



AGENDA VALLEJO CITY COUNCIL MAY 13, 2008

MAYOR
Osby Davis

CITY COUNCIL
Tom Bartee, Vice Mayor
Hermie Sunga
Stephanie Gomes
Michael Wilson
Joanne Schivley
Erin Hannigan

City Hall
555 Santa Clara Street
Vallejo, CA 94590

This AGENDA contains a brief general description of each item to be considered. The posting of the recommended actions does not indicate what action may be taken. If comments come to the City Council without prior notice and are not listed on the AGENDA, no specific answers or response should be expected at this meeting per State law.

Those wishing to address the Council on any matter for which another opportunity to speak is not provided on the AGENDA but which is within the jurisdiction of the Council to resolve may come forward to the podium during the "COMMUNITY FORUM" portion of the AGENDA. Those wishing to speak on a "PUBLIC HEARING" matter will be called forward at the appropriate time during the public hearing consideration.

Copies of written documentation relating to each item of business on the AGENDA are on file in the Office of the City Clerk and are available for public inspection. Information may be obtained by calling (707) 648-4527, TDD (707) 649-3562, or at our web site: <http://www.ci.vallejo.ca.us/>



Vallejo City Council Chambers is ADA compliant. Devices for the hearing impaired are available from the City Clerk. Requests for disability related modifications or accommodations, aids or services may be made by a person with a disability to the City Clerk's office no less than 72 hours prior to the meeting as required by Section 202 of the Americans with Disabilities Act of 1990 and the federal rules and regulations adopted in implementation thereof.

NOTICE: Members of the public shall have the opportunity to address the City Council concerning any item listed on the notice before or during consideration of that item. No other items may be discussed at this special meeting.

VALLEJO CITY COUNCIL **SPECIAL MEETING – CLOSED SESSION** **5:00 P.M. – CITY COUNCIL CHAMBERS**

- A. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: IN RE: CITY OF VALLEJO, CALIFORNIA, DEBTOR; UNITED STATES BANKRUPTCY COURT, EASTERN DISTRICT OF CALIFORNIA, CASE NO. TBD, PURSUANT TO SUBDIVISION (C) OF GOVERNMENT CODE SECTION 54956.9
- B. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6. NEGOTIATORS: JOSEPH TANNER, CITY MANAGER; CRAIG WHITTON, ASSISTANT CITY MANAGER-COMMUNITY DEVELOPMENT; SUSAN MAYER, ASSISTANT FINANCE DIRECTOR; ROBERT STOUT, FINANCE DIRECTOR; EMPLOYEE ORGANIZATIONS: INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1186 (IAFF), VALLEJO POLICE OFFICERS ASSOCIATION (VPOA), INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW) AND CONFIDENTIAL, ADMINISTRATIVE, AND MANAGERIAL PROFESSIONALS (CAMP)

- C. LIABILITY CLAIM, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.95(a), DISCUSSION OF WORKERS' COMPENSATION CLAIM OF ROGER HAUGEN AGAINST THE CITY OF VALLEJO
- D. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: MARCUS PUGH V. CITY OF VALLEJO, WORKERS' COMPENSATION APPEALS BOARD NOS. WCK 0055992 & SFO 0474870, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.9
- E. CONFERENCE WITH REAL PROPERTY NEGOTIATORS: JOSEPH M. TANNER, CITY MANAGER, CRAIG WHITTON, ASSISTANT CITY MANAGER/COMMUNITY DEVELOPMENT, AND SUSAN MCCUE, ECONOMIC DEVELOPMENT MANAGER, CONCERNING REUSE AREA 1-A ON MARE ISLAND AND THE NEGOTIATION OF PRICE AND TERMS OF PAYMENT WITH TOURO UNIVERSITY, PURSUANT TO GOVERNMENT CODE SECTION 54956.8

VALLEJO CITY COUNCIL
REGULAR MEETING
7:00 P.M. -- CITY COUNCIL CHAMBERS

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PRESENTATIONS AND COMMENDATIONS**
 - A. PRESENTATION OF CITIZEN CERTIFICATE OF MERIT PRESENTED TO ROBERT STANLEY
 - B. PRESENTATION OF CERTIFICATES OF APPRECIATION TO HIGH SCHOOL STUDENTS WHO PARTICIPATED IN THE MOTHERS' DAY PROJECT
 - C. PRESENTATION OF PROCLAMATION TO DAVID RAMADANOFF, MUSIC DIRECTOR/CONDUCTOR OF THE VALLEJO SYMPHONY
5. **FIRST COMMUNITY FORUM**

Anyone wishing to address the Council on any matter for which another opportunity to speak is not provided on the agenda, and which is within the jurisdiction of the Council to resolve, is requested to submit a completed speaker card to the City Clerk. When called upon, each speaker should step to the podium, state his /her name, and address for the record. The conduct of the community forum shall be limited to a maximum of fifteen (15) minutes, with each speaker limited to three minutes pursuant to Vallejo Municipal Code Section 2.20.300. The remainder of the speakers wishing to address the Council on non-agenda items will be heard at the second Community Forum listed later on the agenda.

6. **PUBLIC COMMENT REGARDING CONSENT CALENDAR ITEMS**

Members of the public wishing to address the Council on Consent Calendar Items are requested to submit a completed speaker card to the City Clerk. Each speaker is limited to three minutes pursuant to Vallejo Municipal Code Section 2.02.310. Requests for removal of Consent Items received from the public are subject to approval by a majority vote of the Council. Items removed from the Consent Calendar will be heard immediately after approval of the Consent Calendar and Agenda.

7. **CONSENT CALENDAR AND APPROVAL OF AGENDA**

- A. **APPROVAL OF A RESOLUTION IN SUPPORT OF ASSEMBLY BILL 1634 THE CALIFORNIA HEALTHY PETS ACT (REQUESTED BY COUNCILMEMBER GOMES)**

PROPOSED ACTION: Adopt the resolution supporting AB 1634 and authorizing the City Manager to prepare a letter to the State Legislature and the Governor advocating for and supporting the passage of California Assembly Bill 1634.

- B. APPROVAL OF TWO RESOLUTIONS 1) AUTHORIZING THE CITY MANAGER TO ENTER INTO A RIDGECREST MAINTENANCE SERVICE AGREEMENT; AND 2) A RESOLUTION OF INTENTION TO AMEND FISCAL YEARS 2007-2008 RIDGECREST MAINTENANCE DISTRICT BUDGET

PROPOSED ACTION: Adopt two resolutions 1) authorizing the City Manager to execute a Ridgecrest Maintenance Service Agreement between the City and the Vallejo Ridgecrest Homeowners Association and 2) adopt a resolution of Intention to amend the Fiscal Year 2007-2008 Ridgecrest Maintenance District Budget (Fund #169) by \$8,418.00 from \$19,487.00 to \$27,905.00.

- C. APPROVAL OF MINUTES FOR SPECIAL MEETING OF MAY 5, 2008

PROPOSED ACTION: Approve the minutes.

- D. APPROVAL OF A RESOLUTION APPROVING AND RATIFYING THE FISCAL YEAR 2007-2008 BUDGET FOR THE DOWNTOWN IMPROVEMENT DISTRICT AND AUTHORIZING THE CITY MANAGER TO EXECUTE A MANAGEMENT AGREEMENT WITH THE DOWNTOWN ASSOCIATION OF VALLEJO FOR DOWNTOWN IMPROVEMENT DISTRICT SERVICES FOR FISCAL YEAR 2007-2008.

PROPOSED ACTION: Adopt the resolution approving and ratifying the fiscal year 2007-2008 budget for the Downtown Improvement District and authorizing the City Manager to execute a Management Agreement for Downtown District Services with the Downtown Association of Vallejo for fiscal year 2007-08.

- E. APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT FOR THE MARE ISLAND WETLANDS MITIGATION PROGRAM WITH WESTON SOLUTIONS, INC. TO EXTEND THE TERM TO MARCH 31, 2009

PROPOSED ACTION: Adopt the resolution authorizing the City Manager to execute an amendment to the Exclusive Right to Negotiate Agreement for the Mare Island Wetlands Mitigation Program with Weston Solution, Inc. to extend the term to March 31, 2009.

- F. APPROVAL OF A RESOLUTION IN SUPPORT OF SB 1093 (WIGGINS), AN ACT TO AMEND SECTIONS OF THE CALIFORNIA GOVERNMENT CODE AND CALIFORNIA STREETS AND HIGHWAYS CODE RELATING TO TRANSPORTATION AND THE CITY OF VALLEJO FERRY SYSTEM

PROPOSED ACTION: Adopt the resolution in support of SB 1093 (Wiggins), an Act to amend sections of the California Government Code and California Streets and Highways Code, relating to transportation and the City of Vallejo Ferry System.

8. PUBLIC HEARING

- A. PUBLIC HEARING REGARDING MAKING A FINDING OF FISCAL EMERGENCY AND CONSIDERATION OF FARE RATE INCREASES ON THE BAYLINK/FERRY AND INTERCITY BUS SERVICES, SERVICE REDUCTIONS ON THE BAYLINK/FERRY SERVICE, AND A FUEL SURCHARGE MECHANISM ON PASSENGER FARES EFFECTIVE JUNE 1, 2008

PROPOSED ACTION: Conduct the Public Hearing.

9. POLICY ITEMS - NONE

10. ADMINISTRATIVE ITEMS

- A. CONSIDERATION OF A RESOLUTION ACCEPTING THE QUARTERLY RIDGECREST REPORT

PROPOSED ACTION: Adopt the resolution which accepts the report documenting the reimbursement to the Landscape Maintenance District Program for the period of January 1, 2008 through March 31, 2008, for non-LMD inspection services provided by the LMD program in the amount of \$14,215.85 which has been transferred from the General Fund into the Landscape Maintenance Fund.

- B. CONSIDERATION OF A RESOLUTION ALLOCATING FISCAL YEAR 2008-2009 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS, APPROVING THE CITY'S FISCAL YEAR 2008-2009 ACTION PLAN AND OTHER RELATED ACTIONS

PROPOSED ACTION: Adopt the resolution: approving the City's Action Plan for Fiscal Year 2008/2009, including the allocation of \$1,361,628 in CDBG and \$815,844 in HOME Program funds; approving the City's Fiscal Year 2008/2009 Action Plan and authorizing the City Manager to submit the Plan and any related documents or amendments to HUD by or before May 15, 2008; and authorizing the City Manager to execute agreements with the subrecipient agencies described in the staff report, not including Vallejo Neighborhood Housing Services, Inc. (VNHS).

11. APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES - NONE

12. WRITTEN COMMUNICATIONS

Correspondence addressed to the City Council or a majority thereof, and not added to the agenda by the Mayor or a Council member in the manner prescribed in Government Code, Section 54954.2, will be filed unless referred to the City Manager for a response. Such correspondence is available for public inspection at the City Clerk's office during regular business hours.

13. CITY MANAGER'S REPORT

14. CITY ATTORNEY'S REPORT

15. COMMUNITY FORUM

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16. REPORT OF THE PRESIDING OFFICER AND MEMBERS OF THE CITY COUNCIL

17. CLOSED SESSION - NONE

18. ADJOURNMENT

VALLEJO CITY COUNCIL
SPECIAL MEETING/CLOSED SESSION
5:00 P.M. – CITY COUONCIL CONFERENCE ROOM
TUESDAY, MAY 13, 2008

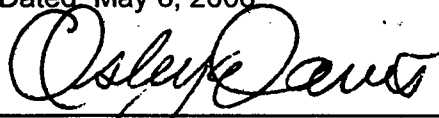
In accordance with the provisions of the Ralph M. Brown Act, Government Code Section 54956, you and each of you are hereby notified that I, Osby Davis, the undersigned, have called a Special Meeting Closed Session of the City Council of the City of Vallejo at the City Council Chambers, 555 Santa Clara Street, Vallejo, California, on Tuesday, May 13, 2008 at 5:00 p.m. to consider only the following matters:

NOTICE: Members of the public shall have the opportunity to address the City Council concerning any item listed on this notice before or during consideration of that item. No other items may be discussed at this special meeting.

CLOSED SESSION

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- C. LIABILITY CLAIM, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.95(a), DISCUSSION OF WORKERS' COMPENSATION CLAIM OF ROGER HAUGEN AGAINST THE CITY OF VALLEJO
- D. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION: MARCUS PUGH V. CITY OF VALLEJO, WORKERS' COMPENSATION APPEALS BOARD NOS. WCK 0055992 & SFO 0474870, PURSUANT TO SUBDIVISION (A) OF GOVERNMENT CODE SECTION 54956.9
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Dated: May 8, 2008



OSBY DAVIS, Mayor

CONSENT A

RESOLUTION NO. N.C.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VALLEJO, CALIFORNIA, IN SUPPORT OF ASSEMBLY BILL 1634 (LEVINE), THE CALIFORNIA HEALTHY PETS ACT

WHEREAS, Assembly Bill 1634 (Levine) is currently pending in the California Legislature; and

WHEREAS, veterinary public health and safety are a priority of the City; and

WHEREAS, approximately one million dogs and cats are euthanized in California each year. Many of these puppies and kittens are the offspring of family pets that reside in overburdened animal shelters; and

WHEREAS, pet overpopulation is rampant in Vallejo, and there are not enough adoptive homes available despite strong efforts to place cats and dogs into new homes and reunite lost pets with their families; and

WHEREAS, an additional unknown number of animals die each year due to abandonment, neglect, abuse, starvation or cruelty because they are unwanted; and

WHEREAS, reducing the number of unwanted animals and controlling pet overpopulation are preventable problems that can be solved by spaying or neutering pets; and

WHEREAS, spayed or neutered pets are less likely to roam, and therefore less likely to be lost, hit by a car, injured in a fight, abused, or pose a public health and safety threat; and

WHEREAS, Assembly Bill 1634 (Levine) would make it illegal in the State of California to possess a dog or cat over the age of six months that has not been spayed or neutered, unless the owner has an intact permit; and

WHEREAS, revenues from the permit fees would be dedicated towards local enforcement of the statute, with all additional revenues used to establish free or low cost spay and neuter programs for low-income individuals, as well as outreach efforts for these programs; and

WHEREAS, this Bill will allow the issuance of fines for individuals who do not comply with the law and make breeding less attractive to irresponsible breeders and help curb the over-breeding of dogs used for fighting and other illegal purposes; and

WHEREAS, mandatory spaying and neutering is the best way to protect the health and safety of dogs, cats and humans alike.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Vallejo, California, hereby proclaims its support for AB 1634 (Levine) and hereby authorizes the City Manager to prepare a letter to the State Legislature and the Governor advocating for and supporting the passage of California Assembly Bill 1634 (Levine).

AMENDED IN SENATE JULY 3, 2007
AMENDED IN SENATE JUNE 27, 2007
AMENDED IN ASSEMBLY MAY 31, 2007
AMENDED IN ASSEMBLY MAY 9, 2007
AMENDED IN ASSEMBLY APRIL 30, 2007
AMENDED IN ASSEMBLY APRIL 17, 2007
AMENDED IN ASSEMBLY APRIL 9, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 1634

**Introduced by Assembly Member Levine
(Principal coauthor: Senator Padilla)
(Coauthors: Assembly Members Nava and Solorio)**

February 23, 2007

An act to add Chapter 9 (commencing with Section 122336) to Part 6 of Division 105 of, and to repeal Section 122336.21 the Health and Safety Code, relating to pets.

LEGISLATIVE COUNSEL'S DIGEST

AB 1634, as amended, Levine. California Healthy Pets Act.

Existing law sets forth provisions relating to veterinary public health and safety and provides for or regulates spay, neuter, and breeding programs for animals.

This bill would prohibit any person from owning or possessing any cat or dog over the age of 6 months that has not been spayed or neutered, unless that person possesses an intact permit, as defined. The bill would

establish an intact permit fee in an amount to be determined by a local jurisdiction, and would require the revenue from these fees to be used for the administration of the local jurisdiction's permit program. The bill would make a violation of these provisions, as specified, punishable by a prescribed civil penalty. It would require all revenues derived from these civil penalties to be used for funding the outreach efforts in connection with, and the administration and enforcement of, these provisions, and, to the extent funding is available, free and low-cost spay and neuter programs, and outreach efforts for those programs, which would be required to be established by each local animal control agency.

By increasing the enforcement responsibility of local agencies, this bill would create a state-mandated local program.

This bill would, until January 1, 2012, authorize a local jurisdiction or its authorized local animal control agency to allow for issuance of an intact permit for one male and one female dog per household in order to allow the dogs to produce a single litter of offspring, subject to specified criteria. It would authorize the imposition of an intact permit fee for these purposes in an amount determined by the local jurisdiction, to be used for funding the administration of the local jurisdiction's permit program.

The bill would become operative on April 1, 2008.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 SECTION 1. This act shall be known and may be cited as the
- 2 California Healthy Pets Act.
- 3 SEC. 2. Chapter 9 (commencing with Section 122336) is added
- 4 to Part 6 of Division 105 of the Health and Safety Code, to read:

1 CHAPTER 9. SPAY AND NEUTER PROGRAM FOR CATS AND DOGS

2
3 Article 1. Definitions

4
5 122336. For purposes of this chapter, the following definitions
6 shall apply:

7 (a) "Intact permit" means a document issued annually by a local
8 jurisdiction or its local animal control agency if authorized to issue
9 these permits, that authorizes a person to own or possess within
10 that locality an unaltered cat or dog and meets the requirements
11 of subdivision (a) of Section 122336.2 or subdivision (a) of Section
12 122336.21. A dog or cat license that meets the requirements of
13 subdivision (a) of Section 122336.2 or subdivision (a) of Section
14 122336.21 shall be considered a permit for purposes of this chapter.

15 (b) "Local animal control agency" means the municipal or
16 county animal control agency or other entity responsible for
17 enforcing animal-related laws.

18 (c) "Local jurisdiction" means any city, county, or city and
19 county.

20 (d) "*Recognized registry or association*" means an animal
21 registry or association that has been determined to be a bona fide
22 registry or association by the local jurisdiction or its authorized
23 local animal control agency.

24 ~~(d)~~

25 (e) "Spay or neuter" means any procedure, as performed by a
26 duly licensed veterinarian, that permanently sterilizes an animal
27 and makes it incapable of reproduction.

28
29 Article 2. General Provisions

30
31 122336.1. (a) Subject to subdivision (c), a person shall not
32 own or possess within the state any cat or dog over the age of six
33 months that has not been spayed or neutered, unless that person
34 possesses an intact permit, as defined in subdivision (a) of Section
35 122336.

36 (b) (1) Subject to subdivision (c), any person who violates
37 subdivision (a) shall, for each animal for which a violation has
38 occurred, be issued a citation subjecting the person to a civil
39 penalty of five hundred dollars (\$500) if the person fails to provide
40 proof that the person has met the requirements of subdivision (a)

1 within 30 days of the date of the issuance of the citation. This
2 penalty shall be imposed in addition to any other civil or criminal
3 penalties imposed by the local jurisdiction.

4 (2) At the time a citation is issued, the citing authority shall
5 provide the person being cited with information as to the
6 availability of spaying and neutering services *for free or at reduced*
7 *cost.*

8 (c) If an owner of a cat or dog provides a letter from a California
9 licensed veterinarian stating that it is the medical judgment of the
10 veterinarian that the cat or dog should not be spayed or neutered
11 prior to the age of nine months, the owner shall not be in violation
12 of this chapter *during that period.* No earlier than 30 days ~~after~~
13 *before* the cat or dog has reached nine months of age, the
14 veterinarian may provide a letter to the owner extending the date
15 for spaying or neutering the cat or dog to 12 months of age. The
16 letter from the veterinarian shall include the veterinarian's license
17 number, the name of the owner, and a description of the cat or dog
18 in question.

19 (d) Any civil penalty imposed under subdivision (b) shall be
20 waived, in whole or in part, by the local jurisdiction if the person
21 in violation provides verification that his or her cat or dog has been
22 spayed or neutered.

23 (e) (1) Any person who is in possession of any document issued
24 by the local jurisdiction or its authorized local animal control
25 agency that permits the owner to possess an unaltered cat or dog
26 shall be deemed in compliance with this act until the document
27 expires or January 1, 2009, whichever occurs first.

28 (2) Upon expiration of the permit, the owner of the intact cat
29 or dog ~~permit~~ shall obtain a new permit pursuant to the applicable
30 provision of Section 122336.2 in order to be in compliance with
31 this section.

32 (f) Nothing in this chapter shall be construed to impose any
33 obligation on a veterinarian to enforce the provisions of this chapter
34 or to require the veterinarian to provide information to a local
35 animal control agency as to the spay or neuter status of a cat or
36 dog.

Article 3. Permits

1
2
3 122336.2. (a) A local jurisdiction shall issue an intact permit,
4 as defined in subdivision (a) of Section 122336, if the owner
5 provides proof acceptable to the local jurisdiction, ~~as determined~~
6 ~~by the local jurisdiction~~ or its authorized local animal control
7 agency, that any of the following conditions are met:

8 (1) The owner demonstrates, by providing a copy of his or her
9 business license ~~and, federal and state tax number tax identification~~
10 ~~number, California seller's permit, as required by Section 6066~~
11 ~~of the Revenue and Taxation Code, or by other proof, as required~~
12 ~~by the local jurisdiction or its authorized local animal control~~
13 ~~agency, that he or she is doing business and, if licensing is required,~~
14 ~~is licensed as a breeder at a location for which the local jurisdiction~~
15 ~~or its authorized local animal control agency has issued a breeder~~
16 ~~license.~~

17 (2) The owner's cat or dog ~~is a valid breed that is recognized~~
18 ~~by an approved belongs to a recognized~~ registry or association,
19 and complies with at least one of the following:

20 (A) ~~His or her~~ The cat or dog is used to show or compete and
21 has competed in at least one legitimate show or sporting
22 competition hosted by, or under the approval of, a recognized
23 registry or association within the last two years, or by whatever
24 proof is required by the local jurisdiction or its authorized local
25 animal control agency *demonstrating* that the cat or dog is being
26 trained to show or compete and is too young to have yet competed.

27 (B) The cat or dog has earned, or if under three years old, is in
28 the process of earning, a conformation, obedience, agility, carting,
29 herding, protection, rally, sporting, working, or other title from ~~an~~
30 ~~approved a recognized~~ registry or association.

31 (3) The owner is a ~~legitimate~~ breeder of mixed breed or purebred
32 working dogs, or is supplying mixed breed or purebred dogs for
33 training as working dogs to law enforcement, fire agencies, or
34 ~~legitimate~~ professional or volunteer private sector working dog
35 organizations.

36 (4) The dog is being actively used by law enforcement, fire
37 agencies, or ~~legitimate~~ professional or volunteer private sector
38 working dog organizations for law enforcement, fire service, search
39 and rescue, or medical service activities, or is being raised,

1 groomed, socialized, or otherwise prepared for duties for any of
2 these purposes.

3 (5) The owner of a cat or dog provides a letter to the local
4 jurisdiction or its authorized local animal control agency from a
5 California licensed veterinarian stating that due to age, poor health,
6 or illness, it is unsafe to spay or neuter the cat or dog. The letter
7 from the veterinarian shall include the veterinarian's license
8 number, the name of the owner, a description of the cat or dog in
9 question, and, if this information is available, the duration of the
10 condition of the cat or dog, and the date by which the cat or dog
11 may be safely spayed or neutered.

12 (6) *The dog is used for herding or guarding livestock, and the*
13 *dog's owner resides on or is the owner of property designated for*
14 *agricultural use.*

15 (b) Any cat or dog owner who is not a resident of California
16 shall be exempted from the permit requirements set forth in this
17 chapter if the owner provides proof, as determined by the local
18 jurisdiction or its authorized local animal control agency, that the
19 cat or dog is temporarily in California for training, showing, or
20 any other ~~legitimate~~ *lawful* reason.

21 (c) (1) Any individual or organization breeding animals for
22 services provided by guide dogs, signal dogs, or service dogs, as
23 defined in subparagraph (C) of paragraph (6) of subdivision (b)
24 of Section 54.1 of the Civil Code, shall be presumptively entitled
25 to an intact permit issued pursuant to this chapter.

26 (2) Any animal possessed by any individual with a disability
27 protected by the federal Americans with Disabilities Act of 1990
28 (Public Law 101-336) shall be exempt from the provisions of this
29 chapter if the animal is providing guide dog, service dog, or signal
30 dog services, as defined in subparagraph (C) of paragraph (6) of
31 subdivision (b) of Section 54.1 of the Civil Code.

32 (3) Guide dog, signal dog, and service dog programs licensed
33 by the State of California are exempt from all of the provisions of
34 this chapter.

35 (4) A person in possession of a cat or dog to be used for any of
36 the purposes ~~set forth in~~ *permitted by* the federal Animal Welfare
37 Act (7 U.S.C. Sec. 2131 et seq.) shall be exempt from the
38 provisions of ~~Section 122336.1~~ *this chapter*, provided the person
39 is licensed by or registered with the United States Secretary of
40 Agriculture pursuant to the provisions of the Animal Welfare Act.

1 (d) An unaltered cat or dog for which an intact permit was issued
2 who ceases to meet the requirements of subdivision (a) is subject
3 to the spay and neuter requirements set forth in Section 122336.1.

4 (e) (1) The amount of the fee for an intact permit shall be
5 determined by the local jurisdiction, and shall be no more than
6 what is reasonably necessary to fund the administration of that
7 jurisdiction's intact permit program.

8 (2) A local jurisdiction shall waive the intact permit fee for an
9 unaltered cat or dog that meets any of the requirements described
10 in paragraphs (3) and (4) of subdivision (a), and the provisions of
11 subdivision (c) and may waive all or part of the intact permit fee
12 for an unaltered cat or dog meeting the requirements of paragraph
13 (5) of subdivision (a).

14 (3) Any fee assessed by a local jurisdiction pursuant to this
15 chapter shall not be duplicative of any other local fee in that
16 jurisdiction.

17 ~~(f) Nothing in this section shall prohibit a local jurisdiction from~~
18 ~~adopting or enforcing a more restrictive spay or neuter program~~
19 ~~pursuant to Section 122331, provided that the program allows for~~
20 ~~a cat or dog to be temporarily or permanently exempted from a~~
21 ~~spay or neuter requirement for the reasons set forth in paragraphs~~
22 ~~(3) to (5), inclusive, of subdivision (a), or the provisions of~~
23 ~~subdivision (c).~~

24 122336.21. (a) The local jurisdiction or its authorized local
25 animal control agency may allow for issuance of an intact permit,
26 and imposition of an intact permit fee, for one male and one female
27 dog per household in order to allow the dogs to produce a single
28 litter of offspring. In no event shall the intact permits issued for
29 this purpose have a duration in excess of one year. In addition, the
30 following conditions shall be met for purposes of obtaining and
31 retaining the permit:

32 (1) ~~The animal~~ dog has been examined by a licensed veterinarian
33 and is following the preventative health care program
34 recommended by the veterinarian.

35 (2) The owner has not been convicted of one or more violations
36 of the following offenses:

37 (A) Section 121705 of the Health and Safety Code.

38 (B) Section 286.5 of the Penal Code.

39 (C) Section 596 of the Penal Code.

40 (D) Section 597 of the Penal Code.

