

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, AUGUST 18, 2021**

C-1 Call to Order / Roll Call

The City Council Closed Session meeting of August 18, 2021, was called to order by Mayor Nakanishi at 6:01 p.m.

Due to the COVID-19 pandemic and pursuant to Executive Order N-29-20, all Council Members participated in the meeting via teleconference and the public portion of the meeting was available for viewing by the public via livestream at <https://www.facebook.com/CityofLodi/> and <https://zoom.us/s/98343457003?pwd=Vm14anRKUm9PWURFb0JnbThSWDFOdz09>; the opportunity for public comment was available through [councilcomments@lodi.gov](mailto:councilcomments@lodi.gov) and <https://zoom.us/s/98343457003?pwd=Vm14anRKUm9PWURFb0JnbThSWDFOdz09>.

Present: Council Member Hothi, Council Member Khan, Mayor Pro Tempore Chandler, Mayor Nakanishi, and Deputy City Manager Keys

Absent: Council Member Kuehne

Also Present: City Attorney Magdich, and City Clerk Cusmir

C-2 Announcement of Closed Session

- a) Conference with Adele Post, Human Resources Manager, and Andrew Keys, Deputy City Manager (Labor Negotiators), Regarding International Brotherhood of Electrical Workers, Pursuant to Government Code §54957.6 (CM)
- b) Pending Litigation: Government Code §54956.9(a); One Case; Cross Culture Christian Center, a California Non-Profit Corporation; Pastor Jonathan Duncan, an Individual v. Gavin Newsom, in His Official Capacity as Governor of California, et al., United States District Court, Eastern District of California Case No. 2:20-cv-00832-JAM-CKD
- c) Pending Litigation: Government Code §54956.9(a); One Case; Best Supplement Guide, LLC; Sean Covell, an Individual, vs. Gavin Newsom, in His Official Capacity as Governor of California, et al., United States District Court, Eastern District of California Case No. 2:20-cv-00965-JAM-CKD

C-3 Adjourn to Closed Session

At 6:01 p.m., Mayor Nakanishi called the Closed Session to order to discuss the above matters. The Closed Session adjourned at 6:47 p.m.

C-4 Return to Open Session / Disclosure of Action

At 7:00 p.m., Mayor Nakanishi called the City Council meeting to order, and City Attorney Magdich disclosed the following actions.

In regard to Item C-2a), Conference with Adele Post, Human Resources Manager, and Andrew Keys, Deputy City Manager (Labor Negotiators), Regarding International Brotherhood of Electrical Workers, Pursuant to Government Code §54957.6. This item was discussion only, no further action was taken.

In regard to Item C-2b), Pending Litigation: Government Code §54956.9(a); One Case; Cross Culture Christian Center, a California Non-Profit Corporation; Pastor Jonathan Duncan, an Individual v. Gavin Newsom, in His Official Capacity as Governor of California, et al., United

States District Court, Eastern District of California Case No. 2:20-cv-00832-JAM-CKD. This item was discussion only, no further action was taken.

In regard to Item C-2c), Government Code §54956.9(a); One Case; Best Supplement Guide, LLC; Sean Covell, an Individual, vs. Gavin Newsom, in His Official Capacity as Governor of California, et al., United States District Court, Eastern District of California Case No. 2:20-cv-00965-JAM-CKD. This item was discussion only, no further action was taken.

A. Call to Order / Roll Call

The Regular City Council meeting of August 18, 2021, was called to order by Mayor Nakanishi at 7:00 p.m.

Due to the COVID-19 pandemic and pursuant to Executive Order N-29-20, all Council Members participated in the meeting via teleconference and the meeting was available for viewing by the public via livestream at <https://www.facebook.com/CityofLodi/> and <https://zoom.us/j/98343457003?pwd=Vm14anRKUm9PWURFb0JnbThSWDFOdz09>; the opportunity for public comment was available through [councilcomments@lodi.gov](mailto:councilcomments@lodi.gov) and <https://zoom.us/j/98343457003?pwd=Vm14anRKUm9PWURFb0JnbThSWDFOdz09>.

