

Council Member Bregman explained for the public's benefit why the City is waiving the bid process on this project.

Council Member Bregman made a motion, second by Council Member Yepez, to adopt Resolution No. 2023-118 waiving the formal bid process and authorizing the City Manager to execute Lease, Regulatory, and Operator Agreement with Inner City Action, Inc., a California Nonprofit Corporation, for Harmony Homes Project, in an amount not to exceed \$80,000 for the term of five years with an option to extend for five years.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yepez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

NOTE: Items C-10 and C-22 were voted on together following Council discussion.

C-23 Adopt Resolution Authorizing City Manager to Execute Amendment No. 1 with City of Stockton for Fire Dispatch Services (FD)

Adopted Resolution No. 2023-119 authorizing the City Manager to execute Amendment No. 1 to the agreement with City of Stockton for Fire dispatch services.

C-24 Adopt Resolution Authorizing City Manager to File Claim for Fiscal Year 2022/23 Transportation Development Act Funds from Local Transportation Fund (\$6,537,079) and State Transit Assistance Fund (\$89,717).(PW)

Adopted Resolution No. 2023-120 authorizing the City Manager to file a claim for Fiscal Year 2022/23 Transportation Development Act funds from Local Transportation Fund in the amount of \$6,537,079 and State Transit Assistance Fund in the amount of \$89,717.

C-25 Adopt Resolution Authorizing Library Director to Accept Bequest Funding (\$98,299.05) from Daisy Scaletta and Appropriating Funds (\$98,299.05).(LIB)

This item was pulled from the Consent Calendar at the request of staff.

Library Director Akiliah introduced Daisy Scaletta's nephews, Phil and Robert Litts, and thanked them for the generous donation on behalf of their aunt.

Council Member Bregman made a motion, second by Mayor Pro Tempore Craig, to adopt Resolution No. 2023-121 authorizing the Library Director to accept bequest funding in the amount of \$98,299.05 from Daisy Scaletta and appropriating funds in the amount of \$98,299.05.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yepez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

C-26 Adopt Resolution Authorizing City Manager to Accept Donation for Purchase of Exercise Equipment, Sparky Costume, and Extractor to Wash Turnouts from Lodi Fire Foundation (\$17,000).(FD)

Adopted Resolution No. 2023-122 authorizing the City Manager to accept a donation for the purchase of exercise equipment, a Sparky costume, and an extractor to wash turnouts from Lodi Fire Foundation in the amount of \$17,000.

C-27 Adopt Resolution Approving 2023/2024 Pavement Resurfacing Project for Road Repair and Accountability Act of 2017 Funding FY 2023/24 (PW)

Adopted Resolution No. 2023-123 approving the 2023/2024 Pavement Resurfacing Project for Road Repair and Accountability Act of 2017 funding for FY 2023/24.

C-28 Accept Informational Item Providing City Council with Update of Lodi Electric Utility's Economic Development Discount Rate Program (EU)

Accepted an informational item providing the City Council with an update of Lodi Electric Utility's Economic Development Discount Rate Program.

C-29 Receive Report Regarding Communication Opposing Senate Bill 423 (Wiener) Streamlined Approvals: Multifamily Housing Developments: SB 35 (Chapter 366, Statutes of 2017) Expansion (CLK)

Received a report regarding a communication opposing Senate Bill 423 (Wiener) Streamlined Approvals: Multifamily Housing Developments: SB 35 (Chapter 366, Statutes of 2017) Expansion.

C-30 Receive Report Regarding Communication Opposing Assembly Bill 460 (Bauer-Kahan) State Water Resources Control Board: Water Rights and Usage: Interim Relief: Procedures (CLK)

Received a report regarding a communication opposing Assembly Bill 460 (Bauer-Kahan) State Water Resources Control Board: Water Rights and Usage: Interim Relief: Procedures.

C-31 Receive Report Regarding Communication Opposing Assembly Bill 1337 (Wicks) State Water Resources Control Board: Water Diversion Curtailment (CLK)

Received a report regarding a communication opposing Assembly Bill 1337 (Wicks) State Water Resources Control Board: Water Diversion Curtailment.

C-32 Receive Report Regarding Communication Supporting 2023 Carbon Reduction Program/Congestion Mitigation and Air Quality Program Application (CLK)

Received a report regarding a communication supporting 2023 Carbon Reduction Program/Congestion Mitigation and Air Quality Program application.