- 1 (E) Section 597.5 of the Penal Code.
2 (F) Section 599aa of the Penal Code.
3 (G) Section 487e of the Penal Code.
4 (H) Section 487f of the Penal Code.
5 (I) Section 487g of the Penal Code.
6 (3) The owner has not been convicted of two or more violations
7 of any local ordinance involving the dog for whom the unaltered
8 animal certification is sought.
9 (4) The owner has not received an order from the local
10 jurisdiction or its authorized local animal control agency involving
11 the dog for whom the unaltered animal certification is sought.
12 (5) The dog for whom the unaltered animal certification is
13 sought has not been determined by local jurisdiction or its
14 authorized local animal control agency to be a "vicious animal."
15 (6) The ~~animal~~ dog is properly housed and cared for as follows:
16 (A) The ~~animal~~ dog is provided sufficient quantity of good and
17 wholesome food and water.
18 (B) The ~~animal~~ dog is provided shelter that will allow the ~~animal~~
19 dog to stand up, turn around, and lie down without lying in its
20 feces, and the area where the ~~animal~~ dog is kept is properly cleaned
21 and disinfected.
22 (C) The ~~animal~~ dog is fully contained on the owner's property
23 and provided appropriate exercise.
24 (D) The ~~animal~~ dog owner otherwise complies with any
25 applicable state law concerning the care and housing of animals.
26 (7) The owner furnishes the director of animal control services
27 with a signed statement agreeing to the following conditions:
28 (A) Offspring of the unaltered ~~animal~~ dog may not be sold and
29 ~~may be adopted without a fee only after adopted or sold before~~
30 they reach eight weeks of age.
31 ~~(B) Records will be kept documenting how many offspring were~~
32 ~~produced and who adopted them.~~
33 (B) *Prior to any adoption or sale, any offspring of the unaltered*
34 *dog shall undergo a health examination by a California licensed*
35 *veterinarian, and shall receive any preventative health care that*
36 *is deemed necessary by the veterinarian.*
37 (C) *Any advertisement for the adoption or sale of the offspring*
38 *of the unaltered dog shall prominently display the unaltered dog's*
39 *intact permit number.*

1 (D) Any adoption or sale of the offspring of the unaltered dog
2 shall comply with all of the requirements and duties of a breeder,
3 as set forth in Article 1 (commencing with Section 122045) of
4 Chapter 5.

5 (8) The dog for whom the unaltered animal certification is
6 sought is currently licensed pursuant to local requirements.

7 (9) The owner has considered having the animal microchipped
8 for purposes of identification.

9 (b) The owner shall maintain records documenting how many
10 offspring were produced ~~or adopted, or both~~ and by whom they
11 were adopted or purchased, if applicable, and shall provide proof
12 that the dog has been spayed or neutered after producing not more
13 than a single litter. This information shall be made available to
14 ~~an~~ the local jurisdiction or its authorized local animal control
15 agency upon request.

16 (c) The amount of the fee for an intact permit issued under this
17 section shall be determined by the local jurisdiction and shall not
18 exceed the cost of administering this section.

19 (d) This section shall remain in effect only until January 1, 2012,
20 and as of that date is repealed, unless a later enacted statute, that
21 is enacted before January 1, 2012, deletes or extends that date.

22
23 Article 4. Funding
24

25 122336.3. (a) (1) Any civil penalty collected pursuant to
26 subdivision (b) of Section 122336.1 shall be used for funding the
27 administration, outreach, and enforcement activities set forth in
28 Article 5 (commencing with Section 122336.4).

29 (2) To the extent that funding is available pursuant to this
30 chapter, a local animal control agency shall establish a free and
31 low-cost spay and neuter program for low-income individuals.
32 The agency shall undertake outreach efforts to inform qualified
33 persons about these programs.

34 (b) All permit fees collected pursuant to subdivision ~~(e)~~ (e) of
35 Section 122336.2, and subdivision (c) of Section 122336.21, shall
36 be used for funding the administration of the permit program in
37 the local jurisdiction in which the permits are issued.

1 Article 5. Enforcement

2
3 122336.4. A local animal control agency shall be responsible
4 for enforcing, conducting outreach efforts in connection with, and
5 administering, this chapter.

6
7 Article 6. Exemptions

8
9 122336.5. (a) *Nothing in this chapter shall be construed to*
10 *prohibit a local jurisdiction from adopting or enforcing a more*
11 *restrictive spay or neuter program than the program described in*
12 *this chapter.*

13 (b) *Any local jurisdiction that, prior to January 1, 2007, has*
14 *enacted an ordinance pursuant to Section 122331 shall be exempt*
15 *from this chapter.*

16 122336.5.

17 SEC. 3. No reimbursement is required by this act pursuant to
18 Section 6 of Article XIII B of the California Constitution because
19 a local agency or school district has the authority to levy service
20 charges, fees, or assessments sufficient to pay for the program or
21 level of service mandated by this act, within the meaning of Section
22 17556 of the Government Code.

23 SEC. 4. This act shall become operative on April 1, 2008.




Agenda Item No. CONSENT B

COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Honorable Mayor and Members of the City Council

FROM: Gary Leach, Public Works Director 

SUBJECT: APPROVAL OF TWO (2) RESOLUTIONS 1) AUTHORIZING THE CITY MANAGER TO ENTER INTO A RIDGECREST MAINTENANCE SERVICE AGREEMENT, AND 2) CONSIDERATION OF A RESOLUTION OF INTENTION TO AMEND THE FISCAL YEAR 2007-2008 RIDGECREST MAINTENANCE DISTRICT BUDGET

BACKGROUND AND DISCUSSION

The Ridgecrest Landscape Maintenance District was formed in 1978 under the Improvement Act of 1911, Part 3 of Division 7 of the California Streets and Highways Code (the "1911 Act"). This District lies within the City of Vallejo, generally located within the Woodvale Court cul-de-sac and the area bounded by Sylvia Court, Hale Street, Delgado Street, Clatyon Court, Elna Drive, Henry Street, and Woodvale Court. The district is composed of six (6) Pacific Gas & Electric (PG&E) easements and one (1) area of ornamental plantings. The PG&E easements are composed of four (4) with ornamental plants and two (2) with weed height control and native/drought resistant plants.

On November 9, 1995 a Maintenance Service Agreement was entered into between the City and the Vallejo Ridgecrest Homeowners Association, Inc. ("ASSOCIATION"), a California, non-profit public benefit corporation, for the ASSOCIATION to assume the responsibility for the landscape maintenance of this District. This action is being brought before the Vallejo City Council to adopt a resolution authorizing the City Manager to continue this service by executing a Maintenance Service Agreement with the ASSOCIATION for the period of July, 1, 2007 through June 30, 2008 and authorizing the extension of this agreement on a yearly basis for a maximum of three (3) additional years by mutual agreement of both parties.

The Ridgecrest Maintenance District is assessed in accordance with the 1911 Act. These assessments are collected by the County of Solano and forwarded to the City for deposit into the Ridgecrest Maintenance District Fund (Fund #169). The City provides monthly payments, as agreed upon in the Maintenance Service Agreement, to the ASSOCIATION for the maintenance of this District. This payment is based on work



COUNCIL COMMUNICATION

performed and the Solano County Assessors assessment of the District. The anticipated Fiscal Year 2007-2008 revenue from this District is \$27,905.00. The original budget for this District was only established at \$19,487.00, which falls short of the eligible funding required for the maintenance of the District. Therefore, this item is also being brought before the City Council to adopt a resolution of intention to increase the Ridgecrest Maintenance District Budget (Fund #169) by \$8,418.00 to \$27,905.00, which is necessary to continue to perform the required maintenance of the District.

Fiscal Impact

Since adequate revenue from this District is sufficient to cover this budget increase this action, if approved, has no impact on the General Fund.

RECOMMENDATION

Staff recommends that the City Council adopt a Resolution Authorizing the City Manager to execute a Ridgecrest Maintenance Service Agreement between the City and the ASSOCIATION and to adopt a resolution of Intention to amend the Fiscal Year 2007-2008 Ridgecrest Maintenance District Budget (Fund #169) by \$8,418.00 from \$19,487.00 to \$27,905.00.

ALTERNATIVES CONSIDERED

Consideration has been given to returning the management of this District to the City, although, the Vallejo Ridgecrest Homeowners Association has elected to continue to manage the maintenance activities of the District, at this time.

ENVIRONMENTAL REVIEW

This action is not considered a project as defined by the California Environmental Quality Act (CEQA) pursuant to section 15378 (b) (4) of Title 14 of the California Code of Regulations and is not subject to CEQA review.



COUNCIL COMMUNICATION

PROPOSED ACTION

- 1) Adopt a resolution authorizing the City Manager to execute a Maintenance Service Agreement, for the Ridgecrest Maintenance District, with the ASSOCIATION for the period of July 1, 2007 through June 30, 2008 and to enter into agreement on a yearly basis with the ASSOCIATION to continue this service for a maximum of three (3) additional years by mutual agreement of both parties.
- 2) Adopt a resolution of intention to amend the Fiscal Year 2007-2008 Ridgecrest Maintenance District Budget, as proposed.

DOCUMENTS AVAILABLE FOR REVIEW

- a. Resolution authorizing the City Manager to enter into agreement with the ASSOCIATION for the Maintenance of the Ridgecrest Maintenance District.
- b. Proposed Ridgecrest Maintenance Service Agreement.
- c. Resolution of Intention to Amend the FY 2007-2008 Ridgecrest Maintenance District Budget.

CONTACT PERSON:

John Cerini,
Maintenance Superintendent/ Public Works
707 648-4557
jcerini@ci.vallejo.ca.us

Joe Bates
Assistant Maintenance Superintendent/ Public Works
707 649-3414
JoeB@ci.vallejo.ca.us

MAY 13, 2008
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RESOLUTION NO. 08- N.C.

BE IT RESOLVED by the Council of the City of Vallejo as follows:

WHEREAS, the Ridgecrest Landscape Maintenance District was formed in 1978 under the Improvement Act of 1911; and

WHEREAS, the Vallejo Ridgecrest Homeowners Association entered into a Maintenance Service Agreement on November 9, 1995 to perform the maintenance of the Ridgecrest Maintenance District; and

WHEREAS, adequate funding is available to continue this service; and

WHEREAS, this Maintenance Service Agreement requires renewal; and

WHEREAS, the Vallejo Ridgecrest Homeowners Association would like to continue Management of the Ridgecrest Maintenance District,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Vallejo hereby authorizes the City Manager to execute a Maintenance Service Agreement, for the Ridgecrest Maintenance District, with the ASSOCIATION for the period of July 1, 2007 through June 30, 2008;

BE IT FUTHER RESOLVED, that the Council of the City of Vallejo hereby authorizes the City Manager to extend this agreement on a yearly basis, with the ASSOCIATION, to continue this service for a maximum of three (3) additional years by mutual agreement of both parties.

MAY13, 2008

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**SERVICES AGREEMENT
FOR MANAGEMENT OF THE RIDGECREST
LANDSCAPE MAINTENANCE DISTRICT**

THIS Agreement ("AGREEMENT") is made at Vallejo, California, on the ____ day of _____, 2008, by and between the CITY OF VALLEJO, a Municipal Corporation, hereinafter referred to as CITY, and the VALLEJO RIDGECREST HOMEOWNERS ASSOCIATION, INC., a California non-profit public benefit corporation, hereinafter referred to as ASSOCIATION, who agree as follows:

1. **Services.** Subject to the terms and conditions set forth in this AGREEMENT, ASSOCIATION shall provide the CITY professional services as specified in Exhibit "A", entitled "Scope of Work", attached hereto and made a part hereof.
2. **Payment.** CITY shall pay ASSOCIATION for services rendered pursuant to this AGREEMENT at the times and in the manner set forth in Exhibit "B", entitled "Compensation". The payments specified in Exhibit "B" shall be the only payments to be made to ASSOCIATION for services rendered pursuant to this AGREEMENT.
3. **Term.** The term of this Agreement shall commence on July 1, 2007 and shall continue in full force and effect until June 30, 2008. By mutual consent of CITY and ASSOCIATION, the AGREEMENT may be extended on a yearly basis for a maximum of three (3) additional years.
4. **Fund Repayment.** The parties agree to abide by the terms of Resolution 96-216 N.C., adopted on May 21, 1996 regarding the ASSOCIATION'S repayment of a loan from CITY'S Fund #169 (Ridgecrest LMD).
5. **Facilities and Equipment.** ASSOCIATION shall, at its sole cost and expense, furnish all facilities and equipment which may be required for furnishing services pursuant to this AGREEMENT.
6. **Indemnification.** ASSOCIATION shall indemnify and hold harmless the CITY, its officers, officials, directors, employees, agents and volunteers from and against all claims, damages, losses and expenses, including attorney fees, arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of the Association, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, except where caused by the active negligence, sole negligence or willful misconduct of the CITY.

Approval of insurance coverage does not, in any way, relieve the ASSOCIATION of any liability.

The provisions of this paragraph shall survive any termination or the expiration of this Agreement.

7. **Insurance Requirements.** ASSOCIATION agrees to comply with all of the insurance requirements set forth in Exhibit "C", entitled "Insurance Requirements For Association", which is attached hereto and made a part hereof. The cost of obtaining and maintaining insurance shall be borne by the ASSOCIATION.
8. **Conflict of Interest.** ASSOCIATION shall not enter into any contract or agreement during the performance of this AGREEMENT, which will create a conflict of interest with its duties to CITY under this AGREEMENT.
9. **Independent Contractor.** At all times during the term of this AGREEMENT, ASSOCIATION shall be an independent contractor and shall not be an employee of CITY. CITY shall have the right to control ASSOCIATION only insofar as the results of ASSOCIATION'S services rendered pursuant to this AGREEMENT; however, CITY shall not have the right to control the means by which ASSOCIATION accomplishes services pursuant to this AGREEMENT.
10. **Licenses, Permits, Etc.** ASSOCIATION represents and warrants to CITY that it, or its authorized agent, has all professional licenses, permits, qualifications and approvals of whatsoever nature which are legally required for ASSOCIATION to provide the services to be rendered. ASSOCIATION represents and warrants to CITY that it shall, at its sole cost and expense, keep in effect at all times during the term of this AGREEMENT any licenses, permits, and approvals which are legally required for ASSOCIATION to perform these services.
11. **Standard of Performance.** ASSOCIATION shall perform all services required pursuant to this AGREEMENT in a manner and according to the standards observed by a competent provider of the services that ASSOCIATION is to provide. All products and services of any nature that ASSOCIATION provides to CITY pursuant to this AGREEMENT shall conform to the standards of quality normally observed by licensed, competent individuals engaged in ASSOCIATION'S occupation/endeavor.

ASSOCIATION agrees to:

- a. thoroughly review the project site conditions, as well as all areas appurtenant to it; and
- b. become familiar with the physical characteristics of that site and the areas appurtenant thereto, and by the use of expertise consistent with acceptable standards of the occupation/endeavor in which ASSOCIATION is engaged, understand how those characteristics will affect the ability of a contractor to complete the improvements called for in the plans and specifications.

12. **Time for Performance.** ASSOCIATION shall devote such time to the performance of the services required by this AGREEMENT to comply with the schedule for performance set forth in Section "C" of the "Specifications for Maintenance of Landscape Districts Within the City of Vallejo", which are incorporated herein by this reference.
13. **Personnel.** ASSOCIATION agrees to assign only competent personnel according to the reasonable and customary standards of training and experience in the relevant field to perform services pursuant to this AGREEMENT. Failure to assign such competent personnel shall constitute grounds for termination of this AGREEMENT pursuant to Section 16 of this AGREEMENT.
14. **Association No Agent.** Except as CITY may authorize in writing, ASSOCIATION shall have no authority, express or implied, to act on behalf of CITY in any capacity whatsoever as an agent. ASSOCIATION shall have no authority, express or implied, pursuant to this AGREEMENT, to bind CITY to any obligation whatsoever.
15. **Abandonment by CITY.** Upon abandonment of the project encompassed by this AGREEMENT by CITY, and written notification to ASSOCIATION, this AGREEMENT shall terminate. ASSOCIATION shall be entitled to compensation earned by it prior to the date of termination, computed prorated up to and including the date of termination. ASSOCIATION shall not be entitled to any further compensation as of the date of termination. All charges incurred shall be payable by CITY within thirty (30) days following submission of a final statement by ASSOCIATION.
16. **Termination by CITY.** Should CITY, at any time, become dissatisfied with ASSOCIATION'S performance under this AGREEMENT, then termination of this AGREEMENT shall be in accordance with the objective standards contained within the Specifications for Maintenance of Landscape Districts within the City of Vallejo. In the event of such a termination, ASSOCIATION shall be compensated for all reasonably satisfactory work completed at the time of termination, after completion of default proceedings contained in Section "C" of the "Specifications for Maintenance of Landscape Districts Within the City of Vallejo".

Notwithstanding the above provision, CITY shall comply with the terms of the Final Judgment Under Code of 664.6 entered in Case No. L008047 of the Solano County Superior Court.

17. **Products Of Contracting Services.** Drawings, specifications, and other work products, whether complete or incomplete, of ASSOCIATION resulting from services rendered pursuant to this AGREEMENT, shall become the property of CITY. ASSOCIATION shall, at its own cost and expense, provide CITY with reproducible copies of the above-mentioned documents. ASSOCIATION does not assume any liability which may arise from the use of its work products created under this AGREEMENT for other than their specific intended purpose.

18. **ASSOCIATION Reporting Requirement.** ASSOCIATION shall submit a quarterly report to the CITY reporting work performed as set forth in Section "C" of the "Specifications for Maintenance of Landscape Districts Within the City of Vallejo". These reports are due to the City thirty (30) days after the end of each quarter. An annual inspection shall be performed by a City arborist. The arborist, accompanied by a representative of the ASSOCIATION, shall inspect the site at a time mutually agreed upon between the arborist and the ASSOCIATION.

CITY shall have free access to project site at all times, however, CITY will make every effort to call ASSOCIATION prior to inspecting site to arrange a convenient time to inspect site with an ASSOCIATION representative. CITY shall use its best efforts to notify ASSOCIATION when it learns that a third party intends to access or make improvements to, when CITY'S Public Works Department becomes aware of an application to CITY'S Planning Department affecting or prior to executing a quit claim deed for a parcel within the landscape easement of the Ridgecrest Landscape Maintenance District.

19. **Assignment Prohibited.** ASSOCIATION may not assign this AGREEMENT or any right or obligation under this AGREEMENT without the prior written consent of CITY. Any attempted or purported assignment of this AGREEMENT, or any right or obligation arising under this AGREEMENT, shall be void and of no effect.
20. **Non-Discrimination / Fair Employment Practices.** ASSOCIATION agrees to observe the provisions of City of Vallejo's Public Works Contracts Affirmative Action Ordinance (Ordinance No. 36 N.C. (2d), as amended, Vallejo Municipal Code, Chapter 2.72) obligating every contractor or consultant under a contract or subcontract to City of Vallejo for public works or for goods or services to refrain from discriminatory employment practices on the basis of race, religious creed, color, sex, national origin, or ancestry of any employee of, or applicant for employment with, such contractor or consultant. By this reference, said Ordinance is incorporated in and made a part of this AGREEMENT.

21. **Notices.** All notices pursuant to this AGREEMENT shall be in writing and mailed, postage prepaid, first class mail, personally delivered or by facsimile with correct answerback received, as follows:

If to CITY: Gary Leach
City of Vallejo
Public Works Director
555 Santa Clara St., 4th Floor
P.O. Box 3068
Vallejo, CA 94590

If to ASSOCIATION: Kurt Heckmann, President
Vallejo Ridgecrest Homeowners Association, Inc.
140 Woodvale Court
Vallejo, CA 94591

or such other person and/or address as either party may, from time to time, designate in writing to the other.

22. **Entire Agreement.** This AGREEMENT constitutes the entire agreement of the parties and there are no inducements, promises, terms, conditions or obligations made or entered into by CITY and ASSOCIATION other than those contained herein. The foregoing provisions are understood and agreed to by the ASSOCIATION.
23. **Amendments.** This AGREEMENT may not be amended, except in a writing signed by both parties.
24. **Severability Clause.** Should any provision of this AGREEMENT ever be deemed to be legally void or unenforceable, all remaining provisions shall survive and be enforceable.
25. **Waiver.** Waiver by either party of any default, breach or condition precedent shall not be construed as a waiver of any other default, breach or condition precedent or any other right hereunder.
26. **Law Governing.** This AGREEMENT shall in all respects be governed by the law of the State of California.
27. **Authority.** The person signing this Agreement for ASSOCIATION hereby represents and warrants that he/she is fully authorized to sign this Agreement on behalf of ASSOCIATION.
28. **Exhibits.** The following exhibits are attached hereto and incorporated herein by reference:
 - a. Exhibit "A", entitled "Scope of Work", consisting of 2 pages.
 - b. Exhibit "B", entitled "Compensation", consisting of 2 pages.
 - c. Exhibit "C", entitled "Insurance Requirements For Contractor", consisting of 3 pages.

(SIGNATURES ARE ON FOLLOWING PAGE)

IN WITNESS WHEREOF, the parties have executed this AGREEMENT the day and year first above written.

**CITY OF VALLEJO,
A Municipal Corporation**

**VALLEJO RIDGECREST HOMEOWNERS
ASSOCIATION, INC.,
A California Non-Profit Public Benefit
Corporation**

By: _____
JOSEPH M. TANNER
City Manager

By: _____
KURT HECKMANN
President

Attest: _____
MARY ELLSWORTH
City Clerk

"CITY SEAL"

Approved as to Content:

GARY A. LEACH
Public Works Director

Approved as to Form:

FREDERICK G. SOLEY
City Attorney

Approved as to Insurance Requirements:

HARRY B. MAURER
Risk Manager

EXHIBIT "A"

SCOPE OF WORK

Management Services Agreement

1. Services to be Provided by ASSOCIATION

Subject to the provisions of this AGREEMENT, ASSOCIATION shall manage the provision of landscape maintenance services for the Ridgecrest Landscape Maintenance District ("District") for CITY.

ASSOCIATION shall enter into agreement(s), in its own name and with terms not to exceed the terms of this AGREEMENT, with a Landscape Maintenance Contractor(s), licensed by the State of California, to furnish all labor, material and tools necessary to maintain the landscaping and related public improvements within the District. These improvements may include safety zones, signs, parks and parkways, retaining walls and embankments, and all other facilities necessary for park and parkway purposes; drainage facilities; poles, posts, signs, wire, bracing, pipes, conduits, lamps and other suitable and or necessary appliances for the purpose of lighting streets, places or public ways; water mains and sprinkler systems; and ornamental planting, including lawns, shrubs and trees; all as may be existing in said maintenance district, and of benefit to said District, including the cost of necessary repairs, replacements, care, supervision, and any and all other items necessary for the proper maintenance and operation thereof, in accordance with the Standard Specifications of the State of California, the City of Vallejo Standard Specifications, and the City of Vallejo Specifications for the Maintenance of Landscape Regions, with special attention to Section "C" of the City of Vallejo Specifications for the Maintenance of Landscape Regions.

ASSOCIATION is not obligated to maintain fences within the District. Should the ASSOCIATION after fulfilling its obligations under this Agreement have unexpended funds, then the CITY does not object to ASSOCIATION maintaining fences.

2. Operational Records of ASSOCIATION.

ASSOCIATION shall maintain for three (3) years after completion of all services hereunder, all operational and business records of ASSOCIATION, including, but not limited to, agreements with subcontractors and inspection reports and shall keep such records available for inspection and audit by representatives of CITY at a mutually convenient time.

EXHIBIT B

COMPENSATION

1. Compensation.

A. Services: The monthly billing amount shall be Two Thousand One Hundred Thirty Three Dollars and Fifty One Cents (\$2,133.51) and the total of all fees paid to ASSOCIATION for the performance of all Services set forth in Exhibit A shall not exceed the total sum of TWENTY FIVE THOUSAND SIX HUNDRED TWO DOLLARS AND TWELVE CENTS (\$25,602.12). If the parties agree to extend the term of the AGREEMENT pursuant to Paragraph 3 of the AGREEMENT, then the compensation owed to ASSOCIATION will be adjusted based on the Solano County Assessor's projection of revenue to be received for the corresponding fiscal year.

B. Additional Services:

1. Additional Services are those services related to the scope of work of ASSOCIATION as set forth in Exhibit A but not anticipated at the time of execution of this Agreement. Additional Services shall be provided only when a Supplemental Agreement authorizing such Additional Services is approved by CITY in accordance with CITY'S Supplemental Agreement procedures. CITY reserves the right to perform any Additional Services with its own staff or to retain other contractors to perform said Additional Services.
2. ASSOCIATION'S compensation for Additional Services shall be based on a fixed fee that is established by mutual agreement between CITY and ASSOCIATION, compensation to ASSOCIATION shall not exceed the fixed fee amount.

2. Payments to ASSOCIATION.

A. Payments to ASSOCIATION shall be made within forty-five (45) days of ASSOCIATION'S invoice, said payments to be made in proportion to services performed. ASSOCIATION may request payment on a monthly basis. ASSOCIATION shall be responsible for the cost of supplying all documentation necessary to verify the monthly billings to the satisfaction of CITY.

- B. All invoices submitted by ASSOCIATION shall contain the following information:
1. Association name, mailing address, business and facsimile phone number.
 2. District Name
 3. Description of services billed under this invoice
 4. Date of Invoice Issuance
 5. Sequential Invoice Number
 6. CITY'S Purchase Order Number
 7. Amount of this Invoice
- C. Request for payment shall be sent to:

Joe Bates
Assistant Maintenance Superintendent/Landscape
Public Works Department, Maintenance Division
111 Amador Street
Vallejo, CA 94590

3. Accounting Records of ASSOCIATION.

ASSOCIATION shall maintain for three (3) years after completion of all services hereunder, all records under this Agreement for all Services and Additional Services performed under this Agreement, in accordance with generally accepted accounting practices and shall keep such records available for inspection and audit by representatives of the Department of Finance of CITY at a mutually convenient time.

4. Taxes.

ASSOCIATION shall pay, when and as due, any and all taxes incurred as a result of ASSOCIATION'S compensation hereunder, including estimated taxes, and shall provide CITY with proof of such payments upon request. ASSOCIATION hereby agrees to indemnify CITY for any claims, losses, costs, fees, liabilities, damages or injuries suffered by CITY arising out of ASSOCIATION'S breach of this Paragraph.

EXHIBIT "C"

INSURANCE REQUIREMENTS FOR ASSOCIATION

ASSOCIATION shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by ASSOCIATION, their agents, representatives, or employees or subcontractors:

A. Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office Commercial General Liability coverage (occurrence form CG 0001).
2. Insurance Services Office form number CA 0001 (Ed. 12/92 covering Automobile Liability, code 1 (any auto)).
3. Workers' Compensation insurance as required by the State of California and Employer's Liability Insurance, with waiver of subrogation endorsement.
4. Professional Liability (Errors and Omission).

B. Minimum Limits of Insurance

Consultant shall maintain limits no less than:

1. General Liability: \$2,000,000.00 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. Automobile Liability: \$1,000,000.00 per accident for bodily injury and property damage.
3. Employer's Liability: \$1,000,000.00 per accident for bodily injury or disease.
4. Professional Liability (Errors and Omission): \$1,000,000.00 combined single limit per occurrence.

C. Deductible and Self-Insured Retention

Any deductibles or self-insured retention must be declared to and approved by the City. At the option of the City, either: the insurer shall reduce or eliminate such deductibles or self-insured retention as respects the City, its officers,

officials, employees and volunteers; or the Consultant shall procure a bond guaranteeing payment of losses and related investigations, claim administration and defense expenses.

D. Other Insurance Provisions

The general liability, automobile liability and professional liability policies are to contain, or be endorsed to contain, the following provisions:

1. The City, its officers, officials, employees, agents and volunteers are to be covered as additional insureds as respects; liability, including defense costs, arising out of activities performed by or on behalf of the Consultant; products and completed operations of the Consultant; premises owned, occupied or used by the Consultant; or automobiles owned, leased hired or borrowed by the Consultant. The coverage shall contain no special limitations on the scope of protection afforded to the City, its officers, officials, employees, agents or volunteers.
2. For any claims related to this project, the Consultant's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees, agents and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees, agents or volunteers shall be excess of the Consultant's insurance and shall not contribute with it.
3. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage provided to the City, its officers, officials, employees, agents or volunteers.
4. The Consultant's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
5. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be suspended, voided, canceled by either party, reduced in coverage or in limits except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City.

E. Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII.

F. Verification of Coverage

Consultant shall furnish the City with original **endorsements** effecting coverage required by this clause. The endorsements are to be signed by a person authorized by that insurer to bind coverage on its behalf. The endorsements are to be on forms provided by the City. All endorsements are to be received and approved by the City before work commences. As an alternative to the City's forms, the Consultant's insurer may provide complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications.

G. Subconsultants

Consultant shall include all subconsultants as insureds under its policies or shall furnish separate certificates and endorsements for each subconsultant. All coverages for subconsultants shall be subject to all of the requirements stated herein.

H. Payment Withhold

City will withhold payments to Consultant if the certificates of insurance and endorsements required in Paragraph F, above, are canceled or Consultant otherwise ceases to be insured as required herein.

RESOLUTION NO. 08-__ N.C.

