

**LODI CITY COUNCIL
REGULAR CITY COUNCIL MEETING
CARNEGIE FORUM, 305 WEST PINE STREET
WEDNESDAY, MARCH 3, 2021**

A. Call to Order / Roll Call

The Regular City Council meeting of March 3, 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/s/98343457003?pwd=Vm14anRKUm9PWURFb0JnbThSWDFOdz09>; the opportunity for public comment was available through councilcomments@lodi.gov and <https://zoom.us/s/98343457003?pwd=Vm14anRKUm9PWURFb0JnbThSWDFOdz09>.

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

Absent: None

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

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 Special Teleconference Notice at the beginning of this agenda.

Council Member Kuehne made a motion, second by Mayor Pro Tempore Chandler, to approve the following items hereinafter set forth, 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, Council Member Kuehne, Mayor Pro Tempore Chandler, and Mayor Nakanishi

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 January 29, 2021 through February 11, 2021 in the Total Amount of \$3,852,864.32 (FIN)

Claims were approved in the amount of \$3,852,864.32.

C-2 Approve Minutes (CLK)

The minutes of February 9, 2021 (Shirtsleeve Session), February 16, 2021 (Shirtsleeve Session), and February 17, 2021 (Regular Meeting) were approved as written.

- C-3 Adopt Resolution Awarding Contract for Hutchins Street Square, Crete Hall, Flooring Replacement to Harold W. Thompson, Inc., of Stockton (\$42,011), Authorizing City Manager to Execute Change Orders (\$5,000), Accepting Donation from Hutchins Street Square Foundation (\$26,000), and Appropriating Funds (\$50,000) (PW)

Adopted Resolution No. 2021-46 awarding the contract for Hutchins Street Square, Crete Hall, flooring replacement to Harold W. Thompson, Inc., of Stockton, in the amount of \$42,011, authorizing the City Manager to execute change orders in an amount not to exceed \$5,000, accepting donation from Hutchins Street Square Foundation in the amount of \$26,000, and appropriating funds in the amount of \$50,000.

- C-4 Adopt Resolution Authorizing City Manager to Execute Agreement with City of Stockton for Fire Dispatch Services and Accepting Remaining Reserve Funds Resulting from Dissolution of JPA (FD)

Adopted Resolution No. 2021-47 authorizing the City Manager to execute an agreement with City of Stockton for fire dispatch services and accepting remaining reserve funds resulting from dissolution of JPA.

- C-5 Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement with National Demographics Corporation, of Glendale, for Demographic Services Regarding Redistricting of Council Districts (Not to Exceed \$40,000) (CLK)

Adopted Resolution No. 2021-48 authorizing the City Manager to execute a Professional Services Agreement with National Demographics Corporation, of Glendale, for demographic services regarding redistricting of Council districts, in an amount not to exceed \$40,000.

- C-6 Adopt Resolution Authorizing City Manager to Execute Tow Service Contract for Police Rotational Towing Services with Steven Vanderlick dba Mach One Towing, of Galt (PD)

Adopted Resolution No. 2021-49 authorizing the City Manager to execute tow service contract for Police rotational towing services with Steven Vanderlick dba Mach One Towing, of Galt.

- C-7 Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement for Recreational Vehicle Abatement Services with Samuel Berri dba Lodi Heavy Haul (\$66,300) (PD)

Adopted Resolution No. 2021-50 authorizing the City Manager to execute a Professional Services Agreement for recreational vehicle abatement services with Samuel Berri dba Lodi Heavy Haul, in the amount of \$66,300.

- C-8 Adopt Resolution Authorizing Chief of Police to Execute Memorandum of Understanding with Sacramento Sheriff's Office for Internet Crimes Against Children Task Force (PD)

Adopted Resolution No. 2021-51 authorizing the Chief of Police to execute Memorandum of Understanding with Sacramento Sheriff's Office for Internet Crimes Against Children Task Force.

- C-9 Adopt Resolution Authorizing City Manager to Execute Amendment No. 1 to Professional Services Agreement with Valley Iron Works, Inc., for Fabrication and Installation of Gate Barriers at Salas Park, Accept Donation from BOBS, and Appropriate Funds (\$13,015) (PRCS)

Adopted Resolution No. 2021-52 authorizing the City Manager to execute Amendment No. 1 to the Professional Services Agreement with Valley Iron Works, Inc., for fabrication and installation of gate barriers at Salas Park, accepting donation from BOBS, and appropriating funds in the amount of \$13,015.

