



## LODI CITY COUNCIL

Carnegie Forum

305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

Date: October 17, 2007

Time: Closed Session 5:30 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 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) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), regarding Lodi Professional Firefighters, Association of Lodi City Employees regarding Maintenance and Operators, and Lodi Police Officers Association pursuant to Government Code §54957.6
- 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-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** – Pastor Bill Cummins, Bear Creek Community Church

**C. Pledge of Allegiance**

**D. Presentations**

D-1 Awards

- a) Presentation of Community Improvement Award (COM)

D-2 Proclamations

- a) National Arts & Humanities Month (COM)

D-3 Presentations – None

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

E-1 Receive Register of Claims in the Amount of \$8,478,743.48 (FIN)

E-2 Approve Minutes (CLK)

- a) September 19, 2007 (Regular Meeting)
- b) October 2, 2007 (Shirtsleeve Session)
- c) October 3, 2007 (Regular Meeting)
- d) October 9, 2007 (Shirtsleeve Session)

E-3 Approve Specifications and Authorize Advertisement for Bids for City-Funded Maintenance of Landscape Areas for 2008 (PW)

- Res. E-4 Adopt Resolution Awarding the Contract for Lane Line Striping for Various City Streets 2007 to Chrisp Company, of Fremont (\$50,152) (PW)
- Res. E-5 Adopt Resolution Approving Improvement Agreement for Public Improvements at 610 South Guild Avenue (PW)
- Res. E-6 Adopt Resolution Authorizing Extension of Elevator Services Contract with Elevator Technology, Inc., of El Dorado Hills (\$22,375), and Authorizing Option to Extend Contract for an Additional Two Years (PW)
- Res. E-7 Adopt Resolution Authorizing the City Manager to Execute a Novation Agreement with Sempra Energy Trading Corporation and The Royal Bank of Scotland, Transferring Interest in a Power Purchase Sales and Enabling Agreement Dated May 27, 2004 (EUD)
- Res. E-8 Adopt Resolution Authorizing the City Manager to Execute a Pole License Agreement with Pacific Gas & Electric Company for Gas Meter Communication (EUD)
- Res. E-9 Adopt Resolution Amending Traffic Resolution No. 97-148 by Establishing Terminal Access Routes on Certain Streets and Authorizing the Public Works Director to Establish Terminal Access Routes on Industrial Streets (PW)
- Res. E-10 Adopt Resolution Authorizing the City Manager to Enter into Negotiations with Union Pacific Railroad for the Acquisition of Properties Located at 232 North Washington Street, 242 Rush Street, and 420 East Lockeford Street as Part of an Affordable Housing Project (CD)
- E-11 Set Public Hearing for November 7, 2007, to Consider Reallocation of Available Community Development Block Grant and HOME Program Income for an Affordable Housing Project (CD)
- E-12 Set Public Hearing for November 7, 2007, to Consider Report for Sidewalk Repairs and to Confirm the Report as Submitted by the Public Works Department (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**

- 4 Ords. I-1 Public Hearing to Consider Adoption of the 2007 California Building Code, Mechanical Code,  
4 Res. Electrical Code, and Plumbing Code with Local Amendments and Revise Building Permit Fee Schedule 1A, along with Fees for Building, Mechanical, Plumbing, and Electrical Permits (CD)
- Ord. I-2 Public Hearing to Introduce Ordinance Repealing and Reenacting Chapter 20 of Title 15 of the Lodi Municipal Code Regulating and Governing Fire Prevention and Adopting by Reference Code Known as the "California Fire Code, Title 24, California Code of Regulations, Part 9" and the 2006 Edition of the International Fire Code Standards, Effective January 1, 2008 (FD)
- Res. I-3 Public Hearing to Adopt Resolution Confirming the 2007 Annual Report and Levy of Assessments within the Lodi Tourism Business Improvement District (CM)

**J. Communications**

- J-1 Claims Filed Against the City of Lodi – None
- J-2 Appointments
  - a) Post for One Vacancy on the Planning Commission and Re-Post for Seven Vacancies on the Newly Created Lodi Animal Advisory Commission (CLK)
- J-3 Miscellaneous
  - a) Monthly Protocol Account Report (CLK)

**K. Regular Calendar**

- K-1 Approve Recommendations for Preferred Site and Treatment Technology for Lodi Surface Water Treatment Facility (PW)
- Res. K-2 Adopt Resolution Authorizing the City Manager to Negotiate Change Orders up to \$7,750,000 with Western Water Constructors, Inc., of Santa Rosa, for Emergency Repair of Domestic Outfall Sewer Pipeline (PW)
- K-3 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$58,949.28) (CA)
- K-4 Consider and Provide Direction with Regard to Participation in the San Joaquin County Enterprise Zone Application (CM)

**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.

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Randi Johl  
City Clerk