BE IT RESOLVED by the Council of the City of Vallejo as follows:

WHEREAS, the Ridgecrest Landscape Maintenance District was formed in 1978 under the Improvement Act of 1911; and

WHEREAS, this district is an ad valorem Landscape Maintenance District; and

WHEREAS, these assessments are collected by the County of Solano and forwarded to the City for deposit into the Ridgecrest Maintenance District Fund (Fund 169); and

WHEREAS, these funds are utilized to fund the Maintenance Service Agreement between the City and the Vallejo Ridgecrest Homeowners Association for the maintenance of the Ridgecrest Maintenance District; and

WHEREAS, the Ridgecrest Maintenance District Budget needs to be increased by \$8,418.00 from \$19,487.00 to \$27,905.00 to continue service; and

WHEREAS, adequate funding will be available to support this budget increase and to continue this service,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Vallejo does here declare its intention to increase the Ridgecrest Maintenance District Budget by \$8,418.00 to \$27,905.00.

MAY 13, 2008

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VALLEJO CITY COUNCIL
MINUTES
SPECIAL MEETING
MAY 5, 2008

The Vallejo City Council met in a special meeting/closed session on the above date in the City Council Conference Room. The meeting was called to order at 5:00 p.m. by Mayor Osby Davis.

1. CALL TO ORDER

A. ROLL CALL

Present: Mayor Davis (per teleconference), Vice Mayor Bartee, Councilmembers Gomes, Hannigan, Schivley, Sunga and Wilson

Absent: None

Staff: City Manager Joseph Tanner
 City Attorney Fred Soley

2. PUBLIC COMMENT

3. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6., NEGOTIATORS: JOSEPH TANNER, CITY MANAGER; CRAIG WHITTON, ASSISTANT CITY MANAGER-COMMUNITY DEVELOPMENT; DENNIS MORRIS, HUMAN RESOURCES DIRECTOR; SUSAN MAYER, ACTING FINANCE DIRECTOR; EMPLOYEE ORGANIZATIONS: INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, LOCAL 1186 (IAFF), VALLEJO POLICE OFFICERS ASSOCIATION (VPOA), INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 2376 (IBEW), AND CONFIDENTIAL, ADMINISTRATIVE AND MANAGERIAL PROFESSIONALS (CAMP)

B. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – INITIATION OF LITIGATION PURSUANT TO SUBDIVISION (C) OF GOVERNMENT CODE SECTION 54956.9. NUMBER OF CASES: ONE.

City Attorney Fred Soley stated that no action is anticipated. If actions are taken, it will be announced at the conclusion of the closed session.

4. ADJOURNMENT

The meeting adjourned at 7:40 p.m.

 OSBY DAVIS, MAYOR

ATTEST: _____
 MARY ELLSWORTH, CITY CLERK



COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Mayor and Members of the City Council

FROM: Craig Whittom, Assistant City Manager / Community Development
Susan McCue, Economic Development Program Manager 

SUBJECT: Approval of the Fiscal Year 2007-2008 Annual Budget for the Downtown Improvement District and a Management Agreement with the Downtown Association of Vallejo for Downtown Improvement District Services

BACKGROUND & DISCUSSION

On April 21, 1969 the City Council enacted a Parking and Business Improvement Area called the Downtown Improvement District. Merchants located in the District pay an assessment as an addition to their annual business license fee. This additional tax assessment realized from the District is to be used for:

- The acquisition, construction or maintenance of parking facilities for the benefit of the district
- Decoration of any public space in the district
- Promotion of public events which take place in the district
- The general promotion of business and retail trade activities in the district

The Downtown Association of Vallejo (DAV) was designated as the Downtown Parking and Business Improvement Area Advisory Commission to the Council. While the City Council has sole discretion as to how the revenue derived from the tax is to be used within the scope of the above-mentioned purposes, the Council has historically designated the DAV to manage the funds.

The Council must annually approve a budget for the District that includes a program of activities intended to carry out the goals and purposes of the District. On August 22, 2006, the City Council adopted Resolution No. 06-259 N.C. approving the Management Agreement with DAV and the allocation of the Downtown Improvement District Assessment for fiscal year 2006-07. The term of the Agreement was for twelve months with the provision that the City Manager could extend the Agreement for an additional time period. This Management Agreement was inadvertently never executed. Upon the request of staff, on January 31, 2008, not realizing the original Management Agreement had not been executed, the City Manager extended the Agreement for an additional year.

The Downtown Improvement District budget for fiscal year 2007-08 was not presented to the City Council for approval. Staff is requesting the City Council approve and ratify the fiscal year 2007-08 budget for the Downtown Improvement District, which also serves as the budget for the Management Agreement with the DAV. The majority of the funds has been allocated to DAV and spent.

FISCAL IMPACT

There is no fiscal impact to the City of Vallejo caused by approving the Agreement for Downtown Improvement District Services with the DAV. Funds for the DAV Agreement are received from the business license holders in the downtown area. The budget for the DAV for fiscal year 2007-2008, based on an estimate of business license fees, fundraising events and an existing fund balance is approximately \$32,000.

RECOMMENDATION

Approve and ratify the annual budget and Management Agreement for Downtown Improvement District Services with the Downtown Association of Vallejo. Authorize the City Manager or his designee to allocate the funds collected in the Downtown Improvement District to the Downtown Association of Vallejo.

ENVIRONMENTAL REVIEW

This action is not considered a project under the California Environmental Quality Act, pursuant to section 15378 (b)(4) of Title 14 of the California Code of Regulations and no environmental review is necessary.

PROPOSED ACTION

Adopt the attached resolution: 1) approving and ratifying the fiscal year budget for the Downtown Improvement District; and 2) authorizing the City Manager or his designee to execute a Management Agreement with the Downtown Association of Vallejo for Downtown Improvement District Services for fiscal year 2007-2008.

DOCUMENTS ATTACHED

Attachment A - City Council Resolution

Attachment B - Agreement for Downtown Improvement District Services

CONTACT: Annette Taylor, Senior Community Development Analyst
649-3510, annette@ci.vallejo.ca.us

Susan McCue, Economic Development Program Manager
553-7283, smccue@ci.vallejo.ca.us

RESOLUTION NO. _____ N.C.

BE IT RESOLVED by the Council of the City of Vallejo as follows,

WHEREAS, on April 21, 1969 the City Council established a Parking and Business Improvement Area called the Downtown Improvement District; and

WHEREAS, the additional tax revenues realized from the District were and are to be used for improvements in the District; and

WHEREAS, the Downtown Association of Vallejo was designated as the Downtown Parking and Business Improvement Area Advisory Commission to the Council; and

WHEREAS, the City Council has historically contracted with the Downtown Association of Vallejo to administer and manage the funds collected in the District for area improvements, decorations and promotions; and

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby approve and ratify the fiscal year 2007-2008 budget for the District and authorizes the City Manager or his designee to execute a Management Agreement for Downtown Improvement District Services with the Downtown Association of Vallejo for fiscal year 2007-2008.

Attachment B

AGREEMENT FOR DOWNTOWN IMPROVEMENT DISTRICT SERVICES

This Agreement for Downtown Improvement District Services ("AGREEMENT") is made at Vallejo, California, on the ___ day of May, 2008, by and between the CITY OF VALLEJO, a municipal corporation ("CITY"), and the Downtown Association of Vallejo, a California mutual benefit corporation ("DAV"), who agree as follows:

1. **Services.** Subject to the terms and conditions set forth in this AGREEMENT, DAV shall provide the CITY professional services as specified in Exhibit "A," entitled "Scope of Work."
2. **Budget/Payments.** CITY shall pay DAV for services rendered pursuant to this AGREEMENT at the times and in the manner set forth in Exhibit "B," entitled "Budget/Payments." The payments specified in Exhibit "B" shall be the only payments to be made to DAV for services rendered pursuant to this AGREEMENT. DAV shall submit a budget for said services to CITY on a quarterly basis as specified in Exhibit "A." Payment shall be made upon receipt of quarterly report.
3. **Written Reports.** DAV shall submit to CITY quarterly written reports due on the 5th day of October, 2007, January 2008, April 2008 and July 2008. The reports shall consist of general line item expenses and revenue consistent with the submitted budget as well as a program of activities intended to carry out the purposes set forth in Vallejo Municipal Code section 14.32.060 for the Downtown Improvement District.
4. **Facilities and Equipment.** DAV shall, at its sole cost and expense, furnish all facilities and equipment that may be required for furnishing services pursuant to this AGREEMENT.
5. **Term.** The term of this AGREEMENT shall be for twelve months, and shall be retroactive to July 1, 2007 and continue to June 30, 2008, unless terminated pursuant to the provisions herein.
6. **Indemnification.** DAV shall defend, indemnify and hold harmless the City of Vallejo, its officers, officials, directors, employees, agents and volunteers from and against all claims, damages, losses and expenses including attorney fees arising out of the performance of the work described herein, caused in whole or in part by any negligent act or omission of the DAV, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable, except where caused by the sole negligence or willful misconduct of the City of Vallejo.

Approval of insurance coverage does not, in any way, relieve the DAV of any liability.

The terms of this section shall survive the termination or expiration of this AGREEMENT.

7. **Insurance Requirements.** DAV agrees to comply with all of the Insurance Requirements set forth in Exhibit "C," entitled "Insurance Requirements For DAV."
8. **Conflict of Interest.** DAV shall not enter into any contract or agreement during the performance of this AGREEMENT that will create a conflict of interest with its duties to CITY under this AGREEMENT.

9. **Independent Contractor.** At all times during the term of this AGREEMENT, DAV shall be an independent contractor and shall not be an employee of CITY. CITY shall have the right to control DAV only insofar as the results of DAV's services rendered pursuant to this AGREEMENT, however, CITY shall not have the right to control the means by which DAV accomplishes services pursuant to this AGREEMENT.
10. **Licenses, Permits, Etc.** DAV represents and warrants to CITY that it has all professional licenses, permits, qualifications and approvals of whatsoever nature that are legally required for DAV to complete the scope of services. DAV represents and warrants to CITY that it shall, at its sole cost and expense, keep in effect at all times during the term of this AGREEMENT any licenses, permits, and approvals which are legally required for DAV to complete the scope of services.
11. **Standard of Performance.** DAV shall perform all services required pursuant to this AGREEMENT in a manner and according to the standards of highest quality.
12. **DAV No Agent.** Except as CITY may authorize in writing, DAV shall have no authority, express or implied to act on behalf of CITY in any capacity whatsoever as an agent. DAV shall have no authority, express or implied, pursuant to this AGREEMENT, to bind CITY to any obligation whatsoever.
13. **Termination by CITY.** Should CITY, at any time, become dissatisfied with DAV's performance under this AGREEMENT, it may terminate the AGREEMENT immediately upon giving sixty (60) days written notice to DAV. In the event of such a termination, DAV shall be compensated for all reasonably satisfactory work completed at the time of termination.
14. **Best Efforts to Use Vallejo Businesses.** DAV shall use its best efforts to utilize Vallejo businesses for services, when necessary, to perform activities pursuant to this AGREEMENT.
15. **Assignment Prohibited.** No party to this AGREEMENT may assign any right or obligation pursuant to this AGREEMENT. Any attempted or purported assignment of any right or obligation pursuant to this AGREEMENT shall be void and of no effect.
16. **Non-Discrimination / Fair Employment Practices.** DAV agrees to observe the provisions of City of Vallejo's Public Works Contracts Affirmative Action Ordinance (Ordinance No. 36 N.C. (2d), as amended, Vallejo Municipal Code, Chapter 2.72) obligating every contractor or DAV under a contract or subcontract to City of Vallejo for public works or for goods or services to refrain from discriminatory employment practices on the basis of race, religious creed, color, sex, national origin, or ancestry of any employee of, or applicant for employment with, such contractor or DAV. By this reference, said Ordinance is incorporated in and made a part of this AGREEMENT.

IN WITNESS WHEREOF, the parties have executed this AGREEMENT the day and year first above written.

CITY OF VALLEJO,
a municipal corporation

Downtown Association of Vallejo
a California mutual benefit corporation

BY: _____
Joseph M. Tanner
City Manager

BY: _____
John Sylvain
President

APPROVED AS TO FORM:

Frederick G. Soley
City Attorney

ATTEST:

Mary Ellsworth
City Clerk

(City Seal)

APPROVED AS TO CONTENT:

Susan McCue
Economic Development Program Manager

APPROVED AS TO INSURANCE REQUIREMENTS:

Harry B. Maurer
Risk Manager

Exhibit A

Scope of Services

1. The work and services provided under this Agreement must be consistent with Vallejo Municipal Code section 14.32,060, entitled "Additional levy of license tax-Use of proceeds":

The uses to which the proceeds from the additional tax revenues realized from the additional levy of license tax as hereinafter provided shall be put are:

- A. The acquisition, construction or maintenance of parking facilities for the benefit of the "area";
- B. Decoration of any public place in the "area";
- C. Promotion of public events which are to take place on or in public places in the "area";
- D. Furnishing of music in any public place in the "area";
- E. The general promotion of business and retail trade activities in the "area"

2. Submit written quarterly reports on October 5, 2006, January 5, 2007, April 5, 2007 and July 5, 2007. The written reports shall include a program of activities intended to carry out the purposes set forth in Section 14.32.060 of the municipal code (See Above) accompanied with year to date expenses and revenue in a format consistent with the submitted budget.

3. DAV agrees to work cooperatively with the Central Core Restoration Corporation (CCRC), Vallejo Main Street, and the Vallejo Chamber of Commerce to promote complimentary activities in the provision of services under this Agreement.

Exhibit B Budget/Payments

**Downtown Association of Vallejo
2007-2008 Fiscal Year
Budget**

Revenues

DID Funds (Estimate from City of Vallejo)	\$32,000.00
Mixer	\$ 1,500.00
Interest	\$ 200.00
Other	\$ 150.00
Total Revenues	\$33,850.00

Promotional Expenses

	\$11,000.00
Cable TV	\$5,000.00
Wednesday Night Celebrations	\$2,000.00
Holiday/Christmas	\$2,000.00
Merchandising (Shop Downtown Bags, Magnets)	\$1,000.00
Merchant Mixers	\$1,000.00

Streetscape Improvements (Parking Lots & Alleys) \$ 3,000.00

Operating and Administrative Expenses

Contributions/Dues	\$ 285.00
Administrative Assistance	\$12,000.00
Rent	\$ 1,200.00
Insurance	\$ 5,000.00
Tele/Post/Supply	\$ 650.00
Planning Conference	\$ 500.00
G&A	\$ 215.00

Total Expenses **\$33,850.00**

2007-2008 Payments

City shall make payments to DAV according to the following schedule:

October 15, 2007	DID Collections through 9/30, 2007
January 15, 2008	DID Collections from 10/1 – 12/31, 2007
April 15, 2008	DID Collections from 1/1-3/31, 2008
July 15, 2008	DID Collections from 4/1-6/30, 2008

In the event that the District is disestablished, DAV agrees that, pursuant to Streets and Highway Code section 36081, any proceeds of the tax or assets acquired with such proceeds shall be subject to disposition as the City Council determines.

Exhibit C Insurance Requirements

DAV shall procure and maintain for the duration of this Agreement insurance against claims for injuries to persons or damages to property that may arise from or in connection with the performance of the work hereunder by DAV, his agents, representatives, or employees.

Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office Commercial General Liability coverage (occurrence form CG 0001).
2. Non-owned and hired auto endorsement to commercial general liability policy.
3. Workers' Compensation insurance as required by the State of California and Employer's Liability Insurance.

Minimum Limits of Insurance

DAV shall maintain limits no less than:

1. General Liability: \$2,000,000 per occurrence for bodily injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. Non-owned and hired auto coverage at Commercial General Liability coverage.
3. Employer's Liability: \$1,000,000 per accident for bodily injury or disease.

Deductible and Self-Insured Retentions

Any deductibles or self-insured retentions must be declared to and approved by the City. At the option of the City, either, the insurer shall reduce or eliminate such deductibles or self-insured retentions as respects the City, its officers, officials, employees and volunteers; or DAV shall procure a bond guaranteeing payment of losses and related investigations, claim administration and defense expenses.

Other Insurance Provisions

The general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

1. The City, its officers, officials, employees and volunteers are to be covered as insureds as respects: liability arising out of activities performed by or on behalf of DAV; products and completed operations of DAV; premises owned, occupied or used by DAV; or automobiles owned, hired, leased or borrowed by DAV. The coverage shall contain no special limitations on the scope of protection afforded to the City, its officers, officials, employees or volunteers.
2. For any claims related to this project, DAV's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees and volunteers. Any

insurance or self-insurance maintained by the City, its officers, officials, employees or volunteers shall be excess of DAV's insurance and shall not contribute with it.

3. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage provided to the City, its officers, officials, employees or volunteers.
4. DAV's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
5. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be suspended, voided, canceled by either party, reduced in coverage or in limits except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City.

Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII, unless otherwise acceptable to the City.

Verification of Coverage

DAV shall furnish the City with original endorsements effective coverage required by this clause. The endorsements are to be signed by a person authorized by that insurer to bind coverage on its behalf. The endorsements are to be on forms provided by the City. All endorsements are to be received and approved by the City before work commences. As an alternative to the City's forms, DAV's insurer may provide complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications.



COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Mayor and Members of the City Council

FROM: Craig Whittom, Assistant City Manager / Community Development
Susan McCue, Economic Development Program Manager

CW

SUBJECT: APPROVAL OF A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE EXCLUSIVE RIGHT TO NEGOTIATE AGREEMENT FOR THE MARE ISLAND WETLANDS MITIGATION PROGRAM WITH WESTON SOLUTIONS, INC. TO EXTEND THE TERM TO MARCH 31, 2009

BACKGROUND & DISCUSSION

There are more than 3,787 acres of submerged lands, wetlands, endangered species habitat and former dredge ponds (wetlands) on Mare Island. The majority of the property is set aside as Public Trust parcels and is subject to the Public Trust. Public Trust property is held in trust by the State for the benefit of the people of California and is to be used to promote the public's interest in water-dependent or water-oriented activities, including but not limited to commerce, navigation, fisheries, environmental preservation and recreation.

In late 2004, the State Legislature approved, and the Governor signed, Senate Bill 1481 (Vallejo Master Tidelands Legislation) which conveyed to the City of Vallejo all of the state's rights, title and interest in tide and submerged lands and lands underlying inland navigable water within the boundaries of the City, plus public trust lands established by the Mare Island Property Settlement and Exchange Agreement. The City of Vallejo is now responsible for the operations and maintenance of Public Trust parcels within the City limits. The City may lease or develop the parcels for authorized Public Trust purposes.

In the spring of 2006, the City and Weston Solutions, Inc. (Weston) began discussion on utilizing all or a portion of the wetlands on Mare Island for wetlands mitigation purposes. On July 10, 2007, the Vallejo City Council approved Resolution 07-181 N.C. which authorized the City Manager to enter into an Agreement to Negotiate Exclusively for Mare Island Wetlands (see Attachment B). As allowed in the Resolution, on December 18, 2007, the Agreement was extended an additional 90 days expiring on March 31, 2008.

Weston has continued to market the mitigation program to multiple clients, including developers, private companies and state and local agencies. Although several organizations have expressed interest in mitigating their developments the economic downturn has, in turn, slowed the pace of development. However, Weston has indicated that several potential clients are continuing to plan for future development. For that reason, Weston has requested the City Council extend their existing Agreement an additional twelve months, ending on March 31, 2009.

Weston will continue to work with existing clients and develop additional prospective clients with the intent of entering into a Memorandum of Understanding with their client(s) within the

next twelve months. The Memorandum of Understanding will indicate the business terms between Weston and its clients and will serve as the basis for the developing an agreement between the City and Weston for the use of the wetlands.

Fiscal Impact

As indicated in the Agreement, Weston reimburses the City for third party costs up to the \$70,000 cap. Should it be determined that, for whatever reason, the cap will be exceeded, City staff will notify Weston to work on a mutually agreeable substitute cap amount. In executing the original Agreement, Weston provided an initial cash deposit of \$12,000 to pay third party expenses. The remaining balance of the deposit is \$2,075.89. Concurrent with the execution of the extended Agreement, Weston will deposit additional funds to restore the original level of deposit.

Because the wetlands are Public Trust Parcels, City revenue that will be generated from a Wetland Mitigation Program Lease must be reinvested into City-wide Public Trust parcels. A State Lands Commission Fund (Fund 134) has been established to track revenues and expenditures generated from Public Trust Parcels. During the yearly budget process the City Council approves any expenditures from Fund 134.

RECOMMENDATION

Staff recommends approval of the one-year extension of the Agreement to Negotiate Exclusively for the Mare Island Wetlands Mitigation Program.

ALTERNATIVES CONSIDERED

1. No action – The purpose of marketing a Wetlands Mitigation Program is to generate a source of funding to operate and maintain the Public Trust Parcels within the City limits. The no action alternative does not satisfy this goal.
2. Develop a Wetlands Mitigation Bank – A Wetlands Mitigation Bank concept was researched and eventually abandoned due to the substantial endowment fund required by the regulatory agencies.
3. Issue a Request for Proposals/Qualification for companies interested in development of a Wetlands Mitigation Program - Weston is the environmental remediation contractor for much of Mare Island and specifically, the area that would encompass the Wetlands Mitigation Program. Therefore, Weston has accumulated substantial data and has expended considerable resources in developing potential clients. Reverting to a Request for Proposal/Qualification would fail to take advantage of Weston's existing expertise and substantial relationships with potential clients.

PROPOSED ACTION

Approve the attached resolution authorizing the City Manager to execute a one-year extension to the Agreement to Negotiate Exclusively for the Mare Island Wetlands Mitigation Program between the City of Vallejo and Weston Solutions, Inc., expiring on March 31, 2009.

DOCUMENTS ATTACHED

Attachment A – Resolution

Attachment B – Executed Agreement to Negotiate Exclusively for Mare Island Wetlands

**CONTACT: Susan McCue, Economic Development Program Manager
(707) 553-7283 or e-mail: smccue@ci.vallejo.ca.us**

K:\PUBLIC\AIED\Wetland Mitigation Program.RPT#2.04.15.08.doc

RESOLUTION NO. _____ N.C.

**EXTENSION OF THE AGREEMENT TO NEGOTIATE EXCLUSIVELY FOR THE
MARE ISLAND WETLANDS MITIGATION PROGRAM**

BE IT RESOLVED by the City of Vallejo as follows:

THAT WHEREAS, there are over 3,787 acres of submerged lands, wetlands, endangered species habitat and former dredge ponds on Mare Island; and

WHEREAS, the majority of the property is set aside as Public Trust Parcels and is subject to the Public Trust; and

WHEREAS, in late 2004, the State Legislature approved, and the Governor signed, Senate Bill 1481 which conveyed to the City of Vallejo all the state's rights, title and interest in tide and submerged lands and lands underlying inland navigable water within the boundaries of the City, and

WHEREAS, the Weston Solutions, Inc. and the City of Vallejo executed an Agreement to Negotiate Exclusively on July 10, 2007, and

WHEREAS, the Agreement to Negotiate Exclusively expired on March 31, 2008.

NOW, THEREFORE, BE IT RESOLVED, that the Vallejo City Council hereby authorizes the City Manager or his designee, to execute an amendment to the Exclusive Right to Negotiate Agreement for the Mare Island Wetlands Mitigation Program with Weston Solutions, Inc. extending the term to March 31, 2009.

BE IT FURTHER RESOLVED, that the City Manager or his designee are hereby authorized to execute any other document or instrument and take any additional action, that does not require the expenditure of City funds as may be necessary to carry out the purpose of this Resolution.

AGREEMENT TO
NEGOTIATE EXCLUSIVELY
BETWEEN
THE CITY OF VALLEJO
AND
WESTON SOLUTIONS, INC.
CONCERNING
THE
MARE ISLAND
WETLANDS MITIGATION
PROGRAM

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Exhibit A: Map of the Property
Exhibit B: Insurance Requirements

**AGREEMENT TO NEGOTIATE EXCLUSIVELY
FOR THE MARE ISLAND WETLANDS MITIGATION PROGRAM**

THIS AGREEMENT TO NEGOTIATE EXCLUSIVELY FOR THE MARE ISLAND WETLANDS MITIGATION PROGRAM ("Agreement") is entered into as July 10, 2007 ("Effective Date"), by and between the CITY OF VALLEJO, a municipal corporation ("City"), and WESTON SOLUTIONS, INC., a Pennsylvania corporation ("Weston").

RECITALS:

A. The City has acquired control of certain properties referred to as the Western Early Transfer Parcel ("WETP") from the United States Navy, subject to certain agreements entered into by and between the City, Weston, and the State Lands Commission of the State of California.

B. The City desires to potentially engage a firm to manage and/or lease portions of the WETP for the purposes of creating and operating a Wetlands Mitigation Program ("Mitigation Program"), which, if approved, will result in the creation of new wetlands from suitable upland areas within the WETP and/or restoration, enhancement and preservation of existing wetlands within the WETP, for environmental benefits to the San Pablo Bay area as well as economic benefit to the City.

C. Weston desires to develop, manage, and operate a Mitigation Program within portions of the WETP.

D. The City, in recognition of Weston's five years experience in accumulating environmental data and coordination associated with the former development of the Dredge Material Disposal Facility (DMDF), the wetland mitigation plans associated with the DMDF, and the environmental cleanup activities within the WETP that can be applied directly to the Mitigation Program, wishes to negotiate exclusively with Weston to take advantage of that experience in an effort to apply the same to the Mitigation Program.

E. Through the existing Mare Island Remediation Agreement between Weston and the City, Weston is actively engaged in the environmental management and clean-up of the WETP and the adjacent Area H1 Landfill, Western Magazine Area and Installation Restoration Property 5, and the parties anticipate there will be beneficial synergy between the clean-up activities and the operation of the Mitigation Program.

F. The Mitigation Program will contribute to a beneficial environmental management strategy for the WETP.

NOW THEREFORE, FOR GOOD AND VALUABLE CONSIDERATION, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, CITY AND WESTON HEREBY AGREE AS FOLLOWS:

1. **TERM OF AGREEMENT.** The term of this Agreement ("Negotiation Period") shall commence on the Effective Date and terminate on the earlier of: (1) the parties approval and execution of a Mitigation Program management lease agreement covering the Property ("Lease"); 2) December 31, 2007; or 3) termination of the Agreement in accordance with Section 7 hereof. Notwithstanding the foregoing, the City Manager, in his or her sole discretion, may extend the Negotiation Period for up to an additional ninety (90) days.
2. **DEFINITION OF THE PROPOSED MITIGATION PROGRAM.** City and Weston contemplate that the proposed Lease would address those portions of the WETP to be managed by Weston for the City for the purposes of creating and operating a Mitigation Program. City and Weston anticipate that the Mitigation Program will encompass the upland portion of Investigation Area J (tidal marsh) within the WETP and the former Navy dredge ponds within Investigation Area I, which are more specifically described and depicted as Ponds 7, 2S, 2M, 2N, 4S, 4M, 4N, 1, 3W, 3NW, 3E, and 5NW ("Property") in the legal description and map attached hereto as Exhibit "A" and incorporated herein by reference.
3. **REIMBURSEMENT OF COSTS.** Weston shall reimburse City for City's actual and reasonable out-of-pocket expenses, including all costs of City's economic consultants and attorneys' fees incurred in connection with the negotiation and preparation of this Agreement and the proposed Lease (collectively, "City Expenses"). Weston shall be obligated to pay City Expenses pursuant to this Section 3, regardless of whether the parties enter into the proposed Lease as contemplated by this Agreement.

The parties estimate that the City Expenses will not exceed \$70,000.00 ("Expenses Cap"). The parties acknowledge and agree that City has incurred an estimated \$12,000.00 in City Expenses prior to the Effective Date. Therefore, concurrently with its execution of this Agreement, Weston shall submit to City \$12,000.00 ("Initial Reimbursement") in the form of a cashier's check or other immediately available funds to be used by City to pay City Expenses incurred prior to the Effective Date. City shall use any unexpended or uncommitted portion of the Initial Reimbursement, if any, to satisfy additional City Expenses incurred by City during the term of this Agreement. Weston shall remain obligated to reimburse City for City Expenses incurred which are not satisfied by the Initial Reimbursement funds.

