



# LODI CITY COUNCIL

Carnegie Forum  
305 West Pine Street, Lodi

## AGENDA – SPECIAL MEETING

Date: September 21, 2010

Time: 7:00 a.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.*

**A. Call to Order / Roll call**

**B. Consent Calendar**

B-1 Approve Minutes (CLK)

- a) August 31, 2010 (Shirtsleeve Session)
- b) August 31, 2010 (Special Meeting)
- c) September 1, 2010 (Regular Meeting)
- d) September 7, 2010 (Shirtsleeve Session)
- e) September 14, 2010 (Shirtsleeve Session)
- f) September 15, 2010 (Regular Meeting)

Res. B-2 Adopt Resolution Awarding Contract for Carnegie Forum Re-Roof Project to Hester Roofing, of Sacramento (\$26,240) (PW)

Res. B-3 Adopt Resolution Approving Contract Change Orders for DeBenedetti Park Phase 1 Improvements, 2350 South Lower Sacramento Road, and Appropriating Funds (\$270,000) (PW)

B-4 Approve Response to the 2009/10 Grand Jury Report Regarding the Public Appointment Process, Information and Technology Security, and Information Services (CLK)

Res. B-5 Adopt Resolution Authorizing the Application for Grant Funds for the Sustainable Communities Planning Grant and Incentives Program to Develop a Climate Action Plan for Lodi (CD)

**C. Public Hearings**

Res. C-1 Public Hearing to Consider and Approve the 2009/10 Community Development Block Grant Consolidated Annual Performance and Evaluation Report; and the Amendment of the 2010/11 Action Plan to Accommodate the Reallocation of Unused Community Development Block Grant Funds from the 2009/10 Program Year (CD)

**D. Adjournment**

Pursuant to Section 54956.2(a) of the Government Code of the State of California, this agenda was posted at a place freely accessible to the public 24 hours in advance of the scheduled meeting.

\_\_\_\_\_  
Randi Johl, City Clerk

**\*\*NOTICE:** Pursuant to Government Code §54954.3(a), public comments may be directed to the legislative body concerning any item contained on the agenda for this meeting before (in the case of a Closed Session item) or during consideration of the item.\*\*



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Approve Minutes  
a) August 31, 2010 (Shirtsleeve Session)  
b) August 31, 2010 (Special Meeting)  
c) September 1, 2010 (Regular Meeting)  
d) September 7, 2010 (Shirtsleeve Session)  
e) September 14, 2010 (Shirtsleeve Session)  
f) September 15, 2010 (Regular Meeting)

**MEETING DATE:** September 21, 2010

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Approve the following minutes as prepared:  
a) August 31, 2010 (Shirtsleeve Session)  
b) August 31, 2010 (Special Meeting)  
c) September 1, 2010 (Regular Meeting)  
d) September 7, 2010 (Shirtsleeve Session)  
e) September 14, 2010 (Shirtsleeve Session)  
f) September 15, 2010 (Regular Meeting)

**BACKGROUND INFORMATION:** Attached are copies of the subject minutes marked Exhibit A through F.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

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Randi Johl  
City Clerk

Attachments

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**APPROVED:** \_\_\_\_\_  
Konradt Bartlam, Interim City Manager

**LODI CITY COUNCIL  
SHIRTSLEEVE SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, AUGUST 31, 2010**

The August 31, 2010, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
SPECIAL CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, AUGUST 31, 2010**

A. Roll call

The Special City Council meeting of August 31, 2010, was called to order by Mayor Katzakian at 7:00 a.m.

Present: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Absent: None

Also Present: Interim City Manager Bartlam, City Attorney Schwabauer, and City Clerk Johl

B. Closed Session

B-1 Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by G&B Development, LLC Against the City of Lodi Regarding Property Located at 1222 Pixley Parkway

At 7:00 a.m. Mayor Katzakian adjourned the meeting to a Closed Session to discuss the above matter.

The Closed Session adjourned at 7:40 a.m.

C. Return to Open Session / Disclosure of Action

At 7:40 a.m., Mayor Katzakian reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following action.

Item B-1 was discussion only; no reportable action.

D. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 7:40 a.m.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, SEPTEMBER 1, 2010**

C-1 Call to Order / Roll Call

The City Council Closed Session meeting of September 1, 2010, was called to order by Mayor Katzakian at 5:30 p.m.

Present: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Absent: None

Also Present: Interim City Manager Bartlam, City Attorney Schwabauer, and City Clerk Johl

C-2 Announcement of Closed Session

- a) Conference with Dean Gualco, Human Resources Manager (Labor Negotiator), Regarding Unrepresented Executive Management, Lodi City Mid-Management Association, Unrepresented Confidential Employees, AFSCME General Services and Maintenance & Operators, Police Mid-Managers, Lodi Police Officers Association, Lodi Police Dispatchers Association, International Brotherhood of Electrical Workers, Fire Mid-Managers, and Lodi Professional Firefighters Pursuant to Government Code §54957.6

C-3 Adjourn to Closed Session

At 5:30 p.m., Mayor Katzakian adjourned the meeting to a Closed Session to discuss the above matters. The Closed Session adjourned at 7:00 p.m.

C-4 Return to Open Session / Disclosure of Action

At 7:06 p.m., Mayor Katzakian reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following action.

Item C-2 (a) was discussion and direction only.

A. Call to Order / Roll call

The Regular City Council meeting of September 1, 2010, was called to order by Mayor Katzakian at 7:06 p.m.

Present: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Absent: None

Also Present: Interim City Manager Bartlam, City Attorney Schwabauer, and City Clerk Johl

B. Pledge of Allegiance

C. Presentations

- C-1 Presentation of Certificate of Recognition to Lodi Appellation in Regard to the Second Annual Treasure Island Wine Festival, October 10, 2010

Mayor Katzakian presented a Certificate of Recognition to Charlene Lange and representatives of

the wine growers regarding the second annual Treasure Island Wine Festival to be held on October 10, 2010.

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

Council Member Johnson made a motion, second by Council Member Mounce, 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 Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Noes: None

Absent: None

D-1 Receive Register of Claims in the Amount of \$4,101,032.36 (FIN)

Claims were approved in the amount of \$4,101,032.36.

D-2 Approve Minutes (CLK)

The minutes of August 4, 2010 (Regular Meeting), August 17, 2010 (Shirtsleeve Session), August 18, 2010 (Regular Meeting), and August 24, 2010 (Shirtsleeve Session) were approved as written.

D-3 Approve Specifications and Authorize Advertisement for Bids for 25,000 Feet of Insulated with Jacketed Concentric Neutral Underground Cable (\$50,000) (EUD)

Approved the specifications and authorized advertisement for bids for 25,000 feet of insulated with jacketed concentric neutral underground cable.

D-4 Adopt Resolution Authorizing Procurement of Two Padmounted Liquid Insulated Vacuum Switchgear with Fault Interrupters from Trayer Engineering Corporation, of San Francisco, CA (\$72,000) (EUD)

Adopted Resolution No. 2010-150 authorizing the procurement of two padmounted liquid insulated vacuum switchgear with fault interrupters from Trayer Engineering Corporation, of San Francisco, CA, in the amount of \$72,000.

D-5 Adopt Resolution Authorizing the Purchase of Hewlett Packard Mass Storage Device from Entisys Solutions, Inc., of Concord, CA, and Appropriating Funds (\$35,000) (EUD)

Adopted Resolution No. 2010-151 authorizing the purchase of Hewlett Packard mass storage device from Entisys Solutions, Inc., of Concord, CA, and appropriating funds in the amount of \$35,000.

D-6 Adopt Resolution Approving Contracts for Three Public Benefits Programs, Authorizing Execution by the City Manager, and Allocating Funds (\$104,800) (EUD)

Adopted Resolution No. 2010-152 approving contracts for three public benefits programs, authorizing execution by the City Manager, and allocating funds in the amount of \$104,800.

D-7 Adopt Resolution Authorizing the City Manager to Enter into a Professional Services

Agreement for Preliminary Engineering of Westside Substation with Auriga Corporation, of Milpitas, CA (\$147,110) (EUD)

Adopted Resolution No. 2010-153 authorizing the City Manager to enter into a professional services agreement for preliminary engineering of Westside Substation with Auriga Corporation, of Milpitas, CA, in the amount of \$147,110.

D-8 Adopt Resolution Approving the Master Lease Agreement with the Lodi Grape Festival and National Wine Show Association for Use of Various Festival Ground Facilities (\$21,000) (PR)

Adopted Resolution No. 2010-154 approving the master lease agreement with the Lodi Grape Festival and National Wine Show Association for use of various festival ground facilities in the amount of \$21,000.

D-9 Adopt Resolution Authorizing the City Manager to Extend Use of CALNET2 Contract to Selected Telecommunication Services (CM)

Adopted Resolution No. 2010-155 authorizing the City Manager to extend use of CALNET2 contract to selected telecommunication services.

D-10 Adopt Resolution Authorizing Early Payoff of Loan Contract E54402 in the Amount of \$1,433,395.68 with the State Department of Water Resources and Increasing Appropriations in the Amount of \$1,205,370 (CM)

This item was pulled for further discussion by Mayor Pro Tempore Hitchcock.

In response to Mayor Pro Tempore Hitchcock, Mr. Bartlam stated there is a sufficient amount of reserve to allow for the early pay off of the loan, the early pay off will save the taxpayers a significant amount of interest, the early pay off will play a role in future financings, and the early pay off of the loan was taken into account when the rate model was adopted a few months prior.

Mayor Pro Tempore Hitchcock made a motion, second by Council Member Mounce, to adopt Resolution No. 2010-156 authorizing early payoff of Loan Contract E54402 in the amount of \$1,433,395.68 with the State Department of Water Resources and increasing appropriations in the amount of \$1,205,370.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Noes: None

Absent: None

D-11 Adopt Resolution Approving Impact Mitigation Fee Program Annual Report for Fiscal Year 2009/10 (PW)

At the request of Mayor Pro Tempore Hitchcock, this item was continued to the October 6, 2010, City Council meeting for a full staff presentation.

D-12 Approve Capital Improvement Plan for Fiscal Year 2010/11 (PW)

This item was pulled for further discussion by Mayor Pro Tempore Hitchcock.

In response to Mayor Pro Tempore Hitchcock, Mr. Bartlam confirmed that the City received approximately \$2 million in American Recovery and Reinvestment Act (ARRA) funds, the federal funds may only be used for specified projects, there is no flexibility with the funding, and the projects were energy-related.

In response to Mayor Pro Tempore Hitchcock, Mr. Bartlam stated a request was made, but not granted, for ARRA funding in relation to Fire Station No. 2. Mr. Bartlam stated there is no grant funding identified for Fire Station No. 2 at the current time. He stated staff is bringing options for Fire Station No. 2 forward to the City Council in the near future.

Mayor Pro Tempore Hitchcock and Council Member Mounce stated that, while they are in support of the Capital Improvement Plan generally, they will not be voting in favor of the item because they do not believe the \$40 million should be spent for the water treatment plant.

Council Member Hansen made a motion, second by Council Member Johnson, to approve the Capital Improvement Plan for Fiscal Year 2010/11.

**VOTE:**

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, and Mayor Katzakian

Noes: Council Member Mounce, and Mayor Pro Tempore Hitchcock

Absent: None

**D-13 Accept Notice of Draft Amendments to Conflict of Interest Code for the 2010 Calendar Year per Government Code §87306.5 (CA)**

Accepted the Notice of Draft Amendments to Conflict of Interest Code for the 2010 calendar year per Government Code §87306.5.

**D-14 Set Public Hearing for September 21, 2010, to Consider and Approve the 2009/10 Community Development Block Grant Consolidated Annual Performance and Evaluation Report; and an Amendment of the 2010/11 Action Plan to Accommodate the Reallocation of Unused Community Development Block Grant Funds from the 2009/10 Program Year (CD)**

Set public hearing for September 21, 2010, to consider and approve the 2009/10 Community Development Block Grant Consolidated Annual Performance and Evaluation Report; and an amendment of the 2010/11 Action Plan to accommodate the reallocation of unused Community Development Block Grant funds from the 2009/10 program year.

**E. 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.**

Yvonne Bedsworth spoke in regard to Vinewood Dog Park and her concerns about kids playing near the berm, the need for fencing, the condition of the handicap pathway, and the need for doggie bags to be provided by the City. Mr. Bartlam stated he will contact Ms. Bedsworth after the meeting and address her concerns.

Ray Crow, representing the Chamber of Commerce, presented a certificate to Share Home Adoption on occasion of the organization's 23rd Anniversary.

Bill Estanislau of G&B Development spoke in regard to the status of the fee payment agreement. City Attorney Schwabauer stated the City Council did not accept the offer provided and contact was made with opposing counsel regarding the same.

Robin Rushing commended City staff on its efforts to assist him during the week and on its efforts on the invocation/call to civic responsibility policy.

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

Council Member Hansen reported on his attendance at a variety of meetings including Northern California Power Agency and San Joaquin Council of Governments and specifically discussed the level of service for traffic congestion in the County, Green Pool Project, and SB 375 goals and implementation.

Mayor Pro Tempore Hitchcock asked the City Manager to bring back the matter of the payment of fees prior to issuance of the Certificate of Occupancy for Council consideration.

Council Member Mounce asked City Attorney Schwabauer to bring forward the matter of a local hiring ordinance for Council consideration.

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

Interim City Manager Bartlam reported on the current status of the Grape Bowl facility as it relates to construction and the ability to play on the field in the near future, stating safety is the primary concern and construction is occurring as quickly as possible. Mr. Schwabauer reported that he is working with the contractor and the school district to obtain an indemnification agreement.

H. Public Hearings - None

I. Communications

I-1 Appointment to the Lodi Improvement Committee (CLK)

Council Member Mounce made a motion, second by Council Member Johnson, to make the following appointment:

Lodi Improvement Committee

Timothy Litton, Term to expire March 1, 2011

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Noes: None

Absent: None

J. Regular Calendar

J-1 Adopt Resolution Accepting a Proposal from the Art Advisory Board for a Seward Johnson Sculpture Exhibit in Downtown Lodi for Display from April 2011 through Mid-July 2011 and

Appropriating Funds (\$30,000) (COM)

Interim City Manager Bartlam provided a brief introduction to the subject matter of the proposal from the Art in Public Places (AiPP) Advisory Board.

