



LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: April 2, 2008

Time: Closed Session 6:15 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) Pursuant to Government Code §54956.9(c); Conference with Legal Counsel; Anticipated Litigation/Initiation of Litigation Regarding MBIA Bond Insurance on the Series 2002 Electric System Revenue Certificates of Participation; One Potential Case
- b) Actual Litigation: Government Code §54956.9(a); One Case; City of Lodi, et al. v. EBMUD, State Water Resources Control Board, Application No. 13156

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

- a) National Library Week / National Library Workers' Day (LIB)
- b) National Boys and Girls Club Week
- c) Firefighter Muscular Dystrophy Association "Fill the Boot" Fundraiser (FD)

D-3 Presentations

- a) Presentation of Resolution of Appreciation to Retiring Public Works Director, Richard Prima

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

E-1 Receive Register of Claims in the Amount of \$4,368,217.19 (FIN)

E-2 Approve Minutes (CLK)

- a) March 5, 2008 (Regular Meeting)
- b) March 19, 2008 (Regular Meeting)

E-3 Approve Request for Proposals for Audit Services and Authorize the Advertisement for Proposals (CM)

- E-4 Approve Request for Proposals to Replace and Upgrade the Existing Remote Meter Reading System and Services for Time-of-Use Electric Customers (Large Customer Class) and Authorize the Advertisement for Proposals (EUD)
- E-5 Approve Plans and Specifications and Authorize Advertisement for Bids for Lower Sacramento Road West Frontage Road Wastewater Pipe Improvements (Bayberry Drive to Tejon Street) (PW)
- E-6 Approve Specifications and Authorize Advertisement for Bids for 3,000 Tons of Asphalt Materials for Fiscal Year 2008-09 (PW)
- Res. E-7 Adopt Resolution Rejecting the Low Bid and Awarding the Purchase of a Self-Propelled Mini-Digger Derrick to the Lowest Responsive Bidder, Utility Equipment Leasing Corporation, of Sacramento, CA (\$119,574.45) (EUD)
- Res. E-8 Adopt Resolution Rejecting the Two Low Bidders and Awarding the Purchase of a Portable Self-Contained Vacuum Excavation Unit to the Lowest Responsive Bidder, Ditch Witch Equipment Company, Inc., of Sacramento, CA (\$58,082.66) (EUD)
- Res. E-9 Adopt Resolution Authorizing Procurement of Padmounted Liquid Insulated Vacuum Switchgear and Accessories from Trayer Engineering Corporation, of San Francisco, CA (not to exceed \$75,000) (EUD)
- Res. E-10 Adopt Resolution Accepting Improvements at 495 North Guild Avenue (PW)
- Res. E-11 Adopt Resolution Accepting Improvements at 555 North Guild Avenue (PW)
- Res. E-12 Adopt Resolution Authorizing the City Manager to Execute an Amendment to the Transit Operations Contract with MV Public Transportation, Inc., Extending the Contract through August 3, 2008, and Additional Amendments, as Necessary, for Two Additional Months (PW)
- Res. E-13 Adopt Resolution Authorizing the City Manager to Execute East Bay Municipal Utility District Protest Dismissal Agreement (PW)
- Res. E-14 Adopt Resolution Adopting the Proposed Funding Targets for City of Lodi and City of Galt for the Federal Transit Administration Section 5307 Funding for the Lodi Urbanized Area (Federal Fiscal Years 2008-12) (PW)
- Res. E-15 Adopt Resolution Approving the City of Lodi Arts & Cultural 2007-08 Grant Funding, as Approved by the Lodi Arts Commission, and Appropriating Funds (\$50,000) (COM)
- Res. E-16 Adopt Resolution Declaring the National Incident Management System as the Standard for Emergency Response in the City of Lodi (FD)
- Res. E-17 Adopt Resolution Ratifying Employment Agreement Entered into Between City Manager Blair King and Director of Public Works F. Wally Sandelin (CM)
- E-18 Authorize the Deputy City Manager/Treasurer to Enter into Agreement with Farmers and Merchants Bank of Central California for the Issuance of a City Credit Card for Public Works Director F. Wally Sandelin (CM)
- E-19 Set Public Hearing for April 16, 2008, to Consider the Annual Report for Sidewalk Repairs and to Confirm the Report as Submitted by the Public Works Department (PW)
- E-20 Set Public Hearing for April 16, 2008, to Consider Adopting Resolution Adjusting Consumer Price Index-Based Water and Wastewater Rates (PW)
- Res. E-21 Adopt Resolution of Preliminary Approval, Resolution of Intention, and Resolution Initiating
Res. Proceedings to Annex Luca Place Zone 14, Guild Avenue Industrial Zone 15, and
Res. West Kettleman Lane Commercial Zone 16 to Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1; and Set Public Hearing and Deadline for Receipt of Ballots for May 7, 2008 (PW)

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 Expiring Terms on the Greater Lodi Area Youth Commission (Adult Advisors & Student Appointees), Library Board of Trustees, Lodi Arts Commission, Lodi Budget/Finance Committee, and Planning Commission (CLK)

b) Appointment to the San Joaquin County Emergency Food and Shelter Program (CLK)

J-3 Miscellaneous – None

K. Regular Calendar

K-1 Approve Business Points for Solid Waste Franchise Renewal (PW)

K-2 Provide Staff Direction Regarding Water and Wastewater Rate Revenue Accounting (PW)

Ord. (Introduce) K-3 Introduce Ordinance Amending Lodi Municipal Code Section 2.08.020 Relating to City Council Salaries (CLK)

K-4 Presentation of Financing Options for Outstanding Electric Utility Variable Rate Debt Obligation Certificates of Participation (\$46.7 Million) and Authorization for City Manager to Procure Necessary Services Related to Restructuring These Obligations (CM)

Res. K-5 Adopt Resolution Authorizing the City Manager to Execute \$2.15 Million Purchase and Sale Agreement for 9.09-Acre Electric Utility Property Located at 500 South Guild Avenue to GG Land Group LLC (EUD)

K-6 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation (\$115,622.37) (CA)

L. Ordinances

Ord. (Adopt) L-1 Ordinance No. 1809 entitled, "An Uncodified Ordinance of the City Council of the City of Lodi, Repealing Ordinance 847 in Its Entirety Relating to a Specific Plan for Lower Sacramento Road from West Lodi Avenue to West Turner Road" (CLK)

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