Following the Effective Date, City shall transmit to Weston, not more frequently than monthly, a copy of each invoice, bill or other evidence that City has incurred City Expenses. Weston shall pay the City Expenses to City in full within thirty (30) days after receipt of each invoice, bill or other evidence of such City Expenses. If Weston does not pay the City Expenses to City within such 30-day period, then City may send a second notice and demand for payment. Weston's failure to pay such City Expenses, in full, within ten (10) days following such second notice shall be deemed a default by Weston hereunder and City may

immediately terminate the Agreement without further notice or opportunity to cure.

City agrees that Weston's obligation to reimburse City shall not exceed the Expenses Cap without Weston's written approval. In the event City determines that, in order to carry out its obligations under this Agreement, the City Expenses will exceed the Expenses Cap, City shall request Weston's written approval of such increase. If Weston fails to provide such written approval within ten (10) business days following City's request, this Agreement may be terminated by City in its sole discretion. If City terminates this Agreement as provided in this paragraph, neither party shall have any further rights against or liability to the other under this Agreement, except that Weston shall reimburse City for City Expenses incurred within the Expenses Cap prior to the effective date of termination and Weston shall remain obligated to indemnify City as provided in Section 9 hereof.

4. NEGOTIATIONS FOR THE LEASE.

- a. During the Negotiation Period, City and Weston agree to negotiate exclusively with each other and no one else, the terms and conditions of the proposed Lease. City agrees that, during the Negotiation Period, it will not contact, offer, or negotiate with any other person or entity in connection with creating and operating a Mitigation Program on the Property, without the prior written approval of Weston.
- b. City and Weston shall negotiate the proposed Lease in accordance with the proposed schedules and time lines set forth in Exhibit "B", attached hereto ("Schedule") and incorporated herein by reference.
- c. During the Negotiation Period, Weston will continue to disk the seven formerly managed dredge ponds, at Weston's cost, to maintain these ponds free of habitat which may interfere with enhancement options and/or reduce future economic value related to the proposed Mitigation Program.

5. LEASE TERMS. City and Weston contemplate that the proposed Lease may include, among other terms, the following:

- a. Weston would have the right to manage and/or lease portions of the Property described herein to the extent that control of such Property is within the control of the City or can be acquired from the Navy and/or the State Lands Commission of the State of California by the City.
- b. Weston would have the right to manage long term leaseholds of rights acquired by City from the State of California pursuant to Chapter 588 of the Statutes of 2004, State of California (Senate Bill No. 1481), subject to all applicable law and necessary governmental approvals.

- c. Weston would be granted a "right of first offer" to certain other mutually agreed upon City-controlled property at Mare Island that may qualify for inclusion in the Mitigation Program.
 - d. The parties would mutually cooperate on the diligent processing of land use, environmental and other permits and approvals for the Mitigation Program, consistent with Federal, State and City policies and practices. If City determines that the Mitigation Program is subject to the California Environmental Quality Act (CEQA) and/or the National Environmental Policy Act (NEPA), City, at Weston's expense, would prepare any initial study to determine whether the Mitigation Program may result in significant environmental effects.
 - e. City, at Weston's expense, would agree to diligently process and consider certain subsequent land use and planning approvals and conduct appropriate environmental review in connection with such entitlements sought by Weston which may require further amendments to the City-initiated General Plan Amendment, the Specific Plan/Master Plan, the Unit Plan, any use permit and/or any other approvals necessary for Weston to operate the Mitigation Program.
 - f. City, at Weston's expense, would agree to consider and evaluate potential public financing and other funding options in connection with the Mitigation Program.
 - g. City and Weston would agree to cooperate in good faith to accelerate the economic benefits of the Property and coordinate the environmental cleanup activities of adjacent areas.
 - h. City and Weston would agree to an allocation of revenues generated from operation of the Mitigation Program between City and Weston.
6. **COOPERATION IN PROCESSING ENTITLEMENTS DURING THE NEGOTIATION PERIOD.** During the Negotiation Period, Weston will attempt to obtain the land use and other regulatory approvals process necessary to develop the Mitigation Program. City, at no expense to City, will cooperate with Weston in those efforts and make reasonable efforts to expedite approval of such land use and other regulatory approvals. City and Weston agree to consult with one another on an ongoing basis in an effort to diligently undertake all steps necessary to adhere to the Schedule during the Negotiation Period.
7. **TERMINATION.** In addition to City's right to terminate this Agreement pursuant to Section 3, either City or Weston, may, upon the failure of the other to diligently and in good faith meet its obligations herein, terminate this Agreement on 30 days written notice to the non-terminating party which states the terminating party's reason for its intention to terminate. If, during such 30 day period, the non-terminating party has failed to cure such failure in its performance, this

Agreement shall terminate. Except as otherwise provided herein, following such termination, neither party shall have any further rights or liability under this Agreement.

8. LIMITATIONS.

- a. By its execution of this Agreement, City is not committing itself to or agreeing to commit itself to enter into the proposed Lease or any similar document, to approve any entitlements, or to take any other actions requiring the subsequent independent exercise of discretion by the City, the City Council or any department thereof (except that by execution of this Agreement the City agrees to allow Weston to enter upon the Property, as contemplated by paragraph 4c). This Agreement does not constitute a disposition of property by the City. Execution of this Agreement by City is merely an agreement to enter into a period of exclusive negotiations according to the terms and conditions hereof, reserving final discretion and approval by the City Council as to any agreement and all proceedings and decisions in connection therewith.
- b. By its execution of this Agreement, Weston does not commit itself to enter into the Lease or any other agreement. The parties recognize that Weston must first conduct due diligence investigations and negotiate the terms of the proposed Lease before entering into any further agreement.

9. RIGHT OF ACCESS. Weston may request approval from the City to enter upon parcels controlled by the City for the purpose of conducting surveys, collecting soil samples and performing other such studies necessary for determining the suitability of the Property, including soils, toxic conditions and munitions-related contamination, for the proposed Wetlands Mitigation Program and performing the tasks described in paragraph 4c.

10. INDEMNIFICATION. Weston shall indemnify, defend, and hold the City, its employees, officers, agents, representatives, volunteers and elected officials harmless from and against any claim for damages to person or property whatsoever arising out of any activity of Weston, its employees, officers, agents, representatives, contractors, subcontractors or consultants, on or about the Property or in any way arising out of this Agreement, with the exception of the sole negligence or willful misconduct of City.

11. INSURANCE. Weston agrees to comply with all of the Insurance Requirements set forth in Exhibit B, attached hereto and incorporated herein by reference. The approval of insurance coverage by City does not in any way relieve Weston of any liability under this Agreement. Failure to maintain required insurance at all times shall constitute a default and material breach.

12. **USE OF VALLEJO BUSINESSES.** Weston shall use its best efforts to utilize Vallejo businesses for services, when necessary, in performance of its activities pursuant to this Agreement.
13. **WESTON PARTICIPATION IN PROPERTY JURISDICTIONAL AFFAIRS.** City shall use good faith diligent efforts to allow Weston and its attorneys and other representatives to participate in all contract negotiations related to the Property, including those with Navy, the State of California, Lennar Mare Island, LLC and other jurisdictional agencies.
14. **CITY COUNCIL APPROVAL.** Any agreement resulting from the negotiations hereunder shall become effective only after, and if, the agreement has been properly considered and approved by the City Council.
15. **NOTICES.** All notices or communications required hereunder between City and Weston shall be in writing, and may be given either personally, by a recognized national overnight courier or by certified United States mail, return receipt requested. If given by United States mail, the notice shall be deemed to have been given on the date of receipt or rejection as shown on the receipt, or if no return receipt is requested, three (3) business days after deposit of the mail postage prepaid. If personally delivered, notice shall be deemed to have been given on the date of delivery to the party to whom it was addressed. If by national overnight courier, notice shall be deemed to have been given one day after delivery to the courier service. Any party hereto, by giving ten (10) business days' written notice to the other, may designate any other address in substitution of the address to which the notice or communication shall be given. Notices or communications shall be given to the parties at the addresses set forth below, unless and until specified otherwise in writing:

If to City: City of Vallejo
555 Santa Clara Street
Vallejo, CA 94590
Attn: City Manager
Tel: 707-648-4575
Fax: 707-648-4426

With Copies to: City of Vallejo
555 Santa Clara Street
Vallejo, CA 94590
Attn: City Attorney
Tel: 707-648-4545
Fax: 707-648-4687

If to Weston: Weston Solutions, Inc.
750 Dump Road
Vallejo, CA 94592
Attn: Dwight W. Gemar, P.E.

Tel: 510.562.3352
Fax: 510.562.3266

With Copies to: Albert M. Lavezzo
Charles B. Wood, III
Favaro, Lavezzo, Gill, Caretti & Heppell
300 Tuolumne Street
Vallejo, CA 94590
Tel: 707-552-3630
Fax: 707-552-8913

16. **NO CONFLICT WITH SETTLEMENT AGREEMENT.** Weston and the City acknowledge and agree, as between themselves, that the Mitigation Program does not constitute commercialization or reactivation of the dredge ponds for disposal of dredge material and, accordingly, the Mitigation Program does not conflict with, or in any way violate, the existing Dredge Pond Three Party Settlement Agreement dated January 26, 2006 between Weston, City and Lennar Mare Island, LLC.
17. **MISCELLANEOUS.**
- a. This Agreement may not be assigned by Weston to another party, and any purported voluntary or involuntary assignment of Weston's exclusive negotiation rights granted herein shall be null and void.
 - b. This Agreement is entered only for the benefit of the parties executing this Agreement and not for the benefit of any other individual, entity or person.
 - c. This Agreement may be amended only in writing by the mutual agreement of the original parties.
 - d. If any term, provision, covenant or condition of this Agreement is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remaining provision of this Agreement shall continue in full force and effect.
 - e. This Agreement shall be construed and enforced in accordance with the laws of the State of California without reference to choice of laws rules.
 - f. This Agreement constitutes the entire understanding and agreement of the parties and supersedes all prior understandings, negotiations or agreements, between the parties with respect to the subject matter hereof.
 - g. This Agreement has been reviewed by legal counsel for all parties, and no presumption or rule that ambiguities shall be construed against the party shall apply to the interpretation or enforcement of this Agreement.

- h. Captions at the beginning of each paragraph of this Agreement are for reference only and shall in no way define or interpret any provision hereof.
- i. Time is of the essence in this Agreement.
- j. In the event that legal action is necessary to enforce any terms or conditions of this Agreement, the prevailing party shall be entitled to recover from the other party its reasonable attorneys' fees and costs.
- k. This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same agreement.
- l. Weston and each person executing this Agreement on behalf of Weston does hereby covenant and warrant that (1) Weston is duly incorporated and validly existing under the laws of Pennsylvania, (2) Weston has and is duly qualified to do business in California, (3) Weston has full corporate power and authority to enter into this Agreement and to perform all of Weston's obligations hereunder, and (4) each person (and all of the persons if more than one signs) signing this Agreement on behalf of Weston is duly and validly authorized to do so.

18. LIST OF EXHIBITS.

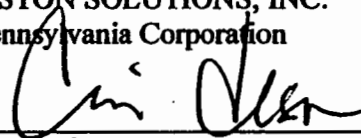
- Exhibit A Map of the Property
- Exhibit B Insurance Requirements

IN WITNESS WHEREOF, City and Weston have entered into this Agreement as of the Effective Date.


CITY OF VALLEJO
a municipal corporation

WESTON SOLUTIONS, INC.
a Pennsylvania Corporation

BY: 
Joseph M. Tanner, City Manager

BY: 
ITS: VICE PRESIDENT

DATE: 8-23-07
"Effective Date"

ATTEST:

Mary Ellsworth, Acting City Clerk

APPROVED AS TO FORM

S McCue

Susan McCue, Economic Development Program Manager

APPROVED AS TO FORM:

F G Soley

Frederick G. Soley, City Attorney

APPROVED AS TO INSURANCE:

H B Maurer

Harry B. Maurer, Acting Risk Manager

EXHIBIT A -MAP OF THE PROPERTY

Mare Island Mitigation Program

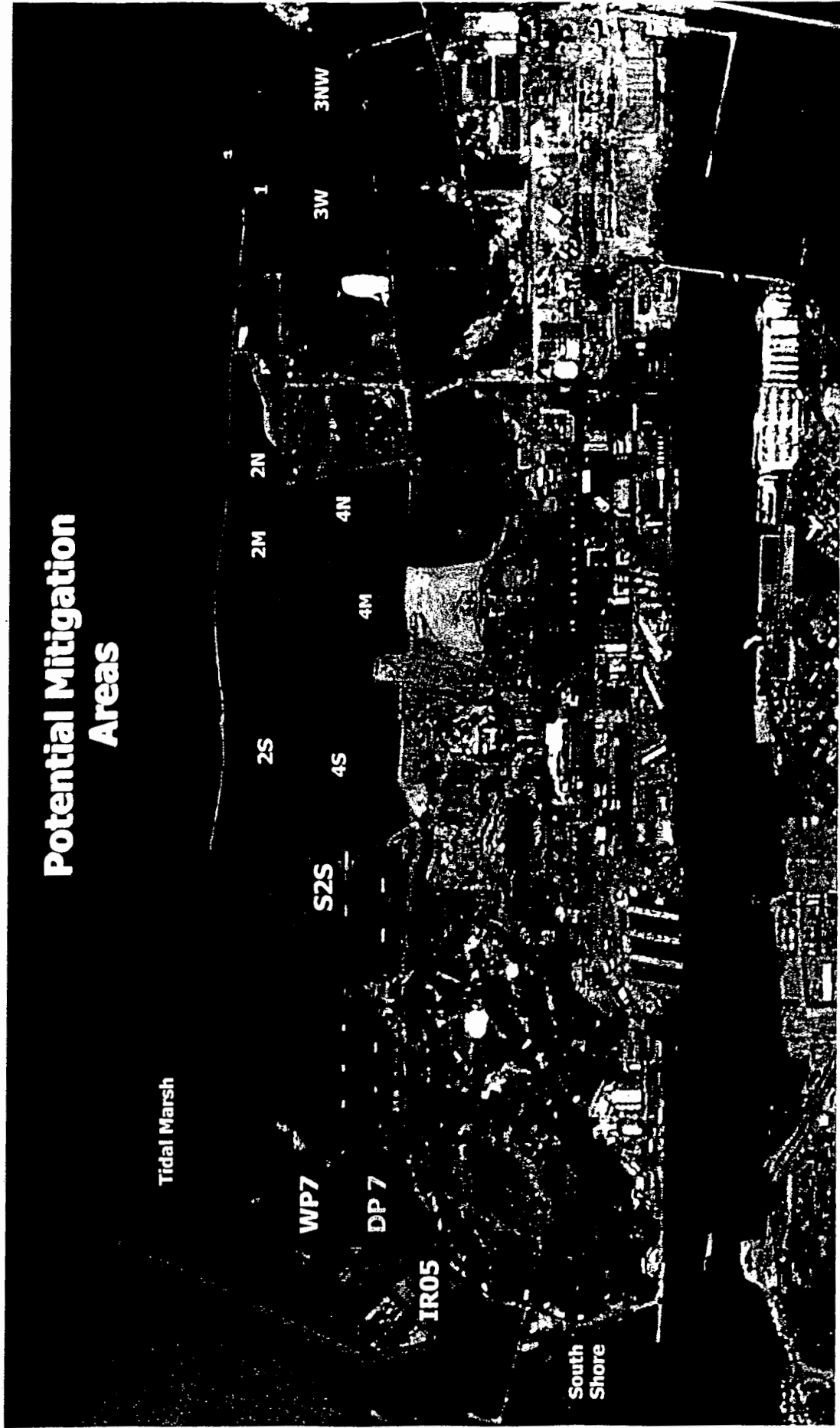


EXHIBIT B
INSURANCE REQUIREMENTS

Weston shall procure and maintain for the duration of this Agreement, including any extensions thereto, insurance against claims for injuries to persons or damages to property arising out of any activity of Weston, its employees, officers, agents, representatives, contractors, subcontractors or consultants, on or about the Property or in any way arising out of this Agreement.

A. Minimum Scope of Insurance

Coverage shall be at least as broad as:

1. Insurance Services Office form number GL 0002 (Ed. 1/73) covering Comprehensive General Liability and Insurance Services Office form number GL 0404 covering Broad Form Comprehensive General Liability; or Insurance Services Office Commercial General Liability coverage (occurrence form CG 0001).
2. Insurance Services Office form number CA 0001 (Ed. 1/78) covering Automobile Liability, code 1 any auto and endorsement CA 0025.
3. Workers' Compensation insurance as required by the State of California and Employer's Liability Insurance.
4. Professional Liability insurance appropriate to the Weston's profession (Errors and Omission).

B. Minimum Limits of Insurance

Weston shall maintain limits no less than:

1. General Liability: \$2,000,000 per occurrence for bodily injury, personal injury and property damage. If Commercial General Liability Insurance or other form with a general aggregate limit is used, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.
2. Automobile Liability: \$1,000,000 per accident for bodily injury and property damage.
3. Workers' Compensation and Employer's Liability: \$1,000,000 per accident for bodily injury or disease. If Weston is not subject to California Workers' Compensation requirements, Weston shall file a completed certificate of exemption form which may be obtained from the City prior to commencing any activity authorized hereunder.
4. Professional Liability (Errors and Omission): \$1,000,000 combined single limit per occurrence, and annual aggregate.

C. Deductible and Self-Insured Retention

Any deductibles or self-insured retention must be declared to and approved by the City. At the option of the City, either: the insurer shall reduce or eliminate such deductibles or self-insured retention as respects the City of Vallejo, its officers, officials, employees and volunteers; or the Weston shall procure a bond guaranteeing payment of losses and related investigations, claim administration and defense expenses.

D. Other Insurance Provisions

The general liability and automobile liability policies, as can be provided, are to contain, or be endorsed to contain, the following provisions:

1. The City of Vallejo, its officers, officials, employees, agents and volunteers are to be covered as additional insureds as respects; liability, including defense costs, arising out of activities performed by or on behalf of the Weston; products and completed operations of the Weston; premises owned, occupied or used by the Weston; or automobiles owned, leased hired or borrowed by the Weston. The coverage shall contain no special limitations on the scope of protection afforded to the City of Vallejo, its officers, officials, employees, agents or volunteers. The insurance is to be issued by companies licensed to do business in the State of California.
2. For any claims related to this project, the Weston's insurance coverage shall be primary insurance as respects the City of Vallejo, its officers, officials, employees, agents and volunteers. Any insurance or self-insurance maintained by the City of Vallejo, its officers, officials, employees, agents or volunteers shall be excess of the Weston's insurance and shall not contribute with it.
3. Any failure to comply with reporting or other provisions of the policies including breaches of warranties shall not affect coverage provided to the City, its officers, officials, employees, agents or volunteers.
4. The Weston's insurance shall apply separately to each insured against whom claim is made or suit is brought, except with respect to the limits of the insurer's liability.
5. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be suspended, voided, canceled by either party, reduced in coverage or in limits except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City.

The workers' compensation and employer's liability policy required hereunder shall be endorsed to state that the workers' compensation carrier waives its right of subrogation against City, its officers, officials, employees, agents and volunteers, which might arise by reason of payment under such policy in connection with Weston's performance under this Agreement.

E. Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best's rating of no less than A:VII.

F. Verification of Coverage

Weston shall furnish the City with original endorsements effecting general and automobile liability insurance coverage required by this clause. The endorsements are to be signed by a person authorized by that insurer to bind coverage on its behalf. All endorsements are to be received and approved by the City before work commences.

G. Subcontractors

Weston shall include all subcontractors as insureds under its policies or shall furnish separate certificates and endorsements for each subcontractor. All coverages for subcontractors shall be subject to all of the requirements stated herein.




Agenda Item No. CONSENT F

COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Honorable Mayor and Members of the City Council

FROM: Gary A. Leach, Public Works Director 

SUBJECT: CONSIDERATION OF A RESOLUTION IN SUPPORT OF SB 1093 (WIGGINS), AN ACT TO AMEND SECTIONS OF THE CALIFORNIA GOVERNMENT CODE AND CALIFORNIA STREETS AND HIGHWAYS CODE, RELATING TO TRANSPORTATION AND THE CITY OF VALLEJO FERRY SYSTEM

BACKGROUND AND DISCUSSION

Senate Bill 976 (Torlakson) approved by the Governor on October 14, 2007, became law on January 1, 2008. This legislation repealed prior legislation that created the San Francisco Bay Area Water Transit Authority (WTA) and established a new agency, the Water Emergency Transportation Authority (WETA). The WETA has specified powers and duties, including but not limited to, taking over the City of Vallejo's Baylink ferry service operation and facilities and coordinating the emergency activities of all water transportation on the bay.

The primary purpose of the authority is to operate a comprehensive nine-county San Francisco Bay Area regional public water transit system. In this capacity, the new authority plans to acquire, own, lease, construct and operate water transit vessels and equipment, including but not limited to, real and personal property, and equipment, and any facilities of the authority (excepting those under the direction of the national parks system).

In the aftermath of the rapid legislative approval and enactment of SB 976, City staff identified a number of policy and political issues with this new law that needs to be addressed to the City's satisfaction. Staff with assistance from Bill Gray of Gray-Bowen & Company (a consultant assisting the City in managing the Vallejo Station Project) put together a list of our issues and assembled a team of three consulting firms specializing in lobbying and governmental relations, Joe A. Gonsalves & Son, California Strategies & Advocacy, LLC. and Barnes Mosher Whitehurst Lauter & Partners to support the City of Vallejo's efforts in addressing the bill. On November 27, 2007, City Council authorized the City Manager by resolution to enter into contracts with the firms to maximize the City's success in addressing the bill.

The "Red Team" (staff and consultants) was charged with addressing the following immediate concerns:



- *WETA Representation* – The consultants would provide advice and assistance in ensuring adequate Solano County (Vallejo) representation (focusing on Mayor Intintoli's appointment) on the new five-member WETA board.
- *Clean-Up Legislation* – This team will assist the city in pursuit of identified and emerging policy goals in an anticipated, author-sponsored “clean-up” bill, or alternatively, seek introduction and passage of legislation to address these matters, and other issues as they are identified:
 - Compensation for transfer of assets to WETA and leased assets, as well as for a range of costs associated with the establishment of the WETA;
 - Ensure the continuation of appropriate Ferry service levels to Vallejo;
 - Address issues surrounding the related future, planned developments that are intrinsically woven into the city's vision for downtown and the waterfront, including the Vallejo Station Parking Garage and Ferry Maintenance Facility;
 - Ensure that WETA respects the city's purview over local planning and zoning, including related agreements;
 - Seek a change in the approach and timing outlined in law for the WETA management plan and transition plan to achieve the goals above;
 - WETA management plan and Transition plan to not compromise current Vallejo Transit bus services.

On March 20, 2008, Governor Schwarzenegger appointed former Mayor Intintoli, Jr as the Vice Chair of the WETA Board. The Governor also appointed Charlene Haught Johnson, to serve as the chair and Gerald Bellows as a member. Senator Perata named Beverly Johnson, Mayor of the City of Alameda, as a member as well. On April 2, 2008, Assembly Speaker Fabian Nunez appointed John O'Rourke to the WETA Board. Upon confirmation from the Senate these appointments are for six year terms.

In addition to the Red Team's successful efforts to get Mayor Intintoli, Jr. appointed to the board, we have been working with Senator Wiggins and Sen. Perata's staff to introduce the clean up legislation.

SB 1093 was introduced by Senator Wiggins as the legislative vehicle to clarify and amend SB 976. This bill was amended on April 7, 2008. As part of the legislative process, the bill went before the Senate Transportation and Housing Committee on Tuesday April 15, 2008 at which Vice-Mayor Bartee testified in favor of moving this bill forward to allow the City to work with WETA and the legislative staff to finalize the wording of this bill. The Senate Transportation & Housing Committee passed SB1093 out of committee with a 9-0 vote. SB 1093 is currently scheduled to be heard by Senate Appropriations on May 12, 2008 at which time it will be put in suspense. It is



anticipated that the final wording of this bill will be sent to the Senate after a Suspense Hearing on May 19th or 21st. Accordingly staff is working with the WETA staff, Alameda staff and the legislative staff to reach consensus on the content of the final bill prior to this suspense hearing.

Attached, for the City Council's support, is the current version of SB 1093. It should be noted that the "Legislative Counsel's Digest" contained in this attachment will have to be modified by Leg Counsel to be consistent with our proposed rewording of this bill. It should also be noted that some of the changes contained in this version are modifications requested by WETA staff and the City of Alameda staff. The comments for each modification attempts to clarify who requested the respective changes.

In summary, the major points of the final wording we are seeking are as follows:

- Clarification that no property transfers (in addition to operational changes) are to take place until the required transition plan is adopted by WETA (Section 66540.6 (a)).
- Clarify that the Authority may accept "leasehold interest" as well as ownership (Section 66540.11 (b)).
- It was felt that all financial obligations associated with the operation of the services and facilities' being transferred was comprehensive enough to cover engine repowering and dredging and that it would be restrictive to single these two obligations out in this bill (Section 66540.11 (d)).
- Clarify the section relating to reimbursement for "reasonable administrative costs" (Section 66541.11 (e)).
- Make it clear that the City of Vallejo will have a representative on the Board (Alameda also requested board representation) (Section 66540.12 (c)).
- WETA staff requested that the public hearing process for changes in rates and schedules be established by the WETA Board rather than in this bill (Section 66540.22 (b)).
- Clarify language and the requirements as to what must be included in the required "transition plan" that WETA is required to prepare (Section 66540.32 (b)(2)) to include:



- Descriptions of existing and proposed ferry services.
 - An inventory of assets for existing ferry service operations.
 - A description of those assets that WETA proposes be transferred.
 - Estimated cost to continue operations and sources of funding.
 - Description of compensation for asset being transferred and funding for said compensation.
 - Mutual agreement of any compensation approved by WETA Board and City Council prior to transfer of any assets. (Arbitration clause omitted).
 - An initial five year CIP.
 - Requirement for consistency of Transition Plan with city's general plan, waterfront, downtown and Mare Island plans.
- Provides for reimbursement to local agencies for costs mandated by State (66540.68 (2) Sec. 11).

Tonight's action is to consider approving a resolution in support of SB 1093 (Wiggins), an Act to amend sections of the California Government Code and California Streets and Highways Code, relating to transportation and the City of Vallejo Ferry System as long as it remains substantially the same as the attached version. The only potential controversial change that staff is aware of at this time is in regard to the guaranteed board representation from Vallejo and Alameda. This provision may be questioned by the State Legislatures as well as the Governor's Office. Staff and our consultants will continue to work with Senator Wiggins and Senator Perata, as well as the WETA Board, to develop a mutually acceptable final bill.

Fiscal Impact

None

RECOMMENDATION

Staff recommends approving a resolution in support of SB 1093 (Wiggins), an Act to amend sections of the California Government Code and California Streets and Highways Code, relating to transportation and the City of Vallejo Ferry System.



ALTERNATIVES CONSIDERED

The alternative to this proactive approach is not to pursue this cleanup bill and take our chances with the existing SB 976 which does not properly address many of the issues Vallejo has with the transition of our ferry service and assets to WETA.

ENVIRONMENTAL REVIEW

Not applicable.

PROPOSED ACTION

Adopt a resolution approving a resolution in support of SB 1093 (Wiggins), an Act to amend sections of the California Government Code and California Streets and Highways Code, relating to transportation and the City of Vallejo Ferry System.

DOCUMENTS AVAILABLE FOR REVIEW

- a. A resolution in support of SB 1093 (Wiggins), an Act to amend sections of the California Government Code and California Streets and Highways Code, relating to transportation and the City of Vallejo Ferry System.
- b. Proposed Amendments to Senate Bill 1093
- c. Proposed Amendments Section 30913 & 30914 to the Streets and Highways Code

CONTACT PERSON

Gary A. Leach, Public Works Director
707.648.4315
GARYL@ci.vallejo.ca.us

Crystal Odum Ford, Transportation Superintendent
707.648.5241
codumford@ci.vallejo.ca.us

MAY 13, 2008
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RESOLUTION NO. 08 N.C.