Interim Parks and Recreation Director Jim Rodems and AiPP Board Member Roger Stafford provided a brief presentation, as outlined in the agenda packet, regarding the proposal to display ten pieces of art as suggested in the downtown area for a three-month period.

In response to Council Members Hansen and Johnson, Mr. Bartlam confirmed that the money for the three-month rental of the ten pieces would come from the AiPP development impact fee fund, which can only be used for art in public places purposes.

In response to Council Member Hansen, Mr. Stafford stated the statues will be chosen based on placement at certain locations and availability.

In response to Mayor Pro Tempore Hitchcock and Council Member Mounce, Mr. Stafford stated the Board did not consider purchasing a single piece permanently versus the rental of ten pieces for a three-month period. Mr. Stafford stated the Board would consider such a suggestion if that was the desire of Council.

Council Member Johnson made a motion, second by Council Member Hansen, to adopt Resolution No. 2010-157 accepting a proposal from the Art Advisory Board for a Seward Johnson Sculpture Exhibit in Downtown Lodi for display from April 2011 through Mid-July 2011 and appropriating funds in the amount of \$30,000.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, and Mayor Katzakian

Noes: Council Member Mounce, and Mayor Pro Tempore Hitchcock

Absent: None

J-2 Approve Downtown Lodi Business Partnership 2010/11 Annual Report, Adopt Resolution of Intention to Levy Annual Assessment, and Set Public Hearing for October 6, 2010, to Consider the Proposed Assessment (CM)

Interim City Manager Rad Bartlam provided a brief introduction to the subject matter of the annual Downtown Lodi Business Partnership (DLBP) report.

Jaime Watts, Executive Director of the DLBP, provided an overview of the 2010/11 Annual Report as outlined in the agenda packet.

In response to Mayor Katzakian, Ms. Watts stated the rent appears to be less this year because the rent for the storage and the building was separated out into different lines.

In response to Council Member Johnson, Ms. Watts stated the beverage sales income and expenses are about even and the primary income comes from sponsorships.

In response to Council Member Hansen, Ms. Watts stated the assessment number fluctuates based on the number of vacancies and it is looking better this year.

The City Council commended Ms. Watts on her efforts with the farmers' market and the DLBP over the last few years.

June Atwood spoke in opposition to the annual report and assessment based on her concerns regarding the need for DLBP to be self-sufficient and not reliant upon the City. In response to Council Member Hansen, Ms. Atwood stated she was told by the previous owner that her business would be exempt. She also stated there needs to be more participation from DLBP with the individual businesses to encourage shopping in all of downtown.

In response to Council Member Mounce, Mr. Bartlam stated the fully loaded cost of an economic development director would be \$100,000 or more and the current contribution to the DLBP is approximately \$28,000.

In response to Council Member Johnson, Ms. Atwood stated the majority of businesses had other obligations this evening or no longer care to participate.

In response to Council Member Hansen, Mr. Schwabauer stated banks and non-profits are exempt from the assessment.

Council Member Johnson made a motion, second by Council Member Mounce, to approve the Downtown Lodi Business Partnership 2010/11 Annual Report, adopt Resolution No. 2010-158 of Intention to levy annual assessment, and set public hearing for October 6, 2010, to consider the proposed assessment.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Noes: None

Absent: None

J-3 Authorize Staff to Modify Memorandum of Understanding According to Signed Addendum Between the City of Lodi and the Lodi City Mid-Management Association (CM)

Human Resources Manager Dean Gualco provided a brief presentation regarding the modification to the Memorandum of Understanding with the Lodi Mid-Management Association as outlined in the agenda packet.

Council Member Mounce made a motion, second by Council Member Johnson, to authorize staff to modify Memorandum of Understanding according to signed addendum between the City of Lodi and the Lodi City Mid-Management Association.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Noes: None

Absent: None

J-4 Authorize Staff to Modify Memorandum of Understanding According to Signed Addendum Between the City of Lodi and the Lodi Police Dispatchers Association (CM)

Human Resources Manager Dean Gualco provided a brief presentation regarding the modification to the Memorandum of Understanding with the Lodi Police Dispatchers Association as outlined in the agenda packet.

Council Member Hansen made a motion, second by Council Member Mounce, to authorize staff

to modify Memorandum of Understanding according to signed addendum between the City of Lodi and the Lodi Police Dispatchers Association.

VOTE:

The above motion carried by the following vote:

Ayes: Council Member Hansen, Council Member Johnson, Council Member Mounce, Mayor Pro Tempore Hitchcock, and Mayor Katzakian

Noes: None

Absent: None

K. Ordinances - None

L. Adjournment

There being no further business to come before the City Council, the meeting was adjourned at 9:22 p.m.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
SHIRTSLEEVE SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, SEPTEMBER 7, 2010**

The September 7, 2010, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
SHIRTSLEEVE SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, SEPTEMBER 14, 2010**

The September 14, 2010, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, SEPTEMBER 15, 2010**

The September 15, 2010, Regular Meeting of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Awarding Contract for Carnegie Forum Re-Roof Project to Hester Roofing of Sacramento \$26,240

**MEETING DATE:** September 21, 2010 (Special Meeting)

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt resolution awarding the contract for Carnegie Forum Re-Roof project to Hester Roofing, of Sacramento, in the amount of \$26,240.

**BACKGROUND INFORMATION:** This project consists of installing a new thermoplastic single-ply roofing system over the existing built-up roof. Funding for the project was appropriated in the FY 2010/11 budget from the Capital Outlay Fund in the amount of \$20,000 for Miscellaneous Capital Improvement Projects.

The total project cost including contingencies is expected to be approximately \$30,000 and, therefore, it will be necessary to assign \$10,000 of the contingency for the Miscellaneous Projects to the Carnegie Forum Re-Roof Project.

Plans and specifications for this project were approved on August 18, 2010. The City received seven bids for this project on September 8, 2010. One bid was deemed non-responsive because of a failure to include the required receipt of addendum.

Bidder	Location	Bid
Engineer's Estimate		\$ 48,000
Clark Roofing	Sacramento	\$ 23,920 (non-responsive)
Hester Roofing	Sacramento	\$ 26,240
Baker Roofing Company	Stockton	\$ 29,500
Priority Roofing Solutions	San Jose	\$ 29,700
California Single Ply, Inc.	Rocklin	\$ 29,725
Kodiak Union Roofing Services	Lincoln	\$ 33,690
T.A. Krause	Lodi	\$ 33,750

**FISCAL IMPACT:** Maintenance costs for leak repairs should be reduced.

**FUNDING AVAILABLE:** Capital Outlay Fund (1211)

\_\_\_\_\_  
Jordan Ayers  
Deputy City Manager/Internal Services Director

\_\_\_\_\_  
F. Wally Sandelin  
Public Works Director

Prepared by Dennis J. Callahan, Fleet and Facilities Manager  
FWS/DJC/djc  
cc: City Attorney

**APPROVED:** \_\_\_\_\_  
Konradt Bartlam, Interim City Manager

THIS CONTRACT made by and between the CITY OF LODI, State of California, herein referred to as the "City," and HESTER ROOFING, herein referred to as the "Contractor."

WITNESSETH:

That the parties hereto have mutually covenanted and agreed, and by these presents do covenant and agree with each other, as follows:

The complete Contract consists of the following documents which are incorporated herein by this reference, to-wit:

- Notice Inviting Bids
- Information to Bidders
- General Conditions
- Special Provisions
- Bid Proposal
- Contract
- Contract Bonds
- Plans (Drawings)
- Specifications
- Addenda

All of the above documents, sometimes hereinafter referred to as the "Contract Documents," are intended to cooperate so that any work called for in one and not mentioned in the other is to be executed the same as if mentioned in all said documents.

ARTICLE I - That for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by the City and under the condition expressed in the two bonds bearing even date with these presents and hereunto annexed, the Contractor agrees with the City, at Contractor's cost and expense, to do all the work, furnish all labor and furnish all the materials except such as are mentioned in the specifications to be furnished by the City, necessary to construct and complete in a good workmanlike and substantial manner and to the satisfaction of the City the proposed improvements as shown and described in the Contract Documents which are hereby made a part of the Contract.

ARTICLE II - The City hereby promises and agrees with the Contractor to employ, and does hereby employ, the Contractor to provide all materials and services not supplied by the City and to do the work according to the terms and conditions for the price herein, and hereby contracts to pay the same as set forth in Clauses 65 and 66 General Conditions, in the manner and upon the conditions above set forth; and the said parties for themselves, their heirs, executors, administrators, successors and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE III - The Contractor agrees to conform to the provisions of Chapter 1, Part 7, Division 2 of the Labor Code. The Contractor and any Subcontractor will pay the general prevailing wage rate and other employer payments for health and welfare, pension, vacation, travel time, and subsistence pay, apprenticeship or other training programs. The responsibility for compliance with these Labor Code requirements is on the prime contractor.

ARTICLE IV - And the Contractor agrees to receive and accept the following prices as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this agreement; also for all loss or damage arising out of the nature of the work aforesaid or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the City, and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the Plans and Contract Documents and the requirements of the Engineer under them, to-wit:

Perform the work necessary to furnish all labor, material, tax, equipment, and services necessary for the construction and completion of the "Carnegie Forum Re-Roof, 305 West Pine Street" Project and associated improvements. The Project includes installing a new thermoplastic single-ply roofing system over the existing built-up roof, and all associated work as described in the project plans (drawings) and specifications, all in accordance with the specifications and working details and other contract documents now on file with the Director of Public Works, City Hall, 221 W. Pine Street, Lodi.

Item	Description	Unit	Total Price
1.	Carnegie Forum Re-Roof Project	LS	\$ 26,240.00

ARTICLE V - By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code, which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

ARTICLE VI - It is further expressly agreed by and between the parties hereto that, should there be any conflict between the terms of this instrument and the Bid Proposal of the Contractor, then this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

ARTICLE VII - The City is to furnish the necessary rights-of-way and easements and to establish lines and grades for the work as specified under the Special Provisions. All labor or materials not mentioned specifically as being done by the City will be supplied by the Contractor to accomplish the work as outlined in the specifications.

ARTICLE VIII - The Contractor agrees to commence work pursuant to this contract and to diligently prosecute to completion within **30 CALENDAR DAYS**.

When signing this contract, the contractor agrees that the time of completion for this contract is reasonable and the contractor agrees to pay the city liquidated damages of **\$500.00 per day for each day the work is not completed** beyond the time specified in the preceding paragraph. Contractor agrees that this amount may be deducted from the amount due the contractor under the contract.

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands the year and date written below.

CONTRACTOR:

CITY OF LODI

\_\_\_\_\_

By: \_\_\_\_\_  
Konradt Bartlam  
Interim City Manager

By: \_\_\_\_\_

Date: \_\_\_\_\_

Attest:

\_\_\_\_\_

Title

\_\_\_\_\_  
Randi Johl, City Clerk

(CORPORATE SEAL)

Approved as to form:

\_\_\_\_\_  
D. Stephen Schwabauer  
City Attorney 

RESOLUTION NO. 2010-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING  
THE CONTRACT FOR CARNEGIE FORUM REROOF PROJECT

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on September 8, 2010, at 11:00 a.m. for the Carnegie Forum Reroof Project, described in the specifications therefore approved by the City Council on August 18, 2010; and

WHEREAS, said bids have been checked and tabulated and a report thereof filed with the City Manager as follows:

<b>Bidder</b>	<b>Bid</b>
<u>Engineer's Estimate</u>	<u>\$ 48,000</u>
Clark Roofing, Sacramento	\$ 23,920* <b>(non-responsive)</b>
Hester Roofing, Sacramento	\$ 26,240
Baker Roofing Company, Stockton	\$ 29,500
Priority Roofing Solutions, San Jose	\$ 29,700
California Single Ply, Inc., Rocklin	\$ 29,725
Kodiak Union Roofing Services, Lincoln	\$ 33,690
T.A. Krause, Lodi	\$ 33,750

\* Bid deemed non-responsive due the failure of the bidder to include the required Receipt of Addendum.

WHEREAS, staff recommends awarding the contract for the Carnegie Forum Reroof Project to the lowest responsible bidder, Hester Roofing, of Sacramento, California, in the amount of \$26,240.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby award the contract for the Carnegie Forum Reroof Project to the lowest responsible bidder, Hester Roofing, of Sacramento, California, in the amount of \$26,240.

Dated: September 21, 2010

I hereby certify that Resolution No. 2010-\_\_\_\_\_ was passed and adopted by the Lodi City Council in a special meeting held September 21, 2010, by the following votes:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Approving Contract Change Orders for DeBenedetti Park Phase 1 Improvements, 2350 S. Lower Sacramento Road and Appropriate Funds (\$270,000)

**MEETING DATE:** September 21, 2010

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt a resolution approving contract change orders for DeBenedetti Park Phase 1 Improvements, 2350 S. Lower Sacramento Road and appropriate funds (\$270,000).

**BACKGROUND INFORMATION:** This project consists of providing and installing an irrigation system and turf in the basin portions of DeBenedetti Park. New turf areas will be used for soccer, flag football and softball programs. In addition, the contract calls for turfing the storm drain detention basin in the southeast corner of the park. At its meeting of March 17, 2010, Council awarded a contract to Hemington Landscape Services, Inc, in the amount of \$883,562, to construct these improvements.

Staff is now requesting Council approval of two contract change orders. The first contract change order, in the amount of \$151,289.00, will pay Hemington Landscape Services to construct two Americans with Disabilities Act (ADA) access ramps and add disabled parking stalls off of the park entrance driveway on Lower Sacramento Road. The two ADA access ramps and the parking stalls are a requirement of the ADA and were not included in the original contract with Hemington Landscape. The second contract change order, in the amount of \$53,889.00, will add an additional 13,950 square feet of asphalt concrete. The additional asphalt concrete will be used for portable toilets and concession stands and will ultimately become incorporated as part of a future parking lot. These two contract change order requests total \$205,178.00

In addition to the contract change order costs listed above, staff is requesting an appropriation of another \$64,822.00 (approximately 7% of the original contract amount) to cover other contingencies that may develop during the remainder of the project.