C-10 Adopt Resolution Authorizing City Manager to Execute Annual Extension of Enterprise Advantage Program (EEAP) Agreement with Environmental Systems Research Institute, Inc. (ESRI), of Redlands, for Geographic Information System (GIS) Integration Services (\$95,400); and Authorizing Electric Utility Director to Purchase Additional Support Service Credits (\$60,000) if Needed to Continue Advancing Lodi Electric Utility's GIS Adoption and Integration Efforts (EU)

Adopted Resolution No. 2021-53 authorizing the City Manager to execute annual extension of Enterprise Advantage Program (EEAP) Agreement with Environmental Systems Research Institute, Inc. (ESRI), of Redlands, for Geographic Information System (GIS) integration services, in the amount of \$95,400; and authorizing the Electric Utility Director to purchase additional support service credits, in an amount not to exceed \$60,000, if needed to continue advancing Lodi Electric Utility's GIS adoption and integration efforts.

C-11 Adopt Resolution Authorizing City Manager to Execute Grant Agreement with San Joaquin Office of Emergency Services, Execute Purchase Order with Delta Wireless, Inc., and Appropriate Funds (\$30,144.02) (FD)

Adopted Resolution No. 2021-54 authorizing the City Manager to execute grant agreement with San Joaquin Office of Emergency Services, execute purchase order with Delta Wireless, Inc., and appropriate funds in the amount of \$30,144.02.

C-12 Adopt Resolution Updating Portal-to-Portal Reimbursement for Office of Emergency Services Mutual Aid (FD)

Adopted Resolution No. 2021-55 updating portal-to-portal reimbursement for Office of Emergency Services Mutual Aid.

C-13 Adopt Resolution Authorizing Payment to A.M. Stephens Construction Co., Inc., of Lodi, for Repair of White Slough Water Pollution Control Facility Recycled Water Storage Pond Water Transfer Pumps (\$24,024) (PW)

Adopted Resolution No. 2021-56 authorizing payment to A.M. Stephens Construction Co., Inc., of Lodi, for repair of White Slough Water Pollution Control Facility recycled water storage pond water transfer pumps, in the amount of \$24,024.

C-14 Adopt Resolution Authorizing Expenditures for Parking Stall Barrier Rental (\$30,000) (PW)

Adopted Resolution No. 2021-57 authorizing expenditures for parking stall barrier rental, in an amount not to exceed \$30,000.

C-15 Appoint Kathryn Siddle, Magdalena Saldana, and Lisa Zicari to the Lodi Improvement Committee and Brittany Lampson as a Greater Lodi Area Youth Commission Adult Advisor (CLK)

Directed the City Clerk to make the following appointments:

Lodi Improvement Committee

Kathryn Siddle Term to expire March 1, 2024
Magdalena Saldana Term to expire March 1, 2024
Lisa Zicari Term to expire March 1, 2024

Greater Lodi Area Youth Commission

Brittany Lampson Term to expire May 31, 2023

C-16 Receive Annual Report Regarding Boards, Committees, and Commissions Relating to Attendance, Training, and Filing Requirements (CLK)

Received annual report regarding Boards, Committees, and Commissions relating to attendance, training, and filing requirements.

C-17 Adopt Resolution Approving Artwork Design for Mural on Downtown Parking Garage Commemorating Centennial of 19th Amendment to U.S. Constitution (PRCS)

Adopted Resolution No. 2021-58 approving artwork design for mural on Downtown parking garage commemorating centennial of 19th Amendment to U.S. Constitution.

C-18 Adopt Resolution Authorizing City Manager to Approve Community Development Department to Apply for Future Grant Opportunities in Relation to Affordable Housing, Persons Experiencing Homelessness, Emergency Shelter, and Emergency COVID-19 Relief (CD)

Adopted Resolution No. 2021-59 authorizing the City Manager to approve Community Development Department to apply for future grant opportunities in relation to affordable housing, persons experiencing homelessness, emergency shelter, and emergency COVID-19 relief.

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 was no public comment on non-agenda items.