BE IT RESOLVED by the Council of the City of Vallejo as follows:

WHEREAS, SB 976 (Torlakson) was approved by the Governor on October 14, 2007, and became law on January 1, 2008; (Chapter 734, Statutes of 2007) and

WHEREAS, SB 976 created the San Francisco Bay Area Emergency Transportation Authority (WETA) with powers and duties to take over all of the funding and assets related to the operation of the City of Vallejo's Baylink Ferry Service; and

WHEREAS, Transportation staff has been working and continues to work with consultants, legislators and various stakeholders to address City of Vallejo concerns regarding requirements contained in SB 976; and

WHEREAS, California State Senator Wiggins has introduced clean-up legislation (SB1093), which is meant to address the concerns of the various stakeholders, including the City of Vallejo, with regard SB 976; and

WHEREAS, SB1093, as recently amended, is still in its preliminary stages, and does not yet fully address all City of Vallejo concerns, it is desirable to have this legislative vehicle to address City of Vallejo concerns as it continues through the legislative process; and

WHEREAS, California State Senator Wiggins' office has asked the City of Vallejo to support SB1093 as it continues through the legislative process; and

WHEREAS, City of Vallejo Transportation Staff have been advised by the City's consultants that changes to the legislation as proposed in the attached version of SB1093 will be incorporated into this bill as it continues through the legislative process; and

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Vallejo hereby supports Senate Bill 1093 as currently proposed, with amendments, in the attached version of this bill.

MAY 13, 2008

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BILL NUMBER: SB 1093 AMENDED
BILL TEXT

AMENDED IN SENATE APRIL 21, 2008
AMENDED IN SENATE APRIL 7, 2008

INTRODUCED BY Senator Wiggins
(Principal coauthor: Assembly Member Evans)

JANUARY 10, 2008

An act to amend Sections 66540.6, 66540.11, 66540.12, 66540.22, 66540.32, and 66540.68 of, and to add Section 66540.315 to, the Government Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 1093, as amended, Wiggins. San Francisco Bay Area Water Emergency Transportation Authority.

Existing law, the San Francisco Bay Area Water Emergency Transportation Response and Disaster Recovery Act, establishes the San Francisco Bay Area Water Emergency Transportation Authority as a local governmental entity of regional government and gives that entity the authority to plan, manage, operate, and coordinate the emergency activities of all water transportation and related facilities within the bay area region, except as specified. Existing law requires the transfer of public transportation ferries and related water transportation services and facilities in the bay area region, as specified, to the authority and requires the authority to adopt a transition plan to facilitate that transfer. Existing law requires that the planning, management, and operation of any existing or planned public transportation ferries and related facilities and services in the bay area region be consolidated under the authority's control.

This bill would make that consolidation subject to the authority's adoption of the transition plan and would prohibit the authority from compelling operational changes to water transportation services provided by public agencies on or before January 1, 2008, prior to the adoption of that plan. The bill would require the transition plan to include specified information, including, but not limited to, a description of any compensation proposed to be made for the execution of the transfer of ownership of any assets, as specified, and would require that the amount of compensation be mutually agreed upon by the authority and the local agency, as specified. The bill would require that proposed changes to the City of Vallejo's water

transportation services be proposed in a specified manner and would require the authority to ensure that the ferry maintenance facility located on Mare Island remains operational and that specified plans for improvement or expansion of that facility are completed. The bill would also authorize the authority to establish a community advisory committee to receive community and passenger recommendations related to consolidation or operational issues affecting existing and proposed water transportation services.

Existing law requires the authority to create and adopt the transition plan on or before January 1, 2009, and an emergency water transportation system management plan on or before July 1, 2009. Under existing law, the authority is required to provide a copy of those plans to each city and county in the bay area region at least 45 days prior to adopting the plans.

This bill would extend the date for the creation and adoption of the transition plan to July 1, 2009. In addition, the bill would require the authority to conduct specified public hearings and provide copies of the plans or plan amendments to specified cities and counties within certain periods of time prior to adopting those plans or amendments.

Existing law provides that the authority is governed by a board of 5 members and requires that each member of the board be a resident of a county in the bay area region.

This bill would require that a ferry terminal collecting at least 40% of the total receipts of the ferry system be represented on the board, as specified.

Existing law requires the board to supervise and regulate every water transportation services facility owned or operated or controlled by the authority, including the establishment of rates and the making and enforcement of schedules, among other things, for or in connection with any transportation facility owned or operated or controlled by the authority.

This bill would require the board to conduct a public hearing at least 60 days prior to adopting changes to rates or schedules and to provide notification of those changes to the public, specified newspapers, and the city where the ferry terminal affected by the changes is located, as specified.

Existing law prohibits the authority from assuming any financial obligations in accepting a transfer other than those associated with the operation of the services and facilities being transferred to it.

Existing law also requires the authority to bear reasonable administrative costs incurred by public transportation ferries and related water transportation services related to the transfer of public transportation services to the authority.

This bill would authorize the authority to assume any costs

associated with engine repowering, engine overhauling, and dredging, as specified, and would also require the authority to bear the reasonable administrative costs incurred by public transportation ferries and related water transportation services related to the implementation of the San Francisco Bay Area Water Emergency Transportation Response and Disaster Recovery Act.

Existing law requires the authority to assume and be bound by the employment terms and conditions set forth in any collective bargaining agreement or employment contract between the San Francisco Bay Area Water Transit Authority and any labor organization or employee affected by the creation of the authority, as specified.

This bill would also require the authority to assume and be bound by the employment terms and conditions set forth in any collective bargaining agreement or employment contract between any public or private entity whose services the authority directly assumes, and any labor organization or employee affected by the assumption of those services.

The bill would enact other related provisions.

By imposing additional duties on the authority, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 66540.6 of the Government Code is amended to read:

66540.6. (a) In order to establish and secure emergency activities of all water transportation and related facilities within the bay area region, the authority shall have the authority to operate a comprehensive emergency public water transportation system that includes water transportation services, water transit terminals, and any other transport and facilities supportive of the system for the bay area region, provided that those facilities are consistent with the Bay Plan adopted by the Bay Conservation and Development Commission, as it may be amended from time to time, and that the authority consults in good faith with affected municipalities, counties, and other public agencies that may be affected by a particular facility. The authority shall have authority and control over all public transportation ferries

within the bay area region, except those *that this Section shall not affect any vessels, facilities, or services* that are owned or and operated by the Golden Gate Bridge, Highway and Transportation District. The planning, management, and operation of any existing or planned public transportation ferries and related facilities and services in the bay area region shall be consolidated under the authority's control, subject to the adoption of the transition plan required by subdivision (b) of Section 66540.32. The authority shall not compel *property transfers* or operational changes to water transportation ~~services~~ *ferries* provided by public agencies on or before January 1, 2008, prior to the adoption of that transition plan *which shall be in full compliance with Section 66540.32.*

(b) Because of the importance of an orderly development of a comprehensive bay area region emergency water transportation system, the environmental, health, and public safety issues implicated, and the scarce resources available, the authority shall determine the entry within its jurisdiction of any water transportation service or facility that will affect public lands or receive or benefit from the use of federal, state, or local funds, except those owned and operated by the Golden Gate Bridge, Highway and Transportation District.

(c) Nothing in this section shall be construed to be in derogation of the existing authority of the California Public Utilities Commission.

SEC. 2. Section 66540.11 of the Government Code is amended to read:

66540.11. (a) ~~All public~~ *Public* transportation ferries and related water transportation services and facilities within the bay area region shall be transferred to the authority in accordance with the transition plan required under subdivision (b) of Section 66540.32. *This section shall not affect any except for the services and facilities owned, operated, and or provided by the Golden Gate Bridge, Highway and Transportation District.*

(b) The authority may accept the transfer of ownership, *leasehold interests*, operation, and management of any other public transportation ferries and related water transportation services and facilities within the bay area region developed or adopted by any general purpose local government or special district that operates or sponsors water transit, including, but not limited to, those water transportation services provided under agreement with a private operator.

(c) All transfers pursuant to subdivision (a) and (b) shall be consistent with the *adopted* transition plan required under subdivision (b) of Section 66540.32 and shall include, but not be limited to, all of the following:

(1) All real and personal property, including, but not limited to, all terminals, ferries, vehicles or facilities, parking

facilities for passengers and employees, and buildings and facilities used to operate, maintain, and manage the water transportation services system.

(2) All personnel currently employed by the water transportation services system, subject to the provisions of Article 5 (commencing with Section 66540.55) of Chapter 5.

(3) All contracts with tenants, concessionaires, leaseholders, and others.

(4) All *non-discretionary local funds and subsidies* for the water transportation services system, other than the direct subsidy the Golden Gate Bridge, Highway and Transportation District currently provides to the water transportation services system it provides.

(5) All financial obligations generated from the operations of the water transportation services system, including, but not limited to, bonded indebtedness and subsidies associated with the public transportation ferry system.

(d) In accepting a transfer, the authority may assume no financial obligations other than the ~~following~~.

~~(1) The financial obligations associated with the operation of the services and facilities being transferred to the authority.~~

~~(2) The costs, on a pro rata basis, associated with any long-term engine repowering or engine overhauling necessary to keep the vessels being transferred to the authority in working order.~~

~~(3) The costs associated with any dredging required prior to the transfer of ferry services to the authority.~~

(e) Reasonable administrative costs incurred by ~~the other public transportation ferries and related operators of water transportation services and facilities as of January 1, 2008~~ related to the ~~transfer transfers~~ required by this section or the implementation of this title shall be borne by the authority.

SEC. 3. Section 66540.12 of the Government Code is amended to read:

66540.12. (a) The authority shall be governed by a board composed of five members, as follows:

(1) Three members shall be appointed by the Governor, subject to confirmation by the Senate. ~~The Governor shall make the initial appointment of these members of the board within 10 days after the effective date of this title.~~

(2) Of the three members appointed by the Governor, one member shall be selected from a list of no less than three applicants provided by the City of Vallejo and one member shall be selected from a list of no less than three applicants provided by the City of Alameda. This provision shall only be applicable after the first term of original board appointments.

~~(2)~~ (3) One member shall be appointed by the Senate Committee on Rules.

~~(3)~~ (4) One member shall be appointed by the Speaker of the Assembly.

(b) Each member of the board shall be a resident of a county in the bay area region.

~~(c) If a ferry terminal collects at least 40 percent of the total receipts of the ferry system under the control of the authority, the city or public agency where that terminal is located shall have a representative serve as one of the five members of the board. This member shall be appointed by the Governor, subject to confirmation by the Senate, as provided in paragraph (1) of subdivision (a).~~

~~(d)~~ Public officers associated with any area of government, including planning or water, whether elected or appointed, may be appointed to serve contemporaneously as members of the board. No local jurisdiction or public agency may have more than one representative on the board of the authority.

~~(e)~~ (d) The Governor shall designate one member as the chair of the board and one member as the vice chair of the board.

~~(f)~~ (e) The term of a member of the board shall be six years

~~(g)~~ (f) Vacancies shall be immediately filled by the appointing power for the unexpired portion of the terms in which they occur.

SEC. 4. Section 66540.16 of the Government Code is amended to read:

66540.16. (a) The board shall have the power to appoint all of the following officers of the authority:

(1) Executive director.

(2) General Counsel.

(3) Auditor Chief Financial Officer.

(b) The Executive Director shall be responsible for operation, maintenance, financing, and planning functions, within the policy guidelines established by the board. The executive director shall prepare and submit an annual budget to the board. The executive director will have the authority to execute contracts, grant documents, and financing documents under the policy guidelines which may be established by the board. The executive director shall appoint all other officers and employees.

SEC. 5. Section 66540.18 of the Government Code is amended to read:

66540.18. (a) The chair of the board shall do all of the following:

(1) ~~Propose~~ **Prepare** the agenda for each meeting of the board.

(2) Preside over all meetings of the board, including, but not limited to, setting the dates and times of meetings, declaring the opening and closing of each proceeding of the board, ruling on points of order, regulating the individuals that, except for board members, may address the board at its meetings, and putting issues to the vote and announcing decisions following those votes.

(3) Appoint board members to committees and serve as an ex officio member of all committees.

(4) Sign all orders issued by the board and contracts and grant documents as approved by the board.

(5) Represent the authority at all proceedings. The chair may appoint individuals to represent the board on other boards or commissions, subject to ratification by the board. Appointees serve at the pleasure of the board and those appointments will be subject to review by the board at least once every two years.

(6) Have such other powers and duties as may be prescribed from time to time by the board.

(b) The chair may delegate any of the powers described in this section, other than the power to delegate, to any member of the board.

(c) In the absence or disability of the chair of the board, the vice chair shall perform all of the duties of the chair and, in so acting, shall have all the powers of the chair. The vice chair shall have such other powers and perform such other duties as may be prescribed from time to time by the board.

SEC. 4 6. Section 66540.22 of the Government Code is amended to read:

66540.22. (a) The board shall supervise and regulate every water transportation services facility owned or operated or **maintained** or controlled by the authority, including the establishment of rates, rentals, charges, and classifications, and the making and enforcement of rules, regulations, contracts, practices, and schedules, for or in connection with any transportation facility owned or operated or controlled by the authority.

(b) If the board proposes to **establish** or change rates or schedules for or in connection with a facility described in subdivision (a), the board shall **establish a process for taking public input on those changes and shall conduct a public hearing prior to adoption of those changes in the city where the ferry terminal(s) affected by the proposed changes is located** ~~conduct a public hearing at least 60 days prior to adopting those changes.~~

~~The hearing shall be located in the city where the ferry terminal affected by the proposed changes is located and the board shall do all of the following:~~

~~(1) Make copies of the proposed changes available to the public on the Internet at least 30 days prior to the public hearing.~~

~~(2) Provide written notification of the proposed changes to all major newspapers in the area affected by those changes at least 30 days prior to the public hearing. For purposes of this paragraph, "major newspaper" means a newspaper with a circulation rate of at least 10,000.~~

(3) Provide written notification of the proposed changes to the city where the ferry terminal affected by those changes is located at least 30 days prior to the public hearing.

SEC. 7. Section 66540.24 of the Government Code is amended to read:

66540.24. (a) Three members of the board shall constitute a quorum for the purpose of transacting any business of the board.

(b) Except as otherwise specifically provided to the contrary in this title, a recorded majority vote of the total **authorized** membership of the board is required on each action.

SEC. 58. Section 66540.315 is added to the Government Code, to read:

66540.315. The authority may establish a community advisory committee to receive community and passenger recommendations related to consolidation and operational issues affecting existing and proposed water transportation services. The authority shall determine the composition of ~~these committees that committee.~~

SEC. 69. Section 66540.32 of the Government Code is amended to read:

66540.32. (a) The authority shall create and adopt, on or before July 1, 2009, an emergency water transportation system management plan for water transportation services in the bay area region in the event that bridges, highways, and other facilities are rendered wholly or significantly inoperable.

(b) (1) The authority shall create and adopt, on or before July 1, 2009, a transition plan to facilitate the transfer of existing public transportation ferry services within the bay area region to the authority pursuant to this title. In the preparation of the transition plan, priority shall be given to ensuring continuity in the programs, services, and activities of existing public transportation ferry services.

(2) The plan required by this subdivision shall include all of the following:

(A) A description of *existing ferry services in the bay area region on January 1, 2008 that are to be transferred to the*

Authority pursuant to Section 66540.11 and a description of any proposed changes, if any, to those services. ~~the proposed expansion of ferry services in the bay area region and a description of any proposed changes to the operations of existing ferry services in the bay area region.~~

(B) ~~An estimate of the costs to provide the services described in subparagraph (A) and available or proposed sources of revenue to meet those costs~~ A description of any proposed expansion of ferry services in the bay area region.

(C) ~~A description of the services, duties, functions, responsibilities, and liabilities of the authority and those of agencies providing or proposed to provide water transportation services~~ An inventory of the ferry and ferry related capital assets or leasehold interests (including, but not limited to, vessels, terminals, maintenance facilities and existing or planned parking facilities and/or parking structures), personnel, operating costs and revenues of public agencies operating public transportation ferries and providing water transportation services as of January 1, 2008 and whose facilities (in whole or in part) are to be transferred to the authority pursuant to Section 66540.11.

(D) A description of those capital assets, leasehold interests and personnel identified in subparagraph (C) above that the authority proposes be transferred pursuant to Section 66540.11.

(E) An estimate of the costs to continue the services described in subparagraph (A) above as well as a detailed description of the available revenues as well as proposed sources of revenue to meet those anticipated costs.

(F) A description of the proposed services, duties, functions, responsibilities, and liabilities of the authority and those of agencies providing or proposed to provide water transportation services for the authority.

~~(D)~~ (G)(i) To the extent the plan includes the transfer of ownership of any capital assets, including, but not limited to, vessels, personnel, terminals, and parking structures, a leasehold interests or of personnel described in subparagraph (C) above, said plan shall include a description of any compensation proposed to be made for the execution of those transfers and the source of said compensation.

(ii) For purposes of this subparagraph, the amount of any compensation to be made shall be mutually agreed upon by the authority and the local transferring agency. This No agreement regarding the transfer of any capital assets, leasehold interests or personnel as described above shall not be implemented until both the authority and the local transferring agency pass a resolution in support of the agreement. ~~The authority and the~~

~~local agency shall provide notice of the agreement to the public within 30 days of reaching the agreement and shall pass the resolution within 60 days of reaching the agreement authorizing said transfer.~~

~~(E) (H) A commitment to leverage or seek funding that supports the completion of existing or planned An initial five-year Capital Improvement Program (CIP) detailing how the authority and its local agency partners plan to support financing and completion of capital improvement projects (including those described in subparagraph (C) above) required to support the operation of transferred ferry services. Priority shall be given to emergency response projects and those capital improvement projects, as of January 1, 2008, that for which a Notice of Determination pursuant to the California Environmental Quality Act has been filed and which further the expansion, efficiency, or effectiveness of the ferry system.~~

~~(F) (I) A description of how existing and expanded water transportation services will provide seamless connections to other transit providers in the bay area region, including, but not limited to, a description of how the authority will coordinate with all local agencies to ensure optimal public transportation services, including supplemental bus services that existed on January 1, 2008 that support access to the ferry system for the immediate and surrounding communities.~~

(3) To the extent the plan required by this subdivision includes proposed changes to water transportation services historically provided by the City of Vallejo or to water transportation support facilities (docks, parking, etc.) provided by (or to be provided by) the City of Vallejo, those changes shall be proposed and implemented in a manner consistent with that city's general plan, its downtown and waterfront redevelopment plans, the Mare Island Reuse Plan, and executed disposition and its development and disposition agreements, including, but not limited to, the construction completion of the proposed parking garage and bus transfer facility to be completed in conjunction with the Vallejo Station Joint Development Project, which includes a parking garage and a separate bus transfer facility.

(4) To the extent the plan required by this subdivision includes proposals for ferry maintenance facilities, the authority shall ensure that the existing ferry maintenance facility located on Mare Island remains in operation is included and that any plans for the improvement or expansion of such the facility that have received funds on or before January 1, 2008, are completed.

(5) To the extent the plan required by this subdivision includes proposed changes to water transportation services historically provided by the City of Alameda or to water transportation support facilities (docks, parking, etc.) provided by (or to be provided by) the City of Alameda, those changes shall be proposed and

implemented in a manner consistent with that city's general plan, its redevelopment plans, and its development and disposition agreements, including, but not limited to, any potential plans to relocate the ferry terminal to the Alameda Point property.

(c) In developing the plans described in subdivisions (a) and (b), the authority shall cooperate to the fullest extent possible with the Metropolitan Transportation Commission, the State Office of Emergency Services, the Association of Bay Area Governments, and the San Francisco Bay Conservation and Development Commission, and shall, to the fullest extent possible, coordinate its planning with local agencies, including those local agencies that operated, or contracted for the operation of, public water transportation services as of the effective date of this title. To avoid duplication of work, the authority shall make maximum use of data and information available from the planning programs of the Metropolitan Transportation Commission, the State Office of Emergency Services, the Association of Bay Area Governments, the San Francisco Bay Conservation and Development Commission, the cities and counties in the San Francisco Bay area, and other public and private planning agencies. In addition, the authority shall consider both of the following:

(1) The San Francisco Bay Area Water Transit Implementation and Operations Plan adopted by the San Francisco Bay Area Water Transit Authority on July 10, 2003.

(2) Any other plan concerning water transportation within the bay area region developed or adopted by any general purpose local government or special district that operates or sponsors water transit, including, but not limited to, those water transportation services provided under agreement with a private operator.

(d) The authority shall prepare a specific transition plan for any transfer not anticipated by the transition plan required under subdivision (b).

(e) Prior to adopting the ~~plans transition plans~~ required by this section, the authority shall ~~do both of the following:~~ *establish a process for taking public input on the plan in consultation with existing operators of public ferry services affected by the transition plan. The public input process shall include at least one public hearing, at least 60 days prior to adopting the plans, in each city where an operational ferry facility existed on January 1, 2008.*

~~(1) Provide a copy of the plans to each city and county in the bay area region at least 90 days prior to adopting the plans in order to allow those cities or counties to provide comments on the plans to the authority.~~

~~(2) Conduct a public hearing at least 60 days prior to adopting~~

~~the plans in each city where an operational ferry terminal existed on January 1, 2008. For purposes of the public hearing required by this paragraph, the board shall do both of following:~~

~~— (A) Make copies of the plans available to the public on the Internet at least 30 days prior to the public hearing.~~

~~— (B) Provide written notification of the plans to all major newspapers in the city where the hearing will occur at least 30 days prior to the public hearing.~~

~~— (f) Prior to amending any of the plans adopted pursuant to this section, the authority shall do both of the following:~~

~~— (1) At least 90 days prior to adopting the amendments, provide a copy of the amendments to each city and county affected by the amendments in order to allow those cities and counties to provide comments on the amendments to the authority.~~

~~— (2) Conduct a public hearing at least 60 days prior to adopting the amendments in each city affected by the amendments. For purposes of the public hearing, the board shall do both of the following:~~

~~— (A) Make copies of the amendments available to the public on the Internet at least 30 days prior to the public hearing.~~

~~— (B) Provide written notification of the amendments to all major newspapers in the city where the hearing will occur at least 30 days prior to the public hearing.~~

~~(g) For purposes of this section, "major newspaper" means a newspaper with a circulation rate of at least 10,000.~~

SEC. 10. Section 66540.43 of the Government Code is amended to read:

66540.43. (a) The authority may issue bonds, from time to time, payable from revenue of any facility or enterprise operated, acquired, or constructed by the authority, for any of the purposes authorized by this title in accordance with the Revenue Bond Law of 1941 (Chapter 6 (commencing with Section 54300) of Part 1 of Division 2 of Title 5), excluding Article 3 (commencing with Section 54380) of Chapter 6 of Part 1 of Division 2 of Title 5 and the limitations set forth in subdivision (b) of Section 54402 which shall not apply to the issuance and sale of bonds pursuant to this section.

(b) The authority is a local agency within the meaning of Section 54307. The water transportation services system or any or all facilities and all additions and improvements that the authority's governing board authorizes to be acquired or constructed and any purpose, operation, facility, system, improvement, or undertaking of the authority from which revenues are derived or otherwise allocable, which revenues are, or may by resolution or ordinance be, required to be separately accounted for from other revenues of the authority, shall constitute an enterprise within the meaning of Section 54309.

(c) The board shall authorize the issuance of bonds pursuant to this section by resolution, which resolution shall be adopted by a majority vote and shall specify all of the following:

(1) The purposes for which the bonds are to be issued, which may include one or more purposes permitted by this title.

(2) The maximum principal amount of bonds.

(3) The maximum term of bonds.

(4) The maximum rate of interest, fixed or variable, to be payable upon the bonds.

(5) The maximum discount or premium payable on sale of the bonds.

(d) For purposes of the issuance and sale of bonds pursuant to this section, the following definitions shall be applicable to the Revenue Bond Law of 1941:

(1) "Fiscal agent" means any fiscal agent, trustee, paying agent, depository, or other fiduciary provided for in the resolution providing the terms and conditions for the issuance of the bonds, which fiscal agent may be located within or without the state.

(2) "Resolution" means, unless the context otherwise requires, the instrument providing the terms and conditions for the issuance of bonds, which instrument may be an indenture, trust agreement, installment sale agreement, lease, ordinance, or other instrument in writing.

(e) Each resolution shall provide for the issuance of bonds in the amounts as may be necessary, until the full amount of bonds authorized has been issued. The full amount of bonds may be divided into two or more series with different dates of payment fixed for bonds of each series. A bond need not mature on its anniversary date.

(f) The authority may issue refunding bonds to redeem or retire any bonds issued by the authority upon the terms, at the times, and in the manner which the authority's governing body determines by resolution. Refunding bonds may be issued in a principal amount sufficient to pay all, or any part of, the principal of the outstanding bonds, the premium, if any due upon call redemption thereof prior to maturity, all expenses of redemption, and either of the following:

(1) The interest upon the refunding bonds from the date of sale thereof to the date of payment of the bonds to be refunded out of the sale of the refunding bonds or to the date upon which the bonds to be refunded will be paid pursuant to call or agreement with the holders of the bonds.

(2) The interest upon the bonds to be refunded from the date of sale of the refunding bonds to the date of payment of the bonds to

be refunded or to the date upon which the bonds to be refunded will be paid pursuant to call or agreement with the holders of the bonds.

(g) The authority may enter into any liquidity or credit agreement it may deem necessary in connection with the issuance of bonds authorized by this section.

(h) This section provides a complete, additional, and alternative method of performing the acts authorized by this ~~section~~ article, and the issuance of bonds, including refunding bonds, need not comply with any other law applicable to borrowing or the issuance of bonds. Any provision of the Revenue Bond Law of 1941 which is inconsistent with this section or this title shall not be applicable.

(i) Nothing in this section prohibits the authority from availing itself of any procedure provided in this chapter for the issuance of bonds of any type or character for any of the authorized water transportation facilities. All bond proceedings may be carried on simultaneously or, in the alternative, as the authority may determine.

SEC. 7 11. Section 66540.68 of the Government Code is amended to read:

66540.68. (a) This article does not apply to any employees of the authority in a bargaining unit that is represented by a labor organization, except as to the protection of the rights of those employees that were employees of the San Francisco Bay Area Water Transit Authority as specifically provided in Section 66540.56.

(b) The adoption, terms, and conditions of the retirement systems covering employees of the authority in a bargaining unit represented by a labor organization shall be pursuant to a collective bargaining agreement between that labor organization and the authority. Any such retirement system adopted pursuant to a collective bargaining agreement shall be on a sound actuarial basis. The authority and the labor organization representing the authority's employees in a bargaining unit shall be equally represented in the administration of that retirement system.

(c) (1) The authority shall assume and be bound by the terms and conditions of employment set forth in any collective bargaining agreement or employment contract between the San Francisco Bay Area Water Transit Authority and any labor organization or employee affected by the creation of the authority, as well as the duties, obligations, and liabilities arising from, or relating to, labor obligations imposed by state or federal law upon the San Francisco Bay Area Water Transit Authority.

(2) The authority shall assume and be bound by the terms and conditions of employment set forth in any collective bargaining agreement or employment contract between any entity, whether public or private, whose services the authority directly assumes, and any labor organization or employee affected by included within the assumption of those services.

~~SEC. 8. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.~~

SEC. 11. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

Changes suggested by Vallejo and WETA staff – April 25, 2008

**Proposed amendment to
Sections 30913 and 30914 of the Streets and Highways Code
(pertaining to the allocation of RM 1 and RM 2 funds)**

SEC. 3. Section 30913 of the Streets and Highways Code is amended to read:

30913. (a) In addition to any other authorized expenditure of toll bridge revenues, the following major projects may be funded from toll revenues:

- (1) Benicia-Martinez Bridge: Widening of the existing bridge.
- (2) Benicia-Martinez Bridge: Construction of an additional span parallel to the existing bridge.
- (3) Carquinez Bridge: Replacement of the existing western span.
- (4) Richmond-San Rafael Bridge: Major rehabilitation of the bridge, and development of a new easterly approach between the toll plaza and Route 80, near Pinole, known as the Richmond Parkway.