**FISCAL IMPACT:** There will be an increase in long-term park and storm drain maintenance costs.

**FUNDING AVAILABLE:** Parks Impact Fees (1217040) \$270,000

\_\_\_\_\_  
Jordan Ayers  
Deputy City Manager/Internal Services Director

\_\_\_\_\_  
F. Wally Sandelin  
Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer  
cc: City Attorney, Purchasing Officer, Parks Superintendent & Management Analyst Areida-Yadav

APPROVED: \_\_\_\_\_  
Konradt Bartlam, Interim City Manager

RESOLUTION NO. 2010-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING  
CONTRACT CHANGE ORDERS FOR DEBENEDETTI PARK  
PHASE 1 IMPROVEMENTS, 2350 SOUTH LOWER  
SACRAMENTO ROAD AND FURTHER APPROPRIATING  
ADDITIONAL FUNDS FOR THE PROJECT

=====

WHEREAS, on March 17, 2010, City Council awarded a contract to Hemington Landscape Services, Inc., in the amount of \$883,562 for the installation of irrigation and turf in the basin portions of DeBenedetti Park; and

WHEREAS, staff is requesting a contract change order in the amount of \$151,289.00 to construct two Americans with Disabilities Act (ADA) access ramps and add disabled parking stalls off of the park entrance driveway on Lower Sacramento Road; and

WHEREAS, staff is requesting a second contract change order in the amount of \$53,889.00 to add an additional 13,950 square feet of asphalt concrete; and

WHEREAS, in addition to the second change order, staff further requests an additional appropriation of \$64,822.00 to cover other contingencies that may develop during the remainder of the project.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve contract change orders for the installation of two access ramps and 13,950 square feet of additional asphalt concrete as part of the DeBenedetti Park Phase 1 Improvements, 2350 South Lower Sacramento Road, contract; and

BE IT FURTHER RESOLVED, that the Lodi City Council hereby appropriates additional funds in the amount of \$270,000.00 from the Parks Impact Mitigation Fees.

Dated: September 21, 2010

=====

I hereby certify that Resolution No. 2010-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a special meeting held September 21, 2010, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Approve Response to the 2009/2010 Grand Jury Report Regarding the Public Appointment Process, Information and Technology Security and Information Services

**MEETING DATE:** September 21, 2010

**PREPARED BY:** Randi Johl, City Clerk

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**RECOMMENDED ACTION:** Approve response to the 2009/2010 Grand Jury Report regarding the public appointment process, information and technology security and information services.

**BACKGROUND INFORMATION:** The City was asked by the League of California Cities to oppose AB 602 and send a letter of opposition regarding the same to specific members of the Legislature.

Existing law allows opponents of a local legislative body's zoning and planning decision one year to file an objection if it meets certain requirements. If the decision relates to the supply of affordable housing, the opposition has 60 days after the notice is filed or the legislative body takes a final action in response to the notice, whichever occurs first.

This bill would authorize the notice to be filed any time after an action to adopt, amend, or revise a housing element. Essentially, this bill would create an unlimited statute of limitations to challenge land use planning decisions. For these reasons, it is recommended that local governments oppose the proposed legislation.

**FISCAL IMPACT:** Not applicable at this time.

**FUNDING AVAILABLE:** Not applicable at this time.

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Konradt Bartlam  
Interim City Manager

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APPROVED: \_\_\_\_\_  
Konradt Bartlam, Interim City Manager

## RESPONSE TO GRAND JURY

### Public Appointment Process 2009/2010 Grand Jury Case No. 1009

#### Findings

F1. Some legislative bodies do not follow policies and procedures for BCC appointments.

Response – The City of Lodi routinely follows its policies and procedures for BCC appointments from recruitment through the final appointment.

F2. Brown Act and fiduciary responsibility training is not routinely offered for BCC.

Response – The City of Lodi routinely provides Brown Act and fiduciary responsibility training for BCC as is required by AB 1234.

F3. Recruitment for vacant BCC appointments lacks initiative.

Response – The City of Lodi shows initiative in filling BCC vacancies by immediately seeking legislative body authorization to post, publish and fill vacancies pursuant to law.

F4. BCC appointee performance is rarely reviewed.

Response – The City of Lodi reviews BCC appointee performance at the BCC level and forwards matters to the legislative body for further action when necessary.

F5. Policy for BCC appointee removal is not always defined.

Response – The City of Lodi sets forth the BCC appointee removal process in certain BCC bylaws and/or other BCC incorporating documents. In addition, the City of Lodi has a default removal process through the legislative body. As a matter of law, the City Council has the authority to remove any appointee. A policy is not needed to reiterate that authority.

F6. Criminal and credit background investigations are not performed on appointees.

Response – The City of Lodi does not currently perform criminal and/or credit background investigations on BCC appointees.

## Recommendations

R1. Develop or update policies and procedures for appointment of BCC members.

Response – The City of Lodi will review its existing policies and procedures and update as necessary.

R2. Provide and document Brown Act and fiduciary responsibility to all appointees.

Response – The City of Lodi routinely offers Brown Act and fiduciary responsibility training to BCC appointees as is required by AB 1234. In addition, the City of Lodi documents such training and notifies BCC appointees and their respective staff liaisons when said training is due to expire, when it will be offered again through the City, and online options to acquire said training.

R3. Utilize alternative sources to advertise vacant positions.

Response – The City of Lodi currently uses physical posting boards at City Hall, the City's website and the local newspaper to advertise for vacant BCC positions. The City of Lodi will also begin to use Facebook and Twitter as an alternative source to advertise for said vacancies.

R4. Annually review appointee performance and take appropriate action.

Response – The City of Lodi currently reviews BCC performance at the BCC level, including attendance and other matters of concern. When necessary if such matters are not resolved at the BCC level, the matters are brought to the legislative body for review and appropriate action.

R5. Develop policy and procedures defining the process for appointee removal.

Response – The City of Lodi currently sets forth the appointee removal process in certain BCC bylaws and/or other incorporating documents. In addition, there is a default removal process upon authorization of the legislative body. The City of Lodi will incorporate into writing in the City Council Protocol Manual the default removal process.

R6A. Develop criminal and credit check standards for appointees.

Response – The City of Lodi currently has criminal background check standards for volunteers and will apply the same to BCC appointees. The development and implementation of credit background check standards is cost prohibitive and non-essential to the ability of BCC appointees to serve as volunteers for the City of Lodi.

R6B. Perform criminal and credit background checks on all appointees prior to appointment.

Response – The City of Lodi currently has criminal background check standards for volunteers and will apply the same to BCC appointees. The development, implementation and performance of credit background check standards is cost prohibitive and non-essential to the ability of BCC appointees to serve as volunteers for the City of Lodi.

**Information and Technology Security**  
2009/2010 Grand Jury Case No. 0909A

**Findings**

F4. Lodi: Applied for American Recovery and Reinvestment Act funds to relocate the data center and back-up generator to a more secure location. The funding was denied.

Response – The City of Lodi agrees with this finding.

F11. Lodi: IT implemented a policy which restricts web access to business related purposes. All employees are aware of this policy. The City has web filtering software that significantly minimizes risk.

Response – The City of Lodi agrees with this finding.

F12. Lodi: IT personnel in the Internal Services Department answer to the Deputy City Manager.

Response – The City of Lodi agrees with this finding.

**Recommendations**

R4. Lodi continue to explore funding options to relocate the data center and back-up generator to a more secure location.

Response - The City of Lodi agreed with the prior year finding (F6) that the data center and backup generator were below ground level. The corresponding recommendation (R6) was that the City develop plans and preparations for the relocation of the data center to a more secure location.

The City has identified funding to move the data center from its below grade location and is scoping a project to accomplish the work.

**Information Services**  
2009/2010 Grand Jury Case No. 0609

**Findings**

F1. Not all cities in our County are not utilizing analytical software.

Response - The City of Lodi uses analytical software.

F2. Website content and external link policy were not present in all cities.

Response - The City of Lodi has a website content and external link policy.

F3. Not all cities maintain a budget line item for their city website.

Response - The City of Lodi does not maintain a budget line item for the City website. The website is managed by City staff. Other than soft costs associated with staff time, the only hard costs are annual domain renewal of \$250 and a citizen complaint module that costs \$1,000 annually.

F4. A cohesive process to review the website content pertaining to individual departments was not present in all cities.

Response – The City of Lodi does not have such a process.

**Recommendations**

R1. Cities implement analytical software for their websites and monitor the reports generated.

Response - The City of Lodi currently uses the free Google Analytics software for site reports.

R2. Cities draft and institute a policy to govern the city website's external content. This policy must be revisited annually to make changes due to market conditions.

Response - The City of Lodi currently has an external links policy that is reviewed frequently for relevance in a changing world.

R3. Cities implement a specific line item in the annual budget proposal that addresses maintenance, upkeep and future upgrades of city website.

Response - The City of Lodi has nominal website-related costs and adding a discrete budget line would not add value to the budget document.

R4. Cities implement an annual review of each department represented on the city website that includes a departmental evaluation of their documents and the relevance to the users of the city government website.

Response - The City of Lodi will consider the most cost and time-effective way to accomplish recommended review and implement the same.



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Authorizing the Application for Grant Funds for the Sustainable Communities Planning Grant and Incentives Program to Develop a Climate Action Plan for Lodi.

**MEETING DATE:** September 21, 2010

**PREPARED BY:** Community Development Department

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**RECOMMENDED ACTION:** Adopt a resolution authorizing the application for grant funds for the Sustainable Communities Planning Grant and Incentives Program to develop a Climate Action Plan for Lodi.

**BACKGROUND INFORMATION:** Lodi's recently adopted General Plan addresses issues related to global climate change (GCC) and energy conservation as it pertains to greenhouse gas (GHG) emissions and the potential adverse impact those issues have on our local community and region.

The potential adverse impact on our water supply, to public health, to our local agriculture and our overall quality of life is sufficient cause for Lodi to examine how it contributes to GCC and what can be done to mitigate that.

While State regulations provide direction for regional and local goals and policy measures, a local Climate Action Plan is needed to provide specific details on how to achieve those goals. The State of California has released a Notice of Funding Availability (NOFA) for Sustainable Communities Planning Grants that can be used to fund the development of local Climate Action Plans. Funding for those grants is provided through the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84).

The Community Development Department has completed and submitted the attached grant application (Exhibit A) by the August 31, 2010 deadline. The NOFA for this grant funding provided additional time for the authorizing resolution to be approved and submitted by September 30, 2010.

The requested funding will be used to hire a qualified consulting firm to work with staff to develop and implement a Climate Action Plan.

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APPROVED: \_\_\_\_\_  
Konradt Bartlam, Interim City Manager

**FISCAL IMPACT:** Not Applicable

**FUNDING AVAILABLE:** Not Applicable

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Konradt Bartlam  
Community Development Director

KB/jw

Attachment:

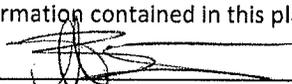
**EXHIBIT A**

**Sustainable Communities  
Planning Grant Program**

**Grant Proposal  
from the  
City of Lodi**

**Item 1**  
**Completed Application Form**

## APPENDIX I- PLANNING GRANT APPLICATION FORM

<b>Applicant (Agency &amp; address - including zip)</b> CITY OF LODI P.O. BOX 3006 LODI, CA 95241-1910		<b>Proposed Date of Completion:</b> OCT. 2013 <b>Grant Amount Requested:</b> \$150,000 If Joint Proposal, list participating entities/ contact person:	
		<b>Check one</b>	
		City	<input checked="" type="checkbox"/>
		County	<input type="checkbox"/>
		MPO	<input type="checkbox"/>
		COG	<input type="checkbox"/>
		RTPA	<input type="checkbox"/>
		JPA	<input type="checkbox"/>
		Joint Proposal	<input type="checkbox"/>
<b>Lead Applicant's Name:</b> CITY OF LODI			
<b>Title of Proposal (summarize the deliverable to be funded by this grant)</b> DEVELOP AND IMPLEMENT A CLIMATE ACTION PLAN			
<b>Applicant's Representative Authorized in Resolution</b> Name: KONRADT BARTLAM Title: INTERIM CITY MANAGER Phone: 209-333-6700 Email: rbartlam@lodi.gov		<b>Person with Day to Day Responsibility for Plan (if different from Authorized Representative)</b> Name: JOSEPH WOOD Title: NEIGHBORHOOD SERVICES MANAGER Phone: 209-333-6711 Email: jwood@lodi.gov	
Check all of the following that are incorporated or applicable to the proposal:			
<b>Focus Area</b>		<b>Program Objectives</b>	
<input checked="" type="checkbox"/>	Focus Area # 1	<input type="checkbox"/>	Applying for 20% EDC set aside
<input type="checkbox"/>	Focus Area # 2	<input type="checkbox"/>	
<input type="checkbox"/>	Focus Area # 3	<input checked="" type="checkbox"/>	Improve air and water quality
<b>Eligibility Requirements (mandatory)</b>		<input checked="" type="checkbox"/>	Promote public health
<input checked="" type="checkbox"/>	Consistent with State Planning Priorities	<input checked="" type="checkbox"/>	Promote equity
<input checked="" type="checkbox"/>	Reduces GHG emissions on a permanent basis	<input checked="" type="checkbox"/>	Increase affordable housing
<input checked="" type="checkbox"/>	Collaboration requirement	<input checked="" type="checkbox"/>	Increase infill and compact development
<b>Priority Considerations</b>		<input checked="" type="checkbox"/>	Revitalize urban and community centers
<input checked="" type="checkbox"/>	Demonstrates collaboration & community involvement	<input checked="" type="checkbox"/>	Protect natural resources and agricultural lands
<input checked="" type="checkbox"/>	Addresses climate change impacts	<input checked="" type="checkbox"/>	Reduce automobile usage and fuel consumption
<input checked="" type="checkbox"/>	Serves as best practices	<input checked="" type="checkbox"/>	Improve infrastructure systems
<input checked="" type="checkbox"/>	Leverages additional resources	<input checked="" type="checkbox"/>	Promote water conservation
<input type="checkbox"/>	Serves an economically disadvantaged community	<input checked="" type="checkbox"/>	Promote energy efficiency and conservation
<input type="checkbox"/>	Serves a severely disadvantaged community	<input checked="" type="checkbox"/>	Strengthen the economy
I certify that the information contained in this plan application, including required attachments, is complete and accurate			
Signature: 		Date: 8-31-10	
Print Name and Title: KONRADT BARTLAM, INTERIM CITY MANAGER			

**Item 2**  
**Proposal Summary Statement**

## Proposal Summary Statement

The City of Lodi is seeking funding under Focus Area 1 for the Sustainable Communities Planning Grant Program, to begin the process to develop and implement a Climate Action Plan that will ultimately establish a baseline greenhouse gas (GHG) emission inventory for the City of Lodi, select a GHG emissions reduction target, and recommend the necessary goals, policies and actions necessary to meet those targeted emissions levels. This funding is needed for the City of Lodi to develop and adopt a Climate Action Plan to satisfy the requirements and be in compliance with existing State of California legislation such as AB32 and Governor Schwarzenegger's Executive Order S-3-05.