G. Public Hearings

G-1 Public Hearing to Receive Report on Redistricting Process and Permissible Criteria to be Considered to Redraw City Council Election Boundaries and to Receive Public Input (CLK)

Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Nakanishi called for the public hearing to receive report on the redistricting process and permissible criteria to be considered to redraw City Council election boundaries and to receive public input.

Deputy City Manager Andrew Keys and City Clerk Jennifer Cusmir introduced the item.

Shalice Tilton, Senior Consultant with National Demographics Corporation, provided a PowerPoint presentation regarding redistricting. Specific topics of discussion included the redistricting process, rules and goals, demographic summary of existing districts, Latino citizens of voting age population, other socio-economic demographics, defining neighborhoods, defining communities of interest, public mapping and map review tools, production of maps for public review, preparation of demographic summary, story map, simple map review tool and drawing tool, simple map drawing tool + Excel supplement, DistrictR, and Caliper's Maptitude Online Redistricting.

Ms. Tilton explained the 10% total population difference allowance between districts in response to a question asked by Mayor Nakanishi.

Mayor Pro Tempore Chandler asked about the estimate of population growth. Ms. Tilton stated that the American Community Survey is used to project growth and the populations of Districts 1 and 5 are projected to increase while the population in District 4 is projected to decrease. This information is based on the raw data release on August 12.

Ms. Tilton discussed how the public may submit proposed maps, in response to questions asked by Council Member Khan.

Mayor Nakanishi opened the public hearing for public comment.

There being no public comments, Mayor Nakanishi closed the public hearing.

B. Presentations

B-1 National Children's Vision and Learning Month Proclamation (CLK)

Mayor Nakanishi presented a proclamation proclaiming the month of August 2021 as Children's Vision and Learning Month in the City of Lodi.

- 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 Special Teleconference Notice at the beginning of this agenda.

Mayor Pro Tempore Chandler made a motion, second by Council Member Khan, 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 Hothi, Council Member Khan, Mayor Pro Tempore Chandler, and Mayor Nakanishi

Noes: None

Absent: Council Member Kuehne

ROLL CALL VOTE

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

- C-1 Receive Register of Claims for July 16, 2021 through July 29, 2021 in the Amount of \$8,985,924.09 (FIN)

Claims were approved in the amount of \$8,985,924.09.

- C-2 Approve Minutes (CLK)

The minutes of July 27, 2021 (Shirtsleeve Session), July 27, 2021 (Special Meeting), August 3, 2021 (Shirtsleeve Session), and August 4, 2021 (Regular Meeting) were approved as written.

- C-3 Adopt Resolution Authorizing Purchase of TruNarc Portable Drug Analytical Instrument from Thermo Scientific Portable Analytical Instruments, Inc., of Tewksbury, Massachusetts, and Appropriate Funds (\$30,336.96) (PD)

This item was pulled for additional discussion and comment.

Captain David Griffin, Lodi Police Department, explained how the instrument will be deployed when needed, in response to a question asked by Mayor Pro Tempore Chandler.

Captain Griffin explained that the department wants to make sure officers are using the equipment prior to investing in additional units.

Mayor Pro Tempore Chandler made a motion, second by Council Member Hothi, to adopt Resolution No. 2021-224 authorizing the purchase of TruNarc Portable Drug Analytical Instrument from Thermo Scientific Portable Analytical Instruments, Inc., of Tewksbury, Massachusetts, and appropriating funds in the amount of \$30,336.96.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hothi, Council Member Khan, Mayor Pro Tempore Chandler, and Mayor Nakanishi

Noes: None

Absent: Council Member Kuehne

ROLL CALL VOTE

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

- C-4 Adopt Resolution Authorizing Purchase of Computer Monitors from CDW Government, of Chicago, Illinois (\$25,273) (PD)

Adopted Resolution No. 2021-225 authorizing the purchase of computer monitors from CDW Government, of Chicago, Illinois, in the amount of \$25,273.