(b) The toll increase approved in 1988, which authorized a uniform toll of one dollar (\$1) for two-axle vehicles on the bridges and corresponding increases for multi-axle vehicles, resulted in the following toll increases for two-axle vehicles on the bridges:

1988 Increase (Two-axle Bridge vehicles)

Antioch Bridge	\$0.50
Benicia-Martinez Bridge	.60
Carquinez Bridge	.60
Dumbarton Bridge	.25
Richmond-San Rafael Bridge	.00
San Francisco-Oakland Bridge	
Bay Bridge	.25
San Mateo-Hayward Bridge	.25

Portions of the 1988 toll increase were dedicated to transit purposes, and these amounts shall be calculated as up to 2 percent of the revenue generated each year by the collection on all bridges of the base toll at the level established by the 1988 toll increase. The Metropolitan Transportation Commission shall allocate two-thirds of these amounts for transportation projects, other than those specified in Sections 30912 and 30913 and in subdivision (a) of Section 30914, which are designed to reduce vehicular traffic congestion and improve bridge operations on any bridge, including, but not limited to, bicycle facilities and for the planning, construction, operation, and acquisition of rapid water transit systems. The commission shall allocate the remaining one-third solely for the planning, construction, operation, and acquisition of rapid water transit systems. The plans for the projects may also be funded by these moneys. Funds made available for rapid water transit systems pursuant to this subdivision shall be allocated to the San

Francisco Bay Area Water Emergency Transportation Authority following adoption of the transition plan as required by Section 66540.32 (b) (1) of the Government Code.

(c) The department shall not include, in the plans for the new Benicia-Martinez Bridge, toll plazas, highways, or other facilities leading to or from the Benicia-Martinez Bridge, any construction that would result in the net loss of any wetland acreage.

(d) With respect to the Benicia-Martinez and Carquinez Bridges, the department shall consider the potential for rail transit as part of the plans for the new structures specified in paragraphs (2) and (3) of subdivision (a).

(e) At the time the first of the new bridges specified in paragraphs (2) and (3) of subdivision (a) is opened to the public, there shall be a lane for the exclusive use of pedestrians and bicycles available on at least, but not limited to, the original span at Benicia or Carquinez, or the additional or replacement spans planned for those bridges. The design of these bridges shall not preclude the subsequent addition of a lane for the exclusive use of pedestrians and bicycles.

SEC. 4. Section 30914 of the Streets and Highways Code is amended to read:

30914. (a) In addition to any other authorized expenditures of toll bridge revenues, the following major projects may be funded from toll revenues of all bridges:

(1) Dumbarton Bridge: Improvement of the western approaches from Route 101 if affected local governments are involved in the planning.

(2) San Mateo-Hayward Bridge and approaches: Widening of the bridge to six lanes, construction of rail transit capital improvements on the bridge structure, and improvements to the Route 92/Route 880 interchange.

(3) Construction of West Grand connector or an alternate project designed to provide comparable benefit by reducing vehicular traffic congestion on the eastern approaches to the San Francisco-Oakland Bay Bridge. Affected local governments shall be involved in the planning.

(4) Not less than 90 percent of the revenues determined by the authority as derived from the toll increase approved in 1988 for class I vehicles on the San Francisco-Oakland Bay Bridge authorized by Section 30917 shall be used exclusively for rail transit capital improvements designed to reduce vehicular traffic congestion on that bridge. This amount shall be calculated as 21 percent of the revenue generated each year by the collection of the base toll at the level established by the 1988 increase on the San Francisco-Oakland Bay Bridge.

(b) Notwithstanding any funding request for the transbay bus terminal pursuant to Section 31015, the Metropolitan Transportation Commission shall allocate toll bridge revenues in an annual amount not to exceed three million dollars (\$3,000,000), plus a 3.5-percent annual increase, to the department or to the Transbay Joint Powers Authority after the department transfers the title of the Transbay Terminal Building to that entity, for operation and maintenance expenditures. This allocation shall be payable from funds transferred by the Bay Area Toll Authority. This transfer of funds is subordinate to any obligations of the authority, now or hereafter existing, having a statutory or first priority

lien against the toll bridge revenues. The first annual 3.5-percent increase shall be made on July 1, 2004. The transfer is further subject to annual certification by the department or the Transbay Joint Powers Authority that the total Transbay Terminal Building operating revenue is insufficient to pay the cost of operation and maintenance without the requested funding.

(c) If the voters approve a toll increase in 2004 pursuant to Section 30921, the authority shall, consistent with the provisions of subdivisions (d) and (f), fund the projects described in this subdivision and in subdivision (d) that shall collectively be known as the Regional Traffic Relief Plan by bonding or transfers to the Metropolitan Transportation Commission. These projects have been determined to reduce congestion or to make improvements to travel in the toll bridge corridors, from toll revenues of all bridges:

(1) BART/MUNI Connection at Embarcadero and Civic Center Stations. Provide direct access from the BART platform to the MUNI platform at the above stations and equip new fare gates that are TransLink ready. Three million dollars (\$3,000,000). The project sponsor is BART.

(2) MUNI Metro Third Street Light Rail Line. Provide funding for the surface and light rail transit and maintenance facility to support MUNI Metro Third Street Light Rail service connecting to Caltrain stations and the E-Line waterfront line. Thirty million dollars (\$30,000,000). The project sponsor is MUNI.

(3) MUNI Waterfront Historic Streetcar Expansion. Provide funding to rehabilitate historic streetcars and construct trackage and terminal facilities to support service from the Caltrain Terminal, the Transbay Terminal, and the Ferry Building, and connecting the Fisherman's Wharf and northern waterfront. Ten million dollars (\$10,000,000). The project sponsor is MUNI.

(4) East to West Bay Commuter Rail Service over the Dumbarton Rail Bridge. Provide funding for the necessary track and station improvements and rolling stock to interconnect the BART and Capitol Corridor at Union City with Caltrain service over the Dumbarton Rail Bridge, and interconnect and provide track improvements for the ACE line with the same Caltrain service at Centerville. Provide a new station at Sun Microsystems in Menlo Park. One hundred thirty-five million dollars (\$135,000,000). The project is jointly sponsored by the San Mateo County Transportation Authority, Capitol Corridor, the Alameda County Congestion Management Agency, and the Alameda County Transportation Improvement Authority.

(5) Vallejo Station. Construct intermodal transportation hub for bus and ferry service, including parking structure, at site of Vallejo's current ferry terminal. Twenty-eight million dollars (\$28,000,000). The project sponsor is the City of Vallejo.

(6) Solano County Express Bus Intermodal Facilities. Provide competitive grant fund source, to be administered by the Metropolitan Transportation Commission. Eligible projects are Curtola Park and Ride, Benicia Intermodal Facility, Fairfield Transportation Center and Vacaville Intermodal Station. Priority to be given to projects that are fully funded, ready for construction, and serving transit service that operates primarily on

existing or fully funded high-occupancy vehicle lanes. Twenty million dollars (\$20,000,000). The project sponsor is Solano Transportation Authority.

(7) Solano County Corridor Improvements near Interstate 80/Interstate 680 Interchange. Provide funding for improved mobility in corridor based on recommendations of joint study conducted by the Department of Transportation and the Solano Transportation Authority. Cost-effective transit infrastructure investment or service identified in the study shall be considered a high priority. One hundred million dollars (\$100,000,000). The project sponsor is Solano Transportation Authority.

(8) Interstate 80: Eastbound High-Occupancy Vehicle (HOV) Lane Extension from Route 4 to Carquinez Bridge. Construct HOV-lane extension. Fifty million dollars (\$50,000,000). The project sponsor is the Department of Transportation.

(9) Richmond Parkway Transit Center. Construct parking structure and associated improvements to expand bus capacity. Sixteen million dollars (\$16,000,000). The project sponsor is Alameda-Contra Costa Transit District, in coordination with West Contra Costa Transportation Advisory Committee, Western Contra Costa Transit Authority, City of Richmond, and the Department of Transportation.

(10) Sonoma-Marin Area Rail Transit District (SMART) Extension to Larkspur or San Quentin. Extend rail line from San Rafael to a ferry terminal at Larkspur or San Quentin. Thirty-five million dollars (\$35,000,000). Up to five million dollars (\$5,000,000) may be used to study, in collaboration with the Water Transit Authority, the potential use of San Quentin property as an intermodal water transit terminal. The project sponsor is SMART.

(11) Greenbrae Interchange/Larkspur Ferry Access Improvements. Provide enhanced regional and local access around the Greenbrae Interchange to reduce traffic congestion and provide multimodal access to the Richmond-San Rafael Bridge and Larkspur Ferry Terminal by constructing a new full service diamond interchange at Wornum Drive south of the Greenbrae Interchange, extending a multiuse pathway from the new interchange at Wornum Drive to East Sir Francis Drake Boulevard and the Cal Park Hill rail right-of-way, adding a new lane to East Sir Francis Drake Boulevard and rehabilitating the Cal Park Hill Rail Tunnel and right-of-way approaches for bicycle and pedestrian access to connect the San Rafael Transit Center with the Larkspur Ferry Terminal. Sixty-five million dollars (\$65,000,000). The project sponsor is Marin County Congestion Management Agency.

(12) Direct High-Occupancy Vehicle (HOV) lane connector from Interstate 680 to the Pleasant Hill or Walnut Creek BART stations or in close proximity to either station or as an extension of the southbound Interstate 680 High-Occupancy Vehicle Lane through the Interstate 680/State Highway Route 4 interchange from North Main in Walnut Creek to Livorna Road. The County Connection shall utilize up to one million dollars (\$1,000,000) of the funds described in this paragraph to develop options and recommendations for providing express bus service on the Interstate 680 High-Occupancy Vehicle Lane south of the Benicia Bridge in order to connect to BART. Upon completion of the plan, the Contra Costa Transportation Authority shall adopt a preferred alternative provided by the County Connection plan for future funding. Following

adoption of the preferred alternative, the remaining funds may be expended either to fund the preferred alternative or to extend the high-occupancy vehicle lane as described in this paragraph. Fifteen million dollars (\$15,000,000). The project is sponsored by the Contra Costa Transportation Authority.

(13) Rail Extension to East Contra Costa/E-BART. Extend BART from Pittsburg/Bay Point Station to Byron in East Contra Costa County. Ninety-six million dollars (\$96,000,000). Project funds may only be used if the project is in compliance with adopted BART policies with respect to appropriate land use zoning in vicinity of proposed stations. The project is jointly sponsored by BART and Contra Costa Transportation Authority.

(14) Capitol Corridor Improvements in Interstate 80/Interstate 680 Corridor. Fund track and station improvements, including the Suisun Third Main Track and new Fairfield Station. Twenty-five million dollars (\$25,000,000). The project sponsor is Capitol Corridor Joint Powers Authority and the Solano Transportation Authority.

(15) Central Contra Costa Bay Area Rapid Transit (BART) Crossover. Add new track before Pleasant Hill BART Station to permit BART trains to cross to return track towards San Francisco. Twenty-five million dollars (\$25,000,000). The project sponsor is BART.

(16) Benicia-Martinez Bridge: New Span. Provide partial funding for completion of new five-lane span between Benicia and Martinez to significantly increase capacity in the I-680 corridor. Fifty million dollars (\$50,000,000). The project sponsor is the Bay Area Toll Authority.

(17) Regional Express Bus North. Competitive grant program for bus service in Richmond-San Rafael Bridge, Carquinez, Benicia-Martinez and Antioch Bridge corridors. Provide funding for park and ride lots, infrastructure improvements, and rolling stock. Eligible recipients include Golden Gate Bridge Highway and Transportation District, Vallejo Transit, Napa VINE, Fairfield-Suisun Transit, Western Contra Costa Transit Authority, Eastern Contra Costa Transit Authority, and Central Contra Costa Transit Authority. The Golden Gate Bridge Highway and Transportation District shall receive a minimum of one million six hundred thousand dollars (\$1,600,000). Napa VINE shall receive a minimum of two million four hundred thousand dollars (\$2,400,000). Twenty million dollars (\$20,000,000). The project sponsor is the Metropolitan Transportation Commission.

(18) TransLink. Integrate the Bay Area's regional smart card technology, TransLink, with operator fare collection equipment and expand system to new transit services. Twenty-two million dollars (\$22,000,000). The project sponsor is the Metropolitan Transportation Commission.

(19) Real-Time Transit Information. Provide a competitive grant program for transit operators for assistance with implementation of high-technology systems to provide real-time transit information to riders at transit stops or via telephone, wireless, or Internet communication. Priority shall be given to projects identified in the commission's connectivity plan adopted pursuant to subdivision (d) of Section 30914.5. Twenty million

dollars (\$20,000,000). The funds shall be administered by the Metropolitan Transportation Commission.

(20) Safe Routes to Transit: Plan and construct bicycle and pedestrian access improvements in close proximity to transit facilities. Priority shall be given to those projects that best provide access to regional transit services. Twenty-two million five hundred thousand dollars (\$22,500,000). City Car Share shall receive two million five hundred thousand dollars (\$2,500,000) to expand its program within approximately one-quarter mile of transbay regional transit terminals or stations. The City Car Share project is sponsored by City Car Share and the Safe Routes to Transit project is jointly sponsored by the East Bay Bicycle Coalition and the Transportation and Land Use Coalition. These sponsors must identify a public agency cosponsor for purposes of specific project fund allocations.

(21) BART Tube Seismic Strengthening. Add seismic capacity to existing BART tube connecting the east bay with San Francisco. One hundred forty-three million dollars (\$143,000,000). The project sponsor is BART.

(22) Transbay Terminal/Downtown Caltrain Extension. A new Transbay Terminal at First and Mission Streets in San Francisco providing added capacity for transbay, regional, local, and intercity bus services, the extension of Caltrain rail services into the terminal, and accommodation of a future high-speed passenger rail line to the terminal and eventual rail connection to the east bay. Eligible expenses include project planning, design and engineering, construction of a new terminal and its associated ramps and tunnels, demolition of existing structures, design and development of a temporary terminal, property and right-of-way acquisitions required for the project, and associated project-related administrative expenses. A bus- and train-ready terminal facility, including purchase and acquisition of necessary rights-of-way for the terminal, ramps, and rail extension, is the first priority for toll funds for the Transbay Terminal/Downtown Caltrain Extension Project. The temporary terminal operation shall not exceed five years. One hundred fifty million dollars (\$150,000,000). The project sponsor is the Transbay Joint Powers Authority.

(23) Oakland Airport Connector. New transit connection to link BART, Capitol Corridor and AC Transit with Oakland Airport. The Port of Oakland shall provide a full funding plan for the connector. Thirty million dollars (\$30,000,000). The project sponsors are the Port of Oakland and BART.

(24) AC Transit Enhanced Bus-Phase 1 on Telegraph Avenue, International Boulevard, and East 14th Street (Berkeley-Oakland-San Leandro). Develop enhanced bus service on these corridors, including bus bulbs, signal prioritization, new buses, and other improvements. Priority of investment shall improve the AC connection to BART on these corridors. Sixty-five million dollars (\$65,000,000). The project sponsor is AC Transit.

(25) Transbay Commute Ferry Service. Purchase two vessels for transbay ferry services. Second vessel funds to be released upon demonstration of appropriate terminal locations, new transit-oriented development, adequate parking, and sufficient landside feeder connections to support ridership projections. Twelve million dollars

(\$12,000,000). The project sponsor is San Francisco Bay Area Water Emergency Transportation Authority. If the San Francisco Bay Area Water Emergency Transportation Authority demonstrates to the Metropolitan Transportation Commission that it has secured alternative funding for the two vessel purchases described in this paragraph, the funds may be used for terminal improvements or for consolidation of existing ferry operations.

(26) Commute Ferry Service for Berkeley/Albany. Purchase two vessels for ferry services between the Berkeley/Albany Terminal and San Francisco. Parking access and landside feeder connections must be sufficient to support ridership projections. Twelve million dollars (\$12,000,000). The project sponsor is the San Francisco Bay Area Water Emergency Transportation Authority. If the San Francisco Bay Area Water Emergency Transportation Authority demonstrates to the Metropolitan Transportation Commission that it has secured alternative funding for the two vessel purchases described in this paragraph, the funds may be used for terminal improvements. If the San Francisco Bay Area Water Emergency Transportation Authority does not have an entitled terminal site within the Berkeley/Albany catchment area by 2010 that meets its requirements, the funds described in this paragraph and the operating funds described in paragraph (7) of subdivision (d) shall be transferred to another site in the East Bay. The City of Richmond shall be given first priority to receive this transfer of funds if it has met the planning milestones identified in its special study developed pursuant to paragraph (28).

(27) Commute Ferry Service for South San Francisco. Purchase two vessels for ferry services to the Peninsula. Parking access and landside feeder connections must be sufficient to support ridership projections. Twelve million dollars (\$12,000,000). The project sponsor is the San Francisco Bay Area Water Emergency Transportation Authority. If the San Francisco Bay Area Water Emergency Transportation Authority demonstrates to the Metropolitan Transportation Commission that it has secured alternative funding for the two vessel purchases described in this paragraph, the funds may be used for terminal improvements.

(28) Water Transit Facility Improvements, Spare Vessels, and Environmental Review Costs. Provide two backup vessels for water transit services, expand berthing capacity at the Port of San Francisco, and expand environmental studies and design for eligible locations. Forty-eight million dollars (\$48,000,000). The project sponsor is San Francisco Bay Area Water Emergency Transportation Authority. Up to one million dollars (\$1,000,000) of the funds described in this paragraph shall be made available for the San Francisco Bay Area Water Emergency Transportation Authority to study accelerating development and other milestones that would potentially increase ridership at the City of Richmond ferry terminal.

(29) Regional Express Bus Service for San Mateo, Dumbarton, and Bay Bridge Corridors. Expand park and ride lots, improve HOV access, construct ramp improvements, and purchase rolling stock. Twenty-two million dollars (\$22,000,000). The project sponsors are AC Transit and Alameda County Congestion Management Agency.

(30) I-880 North Safety Improvements. Reconfigure various ramps on I-880 and provide appropriate mitigations between 29th Avenue and 16th Avenue. Ten million dollars (\$10,000,000). The project sponsors are Alameda County Congestion Management Agency, City of Oakland, and the Department of Transportation.

(31) BART Warm Springs Extension. Extension of the existing BART system from Fremont to Warm Springs in southern Alameda County. Ninety-five million dollars (\$95,000,000). Up to ten million dollars (\$10,000,000) shall be used for grade separation work in the City of Fremont necessary to extend BART. The project would facilitate a future rail service extension to the Silicon Valley. The project sponsor is BART.

(32) I-580 (Tri Valley) Rapid Transit Corridor Improvements. Provide rail or High-Occupancy Vehicle lane direct connector to Dublin BART and other improvements on I-580 in Alameda County for use by express buses. Sixty-five million dollars (\$65,000,000). The project sponsor is Alameda County Congestion Management Agency.

(33) Regional Rail Master Plan. Provide planning funds for integrated regional rail study pursuant to subdivision (f) of Section 30914.5. Six million five hundred thousand dollars (\$6,500,000). The project sponsors are Caltrain and BART.

(34) Integrated Fare Structure Program. Provide planning funds for the development of zonal monthly transit passes pursuant to subdivision (e) of Section 30914.5. One million five hundred thousand dollars (\$1,500,000). The project sponsor is the Translink Consortium.

(35) Transit Commuter Benefits Promotion. Marketing program to promote tax-saving opportunities for employers and employees as specified in Section 132(f)(3) or 162(a) of the Internal Revenue Code. Goal is to increase the participation rate of employers offering employees a tax-free benefit to commute to work by transit. The project sponsor is the Metropolitan Transportation Commission. Five million dollars (\$5,000,000).

(36) Caldecott Tunnel Improvements. Provide funds to plan and construct a fourth bore at the Caldecott Tunnel between Contra Costa and Alameda Counties. The fourth bore will be a two-lane bore with a shoulder or shoulders north of the current three bores. The County Connection shall study all feasible alternatives to increase transit capacity in the westbound corridor of State Highway Route 24 between State Highway Route 680 and the Caldecott Tunnel, including the study of the use of an express lane, high-occupancy vehicle lane, and an auxiliary lane. The cost of the study shall not exceed five hundred thousand dollars (\$500,000) and shall be completed not later than January 15, 2006. Fifty million five hundred thousand dollars (\$50,500,000). The project sponsor is the Contra Costa Transportation Authority.

(d) Not more than 38 percent of the revenues generated from the toll increase shall be made available annually for the purpose of providing operating assistance for transit services as set forth in the authority's annual budget resolution. The funds shall be made available to the provider of the transit services subject to the performance measures described in Section 30914.5. If the funds cannot be obligated for operating assistance consistent with the performance measures, these funds shall be obligated for other operations consistent with this chapter. Except for operating programs that do not have

planned funding increases and subject to the 38-percent limit on total operating cost funding in any single year, following the first year of scheduled operations, an escalation factor, not to exceed 1.5 percent per year, shall be added to the operating cost funding through fiscal year 2015-16, to partially offset increased operating costs. The escalation factors shall be contained in the operating agreements described in Section 30914.5. Subject to the limitations of this paragraph, the Metropolitan Transportation Commission may annually fund the following operating programs as another component of the Regional Traffic Relief Plan:

- (1) Golden Gate Express Bus Service over the Richmond Bridge (Route 40). Two million one hundred thousand dollars (\$2,100,000).
 - (2) Napa Vine Service terminating at the Vallejo Intermodal Terminal. Three hundred ninety thousand dollars (\$390,000).
 - (3) Regional Express Bus North Pool serving the Carquinez and Benicia Bridge Corridors. Three million four hundred thousand dollars (\$3,400,000).
 - (4) Regional Express Bus South Pool serving the Bay Bridge, San Mateo Bridge, and Dumbarton Bridge Corridors. Six million five hundred thousand dollars (\$6,500,000).
 - (5) Dumbarton Rail. Five million five hundred thousand dollars (\$5,500,000).
 - (6) San Francisco Bay Area Water Emergency Transportation Authority, Alameda/Oakland/Harbor Bay, Berkeley/Albany, South San Francisco, Vallejo, or other transbay ferry service. A portion of the operating funds may be dedicated to landside transit operations. Fifteen million three hundred thousand dollars (\$15,300,000). Funds historically made available to the City of Vallejo and the City of Alameda shall continue to be allocated to those cities until the transition plan required by Section 66540.32 (b) (1) of the Government Code is adopted by the Water Emergency Transportation Authority.
 - (7) Owl Bus Service on BART Corridor. One million eight hundred thousand dollars (\$1,800,000).
 - (8) MUNI Metro Third Street Light Rail Line. Two million five hundred thousand dollars (\$2,500,000) without escalation.
 - (9) AC Transit Enhanced Bus Service on Telegraph Avenue, International Boulevard, and East 14th Street in Berkeley-Oakland-San Leandro. Three million dollars (\$3,000,000) without escalation.
 - (10) TransLink, three-year operating program. Twenty million dollars (\$20,000,000) without escalation.
 - (11) San Francisco Bay Area Water Emergency Transportation Authority, regional planning and operations. Three million dollars (\$3,000,000) without escalation.
- (e) For all projects authorized under subdivision (c), the project sponsor shall submit an initial project report to the Metropolitan Transportation Commission before July 1, 2004. This report shall include all information required to describe the project in detail, including the status of any environmental documents relevant to the project, additional

funds required to fully fund the project, the amount, if any, of funds expended to date, and a summary of any impediments to the completion of the project. This report, or an updated report, shall include a detailed financial plan and shall notify the commission if the project sponsor will request toll revenue within the subsequent 12 months. The project sponsor shall update this report as needed or requested by the commission. No funds shall be allocated by the commission for any project authorized by subdivision (c) until the project sponsor submits the initial project report, and the report is reviewed and approved by the commission. If multiple project sponsors are listed for projects listed in subdivision (c), the commission shall identify a lead sponsor in coordination with all identified sponsors, for purposes of allocating funds. For any projects authorized under subdivision (c), the commission shall have the option of requiring a memorandum of understanding between itself and the project sponsor or sponsors that shall include any specific requirements that must be met prior to the allocation of funds provided under subdivision (c).

(f) The Metropolitan Transportation Commission shall annually assess the status of programs and projects and shall allocate a portion of funding made available under Section 30921 or 30958 for public information and advertising to support the services and projects identified in subdivisions (c) and (d). If a program or project identified in subdivision (c) has cost savings after completion, taking into account construction costs and an estimate of future settlement claims, or cannot be completed or cannot continue due to delivery or financing obstacles making the completion or continuation of the program or project unrealistic, the commission shall consult with the program or project sponsor. After consulting with the sponsor, the commission shall hold a public hearing concerning the program or project. After the hearing, the commission may vote to modify the program or the project's scope, decrease its level of funding, or reassign some or all of the funds to another project within the same bridge corridor. If a program or project identified in subdivision (c) is to be implemented with other funds not derived from tolls, the commission shall follow the same consultation and hearing process described above and may vote thereafter to reassign the funds to another project consistent with the intent of this chapter. If an operating program or project as identified in subdivision (d) cannot achieve its performance objectives described in subdivision (a) of Section 30914.5 or cannot continue due to delivery or financing obstacles making the completion or continuation of the program or project unrealistic, the commission shall consult with the program or the project sponsor. After consulting with the sponsor, the commission shall hold a public hearing concerning the program or project. After the hearing, the commission may vote to modify the program or the project's scope, decrease its level of funding, or to reassign some or all of the funds to another or an additional regional transit program or project within the same corridor. If a program or project does not meet the required performance measures, the commission shall give the sponsor a time certain to achieve the performance measures before reassigning its funding.

(g) If the voters approve a toll increase pursuant to Section 30921, the authority shall within 24 months of the election date, include the projects in a long-range plan that are consistent with the commission's findings required by this section and Section 30914.5. The authority shall update its long-range plan as required to maintain its viability as a

strategic plan for funding projects authorized by this section. The authority shall by January 1, 2007, submit its updated long-range plan to the transportation policy committee of each house of the Legislature for review.

(h) If the voters approve a toll increase pursuant to Section 30921, and if additional funds from this toll increase are available following the funding obligations of subdivisions (c) and (d), the authority may set aside a reserve to fund future rolling stock replacement to enhance the sustainability of the services enumerated in subdivision (d). The authority shall, by January 1, 2020, submit a 20-year toll bridge expenditure plan to the Legislature for adoption. This expenditure plan shall have, as its highest priority, replacement of transit vehicles purchased pursuant to subdivision (c).

SEC. 5. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act, within the meaning of Section 17556 of the Government Code.




Agenda Item No. Pub. Hearing A

COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Honorable Mayor and Members of the City Council

FROM: Gary A. Leach, Public Works Director 

SUBJECT: PUBLIC HEARING REGARDING MAKING A FINDING OF FISCAL EMERGENCY AND CONSIDERATION OF FARE INCREASES ON THE BAYLINK FERRY AND INTERCITY BUS SERVICES, SERVICE REDUCTIONS ON THE BAYLINK FERRY SERVICE, AND A FUEL SURCHARGE MECHANISM ON PASSENGER FARES EFFECTIVE JUNE 1, 2008

BACKGROUND

In light of the City's financial difficulties, staff must ensure that the Transportation Fund continues to have adequate cash flow to pay for the City's public transit services.

On March 11, 2008, Council approved a resolution to amend the FY 2007/2008 Transportation Fund Budget and to authorize staff to begin proceedings to implement fare increases and a fuel surcharge by July 1, 2008 due to escalating fuel prices and the impact of the State Budget crisis on transit grant funds. In addition, staff was directed to report back to Council with a Financial Management Plan (FMP) for the Division that addressed expected budget shortfalls over the next few years and included revenue generating and cost saving measures.

SUMMARY

The City of Vallejo Transportation Division operates a variety of public transit services that run seven days a week and include the Baylink ferry operation, the intercity/express and local bus service, paratransit bus service for the disabled and a taxi scrip program for the elderly.

Presently the Transportation Fund is operating in deficit because the average price per gallon of fuel in this fiscal year 2007/2008 is more than the budgeted price of \$2.50 ppg. Fuel prices have escalated and no relief is not in sight. Fuel is presently averaging \$3.03 ppg this year and is expected to continue to rise over the next few years.

In addition to the price of fuel, State grant revenues used to pay for the transit services are



In addition to the price of fuel, State grant revenues used to pay for the transit services are not secure for next fiscal year, beginning July 1, 2008 through June 30th, 2009. Transit funding partners are advising operators to budget State funding conservatively as "spillover funds" and the Proposition 42 funds may be at risk. The State Budget revision for fund estimates will not be available until the middle of May. Another fund source, Transportation Development Act funds whose amount is dependent on sales tax revenues experienced a \$320, 000 shortfall this year due to lower than expected retail sales.

