



LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: February 6, 2008

Time: Closed Session 6:00 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Randi Johl

City Clerk

Telephone: (209) 333-6702

NOTE: 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. 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 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Actual Litigation: Government Code §54956.9(a); One Case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al., United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- b) Actual Litigation: Government Code §54956.9(a); One Case; City of Lodi v. Michael C. Donovan, an individual; Envision Law Group, LLP, et al., San Francisco Superior Court, Case No. CGC-05-441976
- c) Actual Litigation: Government Code §54956.9(a); One Case; County of San Joaquin v. City of Stockton et al., San Joaquin County Superior Court, Case No. CV029651
- d) Conference with Dean Gualco, Human Resources Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), Regarding Lodi City Mid-Management Association Pursuant to Government Code §54957.6
- e) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Cynthia Green against City of Lodi Based on Property Damage

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Father Brandon Ware, St. Anne's Catholic Church

C. Pledge of Allegiance

D. Presentations

- D-1 Awards – None
- D-2 Proclamations – None
- D-3 Presentations – None

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

- E-1 Receive Register of Claims in the Amount of \$5,135,028.80 (FIN)
- E-2 Approve Minutes (CLK)
 - a) January 15, 2008 (Shirtsleeve Session)
 - b) January 22, 2008 (Shirtsleeve Session)
 - c) January 24, 2008 (Special Meeting / Workshop)
 - d) January 29, 2008 (Shirtsleeve Session)

- E-3 Accept the Quarterly Investment Report as Required by Law (Senate Bill 564) (CM)
- E-4 Approve City of Lodi Annual Investment Policy and Internal Control Guidelines (CM)
- E-5 Approve Request for Proposals and Authorize Advertisement for Architect Services to Prepare the Grape Bowl Phase I Renovation Design (PW)
- E-6 Approve Request for Proposals and Authorize Advertisement for Engineering Services to Prepare a Specific Plan Report for the Harney Lane Widening Project, ½-Mile West of Lower Sacramento Road to 540 Feet West of Stockton Street (PW)
- Res. E-7 Adopt Resolution Rejecting the Low Bid and Awarding the Contract to the Next Lowest Responsible Bidder to Replace and Upgrade the Existing Utility Supervisory Control and Data Acquisition System to Survalent Technology, of Mississauga, Ontario Canada, and Appropriating Funds (\$199,600) (EUD)
- Res. E-8 Adopt Resolution Accepting Improvements at 1125 East Pine Street (PW)
- Res. E-9 Adopt Resolution Approving Contract with Pyro Spectaculars, Inc. for 2008 Fourth of July (PR)
- Res. E-10 Adopt Resolution Authorizing the City Manager to Execute the Revised Exclusive Feasibility Study Period Agreement with PAM Development, Inc., for the Railroad Avenue Senior Housing Project (CD)
- Res. E-11 Adopt Resolution Approving the Hazard Mitigation Plan (FD)
- Res. E-12 Adopt Resolution to Approve the Forgiving of the Remaining Loan Balance of \$359,950 from the Lodi Veteran's Monument Foundation, a Non-Profit Corporation of California (CM)

F. Comments by the Public on Non-Agenda Items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

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

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

I. Public Hearings – None

J. Communications

J-1 Claims Filed Against the City of Lodi – None

J-2 Appointments

- a) Post for One Vacancy on the Senior Citizens Commission, One Vacancy on the Lodi Budget/Finance Committee, and Three Expiring Terms on the Lodi Improvement Committee (CLK)

J-3 Miscellaneous – None

K. Regular Calendar

- Res. K-1 Adopt Resolutions Approving Paratransit Service Policy and Implementing Proposed Changes to Existing Dial-A-Ride Services (PW)
- Res. K-2 Review Action Plan for Enhancing Utility Billing and Collection Services in the Financial Services Division (CM)

- K-3 Presentation of Electric, Water, and Wastewater Utility First and Second Quarter (Fiscal Year 2007-08) Financial Reports (CM)
- Res. K-4 Adopt Resolution Amending Memorandum of Understanding between the City of Lodi and the International Brotherhood of Electric Workers for the Period January 1, 2008 through December 31, 2011 (CM)
- Res. K-5 Adopt Resolution Amending Memorandum of Understanding between the City of Lodi and the Lodi Police Dispatchers Association for the Period November 6, 2007 through April 30, 2011 (CM)
- K-6 Receive Report Regarding Status of Mokelumne River Bank in the General Vicinity of Pigs Lake within Lodi Lake Park Nature Area (PR)
- K-7 Approve Six-Month Budgets for PCE/TCE Related Litigation Cases (CA)
- K-8 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$136,051.84) (CA)

L. Ordinances – None

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Randi Johl
City Clerk