- C-5 Adopt Resolution Authorizing City Manager to Waive Bid Process and Purchase One Troubleman Bucket Truck AT40-G, One Backyard Machine DB41 with Carrier, One 95-Foot Crane Truck with Man Basket AC23-95, and One Crew Bucket Truck TA-60 from Altec Industries, Inc., of Dixon, Utilizing Competitively-Bid Sourcwell Contract No. 012418-ALT (\$975,000) (EU)

Adopted Resolution No. 2021-226 authorizing the City Manager to waive the bid process and purchase one troubleman bucket truck AT40-G, one backyard machine DB41 with carrier, one 95-foot crane truck with man basket AC23-95, and one crew bucket truck TA-60 from Altec Industries, Inc., of Dixon, utilizing competitively-bid Sourcwell Contract No. 012418-ALT, in the amount of \$975,000.

- C-6 Adopt Resolution Authorizing City Manager to Waive Bid Process and Purchase Ultra Violet Parts from Trojan Technologies Group ULC, a Sole-Source Vendor, of London, Ontario (\$135,623) (PW)

Adopted Resolution No. 2021-227 authorizing the City Manager to waive the bid process and purchase ultra violet parts from Trojan Technologies Group ULC, a sole-source vendor, of London, Ontario, in the amount of \$135,623.

- C-7 Approve Specifications and Authorize Advertisement for Bids for 2021 Blakely Park Sport Fields & Irrigation Improvements (PW)

This item was pulled for additional discussion and comment.

Mayor Pro Tempore Chandler spoke about the importance of the improvements and the 1M gallons of water being saved per year.

Mayor Pro Tempore Chandler made a motion, second by Council Member Khan, to approve specifications and authorize advertisement for bids for 2021 Blakely Park Sport Fields & Irrigation Improvements.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hothi, Council Member Khan, Mayor Pro Tempore Chandler, and Mayor Nakanishi

Noes: None

Absent: Council Member Kuehne

ROLL CALL VOTE

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

- C-8 Adopt Resolution Awarding Contract for 2021 Pavement Fog Seal to Talley Oil, Inc., of Madera (\$95,515.12), and Appropriating Funds (\$27,000) (PW)

Adopted Resolution No. 2021-228 awarding the contract for the 2021 Pavement Fog Seal project to Talley Oil, Inc., of Madera, in the amount of \$95,515.12, and appropriating funds in the amount of \$27,000.

- C-9 Adopt Resolution Awarding Contract for Stormwater Trash Collection Project – Phase 2 (2021) to Soracco, Inc., of Lodi (\$294,874), and Authorizing City Manager to Execute Change Orders (\$30,000) (PW)

Adopted Resolution No. 2021-229 awarding the contract for the Stormwater Trash Collection Project - Phase 2 (2021) to Soracco, Inc., of Lodi, in the amount of \$294,874, and authorizing the City Manager to execute change orders in an amount not to exceed \$30,000.

- C-10 Adopt Resolution Authorizing City Manager to Waive Bid Process and Execute Professional Services Agreement with Garland/DBS, Inc., of Cleveland, Ohio, for White Slough Water Pollution Control Facility Administration Building Roof Replacement Project (\$418,943), Utilizing U.S. Communities Contract No. PW1925, and Appropriating Funds (\$110,000) (PW)

Adopted Resolution No. 2021-230 authorizing the City Manager to waive the bid process and execute a Professional Services Agreement with Garland/DBS, Inc., of Cleveland, Ohio, for the White Slough Water Pollution Control Facility Administration Building Roof Replacement Project, in the amount of \$418,943, utilizing U.S. Communities Contract No. PW1925, and appropriating funds in the amount of \$110,000.

- C-11 Adopt Resolution Authorizing City Manager to Waive Bid Process and Execute Professional Services Agreement with Garland/DBS, Inc., of Cleveland, Ohio, for Hutchins Street Square Roof Repair Project Phase 4 (\$519,325), Utilizing U.S. Communities Contract No. PW1925 (PW)

Adopted Resolution No. 2021-231 authorizing the City Manager to waive the bid process and execute a Professional Services Agreement with Garland/DBS, Inc., of Cleveland, Ohio, for the Hutchins Street Square Roof Repair Project Phase 4, in the amount of \$519,325, utilizing U.S. Communities Contract No. PW1925.