C-33 Adopt Resolution Approving City of Lodi's Zero Emission Bus Rollout Plan (PW)

Adopted Resolution No. 2023-124 approving the City of Lodi's Zero Emission Bus Rollout Plan.

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.

Mrs. Corlonda Hayes-Byrd III, a member of the public, spoke regarding safety in her neighborhood, promoting community involvement, unfair treatment received at Lodi Memorial Hospital, and racism within Lodi.

Travis Castle, a member of the public, provided a handout to Council (filed), and spoke regarding homelessness and his plan to improve the homelessness crisis.

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

Council Member Bregman spoke regarding shopping carts around town adding to the trash problem and the need to clean up near the freeways and railroad.

In response, City Manager Schwabauer stated that he has asked Code Enforcement to begin acting on an ordinance previously passed by Council that requires the owners to gather shopping carts that have been removed from their property. He stated that he will report back in three month regarding the success of bringing this into focus by Code Enforcement.

In response to Council Member Bregman's concerns regarding trash near the railroad, City Manager Schwabauer stated the City has posted the bridge on the unused railroad tracks and the Fire Marshal has reported that the garbage was cleaned up by Kathryn Siddle and Lodi's Committee on Homelessness. There are still safety issues which Public Works Director Charlie Swimley is addressing with the railroad.

Mayor Pro Tempore Craig reported that the area has begun to accumulate trash again and pointed out that this is a private property owner who is not taking responsibility for keeping the area safe. City Manager Schwabauer noted that the City has begun to take a more aggressive stance to hold the railroad responsible.

Council Member Yepez spoke regarding accountability on abandoned cars.

In response to Council Member Yepez, City Manager Schwabauer noted that a monthly report is received from the Police Department regarding citation and removal of abandoned vehicles and the report will be shared with City Council.

Mayor Pro Tempore Craig spoke regarding an update on the Lodi Lake fire repairs, funding, and security, as well as a Shirtsleeve Sessions on affordable housing, the business tax and HdL audit, and the policy on Council travel expenses and attendance.

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

None.

G. Public Hearings – None

H. Regular Calendar

H-1 Adopt Resolution Approving Fiscal Year 2023/24 Financial Plan and Budget; Approving Fiscal Year 2023/24 Appropriation Spending Limit; Approving Classifications and Salary Ranges for Four New Positions; Approving Three New Job Descriptions; and Approving FY 2023/24 Investment Policy (ISD)

City Manager Schwabauer introduced the item, noting for the public that Council has already had many meetings regarding the budget, and thanking the new Budget Manager, Lisa Noffsinger, and staff for their efforts in putting together the budget.

Deputy City Manager Andrew Keys provided a PowerPoint presentation regarding the Fiscal Year 2023/24 Financial Plan and Budget. Specific topics of discussion included overview; positions requested; Capital Improvement Project (CIP) Program; all funds expenditures; FY 2023/24 Strategic Vision Work Plan; Parks, Recreation and Cultural Services (PRCS) current and deferred maintenance; recommended action - standard budget approvals, FY 2022/23 funds, Pension Stabilization Policy; budget timeline; General Fund overview, revenues, expenditures, transfers out, and key inputs; PRCS support; Library support; Measure L; Vehicle Replacement Fund; draft Strategic Initiatives; five-year forecast - assumptions, revenue, expenses, fund balance, and risks/opportunities; Pension Stabilization Policy - update, progress, and proposed changes; Electric Utility - overview, revenue highlights, expenditure highlights, forecasted rate actions, Capital projects, equipment and vehicle requests, five-year Capital forecast, and reserves; Water Utility - overview, revenue highlights, expenditure highlights, Capital projects, equipment and vehicle requests, and five-year financial forecast; Wastewater Utility - overview, revenue highlights, expenditure highlights, Capital projects, equipment and vehicle requests, and five-year financial forecast; Water/Wastewater additional information; Transit - overview, revenue highlights, expenditure highlights, Capital projects, and equipment and vehicle requests; overview of Special Revenue funds; Streets - overview, revenue highlights, expenditure highlights, Capital projects, and vehicle requests; Community Development - overview, revenue highlights, and expenditure highlights; PRCS - overview, revenue highlights, and expenditure highlights; Library - overview, revenue highlights, and expenditure highlights; Capital Outlay - overview, background, revenue, and additions to CIP Program; and Vehicle and Equipment Replacement fund - overview, background, replacement revenue and expenses, and fund balances.