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

Council Member Kuehne spoke about a meeting with City Manager Schwabauer, City Attorney Magdich, Community Development Director John Della Monica, and members of the Lodi Improvement Committee on design standards and low-income/affordable housing and suggested a future Shirtsleeve Meeting on the subjects.

Council Member Kuehne commended Mayor Pro Tempore Chandler for heading up the monument projects on I-5 and the Highway 99/Turner Road exit.

Council Member Kuehne spoke about the Ready to Work contract that is part of the mid-year budget adjustments and cleanup efforts in the City's alleyways. Council Member Kuehne also spoke about the benefits of the Ready to Work program and their contribution to workforce training.

Council Member Kuehne reported that Council of Governments received \$2.3M for regional and local housing planning activities and the City of Lodi's portion of those funds should be approximately \$44,000 that will help the Planning Department.

Mayor Pro Tempore Chandler thanked Council Member Kuehne for speaking about the I-5 monument project and thanked the Chamber of Commerce, City Manager, and City Attorney for their support and work on the project.

Mayor Pro Tempore Chandler commented on the RV removal program and noted the problem appeared to migrate and would need continued attention.

Council Member Khan thanked the Council and City Manager Schwabauer for their support in cleaning up the City, specifically District 4.

Council Member Hothi stated that he supports continuing the conversation about affordable housing and spoke about the Governor's press conference and the reopening of schools.

Mayor Nakanishi thanked the Council for their work.

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

City Manager Schwabauer thanked the Council for creating a number of programs to help businesses that are struggling due to the COVID-19 virus. The Council created a program providing direct business grants and reported the grants were issued to the following businesses: California Embroidery and Design, Dancing Fox Winery and Brewery, Deluxe Hotel, Salon De Bellezza, Finishing Touch Nail Salon, Fresh Cleaners, Giuffra's Party Rentals, Grace and Mercy Charitable Foundation, Guild Cleaners, Hazumi Sushi Bar, Multiple Legal Service, New and Again Consignment and Furniture, Now and Zen Yoga, Oh My Yogurt, Salon 101, Salon W, Schatz Construction, Second Hand Rose, Self Matters Massage, Shangri La Restaurant, The Mud Mill, Tillie's Fine Food, and the World of Wonders Science Museum.

City Manager Schwabauer said that the Council also approved funds to be used for emergency rental assistance for Lodi residents and that program is being administered by the Central Valley Low Income Housing Corporation and the Salvation Army. Council also funded mediation services for landlord/tenant disputes through the San Joaquin County Housing Authority, a basic needs grant which will be administered through the Salvation Army, the Women's Center Youth and Family Services, the Lodi Boys and Girls Club, and the World of Wonder Science Museum, and a technology improvement support for non-profits grant.

City Manager Schwabauer spoke about the potential allocation of funding to help address the impacts of the COVID-19 pandemic currently being considered by Congress. If it does pass, City staff will return to Council for direction on allocation of those funds.

G. Public Hearings – None

H. Regular Calendar

H-1 Adopt Resolution Approving Fiscal Year 2020/21 Mid-Year Budget Adjustments (FIN)

Deputy City Manager Andrew Keys provided a PowerPoint presentation regarding the mid-year budget adjustment. Specific topics of discussion included fund overview of revenue and expenditures, personnel requests, major requests by fund, use of Fiscal Year 20 excess General Fund balance, Fleet Services fund deficient, and requested action.

City Manager Schwabauer explained that the Transit Fund revenue increased due to additional grant dollars to help facilitate the implementation of COVID-19 safety protocols on buses, in response to a question asked by Mayor Nakanishi. Deputy City Manager Keys added that the

Street Fund revenues increased due to the reimbursement for the previous year's grant funded projects.

Deputy City Manager Keys spoke about discussions on the state and federal level pertaining to delinquent utility bill relief funding, in response to a question asked by Council Member Hothi. There may be direct to City relief available to provide financial assistance, but the legislation has yet to be approved.

City Manager Schwabauer and Deputy City Manager Keys discussed revenue that is generated from parking fines which is used to offset the cost of issuing the citations, in response to a question asked by Council Member Khan. Deputy City Manager Keys spoke about the types of projects funded by the Streets Fund.

City Manager Schwabauer spoke about downtown parking and parking permits, following a question asked by Council Member Khan.