- C-12 Adopt Resolution Authorizing City Manager to Waive Bid Process and Execute Professional Services Agreement with Lodi Memorial Hospital Association, Inc., Doing Business as AH Lodi Memorial Occupational Medicine for Firefighter Physicals (Not to Exceed \$85,000) (FD)

Adopted Resolution No. 2021-232 authorizing the City Manager to waive the bid process and execute a Professional Services Agreement with Lodi Memorial Hospital Association, Inc., doing business as AH Lodi Memorial Occupational Medicine for firefighter physicals, in an amount not to exceed \$85,000.

- C-13 Adopt Resolution Authorizing City Manager to Execute Memorandum of Understanding for Fire Training Facility Use between City of Lodi and City of Stockton (\$16,072) (FD)

Adopted Resolution No. 2021-233 authorizing the City Manager to execute a Memorandum of Understanding for fire training facility use between the City of Lodi and the City of Stockton, in the amount of \$16,072.

- C-14 Adopt Resolution Authorizing Fire Chief to Execute Memorandum of Understanding with San Joaquin County Emergency Medical Services Agency for Acceptance, Transfer, and Use of Four Lucas 3 Chest Compression Systems (FD)

This item was pulled for additional comment and discussion.

Mayor Nakanishi explained the importance of the equipment that assists in chest compressions and CPR. Fire Chief Ken Johnson provided more detail as to how the devices work and their benefits.

Mayor Pro Tempore Chandler made a motion, second by Council Member Khan, to adopt Resolution No. 2021-234 authorizing the Fire Chief to execute a Memorandum of Understanding

with San Joaquin County Emergency Medical Services Agency for acceptance, transfer, and use of four Lucas 3 Chest Compression Systems.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hothi, Council Member Khan, Mayor Pro Tempore Chandler, and Mayor Nakanishi

Noes: None

Absent: Council Member Kuehne

ROLL CALL VOTE

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

C-15 Adopt Resolution Authorizing City Manager to Execute Amendment No. 4 to Professional Services Agreement with Delta Wireless, Inc., of Stockton, and to Purchase and Replacement of Ultra High Frequency (UHF) Conventional Multisite Radio Communications System from Motorola Solutions, Inc. (\$307,500) (IT)

Adopted Resolution No. 2021-235 authorizing the City Manager to execute Amendment No. 4 to the Professional Services Agreement with Delta Wireless, Inc., of Stockton, and for purchase and replacement of ultra high frequency (UHF) conventional multisite radio communications system from Motorola Solutions, Inc., in the amount of \$307,500.

C-16 Adopt Resolution Authorizing City Manager to Execute Amendment No. 2 to Service Agreement with Granicus, Inc., of Denver, Colorado, for Extension of Support for Granicus Solution and Boards and Commissions Software and Managed Services (\$33,430) and Authorize City Manager to Execute Extensions (IT)

Adopted Resolution No. 2021-236 authorizing the City Manager to execute Amendment No. 2 to the Service Agreement with Granicus, Inc., of Denver, Colorado, for extension of support for Granicus Solution and Boards and Commissions software and managed services, in the amount of \$33,430, and authorizing the City Manager to execute extensions.

C-17 Adopt Resolution Authorizing City Manager to Execute Amendment No. 2 to Task Order No. 49 with West Yost & Associates, Inc., of Davis, for Regulatory Services at White Slough Water Pollution Control Facility (\$47,600) (PW)

Adopted Resolution No. 2021-237 authorizing the City Manager to execute Amendment No. 2 to Task Order No. 49 with West Yost & Associates, Inc., of Davis, for regulatory services at White Slough Water Pollution Control Facility, in the amount of \$47,600.

C-18 Adopt Resolution Authorizing City Manager to Execute Improvement Agreement for Lower Sacramento Road Street Improvements (Century Boulevard to 510 Feet North of Century Boulevard) (Benjamin Apartment Complex) (PW)

This item was pulled at the request of staff.

C-19 Adopt Resolution Accepting Gateway North Subdivision, Unit No. 2 (Tract No. 3976) Public Improvements and Authorizing City Manager to Execute Landscape Maintenance Agreement (PW)

This item was pulled at the request of staff.