The Climate Action Plan planning process will include an evaluation of existing City and community programs aimed at reducing GHG emissions; an evaluation of other City programs, that although established for other purposes, also have GHG reduction benefits; an evaluation of GHG emissions efforts of other cities in the State; a discussion of the legal framework, including State and Federal laws; an evaluation of possible available funding sources; a baseline GHG inventory for the City; the selection of an Emissions Reduction Target; and finally, recommended goals, policies, and actions to reach the selected Emissions Reduction Target. In the end, the targets must reduce the City of Lodi's current GHG emissions to 1990 levels by the year 2020.

To better facilitate the collaborative process in carrying out this proposal, the City of Lodi has joined with other cities, public agencies, institutions and organizations from the San Joaquin Valley region in the Smart Valley Places Compact, coordinated through the California Partnership for the San Joaquin Valley. Through this formal network of participating jurisdictions and organizations, the City of Lodi will have access to the best and most effective pool of resources, templates, models, technical expertise for this task. In turn, the City of Lodi will be able to provide valuable information gathered through the Climate Action Plan planning process to other participating agencies and organizations to help contribute to long-term San Joaquin Valley sustainability.

In addition to this regional collaborative approach, the City of Lodi also intends to include an extensive local community outreach element in the Climate Action Plan planning process. This will incorporate the involvement of local elected officials, appointed positions and the general public.

**Item 3**  
**Proposal Description**

### Section 1: Threshold Requirements

- 1.1 The development and implementation of a Climate Action Plan will consider and eventually incorporate a wide range of strategies that are consistent with the State's Planning Priorities, Section 65041.1 of the Government Code, namely the promotion of infill development and investment in local communities; the protection, preservation and enhancement of environmental and agricultural lands, and natural and recreational resources; and encourage location and resource efficient development.

One of those strategies involves the reduction of Vehicle Miles Traveled (VMT). This can be achieved through a number of actions that are in accordance with the State's Planning Priorities, such as developing alternative and effective means of transportation, employing zoning and land-use mechanisms to minimize the need for transportation, placing an emphasis on in-fill and transit-oriented development and developing more affordable workforce housing within the community to reduce commute distances. Other strategies incorporate improved energy performance in existing and new buildings as a means of conserving our natural resources, and sequestering carbon through the preservation and enhancement of our urban forest.

- 1.2 The overall outcome of this proposal is the creation and adoption of a Climate Action Plan that establishes definitive goal for the reduction of GHG emissions to 1990 levels by the year 2020. Furthermore, the proposed Climate Action Plan will identify both what the City of Lodi is already doing to reach that goal and what actions or strategies that the City of Lodi will need to adopt to meet that goal in the future and to carry on the practices beyond the year 2020.

Each action or strategy established in the Climate Action Plan will have indicators that identify the Estimated Annual Emission Reduction and the Percent Contribution To Target Reductions (in Metric tons CO<sub>2</sub>e) for each action in order to determine its effectiveness and overall impact.

In addition, the proposed Climate Action Plan will be in accordance with the San Joaquin Regional Blueprint Vision's principles and overall goals. The San Joaquin County Council of Government (SJCOG) has reviewed and concurred with that and have provided a letter of in support of our proposal.

- 1.3 As stated previously, this proposal has been reviewed by the SJCOG and found to be in accordance with the principles and overall goals of the San Joaquin County Regional Blueprint Vision, which addresses SB375 requirements.

## Section 2: Program Objectives

### Improvement Air and Water Quality

The reduction of GHG emissions, specifically carbon dioxide (CO<sub>2</sub>) emissions is the key indicator for Air Quality. This can be accomplished through an overall reduction in the Vehicle Miles Traveled (VMT) by developing alternative and effective means of transportation, employing zoning and land-use mechanisms to minimize the need for transportation, placing an emphasis on in-fill and transit-oriented development and developing more affordable workforce housing within the community to reduce commute distances. Decreasing carbon-intensity of vehicles, improving energy performance in existing and new buildings, and sequestering carbon through increased tree planting are all strategies for GHG emission reduction. These strategies are all consistent with the State Implementation Plan as indicated by the programs operated through the local San Joaquin Valley Unified Air Pollution Control District.

### Promote Public Health

The benefit to public health from the reduction of GHG emissions can be realized by the overall improvement of air quality noted previously. Increasing access to safe, sustainable, accessible and affordable transportation and providing more affordable workforce housing within the community are both basic needs for a healthy community. These outcomes can be monitored through public health agency tracking of the number of residents with asthma.

### Promote Equity

Improving access to transportation throughout the community is a strategy that will be employed in this proposal. The increase in ridership for our public transportation can be tracked and reported to determine where changes have been most effective. The planning process for the Climate Action Plan will have an extensive public outreach element which will be sure to include all segments of our community and will be sure to target both the Hispanic and Pakistani populations. The City of Lodi will work with existing organizations that have existing connections into those ethnic communities.

### Increase Housing Affordability

One strategy that has been identified previously as a means of reducing GHG emissions, is the increase in availability of affordable housing within the community, especially to the existing workforce population as a means of reducing current commute travel and to provide opportunities for alternative transportation. This also fulfills requirements within our Regional Housing Needs Assessment allocations. The number of affordable housing units created as well as their location in relation to local transportation and services are both factors that can be tracked and reported through Community Development.

Promote Infill and Compact Development - Revitalize Urban and Community Centers - Protect Natural Resources and Agricultural Lands

Another strategy identified for reduction of GHG emissions is the emphasis on in-fill and transit-oriented development. In-fill development reduces Greenfield development, thereby furthering elements of sustainability. The number of units created in in-fill and compact development can be tracked and reported through Community Development. Inventories of available parcels have recently been updated as we have been going through the Housing Element Update process. Likewise, the investment in the development of in-fill as opposed to Greenfield development can be tracked and reported on through this process.

Reduce Automobile Usage and Fuel Consumption

One of the primary strategies in the reduction of GHG emissions is the reduction of VMT and the increase availability and usage of alternative methods of transportation. The CO2 emissions related to automobile traffic can be monitored and reported to determine whether strategies have been effective. These strategies, along with the City of Lodi's existing policies and practices of purchasing alternative fuel vehicles, are also consistent with those of the California Transportation Plan (CTP2025).

Improve Infrastructure Systems

Transit ridership and increased acreage for park space are both indicators that can be monitored and reported related to this strategy.

Promote Water Conservation

Conservation of water resources is another element of sustainability and the Climate Action Plan. The reduction of residential water usage is an indicator that will be able to be tracked and reported more accurately over the next five years, as the City of Lodi looks to complete the installation of residential water meters throughout the community.

Promote Energy Efficiency and Conservation

Residential energy consumption and conservation are indicators that can be tracked and reported as the City of Lodi operates its own electric utility. Through that municipal utility, the City of Lodi currently offers public benefit programs for conservation and efficiency improvements and is looking to establish additional programs to provide funding for both residential and commercial improvements.

Strengthen the Economy

Climate action intersects with efforts to create employment opportunities in the emerging green economy. Implementing the Climate Action Plan will result in increased demand for skilled labor that can do the work we need done, such as energy efficiency retrofits, solar installations, processing of recyclables, growing and processing local food, and designing, building and maintaining infrastructure related to alternative transportation. The City of Lodi, through its Economic Development component, will work to attract businesses to our community that provide these “Green jobs” and coordinate with our local WorkNet agency to connect local residents to those emerging job opportunities. The City will track and report new business recruitment and job opportunities for this proposal.

Section 3: Priority Consideration

3.1 The City of Lodi has the support of SJCOG for this proposal (see attached letter) and will work closely with them in the both the planning and implementation process for the Climate Action Plan. In addition, the City of Lodi has joined with the other cities of the San Joaquin Valley in the Smart Valley Places Compact to receive and provide support amongst the participating agencies and organizations. It is through that partnership that the City of Lodi will have access to the best and most effective pool of resources, templates, models, technical expertise for this task.

As noted under Social Equity, the City of Lodi intends to have an extensive public outreach process that includes local elected officials, representatives from appointed Boards and Commissions, and the general public. Part of that outreach will also include work with local agencies and organizations that can help include the various ethnic communities in the planning process.

As the City of Lodi intends to draw upon the best and most effective pool of resources and technical expertise available through the Smart Valley Places Compact, it also intends on making the data gathered and the processes and strategies used in the planning and implementation of the Climate Action Plan available to other jurisdictions.

3.2 The City of Lodi is committing at least \$43,000 of in-kind match through Staff resources. In addition, the City is participating in a grant proposal for HUD-Strategic Growth Initiative (HUD-SGI) funding as part of the Smart Valley Cities Compact, which will contribute an additional \$65,000 toward this proposal.

Local Funding: (in-kind match with Staff resources)	\$ 43,000
HUD-SGI Grant funding (available Jan. 2011)	\$ 65,000
Requested Sustainable Communities Grant (Prop 84)	<u>\$150,000</u>
Total Proposal Funding	\$258,000

Any additional funding needed for this proposed project would come either from the City of Lodi General Fund or a reallocation of awarded HUD-SGI Grant funding.

- 3.3 The City of Lodi's proposal for the development and implementation of a Climate Action Plan will provide the greatest opportunity to realize a direct impact on the climate change, as it will effectively provide a roadmap for achieving a measurable reduction in GHG emissions; so adopting the Climate Action Plan will be a discernible step towards emissions reductions. The Climate Action Plan recommends GHG emissions targets that will align Lodi's reduction targets with those of the State of California and presents a number of strategies that will make it possible for the City to meet the recommended targets. The Climate Action Plan also suggests best practices for implementing the Plan and makes recommendations for measuring progress.
- 3.4 This proposal does not serve an economically disadvantaged community.

#### Section 4: Organizational Capacity

- 4.1 The City of Lodi intends on using the services of a qualified consultant with experience in the development and implementation of Climate Action Plans, including an extensive public outreach and involvement element in that process. The City of Lodi has extensive experience managing contract consultants on these kind of projects as we have just recently completed a General Plan Update and are in the process of completing a Housing Element Update using a consultant's services.
- 4.2 In addition to the Consultant that will be hired for this project, the City of Lodi will work closely with SJCOG to ensure compliance with regional.
- 4.3 Community Development Department staff will be responsible for oversight of the Consultant on this proposal and will monitor timelines and project milestones and budgets closely to ensure timeliness and monitor expenditures.
- 4.4 Any additional funding needed for this proposed project would come either from the City of Lodi General Fund or a reallocation of awarded HUD-SGI Grant funding.

Item 4a  
Supporting Documentation  
Budget

Proposed Climate Action Plan Budget				
Task	Total Cost	Council Grant	Local Match	HUD-SGI Grant
<b>CAP Planning Process</b>				
CAP Inventory	6000.00	6000.00		
VMT Analysis	6000.00			6000.00
Transportation Strategies	25300.00	10400.00		14900.00
General Plan Analysis/Amend	19400.00	400.00	19000.00	
Mitigation Measures	5200.00	5200.00		
Water Conservation Strategies	16800.00			16800.00
CAP Document	26300.00	16000.00		10300.00
Environmental Review/Documentation	29000.00	20000.00	9000.00	
Benefit/Cost Analysis	17000.00	10000.00		7000.00
<b>CAP Implementation Process</b>				
VMT Monitoring	6700.00	6700.00		
Climate Protection Plan	5900.00	5900.00		
Building Plan Check/Inspection	9800.00	9800.00		
AB162/AB 170 Compliance	9800.00	9800.00		
<b>Public Benefit/Outreach</b>				
Community Meetings	40000.00	15000.00	15000.00	10000.00
Expenses	9000.00	9000.00		
Contingencies (10%)	25800.00	25800.00		
<b>Total</b>	<b>\$258,000.00</b>	<b>\$150,000.00</b>	<b>\$43,000.00</b>	<b>\$65,000.00</b>

Item 4b  
Supporting Documentation  
Work Plan

## Proposed Work Plan

### City of Lodi

#### Climate Action Plan – Develop and Implement

##### *Quarterly milestones*

Year 1	Quarter 1 - Scope of work prepared. RFQ prepared and distributed.	<i>City Staff</i>
	Quarter 2 - Select consultant. Assemble CAP Action Committee	<i>City Staff</i>
	Quarter 3 - Start GHG Inventory – VMT Analysis	<i>Consultant</i>
	Quarter 4 - Complete GHG Inventory – VMT Analysis Public Meetings to identify preferences and priorities.	<i>Consultant</i> <i>Consultant/Staff</i>
Year 2	Quarter 1 - Prepare draft CAP and GHG reduction strategies.	<i>Consultant</i>
	Quarter 2 - Public Meetings to introduce draft CAP and GHG reduction targets.	<i>Consultant/Staff</i>
	Quarter 3 - Complete CEQA and environmental review.	<i>Staff/Consultant</i>
	Quarter 4 - Adoption of CAP and GHG Target Strategies.	<i>Staff/Consultant</i>
Year 3	Quarter 1 - Begin Implementation of CAP.	<i>Consultant/Staff</i>
	Quarter 2 - Climate Protection Plan	<i>Consultant</i>
	Quarter 3 - VMT Monitoring	<i>Consultant</i>
	Quarter 4 - Final Report Back to City Council	<i>Staff/Consultant</i>

**Item 5**  
**Letter of Commitment**  
**For Authorizing Resolution**

*Phil Katzakian*  
MAYOR  
*Susan Hitchcock*  
MAYOR PRO TEMPORE  
*Larry D. Hansen*  
COUNCIL MEMBER  
*Bob Johnson*  
COUNCIL MEMBER  
*JoAnne L. Mounce*  
COUNCIL MEMBER



**City of Lodi**  
CITY HALL, 221 WEST PINE STREET  
LODI, CA 95240  
(209) 333-6700  
FAX (209) 333-6807

*Konradt Bartlam*  
INTERIM CITY MANAGER

*Randi Johl*  
CITY CLERK

*D. Stephen Schwabauer*  
CITY ATTORNEY

August 30, 2010

Sustainable Communities Planning Grants Program  
c/o Department of Conservation  
Division of Land Resource Protection  
801 K Street, MS Floor 18-01  
Sacramento, CA 95814

RE: City of Lodi - Letter of Commitment for Sustainable Communities Planning Grant

This is to certify that the attached draft authorizing Resolution for the Sustainable Communities Planning Grant application will go before the Lodi City Council on September 21, 2010 for approval. Once approved, a Certified Copy of the approved Resolution will be forwarded to your office to be included with this grant application.