Deputy City Manager Keys answered questions asked by Mayor Nakanishi about the Self-Insurance Fund.

In response to a question asked by Council Member Khan, City Manager Schwabauer and Deputy City Manager Keys explained the Administrative Clerk position being proposed by Community Development Department, the staff currently part of the department, and the distribution of the workload. Council Member Khan said he supported additional bi-lingual staff members being hired. City Manager Schwabauer stated that language skills are considered during the hiring process, and the City also has access to a language line and translators.

Deputy Manager Keys responded to questions asked by Mayor Nakanishi regarding the Pension Stabilization Policy and the benefits of paying down PERS versus PARS.

Deputy City Manager Keys stated six frozen police positions will be funded, in response to a question asked by Council Member Khan.

JoAnne Mounce, a citizen of Lodi, commended City Manager Schwabauer on the Pension Stabilization Policy, spoke about the importance of having adequate Code Enforcement staff, asked if the trash and debris removal truck would be responsive to calls and reports and asked which vehicles were being used in the past.

City Manager Schwabauer stated that there is a third Code Enforcement Officer position included in next year's budget and that staff is working on a proposal of adding a fourth.

City Manager Schwabauer explained that currently, existing vehicles are repurposed to respond to clean up calls; however, there are currently not enough vehicles in the City's inventory to dedicate one to routine or emergency clean up projects. The City will be able to maintain a clean up schedule as well as respond to calls for assistance.

Mayor Pro Tempore Chandler made a motion, second by Council Member Hothi, to adopt Resolution No. 2021-60 approving Fiscal Year 2020/21 mid-year budget adjustments.

VOTE:

The above motion carried by the following vote:

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

Noes: None

Absent: None

ROLL CALL VOTE

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

H-2 Adopt Resolution Approving Lodi Improvement Committee By-Laws Amendment to Update the Committee's Specific Goals and Purposes (CD)

Lodi Improvement Committee Chair David Diskin provided a PowerPoint presentation regarding the amendment to the Lodi Improvement Committee by-laws. Specific topics of discussion included background, general purpose, history, structure and governance, collective volunteer efforts, recent accomplishments, draft revisions to by-laws, reason for revisions, revised goals, and new goals.

Mayor Nakanishi asked for feedback from staff on the proposed changes. City Manager Schwabauer stated that when the Lodi Improvement Committee (LIC) was initially formed, it was considered a more regulatory Committee and it would be at the Council's discretion as to whether or not they would like LIC to be regulatory or facilitative. Mr. Schwabauer said that staff does not have any commentary on the matter and will leave it to the Council to determine what direction they believe is best.

Community Development Director Della Monica noted that there is a different Committee makeup than has existed in the past and stated the Committee made a fair effort to shape the goals to not leave out enforcement, but to focus on working to change communities. Mr. Della Monica said that staff encouraged the Committee to work directly with the Council on the goals rather than have the Committee's proposal presented by staff.

Council Member Khan stated that not being as restrictive would help; however, the City cannot lose sight of the ground reality and real problems that need to be addressed and laws need to be enforced. Council Member Khan said that he looks forward to working with the Committee on these very important issues.

Mayor Pro Tempore Chandler said that it appears the existing specific goals of the Committee were made to be very general and that he is concerned that there are no strategies and tactics included in the proposed by-laws to support the goals. Mayor Pro Tempore Chandler said it makes him uncomfortable that the proposed changes soften the messaging and may not address the real problems the City is facing.

Chair Diskin explained the process the LIC went through to develop the proposed goals and said that although the by-laws may be more vague, every year the Committee works to develop more specific objectives for the year. Mr. Diskin stated the Committee does not have any connection with the Police Department that he is aware of, in response to a question asked by Mayor Pro Tempore Chandler. Mr. Diskin said he believes it is important for the LIC to meet and work with every department in the City. Chair Diskin said that what the Committee can do in regards to enforcement is to report problems to the appropriate City department, but he does not feel it is the Committee's responsibility to address enforcement issues directly.

Chair Diskin responded to questions asked by Council Member Khan regarding rental properties and sidewalk connectivity in neighborhoods.