C-20 Adopt Resolution Accepting Gateway South Subdivision, Unit No. 1, Tract No. 3941, Public Improvements, Amending Traffic Resolution No. 97-148 by Approving OneWay Stop Control at Cammie Lane and Calla Drive and Approving Through Street on Blossom Drive (PW)

This item was pulled at the request of staff.

C-21 Adopt Resolution Authorizing Expenditure of \$1 Million from General Operating Reserves for September 2021 Power Supply Costs and Ratifying Expenditure of \$1 Million from General Operating Reserves for August 2021 Power Supply Costs (EU)

This item was pulled for additional discussion and comment.

Mayor Pro Tempore Chandler emphasized that the City is using reserves to maintain the current cost of power during these unprecedented times. Melissa Price, Rates and Resource Manager, explained how the City is addressing the increase in summer energy usage. Ms. Price noted that market price volatility and the cost of replacement power are the intended use for the utility's reserves.

Mayor Pro Tempore Chandler made a motion, second by Mayor Nakanishi, to adopt Resolution No. 2021-238 authorizing the expenditure of \$1 million from General Operating reserves for September 2021 power supply costs and ratifying expenditure of \$1 million from General Operating reserves for August 2021 power supply costs.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hothi, Council Member Khan, Mayor Pro Tempore Chandler, and Mayor Nakanishi

Noes: None

Absent: Council Member Kuehne

ROLL CALL VOTE

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

C-22 Adopt Resolution Approving Contract with Lodi Unified School District to Provide After-School Staff Support for the Bridge Program at Twelve Locations During Fiscal Year 2021/2022 (\$551,786) (PRCS)

Adopted Resolution No. 2021-239 approving the contract with Lodi Unified School District to provide after-school staff support for the Bridge Program at twelve locations during Fiscal Year 2021/2022, in the amount of \$551,786.

C-23 Appoint Elizabeth Mazzeo and Orchid Shue as Adult Advisors to Greater Lodi Area Youth Commission and Re-Post for Remaining Vacancy (CLK)

Made the following appointments and directed the City Clerk to post for the following vacancy:

APPOINTMENTS:

Greater Lodi Area Youth Commission - Adult Advisors

Elizabeth Mazzeo - Term to expire May 31, 2024

Orchid Shue - Term to expire May 31, 2024

POSTING:

Greater Lodi Area Youth Commission

Andrew Manies - Term to expire May 31, 2024

C-24 Set Public Hearing for September 15, 2021, to Introduce Ordinance Amending Lodi Municipal Code Chapter 13.20 – "Electrical Service" by Enacting Section 13.20.231 – Schedule LD – Outdoor Dusk-to-Dawn Lighting (EU)

Set a public hearing for September 15, 2021, to introduce an ordinance amending Lodi Municipal Code Chapter 13.20 - "Electrical Service" by enacting Section 13.20.231 - Schedule LD - Outdoor Dusk-to-Dawn Lighting.

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.

There were no public comments.

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

Mayor Pro Tempore Chandler spoke about the Lodi Police Department assisting a truck and trailer that was guided incorrectly by GPS. Mayor Pro Tempore Chandler commended Officer Urrea and Officer Hitchcock for helping get the driver back on route.

Council Member Khan spoke about potential code violations in his district, specifically vegetation growing over sidewalks.

Mayor Nakanishi spoke about the condition of the streets in Downtown Lodi and noted the trash bins were full and asked about the maintenance of trash bins and sidewalks. Council Member Khan spoke about complaints related to cleanliness at Joe Serna School. Public Works Director Charlie Swimley responded that United Cerebral Palsy (UCP) has a contract with the City to do the trash pick up/clean up in the Downtown area in the mornings Monday through Friday. Mr. Swimley stated the maintenance of the sidewalk is the responsibility of the property/business owners. Mayor Nakanishi recommended reaching out to the Downtown Business Alliance for additional support.

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

Deputy City Manager Keys stated that due to emergency staffing shortages, the public counter in Finance will be closed the remainder of the week and will reopen on Monday, August 23. Customers can access services online or by phone.

G. Public Hearings – None

H. Regular Calendar – None

I. Ordinances – None

J. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 8:08 p.m.

ATTEST:

Jennifer Cusmir  
City Clerk