For fiscal year 2008/2009, staff is predicting a **\$2.8 million dollars** Transportation Fund deficit (see Attachment B) assuming fuel averages \$4.00 ppg for the year, there is a shortfall of \$650,000 in the State Transit Assistance Funds and \$320,000 in the TDA funds, fare revenue/ridership remains the same and there are no fare increases or service modifications. (The ferry system would be \$1.8 million dollars in deficit and the bus system \$1 million dollars in deficit.)

For fiscal year 2009/2010, the cumulative deficit is projected to be **\$7.1 million dollars** with fuel budgeted at \$4.50 average ppg, a \$3 million dollar shortfall for the ferry and \$1.2M for the bus system.

Given the financial projections for the next two years, the magnitude of the growing deficit, and the City's overall financial condition, if additional funding revenue is not realized changes have to be made to the transit program. Staff **originally proposed** a two year fare increase schedule, Baylink ferry service modifications set to begin 2008/2009 fall and winter and a fuel surcharge. However, it should be noted that staff has been working zealously with all of the City of Vallejo funding partners (FTA, MTC, STA and CalTrans) to maximize all critical funding that we are eligible to receive for transit operations and the capital program.

One such funding source is the Regional Measure Bridge Toll 2 funds that Vallejo Transit is eligible to receive for both the Baylink ferry (\$2.7M) and the express buses (\$1.2M). As detailed in Metropolitan Transportation Commission (MTC) Resolution No. 3636, Regional Measure 2 (RM2) was passed by voters in March 2004. This affirmative vote raised the bridge toll on the seven State-owned bridges in the San Francisco Bay Area. The extra dollar is utilized to fund various transportation projects in the Bay Area region that specifically reduce congestion and/or improve travel in areas identified in Senate Bill 916 (Chapter 715, Statutes of 2004). More specifically, RM2 created a Regional Traffic Relief Plan. The plan identifies "specific capital projects and programs and transit operating assistance eligible to receive RM2 funding." Vallejo Transit was awarded RM2 funds through an application process that established expanded ferry and bus service to San Francisco that included the addition of a third ferry. Program requirements necessitate that transit operators maintain the extra service levels, operate within service



parameters and performance measures or they risk losing the RM2 funds they have become dependent on.

After the posting of the agenda for this meeting, funding partners have agreed to work with the City of Vallejo to maintain and increase RM2 funds if post RM2 service levels can be retained. As a result staff will address only the fare rate increase and to implement a fuel surcharge at this time. This will allow staff one month to work with the funding partners and consider service modifications outlined in the public notices, other options that meet the spirit of RM2 requirements.

Staff is proposing to proceed with fare rate increase at the next City Council meeting because of the exiting price of fuel and to implement the fuel surcharge to protect the fuel budget and to establish a fuel reserve account as possible. Staff will report back to Council in one month time with a complete Transportation Financial Management Plan and Two- year Budget Proposal for the Division before July 1, 2008.

Public Meetings/Hearing

Three official public meetings were held to allow passengers to comment on the proposed changes. Specifically the meetings were held, Thursday May 1st – 4 pm to 7 pm and Wednesday May 7th - 6 am to 9 am at the Ferry terminal Building, Mare Island Way and on Thursday May 8th– 6:30 pm to 8:00pm – Vallejo City Hall, Council Chambers, 555 Santa Clara Street

Staff decided to hold the meetings at the ferry terminal and meet the passengers at the bus transfer center to reach more passengers and to make it more convenient for the riders. Staff took comments/suggestions from over 300 ferry and bus riders. As of the writing of this staff report, over 90 passengers signed a log and/or offered written comments/contact information. All comments/suggestions regarding the program modifications are being evaluated and are available for review. These comments were used to adjust the recommendation and are being used to help formulate the Financial Management Plan to transit service delivery.

The Public Hearing for fare/service changes was properly noticed in the newspaper and will be held at Council's regularly scheduled meeting, Tuesday, May 13, 2008.

Operational changes for the local bus system are pending as well as potential minimal changes to the complimentary, federally mandated paratransit bus program. An intensive, in depth analysis of the local bus system by consultants Nelson Nygaard, contractor MV/VCTC and staff is ongoing and is expected to be completed within the next month. These as well as ferry modifications will be part of the multi year Transportation Fund



Budget recommendation and Financial Management Plan. At this time, no changes are anticipated for the taxi scrip program.

DISCUSSION

Fare Increases

In order to balance the 2007/2008, 2008/2009 and 2009/2010 budgets given inflated fuel expenses, fare increase are needed on both the ferry and express bus programs. Transit riders have incurred regular fare increases over the last 2 years and there is a serious risk of ridership loss, but all transportation that rely on diesel fuel are experiencing spikes in cost. Fares are being increased at other transit agencies and the price of fuel is felt by all. Staff has examined the price and discounts offered on all of the Vallejo Transit tickets and is proposing the following fare structure for the ferry and bus systems:

Proposed Baylink Ferry Fare Structure

Ticket Type	Current Price	Proposed Fare Increase June 1, 2008	Proposed Fare Increase July 1, 2009
One-Way Tickets (Ferry Only)			
Adult	\$12.50	\$15.00	\$17.50
Reduced (Youth/Senior/Disabled)	\$6.25	\$7.50	\$8.75
Child (0-5)	Free	Free	Free
Group One-Way	\$9.50	\$11.50	\$13.50
Reduced Group (Youth/Senior/Disabled)	\$5.25	\$6.50	\$7.75
Day Pass (Ferry and Bus)			
Vallejo Baylink (Ferry, Vallejo Local Buses and Route 80)	\$23.00	\$27.00	\$31.00
Napa (Ferry plus bus to/from Napa)	\$25.00	Eliminated	Eliminated
Solano (Ferry, Vallejo Local Buses and Routes 80, 85, 90 and 91)	\$25.00	Eliminated	Eliminated
Reduced - Baylink (Ferry, Vallejo Local Buses and Route 80)	\$12.50	\$15.00	\$19.50
Group (Ferry only)	\$19.00	\$23.00	\$27.00
Reduced Group (Ferry only)	\$10.50	\$12.50	\$14.50
10 Ride Punch Cards (One way trip on the Ferry)			
10 Ride	\$98.00	\$120.00	\$138.00
Reduced 10 Ride	\$62.50	\$75.00	\$87.50
Monthly Passes			
Baylink Monthly	\$270.00	\$330.00	\$380.00
Fairfield/Vacaville	\$325.00	Eliminated	Eliminated
SF MUNI Sticker	\$40.00	\$40.00	\$40.00



Proposed Vallejo Transit Fare Structure

	Current Price	Proposed Fare Increase June 1, 2008
Local Fares		
Adult One Way	\$1.75	No Change
Youth One Way (6-18 yr.)	\$1.75	No Change
Senior (65 & over) & Disabled/Medicare	\$0.85	No Change
Adult City Pass	\$55.20	No Change
Youth City Pass	\$43.20	No Change
Senior/Disabled City Pass	\$27.60	No Change
Adult 10-Ride	\$15.60	No Change
Youth 10-Ride	\$12.00	No Change
Zone Fares		
Adult One Way	\$4.50	\$5.00
Youth One Way (6-18 yr.)	\$4.50	\$5.00
Senior (65 & over) & Disabled One Way	\$2.10	\$2.50
2-Zone 10-Ride	\$39.60	\$45.00
3-Zone 10-Ride	\$46.00	\$51.00
Baylink Bus Monthly Pass Vallejo-BART	\$98.40	\$118.00
Baylink Bus Monthly Pass Vallejo-Fairfield	\$98.40	\$118.00
Solano College Pass	\$84.00	\$104.00

FUEL SURCHARGE

The City of Vallejo is currently under contract with Redwood Coast Petroleum until November 28, 2008 – this date is based on a two year contract term entered into on November 28, 2006. The current contract has options available that may extend the contract until December 31, 2011. To obtain more competitive fuel prices the Transportation Division participated in a consortium bid process from which the City entered into the contract with Redwood Coast. The ferry and bus system uses red-dye diesel fuel, and exempt from most federal excise taxes, with a few minor exceptions. We pay sales tax and certain state excise taxes. Figuring in the sales taxes and all other applicable taxes, the latest PPG (for the Ferry) paid on 5/5/08 was \$3.6646 – the week prior it was \$3.8239.

The ferry service operation is projected to consume an average of 1.4 million gallons of fuel next year and if priced at an average \$4.00 ppg, the ferry operations expected revenues will not be able to pay for the present level of service. Even with the currently proposed fare increase, revenues will not compensate for the average price per gallon of fuel surpassing the budgeted \$4.00 ppg.



It should be noted that the ferry's annual budget increases by \$375,000 (or \$31,000 per month) for each 25 cent increase in fuel costs.

For the bus operation the corresponding fuel prices were \$3.6161 last week and \$3.7756 ppg this week. The bus service receives a small discount over the ferry system price because it can accept bulk deliveries in underground storage and does not require weekend deliveries. The bus operation is projected to use an average 497,000 gallons of fuel for next year with projections at \$4.00 per gallon. Accordingly the annual bus budget increases by \$125,000 (or \$10,000 per month) for every 25 cent increase in fuel prices.

For fuel budget assumptions and projections, Department of Energy (DOE) projections and contractor/consultant input on fuel usage and tax exemption rates are used. DOE projections represent the Federal Government's "best guess" regarding future energy prices. This fuel contract is tied to Oil Price Information Services (OPIS) average rack rates. The Oil Price Information Service is a company that surveys fuel prices at the wholesale level. They survey wholesale prices every day, and the OPIS "average rack rate" is developed for the week. OPIS rack rates serve as the "benchmark" price on which the contractors provide diesel and is the basis for the price of fuel per the City's contract with Redwood Coast. (Redwood Coast was awarded the bid with the City because they bid 4/10ths of a cent below OPIS for the bus and 4 cents over OPIS rack rate for diesel)

If approved tonight by Council, the fuel mechanism would be implemented effective June 1, 2008. If the average price of fuel per the OPIS rack rate for the year escalates above the yearly budgeted price per gallon (\$4.00 for fiscal year 2008/09 and \$4.50 ppg for fiscal year 2009/2010) the fuel surcharge mechanism may be activated as needed. If activated, the cost of passenger ferry and bus fares would be increased by 50 cents per ticket.

The fuel surcharge would be tied to US Department of Energy index and posted on the ferries and express buses, in the terminal and bus transfer centers and the City's website to keep passengers abreast of any changes by any further escalating fuel prices. The surcharge rate will be adjusted every quarter and be implemented at 50 cent increments. Revenues from the surcharge would be kept separate and when they total \$300,000 the fuel surcharge would be absorbed into the regularly scheduled fare increase.

Given the volatility of fuel prices and the significant impact these fluctuations have had on the transportation budget, staff is recommending a fuel surcharge on fares to mitigate future escalations in fuel price. The City of Vallejo has successfully used this measure in the past. Attachment D defines the fuel surcharge and details the City's history with fuel surcharges for the transit and how it would work.



FISCAL IMPACT

As previously discussed, the Transportation Enterprise Fund will end FY 2007-2008 with a program deficit if no action to reduce costs or increase revenues is taken this or next fiscal year.

If the fare increases are approved and the fuel surcharge mechanism is implemented, the fiscal impact of the proposed changes, are based on the following assumptions:

1. Proceedings to implement a fuel surcharge are initiated as soon as possible to protect the General Fund from Transportation Fund deficits. Possible service reductions may be considered if all revenues are not realized.
2. Fuel prices average under the budgeted level of \$3.29 average price per gallon through FY 2007/2008, \$4.00 ppg 2008/2009 and \$4.50 ppg 2009/2010. Average price levels higher than this will result in additional operating deficits.
3. Bus, ferry, and paratransit patronage declines no more than experienced over the last six months, historical trends persist and are consistent with transit industry-standard "fare elasticity" factors (e.g., fare increases result in patronage reductions).

If the fare increases and fuel surcharge are implemented, the Division has the funding capabilities within its resources to balance the budget for fiscal 2007/2008 budget year. It is Staff's intention to return to Council on May 20, 2008, to request Council approval of the proposed fare structure contained in this staff report.

ALTERNATIVES CONSIDERED

Significant reductions in ferry service levels. This option was rejected due to the negative

ENVIRONMENTAL REVIEW

No environmental review is necessary to conduct this public hearing.

PROPOSED ACTION / RECOMMENDATION

Hold the public hearing.



DOCUMENTS ATTACHED

- Attachment A - Public Notice
- Attachment B. - Local Transportation Fund
- Attachment C – Local Transportation Fund, Annual Deficit Reduction Plan
- Attachment D - Attachment D – Fuel Surcharge Mechanism

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MAY 13, 2008
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NOTICE



Proposed Baylink Intercity Bus and Ferry Route Fare Increases/Fuel Surcharge/Service Modifications

Public Meetings and Hearing

Given the escalating cost of fuel and the impact of the State's Budget crisis on transit subsidies, the City of Vallejo is proposing rate changes, a fuel surcharge process and service modifications to the Baylink ferry and Intercity Bus operations. The Transportation Division will hold a series of public meetings on the ferry and at City Hall to obtain public input concerning the proposed changes. These rate and service adjustments would be implemented in order to sustain the City of Vallejo's transit operations and to maximize the transportation dollars. The proposed changes include:

Ferry Service Modifications

Fare Increases - Effective June 1, 2008 an average \$2.00 per trip

- Effective July 1, 2009 an average \$1.50 per trip

Service Changes –

- Eliminate the 5:50 am & 6:45 am V/SF Rte 200 buses Effective August 3, 2008
- Eliminate the 11:30 am V/SF (11/1 to 3/30) Effective Nov. 1, 2008
- Add an 11 am, 12 noon V/SF Rte 200 buses (11/1 to 3/30) Effective Nov 1, 2008
- Add a 1 pm V/SF Rte 200 bus Effective August 3, 2008
- Eliminate Fall/Winter weekend ferry service (11/1 to 3/30) Effective Nov. 1, 2008
- Add Fall/Winter weekend Rte 200 bus service to San Francisco (Schedule to be determined)

Bus Service Modifications

Fare Increase – Effective June 1, 2008 a 15%-20% rate increase per trip on INTERCITY ROUTES (80, 85, 200 only)

Service Modifications – To Be Determined by July 1, 2008 – Bus route system review is underway.



Fuel Surcharge - Effective July 1, 2008. Implemented as needed.

- If average price per gallon (ppg) goes above the budgeted amount of \$4.00 ppg Fiscal Year 2008/2009, \$4.50 ppg Fiscal Year 2009/2010, surcharge will be assessed the following quarter.
- Surcharge will be implemented at increments of 50 cents per one way fare and adjusted to impact all fares at that rate.
- Average price per gallon to be posted on websites and on ferries.

Public Meetings

Thursday May 1st – 4 pm to 7 pm – Ferry Terminal Building, 289 Mare Island Way - Old Panama Bay location

Wednesday May 7th - 6 am to 9 am - Ferry Terminal Building, 289 Mare Island Way – Old Panama Bay location

Thursday May 8th– 6:30 pm to 8:00pm – Vallejo City Hall, Council Chambers, 555 Santa Clara Street

Public Hearing

At its regular meeting on **Tuesday, May 13, 2008, 7:00 p.m.** at 555 Santa Clara Street Vallejo City Hall, Council Chambers, the Vallejo City Council will also hold an official public hearing prior to proposed adoption of the bus and ferry schedule modifications.

The City Council Chamber at City Hall is wheelchair accessible. Persons with sight or hearing disabilities may request accommodations by calling the City Clerk's office at (707) 648-4067.

Written comments may be submitted to the City's Transportation Division over the Internet by logging onto www.vallejotransit.com or www.baylinkferry.com and selecting the "Feedback" link. Written comments can also be submitted by May 10, 2008, to Transportation Division, Service Modifications, City of Vallejo, 555 Santa Clara Street, Vallejo, CA 94590.

Local Transportation Fund

Fuel average price per gallon	\$2.31	2.50	\$3.03	21%	\$4.00	160%	\$4.50
	FY 06-07	Change	FY 07-08 Proposed Mid-year Budget	Change	FY 08-09 Projection	Change	FY 09-10 Projection
	Actual	%	85,771	(144,128)	(58,357)	(2,798,036)	(2,856,393)
Beginning Available Fund Balance							
REVENUES							
Operating							
Bus							
Fare revenues	3,331,056	(414,387)	2,916,669	(16,669)	2,900,000	-	2,900,000
Grants (Non-discretionary)	9,115,059	(2,431,367)	6,683,692	303,531	6,987,223	113,608	7,100,831
Express Route Cost Sharing (TDA)			1,267,060	-	1,267,060	-	1,267,060
Inventory payout	425,000	(125,000)	300,000	(300,000)	-	-	-
Advertising							
Miscellaneous	26,031	(17,007)	9,024	(1,524)	7,500	500	8,000
Subtotal, Bus	12,897,146	(1,720,701)	11,176,445	(14,663)	11,161,783	114,108	11,275,891
Ferry							
Fare revenues	7,046,314	950,727	7,997,041	2,959	8,000,000	-	8,000,000
Grants (Non-discretionary)	5,108,510	(298,788)	4,809,722	210,699	5,020,421	(279,277)	4,741,144
Transfer in from General Fund			100,000				
Miscellaneous	29,469	6,636	36,105	(1,105)	35,000	-	35,000
Subtotal, Ferry	12,184,293	758,575	12,942,868	112,553	13,055,421	(279,277)	12,776,144
Paratransit							
Fare revenues	86,318	(6,318)	80,000	-	80,000	-	80,000
Grants (Non-discretionary)	1,054,512	177,330	1,231,842	181,972	1,413,814	44,815	1,458,629
Subtotal, Paratransit	1,140,830	171,012	1,311,842	181,972	1,493,814	44,815	1,538,629
Taxi							
Coupon Sales	138,937	(937)	138,000	-	138,000	-	138,000
Grants (Non-discretionary)	159,230	(44,252)	114,978	689	115,667	710	116,377
Subtotal, Taxi	298,167	(45,189)	252,978	689	253,667	710	254,377
Total, Operating	26,520,436	(836,303)	25,684,133	280,552	25,984,685	(119,644)	25,845,041
Capital							
Bus							
Federal match	110,384	7,723,888	7,834,272	(6,424,510)	1,409,762	(1,409,762)	-
Local match (State/Bridge grants)	29,599	1,942,212	1,971,811	(1,619,370)	352,441	(352,441)	-
Transfer in - Fund #420	37,759	(37,759)	-	-	-	-	-
Ferry							
Federal match	264,591	535,409	800,000	(420,000)	380,000	(380,000)	-
Local match (State/Bridge grants)	48,476	2,576,524	2,625,000	(2,530,000)	95,000	(95,000)	-
Transfer in - Fund #420	162,992	37,008	200,000	(200,000)	-	-	-
Total, Capital	653,801	12,777,282	13,431,083	(11,193,880)	2,237,203	(2,237,203)	-
Total Revenues	27,174,237	11,940,979	39,115,216	(10,913,329)	28,201,888	(2,356,847)	25,845,041

Local Transportation Fund

	Fuel average price per gallon		2.50		\$3.03		21%		\$4.00		160%	
	FY 06-07		FY 07-08		FY 08-09		FY 09-10		FY 06-07		FY 09-10	
	Actual	Change	Proposed	Mid-year	Budget	Change	Change	Change	Change	Change	Change	Change
		%				%	%	%	%	%	%	%
EXPENDITURES												
Operating												
Bus												
MV Transportation Operating Contract	8,529,663	(632,109)	-7%	7,897,554	7,897,554	(350,938)	-4%	7,546,616	249,705	3%	7,796,321	3%
Route 70			0%			1,417,060	0%	1,417,060	(304,392)	0%	1,112,668	0%
Route 200	(1,031,293)	(338,672)	33%	(1,369,965)	(1,369,965)	(342,491)	25%	(1,712,456)	(222,619)	13%	(1,935,075)	13%
Fuel	1,682,838	(150,632)	-9%	1,532,206	1,532,206	467,794	31%	2,000,000	250,000	13%	2,250,000	13%
Insurance costs	806,563	(306,449)	-38%	500,114	500,114	15,003	3%	515,117	15,454	0%	530,571	0%
Grant (Pass-through)	1,517,102	(250,042)	-16%	1,267,060	1,267,060		0%	1,267,060		0%	1,267,060	0%
Transfer out - Fund #421			#DIV/0!									
General admin/other	1,253,712	95,764	8%	1,349,476	1,349,476	(234,013)	-17%	1,115,463	347,800	31%	1,463,263	31%
Subtotal, Bus	12,758,585	(1,582,140)	-12%	11,176,445	11,176,445	972,415	9%	12,148,860	335,948	3%	12,484,808	3%
Ferry												
Blue & Gold Operating Contract	6,138,191	(7,643)	0%	6,130,548	6,130,548	(119,182)	-2%	6,011,366	185,182	3%	6,196,548	3%
Route 200	1,031,293	338,672	33%	1,369,965	1,369,965	342,491	25%	1,712,456	222,619	13%	1,935,075	13%
Fuel	4,004,710	271,208	7%	4,275,918	4,275,918	1,364,082	32%	5,640,000	705,000	13%	6,345,000	13%
Ferry Ticket Office	32,371	(32,371)	-100%									
Dry docking		75,561	0%	75,561	75,561	348,439	0%	425,000	(155,000)	0%	270,000	0%
Marine Management	192,747	(48,747)	-25%	144,000	144,000	(24,000)	-17%	120,000	5,000	4%	125,000	4%
General admin/other	786,864	204,140	26%	991,004	991,004	(33,447)	-3%	957,557	28,729	3%	986,286	3%
SB 976		100,000	#DIV/0!	100,000	100,000	(100,000)						
Subtotal, Ferry	12,186,176	900,820	7%	13,086,996	13,086,996	1,779,383	14%	14,866,379	991,530	7%	15,857,909	7%
Paratransit												
Purchase Transportation (MV's Contract)	1,084,801	103,707	10%	1,188,508	1,188,508	178,276	15%	1,366,784	41,004	3%	1,407,788	3%
General admin/other	56,029	67,305	120%	123,334	123,334	3,696	3%	127,030	3,811	3%	130,841	3%
Subtotal, Paratransit	1,140,830	171,012	15%	1,311,842	1,311,842	181,972	14%	1,493,814	44,815	3%	1,538,629	3%
Taxi												
Scripts payment	284,035	(64,035)	-19%	230,000	230,000		0%	230,000		0%	230,000	0%
General admin/other	14,132	8,846	63%	22,978	22,978	689	3%	23,667	710	3%	24,377	3%
Subtotal, Taxi	298,167	(45,189)	-15%	252,978	252,978	689	0%	253,667	710	0%	254,377	0%
Total, Operating	26,383,758	(555,497)	-2%	25,828,261	25,828,261	2,934,459	11%	28,762,720	1,373,003	5%	30,135,723	5%
Capital												
Bus	179,625	9,626,458	5359%	9,806,083	9,806,083	(8,043,880)	-82%	1,762,203	(1,762,203)	-100%		-100%
Ferry	474,176	3,150,824	664%	3,625,000	3,625,000	(3,150,000)	-87%	475,000	(475,000)	-100%		-100%
Total, Capital	653,801	12,777,282	1954%	13,431,083	13,431,083	(11,193,880)	-83%	2,237,203	(2,237,203)	-100%		-100%
Total Expenditures	27,037,559	12,221,785	45%	39,259,344	39,259,344	(8,259,421)	-21%	30,999,923	(864,200)	-3%	30,135,723	-3%

Local Transportation Fund

Fuel average price per gallon	\$2.31 FY 06-07	2.50	\$3.03 FY 07-08	21%	\$4.00 FY 08-09	160%	\$4.50 FY 09-10
	Change	%	Proposed Mid-year Budget	Change	%	Change	%
	Actual					Projection	Projection
Net, Profit (Loss)							
Bus	136,678		-	(987,077)		(221,840)	(1,208,918)
Ferry	-	(136,678)	(144,128)	(1,666,830)		(1,270,807)	(3,081,765)
Paratransit	-	(144,128)	-	-		-	-
Taxi	-	-	-	-		-	-
Net Change	136,678	(280,806)	(144,128)	(2,653,908)		(1,492,647)	(4,290,683)
Ending Fund Balance	136,678	(195,035)	(58,357)	(2,798,036)	(2,866,393)	(4,290,683)	(7,147,076)

Less: NN Encumbrance 173,763
 Add: Unused STAF grant 60,000
 Add: Unused FTA planning grant 62,856
Ending Available Fund Balance 85,771

Local Transportation Fund

Annual Deficit Reduction Plan

Fuel average price per gallon	\$3.03	\$4.00	\$4.50
	FY 07-08	FY 08-09	FY 09-10
	Proposed Mid-year <u>Budget</u>	<u>Projection</u>	<u>Projection</u>
Adjusted Beginning Fund Balance			
Bus	-	(987,078)	(1,208,918)
Ferry	(58,357)	(1,777,315)	(3,081,765)
Total, Adjusted Beginning Fund Balance	(58,357)	(2,764,393)	(4,290,683)
Revenue enhancement			
Bus			
Fare Increase-Regional - July 1, 2008 @ \$0.50 per ticket		116,000	
Fare Increase-Regional - July 1, 2009 @ \$0.25 per ticket			218,000
Fare Increase-Local - July 1, 2009 @ \$0.25 per ticket			141,000
Advertising		200,000	200,000
Bus transfer tickets		100,000	100,000
Subtotal, Bus	-	416,000	659,000
Ferry			
Additional RM-2 Funds (MTC)		500,000	500,000
Fare Increase effective June 1, 2008 @ 20%	92,000	1,100,000	
Fare Increase effective July 1, 2009 @ 15%			2,400,000
Fuel surcharge takes in effect if fuel is more than the budgeted amounts. (Fuel costs assess every quarter)			
Subtotal, Ferry	92,000	1,600,000	2,900,000
Service/Expenditure Reduction			
Bus			
Service Reduction, net		(571,078)	(549,918)
Subtotal, Bus	-	(571,078)	(549,918)
Ferry			
Service Reduction, net			
(b) Elimination of Winter Weekend Service (Jan to Feb months) effective 1/1/09		(225,000)	(232,000)
Replace (b) with 3 Bus Winter Weekend Service (Jan to Feb months) effective 1/1/09		47,685	50,235
Subtotal, Ferry	-	(177,315)	(181,765)
Annual Operating Result			
Bus	-	987,078	1,208,918
Ferry	92,000	1,777,315	3,081,765
Subtotal, Annual Operating Deficit	92,000	2,764,393	4,290,683
Adjusted Ending Fund Balance			
Bus	-	-	-
Ferry	33,643	-	-
Total, Ending Fund Balance	33,643	-	-

City of Vallejo
Bus Operation (Regional Routes)
Fare Increase
Additional Revenue Projections

Fare Description	# of Rides	Estimated Average Monthly Sales	Current		Fare Increase, effective July 1, 2008		Current vs.		Additional Revenues	% of Discount
			Fare	Revenue Estimates	Fare	Revenue Estimates	\$0.50 Variance	% of Inc		
Bartlink 2-Zone	10	344	39.60	13,622.40	45.00	15,480.00	5.40	1,857.60	-10%	
Bartlink 3-Zone	10	1	46.00	46.00	51.00	51.00	5.00	5.00	2%	
Bartlink Mo. Vjo-BART	40	342	98.40	33,652.80	118.00	40,356.00	19.60	6,703.20	-41%	
Bartlink Mo. Vjo-FF	40	34	98.40	3,345.60	118.00	4,012.00	19.60	666.40	-41%	
Solano College	40	40	84.00	3,360.00	104.00	4,160.00	20.00	800.00	-48%	
Adult and Youth One-way	1	15,000	4.50	67,500.00	5.00	75,000.00	0.50	7,500.00	-50%	
Sen/Dis One-way	1	2,000	2.10	4,200.00	2.50	5,000.00	0.40	800.00	-50%	
Total, Average Mo. Revenue Projectio		17,761		125,727		144,059.00	10.07	18,332.20		

Estimated % of Ridership Loss

-6%

Rounded

116,000

City of Vallejo
Bus Operation (Regional Routes)
 Fare Increase
 Additional Revenue Projections

Fare Description	# of Rides	Estimated Average Monthly Sales	Current			Fare Increase, effective July 1, 2009			Revenue Estimates	Additional Revenues	% of Discount
			Fare	Revenue Estimates	% of Discount	Fare	% of Inc	\$0.75 Variance			
Bartlink 2-Zone	10	344	39.60	13,622.40	-12%	47.50	20%	7.90	16,340.00	2,717.60	-14%
Bartlink 3-Zone	10	1	46.00	46.00	2%	53.50	16%	7.50	53.50	7.50	-3%
Bartlink Mo. Vjo-BART	40	342	98.40	33,652.80	-45%	128.00	30%	29.60	43,776.00	10,123.20	-42%
Bartlink Mo. Vjo-FF	40	34	98.40	3,345.60	-45%	128.00	30%	29.60	4,352.00	1,006.40	-42%
Solano College	40	40	84.00	3,360.00	-53%	114.00	36%	30.00	4,560.00	1,200.00	-48%
Adult and Youth One-way	1	15,000	4.50	67,500.00		5.50	22%	1.00	82,500.00	15,000.00	
Sen/Dis One-way	1	2,000	2.10	4,200.00	-53%	2.75	31%	0.65	5,500.00	1,300.00	-50%
Total, Average Mo. Revenue Projectic		17,761		125,727			26%	20.92	157,081.50	31,354.70	

Estimated % of Ridership Loss

Rounded

218,000

-6%

**City of Vallejo
Bus Operation (Local Routes)
Fare Increase
Additional Revenue Projections**

Fare Description	# of Rides	Estimated Average Monthly Sales	Current			Fare Increase, effective July 1, 2009			Additional Revenues	% of Discount
			Fare	Revenue Estimates	% of Discount	Fare	Revenue Estimates	% of Inc		
Adult 10-Ride	10	230	15.60	3,588.00	-11%	18.00	15%	4,140.00	552.00	-10%
Sen/Djs 10-Ride	10	499	7.20	3,592.80	-59%	9.50	32%	4,740.50	1,147.70	-53%
Youth 10-Ride	10	548	12.00	6,576.00	-31%	14.50	21%	7,946.00	1,370.00	-28%
Adult Monthly	40	85	55.20	4,692.00	-21%	65.00	18%	5,525.00	833.00	-19%
Sen/Djs Monthly	40	159	27.60	4,388.40	-61%	38.00	38%	6,042.00	1,653.60	-53%
Youth Monthly	40	151	43.20	6,523.20	-38%	53.50	24%	8,078.50	1,555.30	-33%
Adult and Youth One-way	1	42,000	1.75	73,500.00		2.00	14%	84,000.00	10,500.00	0%
Sen/Djs One-way	1	15,000	0.85	12,750.00	-51%	1.00	18%	15,000.00	2,250.00	-50%
Total, Average Mo. Revenue Projected		58,672		115,610				135,472.00	19,861.60	
Net, Avg Mo. Total Revenue Proj				115,610.40				135,472.00	(8,739.00)	

Estimated % of Revenue Loss
Estimated % of Ridership Loss

Annual Revenue Enhance, est. Ridership Loss (B)

140,799

Rounded

141,000



2252 Westridge Court NW
Silverdale, WA 98383-9509

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Silverdale, WA 98383-0532

e-mail: f2m@embarqmail.com

phone: (415) 726-0356
fax: (360) 697-7068

MEMORANDUM VIA E-MAIL

Date: February 28, 2008
To: Crystal Odum-Ford, Transportation Superintendent
Subject: Fuel Surcharge Mechanism

Per your request, this memorandum outlines a fuel surcharge mechanism that could be used by the City of Vallejo to mitigate the rising cost of diesel fuel, above and beyond the City's current ferry fuel budget.