Council Member Kuehne stated that the proposed changes are worded a lot less punitively but are also a lot less regulatory and recommended the Committee work with Mayor Pro Tempore Chandler on the updates. Council Member Kuehne spoke about the 180 Teen Center and the

assistance they provide for at risk youth.

Council Member Hothi stated that he likes the proposed changes and noted the previous language appeared outdated. Council Member Hothi spoke about empowering people to face the challenges that the City is unable to address alone.

JoAnne Mounce, a citizen, provided public comment on this agenda item. Ms. Mounce gave some background information on the Eastside Improvement Committee and how the group was established. Ms. Mounce stated that the group focused on Neighborhood Watch, business outreach, rental outreach, and the concerts in the park program. Ms. Mounce explained that the group used events to educate the public about how they could contribute and improve the community and that the purpose of the LIC should be to inform the community of the City's rules and regulations. Ms. Mounce pointed out that in the proposed by-law changes there is overlap with existing Commissions and Committees. Ms. Mounce noted that there is no one working on Neighborhood Watch and other programs that empower people by giving them the information that they need to help themselves. Ms. Mounce stated that guidelines on social media and printed media need to be included with the proposed by-laws. Ms. Mounce noted that the Committees and Commission are accountable to the City Council and that she supports updates to the by-laws as long as the original intent of the Committee is not lost. Ms. Mounce also spoke about the CDBG point system and application review.

Cherie Sintes-Glover, a citizen, provided public comment. Ms. Sintes-Glover worked with the Eastside Improvement Committee and was a Neighborhood Watch Commander. Ms. Sintes-Glover stated that the original goals of the Committee were to address blight and crime, not to act as the Police Department, but to provide support to improve neighborhoods. Ms. Sintes-Glover said that she believes the proposed updates to the by-laws fundamentally changes the responsibility of the Committee and that would be detrimental to Lodi, especially the Eastside.

Mayor Nakanishi spoke on the importance of providing public education on blight, drugs, and crime, focusing on the Eastside.

Mayor Pro Tempore Chandler asked that the Council provide feedback so he may work with the LIC on the updates. Comments are to be emailed to City Manager Schwabauer.

Council Member Hothi made a motion to adopt a resolution approving the Lodi Improvement Committee by-laws amendment to update the Committee's specific goals and purposes. The motion failed for lack of a second.

Council Member Kuehne made a motion, second by Mayor Nakanishi, to table Item H-2, have the Lodi Improvement Committee work with Mayor Pro Tempore Chandler on the updates, and bring the item back at a later date.

VOTE:

The above motion carried by the following vote:

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

Noes: Council Member Khan

Absent: None

ROLL CALL VOTE

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

H-3 Adopt Resolution Approving Recommendation from Parks and Recreation Commission to Formally Name the New Avalon Subdivision Neighborhood Park "Bob Johnson Park" (PRCS)

City Manager Schwabauer presented this item regarding the naming of Avalon subdivision neighborhood park. Specific topics of discussion included formally-adopted guidelines for naming Parks and Recreation facilities, procedures followed for naming of Avalon subdivision neighborhood park, and Parks and Recreation Commission recommendation.

City Manager Schwabauer noted that there will be future opportunities to name other parks and possibility use the other nominated names. The Parks and Recreation Commission recommendation is to name the park after Bob Johnson. City Manager Schwabauer provided a short biography covering the work Mr. Johnson did supporting youth sports and Lodi parks.

Council Member Kuehne, Mayor Pro Tempore Chandler, Council Member Hothi, and Council Member Khan all voiced their support for the Parks and Recreation Commission's recommendation of Bob Johnson Park.

Mayor Nakanishi voice his support for the Parks and Recreation Commission's recommendation and also suggested the Parks and Recreation Commission consider naming a future park after a woman, possibly Annette Murdaca.

City Manager Schwabauer and the City Council commended Carolyn Johnson, Bob Johnson's spouse, for her support.

Council Member Kuehne made a motion, second by Mayor Pro Tempore Chandler, to adopt Resolution No. 2021-61 approving recommendation from the Parks and Recreation Commission to formally name the new Avalon subdivision neighborhood park "Bob Johnson Park."

VOTE:

The above motion carried by the following vote:

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

Noes: None

Absent: None

ROLL CALL VOTE

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

I. Ordinances – None

J. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 9:38 p.m.

ATTEST:

Jennifer Cusmir
City Clerk