Should you have any questions, please contact me at (209) 333-6700.

Sincerely,

Konradt Bartlam  
Interim City Manager

attachment

RESOLUTION NO. 2010-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE CITY MANAGER TO SUBMIT THE APPLICATION FOR GRANT FUNDS FOR THE SUSTAINABLE COMMUNITIES PLANNING GRANT AND INCENTIVES PROGRAM UNDER THE SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION BOND ACT OF 2006 (PROPOSITION 84)

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the Strategic Growth Council has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the Strategic Growth Council require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and

WHEREAS, the applicant, if selected, will enter into an agreement with the State of California to carry out the development of the proposal.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby;

1. Approves the filing of an application for the (name of the proposal) in order to become a sustainable community;
2. Certifies that applicant understands the assurances and certification in the application, and
3. Certifies that applicant or title holder will have sufficient funds to develop the Proposal or will secure the resources to do so, and
4. Certifies that the Proposal will comply with any applicable laws and regulations, and
5. Appoints the City Manager, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned project(s).

Dated: September 21, 2010

I hereby certify that Resolution No. 2010-\_\_\_\_\_ was passed and adopted by the Lodi City Council in a special meeting held September 21, 2010, by the following vote:

AYES: COUNCIL MEMBERS –  
NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2010-\_\_\_\_\_

Item 6  
Collaboration Requirement Letter  
San Joaquin Council of Governments (SJCOG)



SAN JOAQUIN COUNCIL OF GOVERNMENTS

555 E. Weber Avenue • Stockton, California 95202

209.235.0600 • 209.235.0438(fax)

[www.sjcog.org](http://www.sjcog.org)

August 26, 2010

*Ann Johnston*  
CHAIR

*Chuck Winn*  
VICE CHAIR

*Andrew T. Chesley*  
EXECUTIVE DIRECTOR

*Member Agencies*

CITIES OF  
ESCALON,  
LATHROP,  
LODI,  
MANTECA,  
RIPON,  
STOCKTON,  
TRACY,  
AND  
THE COUNTY OF  
SAN JOAQUIN

Mr. Joseph Wood  
City of Lodi Community Development Department  
221 W. Pine Street  
Lodi, CA 95240

**SB 375 CONSISTENCY LETTER IN SUPPORT OF THE CITY OF LODI  
GRANT APPLICATION – SUSTAINABLE COMMUNITIES PLANNING  
GRANT (PROPOSITION 84)**

Thank-you for the opportunity to provide this letter of support for The City of Lodi's Sustainable Planning Grant application. The goal of this grant is to aid the City in beginning the process to develop a Climate Action Plan that will ultimately establish a baseline greenhouse gas (GHG) emission inventory for the City of Lodi, select a GHG emissions reduction target, and recommend the necessary goals, policies and actions necessary to meet those targeted emissions.

Based upon our review of your Sustainable Communities Planning Grant Proposal Summary Statement, the San Joaquin Council of Governments (SJCOC) finds that your proposal for this grant application is supportive of, and consistent with, the San Joaquin Regional Blueprint Vision's principles and overall goals.

The San Joaquin County Regional Blueprint Vision also addresses SB 375 requirements, and was approved by the SJCOC Policy Board on January 28, 2010. Additionally, the work and associated outcomes for this grant application are directly supportive of SJCOC's own efforts to develop a Sustainable Communities Strategy for the region as required by SB 375. This grant, submitted under Focus Area 1 for the Sustainable Communities Planning Grant Program, will be synergistic with SJCOC's participation in an eight-county San Joaquin Valley Councils of Government grant proposal under Focus Area 2 of this grant program.

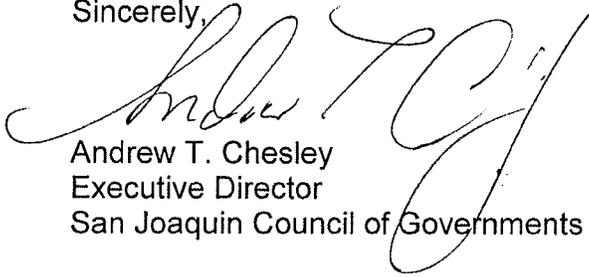
**RECEIVED**

AUG 26 2010

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

I wish you success in your Proposition 84 – Sustainable Communities Planning Grant application.

Sincerely,

A handwritten signature in black ink, appearing to read "Andrew T. Chesley". The signature is fluid and cursive, with a large, sweeping flourish at the end.

Andrew T. Chesley  
Executive Director  
San Joaquin Council of Governments

<b>Guide for Review of National Objective of Low- and Moderate-Income Area Benefit</b>			
<b>Name of Program Participant:</b> City of Lodi			
<b>Staff Consulted:</b> Joseph Wood, Sarah Bontrager			
<b>Activity Name, IDIS Activity Number, and Brief Description:</b> <b>Blakely Park Improvement, IDIS # 7.</b> Resurface the swing area at Blakely Park.			
<b>Name(s) of Reviewer(s)</b>	Cathy Hays	<b>Date</b>	September 1-2, 2010

**NOTE:** All questions that address requirements contain the citation for the source of the requirement (statute, regulation, NOFA, or grant agreement). If the requirement is not met, HUD must make a finding of noncompliance. All other questions (questions that do not contain the citation for the requirement) do not address requirements, but are included to assist the reviewer in understanding the participant's program more fully and/or to identify issues that, if not properly addressed, could result in deficient performance. Negative conclusions to these questions may result in a "concern" being raised, but not a "**finding.**"

**Instructions:** Use this Exhibit for activities that are classified by the program participant as meeting the national objective of benefit to low- and moderate-income persons on an area basis. The Exhibit is divided into seven sections: Service Area; Low- and Moderate-Income Composition of the Service Area; Exception Criteria; Data and Surveys; Nature of Activity; Fees; and Record Keeping/Visual Inspection. One Exhibit is to be completed for each activity reviewed.

**Questions:**

A. SERVICE AREA

1.

Do the program participant's records describe the boundaries of the service area? [24 CFR 570.208(a)(1) and 24 CFR 570.506(b)(2)]	<input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes</b> <b>No</b>
<b>Describe Basis for Conclusion:</b> Program boundaries are CT 44.01 BG 3. Map in file.	

2.

Do you agree with the basis/approach the program participant used in determining the service area of this activity? [24 CFR 570.208(a)(1)]	<input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes</b> <b>No</b>
<b>Describe Basis for Conclusion:</b> Park improvements are clearly an area benefit activity.	

3.

Does the size of the service area appear reasonable given the nature and scope of the activity? [24 CFR 570.208(a)(1)]	<input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes</b> <b>No</b>
<b>Describe Basis for Conclusion:</b> Blakely Park is a neighborhood park, serving the immediate area.	

4.

Is the service area “primarily residential?” [24 CFR 570.208(a)(1)]	<input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes</b> <b>No</b>
<b>Describe Basis for Conclusion:</b> Review of target area map.	

**B. LOW- AND MODERATE-INCOME COMPOSITION OF THE SERVICE AREA**

(Note: Questions 6-9 are applicable to Entitlement Communities only.)

5.

What do the program participant’s records show as the percent of low- and moderate-income residents in this service area?
<b>Describe Basis for Conclusion:</b> 71 percent.

6.

<p>a. Is the percent of low- and moderate-income persons at least 51 percent? (If “yes,” go to “6.e.”) [24 CFR 570.208(a)(1)(i), (ii), and (vii)]</p>	<table border="1"> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> <tr> <td>Yes</td> <td>No</td> </tr> </table>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>				
Yes	No				

**Describe Basis for Conclusion:**

<p>b. If the answer to “a.” above is “no,” was the program participant authorized to qualify the activity under the “exception criteria?” (If the answer to “a.” is “yes,” proceed to Section C of this Exhibit, “Exception Criteria.”) [24 CFR 570.208(a)(vi), (vii); 570.208(d)(5)(i); or 570.208(d)(6)(i)]</p>	<table border="1"> <tr> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Yes</td> <td>No</td> <td>N/A</td> </tr> </table>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	No	N/A
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>					
Yes	No	N/A					

**Describe Basis for Conclusion:**

<p>c. If the answer to “b.” above is “no,” was the activity limited to paying special assessments levied against residential properties, owned and occupied by low- and moderate-income persons, for a public improvement that benefits all residents of a service area? [24 CFR 570.208(a)(1)(iv)]</p>	<table border="1"> <tr> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Yes</td> <td>No</td> <td>N/A</td> </tr> </table>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	No	N/A
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>					
Yes	No	N/A					

**Describe Basis for Conclusion:**

<p>d. If the answer to “c.” above is “yes,” does the activity meet the requirements of 24 CFR 570.208(a)(1)(iv) and 570.506(a) and (b)? (If the answer is “no,” the activity does not meet the low- and moderate-income area benefit national objective.) [24 CFR 570.208(a)(1)(iv); 570.506(a) and (b)(2)]</p>	<table border="1"> <tr> <td><input type="checkbox"/></td> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td>Yes</td> <td>No</td> <td>N/A</td> </tr> </table>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	No	N/A
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>					
Yes	No	N/A					

**Describe Basis for Conclusion:**

e. Does the program participant's documentation show that the correct census data were used <u>and</u> the calculations correctly computed? [24 CFR 570.208(a)(1)(i) and (ii)]	<input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes No</b>
<b>Describe Basis for Conclusion:</b> Review of LMI data. 2009 HUD LMI data was used to compute the low-mod beneficiary percentage.	
f. If the answer to "e." is "no," was the program participant authorized to use a survey to qualify the activity? (If the answer is "yes," proceed to Section D of this Exhibit, "Data and Surveys.") [24 CFR 570.208(a)(1)]	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <b>Yes No N/A</b>
<b>Describe Basis for Conclusion:</b>	

**C. EXCEPTION CRITERIA**

Section 105(c)(2)(A)(ii) of the HCD Act of 1974, as amended, states that an activity shall be considered to principally benefit low- and moderate-income persons when "the area served by such activity is within the highest quartile of all areas within the jurisdiction of such city or county in terms of the degree of concentration of persons of low and moderate income." The CDBG regulations at 24 CFR 570.208(a)(1)(ii) implement section 105(c)(2)(A)(ii) and describe the methodology for calculating the exception percentage. For exception-qualified program participants, HUD will post on the internet the exception percentages for program participant area benefit activities (see <http://www.hud.gov/offices/cpd/systems/census/lowmod/exception.cfm>). The Integrated Disbursements and Information System (IDIS) will also track projects for exception program participants. The reviewer is required to review these percentages as calculated by HUD, unless a HUD-approved survey has been conducted by the program participant.

7.

If applicable, what is the program participant's exception percentage for low- and moderate-income area benefit activities?
<b>Describe Basis for Conclusion:</b> N/A

8.

If the program participant qualified this activity under the exception criteria, does the percentage of low- and moderate-income residents residing in the activity service area equal or exceed the percentage in question 7 above? (If “no,” the activity does not qualify under this criterion.) [24 CFR 570.208(a)(1)(ii)]	<input type="checkbox"/> <b>Yes</b> <input type="checkbox"/> <b>No</b> <input checked="" type="checkbox"/> <b>N/A</b>
<b>Describe Basis for Conclusion:</b> N/A	

**D. DATA AND SURVEYS**

Note: For “exception rule” program participants, survey data may be used to show that the service area contains at least 51 percent low- and moderate-income residents. However, survey data that show a service area exceeding the program participant’s authorized upper quartile percentage as shown in C.7 above, but are less than 51 percent low- and moderate-income, can only be accepted if all of the program participant’s block groups were also surveyed, using a methodology acceptable to HUD, and a new upper quartile properly calculated based on that data.

9.

If the program participant used a survey rather than the HUD-supplied Census data to determine if a service area qualifies, answer the following:	
a. The period for which the income survey of residents of the service area was determined: N/A	
b. The year used for HUD income limits: N/A	
c. Did the survey show the service area was at least 51 percent low- and moderate-income? [24 CFR 570.208(a)(1)(vi)]	<input type="checkbox"/> <b>Yes</b> <input type="checkbox"/> <b>No</b> <input checked="" type="checkbox"/> <b>N/A</b>
<b>Describe Basis for Conclusion:</b>	

d. If “no” to c., did the program participant survey one or more whole block groups? [24 CFR 570.208(a)(1)(vi)]	<input type="checkbox"/> <b>Yes</b> <input type="checkbox"/> <b>No</b> <input checked="" type="checkbox"/> <b>N/A</b>
<b>Describe Basis for Conclusion:</b>	

<p>e. If “yes” to d., did the program participant survey all block groups and re-rank them to determine if there was a change in the exception percentage? (If “no,” use of the survey is not acceptable.) [24 CFR 570.208(a)(1)(vi)]</p>	<p><input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> Yes No N/A</p>
<p><b>Describe Basis for Conclusion:</b></p>	

<p>f. If “no” to d., did the survey show that the percentage of low- and moderate-income residents was at least equal to or greater than the program participant’s exception percent, but less than 51 percent low- and moderate-income? (If “no”, the activity does not meet the National Objective.) [24 CFR 570.208(a)(1)(vi)]</p>	<p><input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> Yes No N/A</p>
<p><b>Describe Basis for Conclusion:</b></p>	

10.