Discussion ensued with Mayor Pro Tempore Craig and Deputy City Manager Keys regarding the total dollar amount of Park deferred maintenance.

City Manager Schwabauer stated that staff has brought forth a series of initiative to address unfunded liabilities since 2015; this is the latest initiative. He noted that the City is much better funded now than previously. The deferred maintenance in Parks is being brought to the forefront at this time so that it can begin to be addressed. The initiatives started with pension funding and have made a lot of progress; other issues included capital funding for computer replacement and capital funding for vehicle and equipment replacement, and the City has made significant strides in these areas.

Deputy City Manager Keys provided Council with the recommended actions - standard budget approvals, Fiscal Year 2022/23 funds, and Pension Stabilization Policy.

Discussion ensued with Mayor Pro Tempore Craig and Deputy City Manager Keys regarding integration of Council's strategic visions in the final budget.

Discussion ensued with Mayor Pro Tempore Craig and Police Chief Sierra Brucia regarding the addition of the position of Animal Services Manager, the continued need for patrol officers, the benefit of moving duties from sworn officers to civilian employees, preparation for the new animal shelter, and understaffing in the Animal Services Division.

Discussion ensued with Mayor Pro Tempore Craig and Fire Chief Ken Johnson regarding the Advanced Life Support (ALS) program and progress of ALS program implementation.

Discussion ensued with Mayor Pro Tempore Craig and Community Development Director John Della Monica regarding digital permit application process, transparent approach of reviewing status of projects, the increase in the speed of the permit review process, and digital comment process.

Discussion ensued with Mayor Pro Tempore Craig and Public Information Officer Mary Campbell regarding marketing, website improvements, communications, emergency management communications, department responsibilities, oversight of branding, graphics assistance, and social media.

Discussion ensued with Mayor Pro Tempore Craig and Parks, Recreation, Cultural Services Director Christina Jaromay, and Deputy City Manager Keys regarding annual funding for the Arts Commission, Art in Public Places funds, and funding from development fees.

Council Member Nakanishi made a motion, second by Council Member Bregman, to adopt Resolution No. 2023-125 approving Fiscal Year 2023/24 Financial Plan and Budget; approving Fiscal Year 2023/24 Appropriation Spending Limit; approving classifications and salary ranges for four new positions; approving three new job descriptions; and approving FY 2023/24 Investment Policy.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yopez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

H-2 Appoint Katie O. Lucchesi Interim City Attorney (CA)

NOTE: This item was heard before Item H-1.

City Manager Schwabauer provided a presentation regarding the appointment of an interim City Attorney. Specific topics of discussion included the resignation of City Attorney Magdich, incumbency of Katie Lucchesi as journey-level Assistant City Attorney, additional assistance of contract services to manage court appearances, and staff recommendation to appoint Ms. Lucchesi as Interim City Attorney, effective June 16, 2023.

Council Member Nakanishi wished City Attorney Magdich well in her new position and stated he looked forward to working with Ms. Lucchesi.

Mayor Pro Tempore Craig stated that she has worked with Ms. Lucchesi in the past during her tenure on SPARC and has confidence in her ability to handle the Interim City Attorney duties.

Mayor Hothi made a motion, second by Council Member Bregman, to approve appointment of Katie O. Lucchesi as Interim City Attorney.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yopez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

I. Ordinances

- I-1 Adopt Ordinance No. 2015 Entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.20, 'Electrical Service,' by Repealing and Reenacting Article III, 'Rates,' in Its Entirety" (CLK).

Council Member Bregman made a motion, second by Council Member Yopez, to approve (following reading of the title) waiving the reading of the ordinance in full and adopt and order to print Ordinance No. 2015 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.20, 'Electrical Service,' by Repealing and Reenacting Article III, 'Rates,' in Its Entirety," which was introduced at a regular meeting of the Lodi City Council held May 17, 2023.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Bregman, Council Member Nakanishi, Council Member Yopez, Mayor Pro Tempore Craig, and Mayor Hothi

Noes: None

Absent: None

ROLL CALL VOTE

The City Council held a ROLL CALL vote (all voiced their votes).

J. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 9:16 p.m.

ATTEST:

Olivia Nashed
City Clerk