<p>If a survey was used to determine the percent of low- and moderate-income residents in the service area, did the CPD Field Office review the survey instrument and methodology and conclude “that the results meet the standards of statistical reliability that are comparable to that of the decennial census for areas of similar size?” [24 CFR 570.208(a)(1)(vi)]</p>	<p><input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> Yes No N/A</p>
<p><b>Describe Basis for Conclusion:</b></p>	

E. NATURE OF ACTIVITY

11.

Does the activity appear to benefit the residents located within the service area, where at least 51 percent are low- and moderate-income persons, or within the program participant's exception percentage, as identified in question 7 above? [24 CFR 570.208(a)]	<input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes</b> <b>No</b>
<b>Describe Basis for Conclusion:</b> The park improvements benefit the surrounding neighborhood, which is low-income.	

F. FEES

12.

a. If the activity is a facility or service, are fees charged?	<input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes</b> <b>No</b> <b>N/A</b>
<b>Describe Basis for Conclusion:</b> No fee is charged for park admission.	

b. If "yes," how much is charged to use the facility or service?
<b>Describe Basis for Conclusion:</b> N/A

c. If fees are charged, do they appear excessive so as to preclude low- and moderate-income persons from using the facility or service? [24 CFR 570.200(b)(2)]	<input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <b>Yes</b> <b>No</b> <b>N/A</b>
<b>Describe Basis for Conclusion:</b>	

G. RECORD-KEEPING/VISUAL INSPECTION

13

<p><b>[OS]</b> Did your inspection of the records validate the information and documentation contained in the Integrated Disbursements and Information System (IDIS) and/or the program participant's most recently completed Consolidated Annual Performance and Evaluation Report (CAPER) for the activity? [24 CFR 91.525(a)(3)]</p>	<p><input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <b>Yes No N/A</b></p>
<p><b>Describe Basis for Conclusion:</b> Review of documents.</p>	

14.

<p><b>[OS]</b> If you inspected the service area/activity location, is there substantial evidence that the activity fails to benefit low- and moderate-income persons in the identified area?</p>	<p><input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <b>Yes No N/A</b></p>
<p><b>Describe Basis for Conclusion:</b> No inspection.</p>	

15.

<p>Does the activity meet the national objective criteria for serving a low- and moderate-income area? [24 CFR 570.208(a)(1) and 24 CFR 570.506]</p>	<p><input checked="" type="checkbox"/> <input type="checkbox"/> <b>Yes No</b></p>
<p><b>Describe Basis for Conclusion:</b> Review of file.</p>	

RESOLUTION NO. 2010-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE CITY MANAGER TO SUBMIT THE APPLICATION FOR GRANT FUNDS FOR THE SUSTAINABLE COMMUNITIES PLANNING GRANT AND INCENTIVES PROGRAM UNDER THE SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION BOND ACT OF 2006 (PROPOSITION 84)

=====

WHEREAS, the Legislature and Governor of the State of California have provided funds for the program shown above; and

WHEREAS, the Strategic Growth Council has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

WHEREAS, said procedures established by the Strategic Growth Council require a resolution certifying the approval of application(s) by the Applicants governing board before submission of said application(s) to the State; and

WHEREAS, the applicant, if selected, will enter into an agreement with the State of California to carry out the development of the proposal.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby:

1. Approve the filing of an application for the Sustainable Communities Planning Grant and Incentives Program Under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act Of 2006 (Proposition 84) in order to become a sustainable community;
2. Certifies that applicant understands the assurances and certification in the application, and
3. Certifies that applicant or title holder will have sufficient funds to develop the Proposal or will secure the resources to do so, and
4. Certifies that the Proposal will comply with any applicable laws and regulations, and
5. Appoints the City Manager, or designee, as agent to conduct all negotiations, execute and submit all documents including, but not limited to applications, agreements, and payment requests, which may be necessary for the completion of the aforementioned project(s).

Dated: September 21, 2010

=====

I hereby certify that Resolution No. 2010-\_\_\_\_\_ was passed and adopted by the Lodi City Council in a special meeting held September 21, 2010, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2010-\_\_\_\_\_



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Conduct a Public Hearing to Consider and Approve the 2009/10 Community Development Block Grant Consolidated Annual Performance and Evaluation Report; and the Amendment of the 2010/11 Action Plan to Accommodate the Reallocation of Unused Community Development Block Grant Funds from the 2009/10 Program Year.

**MEETING DATE:** September 21, 2010

**PREPARED BY:** Community Development Department

---

**RECOMMENDED ACTION:** Conduct a public hearing to consider and approve the 2009/10 Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER); and the amendment of the 2010/11 Action Plan to accommodate the reallocation of unused CDBG funds from the 2009/10 Program Year.

**BACKGROUND INFORMATION:** A public hearing is required as part of the federal requirements of the Community Development Block Grant (CDBG) program.

The 2009/10 CAPER (Exhibit A) describes the programs and activities accomplished during that program year, in which the City received \$751,211 in federal CDBG funds. The public review and comment period for the CAPER document begins September 1, 2010 and will end September 21, 2010.

The 2010/11 Action Plan was adopted on May 5, 2010, and approved by the U.S. Department of Housing and Urban Development (HUD) in June 2010. Since that time, the City has identified three projects that have funding available for reallocation. These projects had total costs that were lower than anticipated, and fund balances can be moved to other open projects.

A total of \$16,008.52 in CDBG funds from the following three 2009/10 projects are proposed for reallocation:

Blakely Park Swing Area Resurfacing - \$4,041.33.

When bid, this project came in substantially below budget. The project is now complete and the remaining balance is proposed for reallocation.

Graffiti Abatement - \$7,960.68

The graffiti abatement program met its goals for the 2009/10 program year, but had a balance after cost accounting was complete.

Spay/Neuter Program - \$4,006.51

The spay/neuter program met its goals for the 2009/10 program year, but was not able to expend all of its funds within the program year.

---

APPROVED: \_\_\_\_\_  
Konradt Bartlam, Interim City Manager

Staff has identified existing activities which will commit the reallocated funds. In order to commit a substantial amount of additional funds to existing activities, the City must amend the 2010/11 Action Plan.

The following 2010/11 projects are proposed to receive the reallocated funding:

Project 10-02 - Water Meter Installation Program

Current allocation: \$212,417.00  
Reallocated funds: \$ 11,967.19  
Adjusted allocation: \$224, 384.19

Project 10-04 – Van Buskirk Park Playground Replacement

Current allocation: \$165,000.00  
Reallocated funds: \$ 4,041.33  
Adjusted allocation: \$169,041.33

The Action Plan amendment was made available for public review during a 30-day public comment period from August 20, 2010 to September 21, 2010.

**FISCAL IMPACT:** The CAPER document is being completed as an administrative activity that is funded through the City's CDBG administrative allocation from HUD.

**FUNDING AVAILABLE:** Not Applicable

---

Konradt Bartlam  
Community Development Director

# 2009-2010 CAPER

## I. EXECUTIVE SUMMARY

This Consolidated Annual Performance and Evaluation Report describes the City's housing and community development accomplishments in the 2009-10 fiscal year, with a special focus on those activities funded by the Community Development Block Grant.

In the 2009-2010 program year, the City funded improvements to parks, infrastructure, and the LOEL Center, as well as several public service activities. Accomplishments include the following:

- Began work on the reconstruction of two alleys in low-income areas to improve drainage;
- Resurfaced the swing area at Blakely Park;
- Provided nearly 300,000 pounds of food to more than 5,000 Lodi residents through Second Harvest Food Bank;
- Removed more than 1,000 instances of graffiti in low-income areas;
- Funded the spay/neuter of 455 cats and 66 pit bulls;
- Provided 114 households with fair housing information; and
- Began work on kitchen improvements in the LOEL senior center.

In addition, staff continued to make progress on the development of an 80-unit affordable senior housing complex (with Eden Housing) and implementing a first-time homebuyer assistance program. The City also provided one-on-one training to public service providers, and implemented monitoring and fiscal systems to oversee and track progress of the CDBG grant program. All of the proposed activities for the year were completed or underway by the end of the fiscal year.

Program year 2009-10 was the City's first year as an entitlement jurisdiction for CDBG funds. Staff strived to provide training opportunities to new grant recipients and establish best practices, with the goal of integrating them into the day-to-day and long-term implementation of the program.

## II. INTRODUCTION

As an entitlement grantee for the United States Department of Housing and Urban Development (HUD) formula Community Development Block Grant (CDBG) program, the City of Lodi is required to prepare a Consolidated Annual Performance and Evaluation Report (CAPER) to analyze and summarize program accomplishments during the preceding program year. This CAPER assesses Lodi's progress in completing activities identified in the 2009-10 Action Plan, which covers the period from July 1, 2009 through June 30, 2010. The CAPER also reports progress in meeting overall five-year Consolidated Plan goals and priorities, and identifies areas for improvement as a result of annual self-evaluations and HUD performance reviews.

# 2009-2010 CAPER

The 2009-10 program year was the City of Lodi's first year as an entitlement recipient of Community Development Block Grant (CDBG) funds. The Neighborhood Services Division, within the Community Development Department, serves as the lead agency for the administration of CDBG funds. Questions regarding this report should be directed to the staff within this division at:

CDBG Program Administrator  
City of Lodi  
221 W. Pine Street, PO Box 3006  
Lodi, CA 95241  
209-333-6711

This report was made available for public review during a 15-day public comment period from September 1, 2010 to September 15, 2010. A public notice announcing its availability was published in the *Lodi News-Sentinel* on August 18, 2010. A public hearing on the report was held on September 21, 2010 at the Lodi City Council meeting.

## III. ACTIVITY SUMMARIES

### HOUSING

#### Affordable Housing Land Acquisition

The City will provide funding to a non-profit housing develop to purchase land for an affordable senior housing development.

**2009-10 Objective:** 60-80 units constructed

**Funding Allocated:** \$1.2 million (prior-year funding through the San Joaquin Urban County)

**2009-10 Accomplishment:** Project underway

**Actual Expenditure:** \$36,169.60 (in prior-year Urban County funds)

**Narrative:** City staff worked with Eden Housing, the developer selected to build and manage the housing, to secure all entitlements and complete grant and tax credit applications. Environmental review of the property was completed. The City also hired a third-party appraiser to provide valuation of the property. Construction on the project is anticipated to start in summer 2012. A total of 80 units are planned.

# 2009-2010 CAPER

## PUBLIC FACILITIES

### LOEL Senior Center Kitchen Renovation

Renovate and expand the current LOEL kitchen to commercial kitchen standards, so that LOEL can take over daily senior meal preparation for north San Joaquin County. Ongoing funding for meals will be provided through state and federal sources.

**2009-10 Objective:** 1 public facility improved

**Funding Allocated:** \$228,402

**2009-10 Accomplishment:** Project underway

**Actual Expenditure:** \$81,904.20

**Narrative:** LOEL bid the project in compliance with federal requirements. Construction work to expand and modernize the kitchen began in May 2010. Construction is anticipated to be complete in September 2011. LOEL also acquired new commercial kitchen equipment in 2009-10, using a different funding source. Outcomes will be reported in the 2010-11 CAPER.

### Alley Drainage Improvements

Reconstruct one alley to increase accessibility and drainage. Storm drain facilities will be added and the alley will be resurfaced.

**2009-10 Objective:** 1 public facility improved

**Funding Allocated:** \$249,886

**2009-10 Accomplishment:** Project underway

**Actual Expenditure:** \$5,575.20

**Narrative:** City staff bid the project and awarded a contract for improvements to three alleys (using additional funding from the Urban County). After initial work began, improvements to one alley location were determined to be infeasible. Work continued on the two additional alleys and is anticipated to be complete in late fall 2010. Outcomes will be reported in the 2010-11 CAPER.

### Blakely Park Swing Area Resurfacing

Resurface the Blakely Park swing area to lengthen the life of the surfacing.

**2009-10 Objective:** 1 public facility improved

**Funding Allocated:** \$10,000

**2009-10 Accomplishment:** Project underway

# 2009-2010 CAPER

**Actual Expenditure:** \$734.09

**Narrative:** City staff bid the project and awarded a contract for the Blakely Park improvements. The construction was completed in April 2010, but was not invoiced until July 2010. Outcomes will be reported in the 2010-11 CAPER.

## PUBLIC SERVICES

### Graffiti Abatement

The Graffiti Abatement Program will remove graffiti on properties located in target areas. Staff will remove graffiti by pressure-washing the structure or by painting over it. The goal of the program is to preserve neighborhood property values.

**2009-10 Objective:** 700 instances of graffiti removed

**Funding Allocated:** \$50,681

**2009-10 Accomplishment:** 1,075 instances of graffiti removed

**Actual Expenditure:** \$42,720.32

**Narrative:** The graffiti abatement program operated year-round and exceeded goals. Most graffiti reported was removed within 1-2 days. Graffiti removal staff kept logs detailing location of graffiti and what was written to assist the police in identifying trends and combating future graffiti. The remaining balance of funding will be reallocated in 2010-11.

### Second Harvest Food Bank

Provide funding to Second Harvest Food Bank to purchase foods that are not typically donated to the food bank (e.g., meat and dairy products).

**2009-10 Objective:** 6,500 persons assisted

**Funding Allocated:** \$10,000

**2009-10 Accomplishment:** 5,552 persons assisted

**Actual Expenditure:** \$10,000

**Narrative:** Second Harvest operated three food assistance programs. The Food 4 Thought program delivered a total of 19,070 pounds of food to Lodi residents. The Senior Brown Bag program delivered 66,816 pounds of food to Lodi seniors. The Food Assistance Program delivered 209,329 pounds of food to Lodi residents. The estimated value of food provided to Lodi residents was \$442,822. Second Harvest supplemented funds from the City of Lodi with private donations (food and cash), handling fees, and FEMA grants.

# 2009-2010 CAPER

**Table 2  
Second Harvest Food Bank Beneficiaries**

Category	Total	Percent of Total HH
<b>Total Persons</b>	5,552	100%
<b>Total Low/Mod-Income</b>	5,552	100%
Extremely low-income	4,062	73%
Low-income	910	16%
Moderate-income	580	11%
<b>Special Needs</b>	1,269	23%
Disabled HH Member	108	2%
Senior Headed HH	301	5%
Female Headed HH	860	15%
5+ Person HH	Not collected	-
<b>Race/Ethnicity</b>	--	--
Hispanic (all races)	2,145	39%
White	2,682	48%
Black or African-American	336	6%
Asian	112	<1%
American Indian or Alaskan Native	50	<1%
Native Hawaiian or Pacific	12	<1%
American Indian or Alaskan Native and White	31	<1%
Asian and White	59	<1%
Black or African American and White	119	<1%
American Indian or Alaskan Native and Black	6	<1%
Multiracial	N/A	-
Other/No response	N/A	-

## San Joaquin Fair Housing

San Joaquin Fair Housing provides fair housing services, such as housing discrimination and tenant/landlord law hotline, complaint investigation, and outreach and education through public forums.

**2009-10 Objective:** 1,431 persons assisted

**Funding Allocated:** \$20,000

**2009-10 Accomplishment:** 388 persons assisted (114 households)

**Actual Expenditure:** \$20,000

**Narrative:** San Joaquin Fair Housing promoted fair housing by advertising in local media, attending nine community events

# 2009-2010 CAPER

in San Joaquin County, and distributing fliers to four locations in Lodi. They served a total of 388 persons (114 households) by providing information on fair housing. A total of 25 households were served through formal intakes. Of the 25 cases, 19 were resolved. Issues relating to formal intakes were not concentrated on any topic.

**Table 3**  
**San Joaquin Fair Housing Beneficiaries**

Category	Total	Percent of Total HH
<b>Total Households</b>	114	100%
<b>Total Low/Mod-Income</b>	91 (households)	80%
Extremely low-income	Not collected	-
Low-income	Not collected	-
Moderate-income	91	80%
<b>Special Needs</b>	--	--
Disabled HH Member	35	31%
Senior Headed HH	16	14%
Female Headed HH	73	64%
5+ Person HH	26	23%
<b>Race/Ethnicity</b>	--	--
Hispanic (all races)	43	38%
White	48	42%
Black or African-American	5	4%
Asian	3	3%
American Indian or Alaskan Native	1	1%
Native Hawaiian or Pacific	-	-
American Indian or Alaskan Native and White	-	-
Asian and White	1	1%
Black or African American and White	-	-
American Indian or Alaskan Native and Black	-	-
Multiracial	N/A	-
Other/No response	56	49%

## Spay/Neuter Program

Offer a spay/neuter program for feral cats trapped and released in target areas and pets (cats and pit bulls) owned by low-income households.

**2009-10 Objective:** 214 persons assisted

# 2009-2010 CAPER

**Funding Allocated:** \$32,000

**2009-10 Accomplishment:** 177 households assisted

**Actual Expenditure:** \$27,993.49

**Narrative:**

A total of 455 cats and 66 pit bulls or pit bull mixes were fixed through the program. Of the cats, 274 were pets and 247 were feral cats. All pets fixed were owned by low-income Lodi residents. The program reduced the number of unwanted animals delivered to the shelter and improved public health in the target areas by providing rabies vaccinations to feral cats. The accomplishment is lower than the objective because many households had multiple pets fixed.

**Table 4  
Spay/Neuter Program Beneficiaries**

Category	Total	Percent of Total HH
<b>Total Households</b>	177	100%
<b>Total Low/Mod-Income</b>	177	100%
Extremely low-income	Not collected	-
Low-income	Not collected	-
Moderate-income	177	100%
<b>Special Needs</b>	--	--
Disabled HH Member	34	19%
Senior Headed HH	20	11%
Female Headed HH	80	45%
5+ Person HH	19	11%
<b>Race/Ethnicity</b>	--	--
Hispanic (all races)	36	20%
White	138	78%
Black or African-American	-	-
Asian	2	1%
American Indian or Alaskan Native	2	1%
Native Hawaiian or Pacific	3	2%
American Indian or Alaskan Native and White	4	2%
Asian and White	-	-
Black or African American and White	-	-
American Indian or Alaskan Native and Black	-	-
Multiracial	3	2%
Other/No response	25	14%

# 2009-2010 CAPER

*Note: Data is provided only on pet owners participating in the program. Persons living in target areas who benefited from feral cat spay/neuter are not included.*

## PLANNING AND ADMINISTRATION

### CDBG Administration

The planning and administration funding is intended to provide funding for general staff administration of CDBG programs and activities, including Integrated Disbursement and Information System (IDIS) training, program set-up, reporting, planning, and subrecipient training and monitoring.

**2009-10 Objective:** N/A

**Funding Allocated:** \$150,242

**2009-10 Accomplishment:** N/A

**Actual Expenditure:** \$150,242

**Narrative:** CDBG staff carried out a wide range of administrative activities to implement programs and activities serving the target income and special needs population.

## EXPENDITURE SUMMARY

The following tables show the City's 2009-10 expenditures in different categories and in comparison to federally-mandated caps. The IDIS reports in **Appendix B** show additional detail on the City's expenditures.

**Table 5**  
**2009-10 CDBG Allocations and Expenditures**

Category	2009-10 Funds Allocated	2009-10 Funds Spent
Planning and Administration	\$150,242.00	\$150,242.00
Public Services	\$112,681.00	\$100,713.81
Public Improvements - City	\$259,886.00	\$6,309.29
Public Facilities - Nonprofit	\$228,402.00	\$81,904.20
<b>Total</b>	<b>\$751,211.00</b>	<b>\$339,169.30</b>

**Table 6**  
**Timely Expenditure Calculation**

Timely Expenditure Calculation (150% max)	
Total 2009-10 annual funding	\$751,211
Total funds remaining at year-end	\$412,042
Percentage of total funding remaining	55%

# 2009-2010 CAPER

**Table 7  
Planning and Administration Calculation**

<b>Planning and Admin Calculation (20% max)</b>	
Total 2009-10 annual funding	\$751,211
Total planning and admin expenditures	\$150,242
Planning and admin percentage	20%

**Table 8  
Public Services Calculation**

<b>Public Services Calculation (15% max)</b>	
Total 2009-10 annual funding	\$751,211
Total public services expenditures	\$112,682
Public services percentage	13%

# 2009-2010 CAPER

## IV. GENERAL NARRATIVE

### AFFIRMATIVELY FURTHERING FAIR HOUSING

In 2009-10, the City began work on its first Analysis of Impediments to Fair Housing Choice. This document reviews demographics; lending patterns; local, state, and federal codes and regulations; fair housing complaints; and other relevant resources to determine impediments to fair housing in the community. The AI will also identify actions the City will take in order to address fair housing impediments.

During the 2009-10 fiscal year, the City contracted with San Joaquin Fair Housing, a local non-profit agency that offers information of fair housing law and tenant-landlord disputes, as well as investigates housing discrimination complaints. Fliers relating to fair housing topics were distributed to four locations in Lodi, and San Joaquin Fair Housing offered drop-in fair housing services from the Lodi Public Library one day per week. Information was available by phone from their Stockton offices five days per week. Additional actions taken to promote fair housing include the participation in community events, advertisement in the Lodi News-Sentinel and on local cable access television, and maintaining a website with fair housing information.

The City displays fair housing materials at City Hall, and copies of these materials are free to the public. Fair housing information is sent free of charge to those who request it. In addition, the City promotes fair housing awareness in its housing programs and works with housing providers in the City to ensure the fair and equitable treatment of persons and households seeking housing in the City.

### AFFORDABLE HOUSING

The City's affordable housing efforts in 2009-10 focused on expanding the supply of affordable housing and improving the ability of households to afford homeownership. The City continued to work with Eden Housing on the 80-unit affordable senior housing complex planned in the Roget Park area. The project design was finalized and Eden Housing and the City have actively pursued funding to close the gap on this project. The City also received an \$800,000 HOME grant through the California Department of Housing and Community Development to offer a first-time homebuyer downpayment assistance program. The City completed the program guidelines and began marketing and accepting applications in 2009-10.

### CONTINUUM OF CARE NARRATIVE

Lodi is a member of San Joaquin County's Continuum of Care. The Continuum of Care is coordinated by the San Joaquin County Neighborhood Preservation Division, which also manages the Shelter Plus Care and Supportive Housing Programs, both of which provide homeless County residents with rental assistance and supportive services. San Joaquin County also coordinates the Homeless Prevention and Rapid Re-housing Program, which

# 2009-2010 CAPER

offers short-term and medium-term assistance to homeless households or households at risk of becoming homeless due to the economic recession.

The Continuum of Care is in the process of developing a Homelessness Prevention Plan, which will contain strategies and priority actions to expand programs and services for homeless persons and those at risk of homelessness in the region. The focus will be on developing individual and family self-sufficiency and, to the extent possible, helping persons at risk of homelessness to remain in their homes.

Lodi participates in the bi-annual countywide homeless survey. Staff assists with the planning and the point-in-time count, and sponsors a community event that focuses on connecting homeless persons with local services in coordination with the homeless count.

## Local Service Provider Assistance

There are many local and regional organizations that provide assistance to the homeless, persons at risk of homelessness, seniors, and other special needs groups. These organizations include the Salvation Army, Second Harvest Food Bank, LOEL Center, Lodi House, Hand Up, and many others. Second Harvest Food Bank, which provides food primarily to very low-income families, and LOEL, which serves primarily low-income seniors, both received grant funding in 2009-10. The City has funded many other local service providers that serve homeless and special needs groups in prior years and continues to support their activities.

## Senior Services

In 2009-10, the City funded improvements to kitchen at the LOEL Center. The improvements are currently underway, and once completed LOEL will begin preparing and delivering meals to homebound seniors (Meals on Wheels) as well as continuing to offer congregate meals at the senior center. The City also continued to make progress on the 80-unit affordable senior housing complex planned for the Roget Park area.

## Homeless and Homeless Prevention Services

Lodi has several agencies that serve homeless populations. The Salvation Army operates an emergency shelter with 45 beds for men and 25 beds for women/children, and owns four units of transitional housing. They also offer daily meals and a range of supportive services for homeless persons. Lodi House has a total of 26 beds for women/children, and they offer supportive services as well. Although the City did not use CDBG funding in 2009-10 to support these organizations, the City has funded them in the past and continues to support their efforts in other ways.

Lodi staff also works with Hand Up, a grassroots homeless outreach organization that meets monthly to discuss homeless issues. Participants include the San Joaquin County Board of Supervisors, Salvation Army, the Unity Project, and several churches. Many of the churches work together to provide meals to the homeless in a local park.

# 2009-2010 CAPER

## OTHER ACTIONS IN SUPPORT OF CDBG GOALS

### Actions to Address Obstacles to Meeting Under-Served Needs

The need for affordable housing for low-income households and seniors continues to exceed the available resources. The City has provided services, discussed previously under the Continuum of Care narrative, and has worked to create new affordable housing opportunities for under-served groups, including seniors.

### Fostering and Maintaining Affordable Housing

The City of Lodi Strategic Plan identifies development of new housing resources as a primary component of the City's housing strategy. The City is actively encouraging affordable housing, most notably through the Tienda Drive affordable senior housing complex and the downpayment assistance program.

In 2009-10 the City continued to work with Eden Housing on the development of an 80-unit affordable senior housing complex. Site plans were completed, and the City assisted Eden Housing with applications for permanent financing. In 2010-11, the City anticipates selling property to Eden Housing in an arms length transaction.

In 2009-10, the City also created its downpayment assistance program, funded by an \$800,000 HOME grant through the California Department of Housing and Urban Development. Approximately 15 loans are anticipated to be made in 2010-11.

In 2010-11, the City plans to devote additional resources to advancing affordable housing opportunities. City staff plans to explore alternative resources, including tax credits and regional and state grant opportunities.

### Barriers to Affordable Housing

Lodi continues to work toward meeting the housing needs of its low- and moderate-income residents. Falling sales prices in Lodi have made many homes affordable to low- and moderate-income households. The median sales price for homes in Lodi in 2009 was \$165,000. Despite falling sales prices in Lodi and San Joaquin County, home prices and rents are still high enough to make it difficult for extremely low-income households to locate an affordable unit.

A continued supply of housing affordable to all household income levels is essential to meet the needs of the residents of the City. The City recognizes the importance of balancing construction of new affordable housing with preserving and rehabilitating current affordable housing resources.

The City is in the process of updating its Housing Element and completing an Analysis of Impediments to Fair Housing Choice. Both of these documents explore barriers to producing affordable housing, including governmental and non-governmental constraints.

# 2009-2010 CAPER

Governmental constraints include land use controls, entitlement processing, fees, and building codes. Land use controls are necessary to ensure orderly and appropriate development and growth in the City. Fees, land dedication, and public improvements are usually required as part of land development and entitlement processing to ensure an adequate supply of infrastructure, parks, and schools to serve the development. To facilitate the development of affordable housing, the City may consider assisting developers in locating resources for funding affordable housing. Building and housing codes are implemented to ensure the safety of the community (housing residents, specifically). It is unlikely that the City will waive building or housing code requirements as a method of increasing affordability.

Non-governmental constraints include the availability of mortgage and rehabilitation financing, the supply and cost of land, and construction costs. The City will monitor these constraints and provide incentives to reduce them when possible.

## Regional Housing Needs Allocation

In 2008, the City received its 2007-2014 regional housing needs allocation (RHNA) from the local Council of Governments. The allocation indicated the continued need for a supply of affordable housing and targets these needs by income group. In summary, the allocation calls for 25 percent of new housing production to be affordable to low-income households and 17 percent to be affordable to moderate-income households (using the HUD CDBG income definitions, which differ from those used in the Housing Element). This is a total of 917 low-income units and 650 moderate-income units, and reflects a significant need for new affordable housing.

The City's draft 2010-2016 Housing Element determines that based on the state allocation needs, Lodi will need to demonstrate the capacity, based on appropriately zoned land, to accommodate 917 housing units affordable to low-income households and 650 housing units affordable to moderate-income households during the current RHNA period. In addition, the City will have to demonstrate the capacity to accommodate 716 units for persons earning between 81 and 120 percent of the area median income.

## Public Housing and Resident Initiatives

The City does not own any public housing. The 2009-2014 Consolidated Plan does not include plans to construct or operate public housing. The City does have two public and/or subsidized housing developments within its boundaries. These are owned and operated by the Housing Authority of the County of San Joaquin (HACSJ). The City works with HACSJ to ensure the continued quality of public housing in the City.

## Lead-Based Paint

The City did not conduct any activities for which lead-based paint clearance was necessary in 2009-10. For non-CDBG-funded housing programs, the City does conduct a visual assessment to identify lead-based paint hazards when necessary and contracts with certified lead-based paint inspectors on a case-by-case basis.

# 2009-2010 CAPER

## Compliance and Monitoring

City staff met with the subrecipient staff responsible for each activity prior to the beginning of the program year. All subrecipients were informed of the obligations to collect the required information on income, household composition, and race and ethnicity. The City also provided information on subrecipient agreement policies, data collection, and financial management and recommended each subrecipient read the "Playing by the Rules" guide produced by HUD. Staff provided technical assistance to subrecipients throughout the year.

Quarterly, staff examined the progress the subrecipient was making toward performance targets. Public services subrecipients must report their service population with each billing. Each subrecipient agreement contains provisions for reductions to or suspensions of payments in the event that targets are not being met (without valid reason) or when past performance issues have not been resolved.

The City has placed a strong emphasis on its subrecipients gathering complete and accurate information on the persons and/or households they serve, and regularly reporting on progress.

## Anti-Poverty Strategy

During the program year, the City worked with several organizations that focus on increasing self-sufficiency among lower-income populations. These organizations included the Salvation Army, which provides a full range of counseling and training services to homeless residents, and the Lodi Library adult literacy program. The Second Harvest Food Bank, which was funded by a \$10,000 CDBG grant, provided food to low-income families through local churches and non-profits, many of whom offer social services to assist with job training and housing security. The City also provides code enforcement services to ensure that lower-income households have a habitable place to live.

The City contracts with San Joaquin Fair Housing to provide fair housing counseling to residents; most of the households that take advantage of this resource are low-income. The housing counseling offers advice on resolving tenant-landlord disputes, among other topics, in an attempt to help low-income households stay in their homes.

The City's support of the LOEL Center kitchen renovation will ensure that the City's elderly receive adequate nutrition at a nominal cost. This preserves the limited income that many elderly persons have.

## LEVERAGING RESOURCES

With respect to public services funded with CDBG funds, the City requires all subrecipients to identify other resources they will utilize during the program year to operate and implement CDBG-supported activities. It is the City's intent to ensure adequate non-federal and private funds are available, thus minimizing the dependence on federal funds. To best leverage the City's available resources, the City will continue to layer private and non-federal resources with federal resources.

# 2009-2010 CAPER

## CITIZEN COMMENTS

The City provided public notice of the public review period and planned submission of this CAPER. The draft document was made available on the City website and at City Hall.

Public notice included the address of City Hall, staff contact names, mailing addresses, phone numbers, the address of website to view the report, and information on where to direct comments and questions.

If any comments are received, the City endeavors to respond to all questions or comments within 10 business days.

## SELF-EVALUATION

### What is the status of grant programs?

Although 2009-10 was Lodi's first year as a CDBG entitlement jurisdiction, the City had several years of experience operating a CDBG program under the Urban County. The City spent approximately 45 percent of its first-year allocation, with all projects underway as of the end of the fiscal year. The City worked with three non-profit service providers on public service and facility projects benefiting low- and moderate-income households and seniors. The City also conducted services and facility improvements in the target areas.

### Are grant disbursements timely?

HUD requires that at a point approximately three-quarters of the way through the fiscal year, grantees have available in their line of credit no more than 1.5 times that year's entitlement grant. The City of Lodi is compliant with this regulation. Staff has implemented a system to draw funds shortly after the costs are paid or incurred, meaning the City is reimbursed promptly for all CDBG costs.

### Are major goals on target?

Overall, the City is progressing toward its goals of fostering the development of affordable housing, improving target areas through public facilities and increases in services, and providing supportive services to the elderly and low-income households. Other goals in the five-year Consolidated Plan that will need continued effort include rehabilitation of residential areas on Lodi's Eastside and programs targeted at economic development.

### Are any activities or types of activities falling behind schedule?

The Activity Summaries section, beginning on page 2, provides a description of each activity planned in 2009-10 and its actual accomplishments during the year. All planned projects were started during the fiscal year. The alley drainage project started later in the year than anticipated due to engineering delays, but is on track to be completed during the 2010-11 year.

# 2009-2010 CAPER

In mid-year, the City analyzed each project's rate of expenditure and ability to meet identified goals. As a result of this analysis, the City moved to reallocate funding that looked likely to remain unspent.

## **Are the activities and strategies making an impact on identified needs?**

The housing and community development activities that are funded through the grant are making a positive impact in the community and specifically on the needs identified in the Consolidated Plan and Action Plan. The funded activities and strategies are vital to the City's health and well-being in many ways. The City's considerable efforts to foster neighborhood improvements will allow more residents to have access to attractive, safe, and affordable housing, community services, and public facilities. The funded public service activities provide many vulnerable citizens, such as seniors and extremely low-income persons, with essential and life-enhancing services. Each funded activity in this program year is directly related to one of the goals in the Consolidated Plan and helps to further achievement of the City's community development objectives and goals.

## **What barriers may have a negative impact on fulfilling the strategies and the overall vision?**

The primary barrier to achieving the Consolidated Plan goals and strategies is a lack of funding. The City's need for affordable housing, public facilities, and public services to fully serve the low- and moderate-income population is extensive, and far exceeds available funding resources. The economic recession also limits the City's ability to fund projects and program using local resources.

## **Based on findings, what adjustments or improvements to strategies and activities might meet the City's needs more effectively?**

The City will devote substantial staff time to researching new funding opportunities to maximize the City's ability to meet residents' needs. The City will also evaluate all proposed activities based on factors such as leveraging and number of beneficiaries in an attempt to increase funding efficacy.

# 2009-2010 CAPER

RESOLUTION NO. 2010-\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING THE 2009-10 COMMUNITY DEVELOPMENT BLOCK GRANT CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER); AND TO AMEND THE 2010-11 ACTION PLAN TO ACCOMMODATE THE REALLOCATION OF UNUSED COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE 2009-10 PROGRAM YEAR

WHEREAS, the Department of Housing and Urban Development has determined that the City of Lodi, California, is entitled to Community Development Block Grant (CDBG) as an entitlement community; and

WHEREAS, the 2009-10 CAPER describes the programs and activities accomplished during that program year, in which the City received \$751,211 in federal CDBG funds; and

WHEREAS, the City of Lodi has held, with proper notification and at the completion of the mandatory 15-day public comment period, a public hearing at the City Council meeting of September 21, 2010, to receive comments on the draft CAPER; and

WHEREAS, the 2010-11 Action Plan was adopted on May 5, 2010 and approved by the U.S. Department of Housing and Urban Development (HUD) in June of 2010; and

WHEREAS, since that time, the City has identified the following three projects that have a total of \$16,008.52 in CDBG funding available for reallocation:

Blakely Park Swing Area Resurfacing	\$4,041.33
Graffiti Abatement	\$7,960.68
Spay/Neuter Program	\$4,006.51

WHEREAS, the City has identified the following existing activities which will commit the reallocated funds:

Project 10-02	Water Meter Installation Project	\$11,967.19
Project 10-04	Van Buskirk Park Playground Replacement	\$ 4,041.33

WHEREAS, the reallocation of funds requires an amendment of the 2010-11 Action Plan; and

WHEREAS, the City of Lodi has held, with proper notification and at the completion of the mandatory 30-day public comment period, a public hearing at the City Council meeting of September 21, 2010, to receive comments on the proposed Action Plan amendment.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby approve the Final 2009-10 CAPER that is to be submitted to HUD by September 30, 2010; and

BE IT RESOLVED that the City Council does also approve the amendment of the 2010-11 Action Plan to accommodate the aforementioned reallocations.

Dated: September 21, 2010

I hereby certify that Resolution No. 2010-\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a special meeting held September 21, 2010, by the following vote:

- AYES: COUNCIL MEMBERS –
- NOES: COUNCIL MEMBERS –
- ABSENT: COUNCIL MEMBERS –
- ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

# CITY OF LODI

## LEGAL ADVERTISEMENT

### ADVERTISING INSTRUCTIONS

SUBJECT: NOTICE OF PUBLIC HEARING FOR DISCUSSION OF POSSIBLE  
CDBG APPLICATIONS

PUBLISH (DATES): August 18, 2010

TEAR SHEETS WANTED: 1 EXTRA (ONLY) DELIVER TO: Community  
Development Dept.

AFFIDAVIT & BILL TO: Community Development - CDBG  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

DATE: August 16, 2010

ORDERED BY: Joseph Wood

TITLE: Neighborhood Services Division Manager

## LEGAL NOTICE

### NOTICE OF PUBLIC HEARING FOR ANNUAL REPORT OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

NOTICE IS HEREBY GIVEN that a public hearing will be held on Wednesday, September 21, 2010 at 7:00 a.m. or as soon thereafter as the matter may be heard, in the Lodi City Council Chambers, 305 West Pine Street, Lodi, CA 95241 in order to consider the Community Development Block Grant (CDBG) Program Consolidated Annual Performance and Evaluation Report. The 2009-10 CAPER describes the programs and activities accomplished during that program year, in which the City received \$751,211 in federal CDBG funds.

The release of this notice is one of the City's activities to fulfill citizen participation requirements. Federal regulations require localities to provide the public with reasonable access to the documents.

The CAPER is available for public review at the Lodi City Hall, 221 West Pine Street, and on the City's website at [www.lodi.gov/community\\_development/neighborhoods/cdbg.html](http://www.lodi.gov/community_development/neighborhoods/cdbg.html). Copies of the CAPER will be made available upon request and are free of charge.

The public review and comment period begins September 1, 2010 and will end September 21, 2010. The City Council will consider adoption of the CAPER and provide an opportunity for public comment at their September 21, 2010 meeting.

The purpose of this public hearing will be to give citizens an opportunity to make their comments known regarding community needs and accomplishments under the CDBG Program. If you are unable to attend the public hearing, you may direct written comments to the City Clerk, City of Lodi, PO Box 3006, Lodi, CA 95241, or you may telephone (209) 333-6711. In addition, information is available for review at Lodi City Hall (221 West Pine Street) between the hours of 8:00 a.m. and 5:00 p.m. on weekdays.

The City promotes fair housing and makes all its programs available to low- and moderate-income families regardless of age, race, color, religion, sex, national origin, sexual preference, marital status or handicap.

Neighborhood Services Manager  
Joseph Wood

Dated: August 18, 2010

# LEGAL ADVERTISEMENT

## ADVERTISING INSTRUCTIONS

SUBJECT: 2010-11 COMMUNITY DEVELOPMENT BLOCK GRANT ACTION PLAN  
AMENDMENT

PUBLISH (DATES): August 19, 2010

TEAR SHEETS WANTED: 1 EXTRA (ONLY) DELIVER TO: Community Development  
Dept.

AFFIDAVIT & BILL TO: Community Development - CDBG  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

DATE: August 16, 2010

ORDERED BY: Joseph Wood

TITLE: Neighborhood Services Manager

**Dated: August 19, 2010**

**NOTICE IS HEREBY GIVEN** that on **Tuesday, September 21, 2010**, at the hour of **7:00 a.m.**, or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

**2010-11 Community Development Block Grant Action Plan Amendment**

The City of Lodi plans to amend its 2010-11 Action Plan. As a recipient of Community Development Block Grant (CDBG) funding, the City has developed an Action Plan that describes the activities proposed to be funded in 2010-11. The Action Plan generally describes how the City will utilize program funds for eligible activities during the fiscal year. The Action Plan can be amended as needed to reallocate funds to housing and community development activities.

The City proposes to reallocate funds from projects with unspent funds to the Water Meter Installation Project and the Van Buskirk Playground Improvements. The Water Meter Installation Project will assist low-income homeowners with paying their assessments for water meters. The Van Buskirk Playground Improvements project will replace existing playground equipment to meet new ADA and playground safety requirements.

The release of this notice is part of the City's activities to fulfill federal citizen participation requirements. The Action Plan amendment must be available to the public and the City must provide reasonable access to documents.

The Action Plan amendment will be available for public review at the Lodi City Hall, 221 West Pine Street, and on the City's website at [http://www.lodi.gov/community\\_development/Neighborhoods/CDBG.html](http://www.lodi.gov/community_development/Neighborhoods/CDBG.html). Copies of the documents will be made available upon request.

The public review and comment period begins August 20, 2010 and will end September 21, 2010. The City Council will consider adoption of the Action Plan amendment and provide an opportunity for public comment at their September 21, 2010 meeting.

Questions or comments regarding the Action Plan amendment can be directed to Joseph Wood, Neighborhood Services Manager, at (209) 333-6711 or [jwood@lodi.gov](mailto:jwood@lodi.gov).

Information regarding this item may be obtained in the Community Development Department, 221 West Pine Street, Lodi, (209) 333-6711. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Office of the City Clerk at (209) 333-6702. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.



## DECLARATION OF POSTING

**PUBLIC HEARING TO CONSIDER AND APPROVE THE 2009/10 COMMUNITY DEVELOPMENT BLOCK GRANT CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT; AND AN AMENDMENT OF THE 2010/11 ACTION PLAN TO ACCOMMODATE THE REALLOCATION OF UNUSED COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM THE 2009/10 PROGRAM YEAR**

On Friday, September 3, 2010, in the City of Lodi, San Joaquin County, California, a Notice Public Hearing to consider and approve the 2009/10 Community Development Block Grant Consolidated Annual Performance and Evaluation Report; and an amendment of the 2010/11 Action Plan to accommodate the reallocation of unused Community Development Block Grant funds from the 2009/10 program year (attached and marked as Exhibit A) was posted at the following locations:

Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 3, 2010, at Lodi, California.

ORDERED BY:

**RANDI JOHL  
CITY CLERK**

\_\_\_\_\_  
JENNIFER M. ROBISON, CMC  
ASSISTANT CITY CLERK

  
\_\_\_\_\_  
MARIA BECERRA  
ADMINISTRATIVE CLERK

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Neighborhood Services Manager  
Joseph Wood

Dated: August 18, 2010

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