What is a fuel surcharge?

A fuel surcharge is a temporary fare increase. Typically it is charged to each passenger on a per trip basis. For example, if a fifty cent fuel surcharge was enacted, each fare paying passenger would pay an additional \$0.50 per one-way trip in addition to the normal fare. The extra revenue gained in this manner is then used to offset the fuel costs that are running over the established budget.

What is the process?

A fuel surcharge would require approval by the Vallejo City Council (both the Transportation Advisory Committee (TAC) and the full Council) following a Public Notice/Public Hearing process.

Staff would develop the mechanism and draft and present it to the TAC. Following TAC approval a Public Notice with fuel surcharge details would be promulgated and a Public Hearing would be noticed and scheduled. Following the Public Hearing the full City Council would take action on the matter.

Background and History

Faced with rising fuel costs in September 2000, the process outlined above was initiated and a \$0.50 per passenger trip fuel surcharge was enacted effective January 1, 2001. This

fuel surcharge remained in effect until it was incorporated into the general fare increase that took place on April 1, 2003.

During that fuel surcharge the City collected \$680,000 in surcharge revenue or about \$25,000 per month. The 2001-2003 fuel surcharge was effective in curing the fuel budget deficit and establishing a fuel budget surplus (or reserve).

A fuel surcharge was considered once again in the Fall/Winter of 2005/2006 after fuel spiked significantly above the budgeted price. A surcharge plan was presented to the TAC and a Public Hearing was held in February 2006. Ultimately, the City Council decided to institute a general fare increase in July 2006 in lieu of a fuel surcharge.

Current Fuel Budget Status

For the current fiscal year (through January 31, 2008) the fuel budget is in deficit by \$260,000. Given the current price of fuel, this deficit is growing by about \$60,000 per month. Without action the fuel budget will approach a deficit value of \$560,000 by the end of the fiscal year.

Expected Fuel Surcharge Revenue

Due to the City's fare structure, any fuel surcharge should be denominated in multiples of \$0.50 to facilitate cash handling and the half-fare programs for seniors, children, and the disabled. This avoids the situation of dealing with half-cents in calculating 50% reduced fares.

The following table illustrates the expected monthly fuel surcharge revenue.

Ridership Loss Due to Surcharge	\$0.50 Fuel Surcharge Monthly Revenue	\$1.00 Fuel Surcharge Monthly Revenue
0%	36,223	72,447
1%	29,710	65,934
2%	23,328	59,551
3%	17,267	53,490
4%	11,706	47,929
5%	6,803	43,026

This table accounts for ridership loss in the range of 0-5%, and shows the expected fuel surcharge revenue for both a \$0.50 and \$1.00 fuel surcharge. The example highlighted above shows the net increase in ferry revenues for a \$1.00 per passenger per trip fuel surcharge with no loss of ridership, equaling about \$72,000 per month. This would represent a best case revenue scenario.

Effect on Ticket Prices & Ridership

The effect on total passenger fares of a \$0.50 and \$1.00 fuel surcharge are illustrated on the following table for the most popular fare media sold:

Ticket	Average Monthly Sales	Current Fare	\$0.50 Fuel Surcharge	% Change	\$1.00 Fuel Surcharge	% Change
10 Ride	1,101	98.00	103.00	5%	108.00	10%
10 Ride Reduced	117	62.50	65.00	4%	67.50	8%
Day Pass	8,165	23.00	24.00	4%	25.00	9%
Day Pass Reduced	2,725	12.50	13.00	4%	13.50	8%
Monthly Pass	925	270.00	290.00	7%	310.00	15%
One-Way	3,636	12.50	13.00	4%	13.50	8%
One-Way Reduced	1,105	6.25	6.50	4%	6.75	8%

As can be seen, there would be significant impacts to the Monthly Pass prices given that these passengers typically take 40 ferry trips per month.

Going back to the fuel surcharge of 2001/2003, there was no immediate effect on ferry ridership or ticket sales. The ferry service did see a general fall off in ferry ridership starting in April 2001, about 4 months following the fuel surcharge. This fall in ridership approached 11% through FY 2002 but it is generally attributed to the Dot.Com bust of that year.

Case Study

If the City enacted a fuel surcharge by May 1, 2008 (probably the earliest possible date given the process required) there would be two months of surcharge revenue to count against the FY 2008 fuel deficit. The following example quantifies the impact of the following what-if.

Assumption: fuel surcharge of \$0.50 enacted May 1, 2008, no loss of ridership, fuel prices remain at \$3.00 per gallon for the balance of the fiscal year.

Projected FY 2008 Fuel Deficit	\$560,000
Fuel Surcharge Revenue (2 months)	- 72,000
Net Result - Fuel Deficit	\$488,000

Fuel Budget Process & Surcharge

It has been offered in the past that a fuel surcharge should remain in effect until such time that the fuel budget is in surplus, perhaps by \$300,000 which would represent a fuel budget reserve equal to about 10% of total annual fuel cost.

Given that the fuel budget is adjusted each year during the annual budgeting process, there is an annual opportunity to adjust the budgeted fuel price in order to stem the tide of ever increasing monthly fuel budget deficits.

With conservative budgeting and surcharge revenue flowing into the fuel budget, a surcharge mechanism can be successful in eliminating a deficit and growing a healthy reserve. The history from the 2001/2003 fuel surcharge demonstrates the effectiveness of this approach. The rate of success is dependent on the general behavior of fuel prices and the energy market. The fuel budget rally of 2001/2003 was greatly assisted by fuel prices falling from \$1.42 in October 2000 (the triggering month) to \$1.33 in April 2003 when the fuel surcharge was eliminated.

Summary

Fuel surcharges will be unpopular with the ridership, but most riders will understand the situation as they can see the prices paid at the gasoline pump.

The current fiscal year fuel budget is probably beyond much repair, given that it would be May 1st before a surcharge could be put into place ... and also given the recent behavior of fuel pricing.

Fuel surcharges, combined with some measure of good fortune in determining next year's prices, can bring the fuel budget under control and a fuel budget surplus or reserve can be built. The fuel surcharge of 2001/2003 demonstrates that it can work.

Longer term, the City might want to consider hedging 50% of their fuel purchases. Hedging eliminates fuel savings when prices fall, but provides good protection with prices that soar above predicted or assumed values. However, with WETA on the horizon it may be unrealistic for the City to consider fuel hedging for the ferry service. Hedging the bus service might be a worthwhile strategy to consider.

Fuel surcharges can be seen as fare increases. If the City is considering a general fare increase this summer, it might make more sense to follow the plan used in 2006. On the other hand, the only facet of the ferry operating budget that is suffering is the fuel line item. It might make the fuel surcharge more palatable to the ridership if they get the sense that it will be a temporary measure, and that it will be repealed as soon as a fuel budget reserve is created.

Recommendations

Institute a \$0.50 fuel surcharge (per passenger per trip) as soon as possible.

Adopt a very conservative budget price for FY 2009. Adjust the fuel surcharge if necessary by monitoring the fuel budget on a monthly basis and making adjustments on a quarterly basis. Roll the surcharge back if a \$300,000 fuel budget reserve is achieved.

Based on a draft of the entire FY 2009 ferry budget, raise fares accordingly.

Sincerely,

Handwritten signature in black ink, appearing to read "M. J. Robbins".

Martin J. Robbins
President




Agenda Item No.

ADMIN. A

COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Honorable Mayor and Members of the City Council
FROM: Gary A. Leach, Public Works Director 
SUBJECT: CONSIDERATION OF A RESOLUTION ACCEPTING QUARTERLY RIDGECREST REPORT

BACKGROUND AND DISCUSSION

Pursuant to the settlement agreement in *Ridgecrest Homeowners Association v. City of Vallejo*, it was agreed that the City General Fund would reimburse the LMD program for inspection services provided to non-LMD areas of the City.

Outside inspection services provided by employees of the LMD program are normally associated with new development of neighborhoods that are located within an established LMD. Eventually the neighborhood will fall under the LMD program. However, until the neighborhood is accepted and LMD assessments can be collected, it is appropriate to charge an inspection cost for these "outside" activities and reimburse the LMD program. A developer fee is collected to pay for costs associated with the development prior to final acceptance, which would include costs for LMD inspectors' services. Also, periodically an emergency will require that an LMD inspector fill in temporarily for a non-LMD employee.

When time is spent on non-LMD services, it has been agreed that the appropriate fund will be charged and the LMD program account will be reimbursed. The Public Works Department maintains project based time sheets for all non-management employees including LMD inspectors. On a quarterly basis, non-LMD costs are tabulated and reimbursed using a Public Works/Engineering account which was set up as part of the annual budget process.

Under the settlement agreement, a quarterly report accounting for non-LMD related activity must be prepared and considered as an administrative item, at the Council's next regularly scheduled Council meeting following issuance of the report. Supporting documentation must include a printout of the revenue detail reports and general ledger detail reports for the LMD Administration Fund which documents that the required fund transfers have been made, timesheets for City personnel being paid with LMD funds, and a memorandum describing how those calculations were made.



A copy of this report, and its attachments, has been provided to the plaintiff and plaintiff's counsel.

The following is a list of the positions in the Landscape Maintenance Division and the proportion of their salaries that are paid from LMD funds:

<u>Position</u>	<u>Percentage of LMD Funding</u>
Deputy Maintenance Superintendent	10%
Asst. Maint. Superintendent	50%
Landscape Maintenance Manager	50%
Senior Landscape Inspector	100%
Landscape Inspector	100%
Landscape Inspector	100%
Landscape Inspector	100%

The reimbursement calculations for landscape inspectors include wages, benefits, vehicle costs and other overhead charges.

The cost as described above for the quarter ending March 31, 2008 is \$14,215.85 which has been transferred from the General Fund into the Landscape Maintenance Fund.

By approving this report and through the execution of the attached affidavit, the Finance Director has verified that the required fund transfers for the subject quarter have occurred.

Fiscal Impact

The reimbursement to the LMD program for the quarter ending March 31, 2008 is \$14,215.85 and is the cost for inspection services for non-LMD areas. A total of \$14,215.85 will be paid for by Public Works/Engineering (number 001-2502-431.20-47), a General Fund account.

RECOMMENDATION

Adopt a resolution which accepts the report documenting the reimbursement to the Landscape Maintenance District Program for the period of January 1, 2008 through March 31, 2008, for inspection services provided by the LMD program in the amount of \$14,215.85 which has been transferred from the General Fund into the Landscape Maintenance Fund.



ALTERNATIVES CONSIDERED

No alternatives are considered because the City is court-ordered to provide this documentation per the settlement agreement in *Ridgecrest Homeowners Association v. City of Vallejo*.

ENVIRONMENTAL REVIEW

No environmental review is necessary for the Council to take this action.

DOCUMENTS AVAILABLE FOR REVIEW

- a. A resolution which accepts the report documenting the reimbursement to the Landscape Maintenance District Program for the period of January 1, 2008 through March 31, 2008, for inspection services provided by the LMD program in the amount of \$14,215.85 which has been transferred from the General Fund into the Landscape Maintenance Fund.
- b. Memorandum regarding quarterly personnel charges and supporting time sheets.
- c. Printout of the revenue detail reports and general ledger detail reports for the LMD Administration Fund.
- d. Journal entry form – FY 2007/08.
- e. Summary of LMD Staff Time to Non-LMD Projects.
- f. Affidavit of Finance Director.

CONTACT PERSON

Gary A. Leach, Public Works Director
(707) 648-4316
GARYL@ci.vallejo.ca.us

MAY13, 2008

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RESOLUTION NO. 08-36 N.C.

BE IT RESOLVED by the Council of the City of Vallejo as follows:

WHEREAS, following the settlement in the matter of *Ridgecrest Homeowners Association v. City of Vallejo* it has been agreed that, on a quarterly basis, the City General Fund would reimburse the Landscape Maintenance District program account (LMD account) for inspection services spent on projects outside official landscape maintenance district areas; and

WHEREAS, said reimbursement shall include inspection wages and benefits, overhead, and related expenses; and

WHEREAS; on a quarterly basis, a report must be prepared and presented at a regularly scheduled Council meeting accompanied by documentation confirming the transfer of funds pursuant to the settlement agreement; and

WHEREAS, total reimbursement for the quarter ending March 31, 2008 is \$14,215.85 which has been transferred from the General Fund into the Landscape Maintenance Fund.

NOW, THEREFORE, BE IT RESOLVED that the Quarterly Ridgecrest Report documenting the reimbursement transfers for the **third** quarter of Fiscal Year 2007/08 is hereby accepted by the City Council.

MAY 13, 2008

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DEPARTMENT OF PUBLIC WORKS
LANDSCAPE MAINTENANCE DIVISION
CITY OF VALLEJO

May 13, 2008

TO: Robert V. Stout, Finance Director
FROM: Gary A. Leach, Public Works Director
SUBJECT: Quarterly Personnel Charges - General Fund

The following personnel charges for the period January 1, 2008 through March 31, 2008 should be transferred from the General Fund (001) to the Landscape Maintenance District Fund as follows:

REFLECTIONS 1, PARCEL 1 (001):

Hours	1.5	
Labor		\$56.14
Overhead		28.97
Vehicle		<u>2.25</u>
		\$87.36

NORTH ASCOT MEDIANS (001):

Hours	8	
Labor		299.44
Overhead		154.54
Vehicle		<u>12.00</u>
		\$465.98

CURTOLA PARKWAY (001):

Hours	6.5	
Labor		\$268.54
Overhead		138.59
Vehicle		<u>9.75</u>
		\$ 416.88

THE SUMMIT (001):

Hours	4.5	
Labor		\$168.43
Overhead		86.93
Vehicle		<u>6.75</u>
		\$262.11

TO: Robert V. Stout, Finance Director
SUBJECT: Personnel Charges - General Fund
May 13, 2008

THE ORCHARDS (001):

Hours	29.5	
Labor		\$1,168.28
Overhead		602.95
Vehicle		<u>44.25</u>
		\$1,815.48

BORDONI - WATERSTONE (001):

Hours	30.5	
Labor		\$1,174.62
Overhead		606.22
Vehicle		<u>45.75</u>
		\$1,826.59

MARE ISLAND - FLAGSHIP DR.
(001):

Hours	5	
Labor		\$187.15
Overhead		96.59
Vehicle		<u>7.50</u>
		\$291.24

REFLECTIONS 2, PARCEL 1 (001):

Hours	4	
Labor		\$149.72
Overhead		77.27
Vehicle		<u>6.00</u>
		\$232.99

MARE ISLAND - FARRAGUT VILLAGE
UNIT 4 - 6B (001):

Hours	22	
Labor		\$825.40
Overhead		425.99
Vehicle		<u>33.00</u>
		\$1,284.39

TO: Robert V. Stout, Finance Director
SUBJECT: Personnel Charges - General Fund
May 13, 2008

MARE ISLAND NEIGHBORHOOD 8D (001):

Hours	0.5	
Labor		\$18.71
Overhead		9.66
Vehicle		<u>0.75</u>
		\$29.12

MARE ISLAND – FARRAGUT VILLAGE
UNIT 4 – 6A (001):

Hours	9.5	
Labor		\$357.53
Overhead		184.52
Vehicle		<u>14.25</u>
		\$556.30

MARE ISLAND NEIGHBORHOOD 8C (001):

Hours	3.5	
Labor		\$131.00
Overhead		67.61
Vehicle		<u>5.25</u>
		\$203.86

NORTHGATE PARK (001):

Hours	1	
Labor		\$41.31
Overhead		21.32
Vehicle		<u>1.50</u>
		\$64.13

MARE ISLAND – CLUB DRIVE IMPROVEMENTS
(001):

Hours	1.5	
Labor		\$58.09
Overhead		29.98
Vehicle		<u>2.25</u>
		\$90.32

TO: Robert V. Stout, Finance Director
SUBJECT: Personnel Charges - General Fund
May 13, 2008

GARTHE RANCH (001):

Hours	12.5	
Labor		\$467.87
Overhead		241.47
Vehicle		<u>18.75</u>
		\$728.09

MARE ISLAND KANSAS (001)

Hours	1	
Labor		\$37.43
Overhead		19.32
Vehicle		<u>1.50</u>
		\$58.25

MARE ISLAND FARRAGUT UNIT 4 (6B) (001):

Hours	13.5	
Labor		\$505.30
Overhead		260.79
Vehicle		<u>20.25</u>
		\$786.34

MARE ISLAND NEIGHBORHOOD 6B NORTH (001):

Hours	1	
Labor		\$41.31
Overhead		21.32
Vehicle		<u>1.50</u>
		\$64.13

MARE ISLAND NEIGHBORHOOD 8B SOUTH (001):

Hours	.5	
Labor		\$18.71
Overhead		9.66
Vehicle		<u>0.75</u>
		\$29.12

TO: Robert V. Stout, Finance Director
SUBJECT: Personnel Charges - General Fund
May 13, 2008

MARE ISLAND – CLUB DRIVE

(001):

Hours	2.5	
Labor		\$93.57
Overhead		48.29
Vehicle		<u>3.75</u>
		\$145.61

MARE ISLAND – WALNUT AVE

(001):

Hours	1.5	
Labor		\$138.77
Overhead		71.62
Vehicle		<u>5.25</u>
		\$215.64

HIDDENBROOKE PHASE III – The Grove (001):

Hours	3	
Labor		\$123.94
Overhead		63.97
Vehicle		<u>4.50</u>
		\$192.41

COLUMBUS PARKWAY PHASE II (001):

Hours	.5	
Labor		\$20.66
Overhead		10.66
Vehicle		<u>0.75</u>
		\$32.07

WILSON AVENUE (001):

Hours	73	
Labor		\$2,788.70
Overhead		1,439.24
Vehicle		<u>109.50</u>
		\$4,337.44

GRAND TOTAL **\$14,215.85**

PREPARED 04/18/2008, 14:12:04
PROGRAM GM360L

ACCOUNT ACTIVITY LISTING

FISCAL YEAR: 2008

ACCOUNT NUMBER SELECTION

FROM: 161-0000-000.00-00 TO: 161-9999-999.99-99

TYPE: R (O-ONLY, R-RANGE, S-SELECTIVE)

TRANSACTION SELECTION

TYPES... AJ X CR X BA X TF X EN X AP X

DATE RANGE...FROM: 0/00/0000 TO: 99/99/9999

PERIOD...FROM: 09 TO: 09

POSTING DATE RANGE...FROM: 0/00/0000 TO: 99/99/9999

SUPPRESS PRINTING OF ACCOUNTS WITHOUT TRANSACTIONS (N/Y): Y

PRINT DEBIT/CREDIT COLUMNS, SUPPRESS BUDGET . . . (N/Y): Y

PRINT ENCUMBRANCE (N/Y): Y

PAGE BREAK BY FUND: N

PAGE BREAK BY ACCOUNT: N

PAGE BREAK BY DPT/DIV: N

USE CURRENT BUDGET FOR ESTIM/APPROP TOTAL: Y

GROUP NBR PO ACCTG PER. CD DATE NUMBER DESCRIPTION YTD/CURRENT ENCUMBRANCE DEBITS CREDITS CURRENT BALANCE

FUND 161 LANDSCAPE MAINT DIST-ADM

161-0000-101.01-00	09/08	AJ	03/31/08	20	-	CCV	CASH ACCOUNTS						
4149	09/08	AJ	03/31/08	20	-	CCV	MONTHLY ALLOCAT				1,492.00		
4149	09/08	AJ	03/31/08	20	-	CCV	MONTHLY ALLOCAT				5,976.00		
4149	09/08	AJ	03/31/08	20	-	CCV	MONTHLY ALLOCAT				6,618.00		
4149	09/08	AJ	03/31/08	20	-	CCV	MONTHLY ALLOCAT				1,137.00		
4149	09/08	AJ	03/31/08	20	-	CCV	MONTHLY ALLOCAT				78.00		
4151	09/08	AJ	03/31/08	22	-	FC/CV	MONTHLY ALLOCAT				1,465.00		
4152	09/08	AJ	03/31/08	23	-	FC/CV	MONTHLY ALLOCAT				2,992.00		
4154	09/08	AJ	03/31/08	25	-	FC/CV	MONTHLY ALLOCAT				1,807.00		
4154	09/08	AJ	03/31/08	25	-	FC/CV	MONTHLY ALLOCAT				1,608.00		
4154	09/08	AJ	03/31/08	25	-	FC/CV	MONTHLY ALLOCAT				1,100.00		
4157	09/08	AJ	03/31/08	28	-	FC/CV	MONTHLY ALLOCAT				1,100.00		
4155	09/08	AJ	03/31/08				MONTHLY ALLOCAT				1,110.00		
							FOR RIDGECREST PER PW				75,808.00		
							QTR ENDING				14,215.85		

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ACCOUNT TOTAL

161-0000-202.00-00 CURRENT LIABILITIES / ACCOUNTS/VOUCHERS PAYABLE

3960 09/08 AJ 03/26/08 **OFFSET** AP/FINANCE

3965 09/08 AJ 03/26/08 **OFFSET** JOURNAL SUMMARY

3910 09/08 AJ 03/24/08 **OFFSET** ALUCERO/LMD

3881 09/08 AJ 03/21/08 **OFFSET** ALUCERO/GROUNDS

3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

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3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

3708 09/08 AJ 03/12/08 **OFFSET** JOURNAL SUMMARY

108,464.19

.00

90,124.03

18,340.16-

GROUP NBR	PO NBR	ACCTG PER.	CD DATE	TRANSACTION NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
FUND 161 LANDSCAPE MAINT DIST-ADM									
161-0000-202.00-00 CURRENT LIABILITIES / ACCOUNTS/VOUCHERS PAYABLE									
3721			09/08	AJ 03/12/08	**OFFSET** JOURNAL SUMMARY				
					AP DISBURSEMENT 03721	continued 13,925.41			
3642			09/08	AJ 03/10/08	**OFFSET** ALUCERO/GROUNDS			12,636.00	
					BATCH TYPE AP 03642				
3587			09/08	AJ 03/05/08	**OFFSET** MAINTENANCE DIV			40.00	
					BATCH TYPE AP 03587				
3556			09/08	AJ 03/04/08	**OFFSET** JOURNAL SUMMARY				
					AP DISBURSEMENT 03556	181.71			
3563			09/08	AJ 03/04/08	**OFFSET** MAINTENANCE DIV				
					BATCH TYPE AP 03563			786.00	
3536			09/08	AJ 03/03/08	**OFFSET** MAINTENANCE DIV				
					BATCH TYPE AP 03536			213.35	
ACCOUNT TOTAL						.00	21,502.46	20,941.69	560.77
161-0000-242.00-00 SYSTEM OFFSET / EXPENDITURES									
4237			09/08	AJ 04/10/08	**OFFSET** PI ISSUES				
					BATCH TYPE AJ 04237		4.00		
4223			09/08	AJ 04/09/08	**OFFSET** PI ISSUES				
					BATCH TYPE AJ 04223		7.36		
4206			09/08	AJ 04/08/08	**OFFSET** PI ISSUES				
					BATCH TYPE AJ 04206		69.59		
4149			09/08	AJ 03/31/08	**OFFSET** MONTHLY ALLOCAT				
					BATCH TYPE AJ 04149		15,301.00		
4151			09/08	AJ 03/31/08	**OFFSET** MONTHLY ALLOCAT				
					BATCH TYPE AJ 04151		1,465.00		
4152			09/08	AJ 03/31/08	**OFFSET** MONTHLY ALLOCAT				
					BATCH TYPE AJ 04152		2,992.00		
4154			09/08	AJ 03/31/08	**OFFSET** ALLOCATION 20.1				
					BATCH TYPE AJ 04154		5,625.00		
4157			09/08	AJ 03/31/08	**OFFSET** MONTHLY ALLOCAT				
					BATCH TYPE AJ 04157			75,808.00	
4355			09/08	AJ 03/31/08	**OFFSET** 3rd Qtr 3/31/08				
					BATCH TYPE AJ 04355			14,215.85	
3960			09/08	AJ 03/26/08	**OFFSET** AP/FINANCE				
					BATCH TYPE AP 03960		59.99		
3910			09/08	AJ 03/24/08	**OFFSET** ALUCERO/LMD				
					BATCH TYPE AP 03910		207.95		
3881			09/08	AJ 03/21/08	**OFFSET** ALUCERO/GROUNDS				
					BATCH TYPE AP 03881		6,998.40		
3874			09/08	AJ 03/20/08	**OFFSET** PI ISSUES				
					BATCH TYPE AJ 03874		3.78		
3846			09/08	AJ 03/20/08	**OFFSET** PR AJ BATCH				
					BATCH TYPE AJ 03846				
3840			09/08	AJ 03/19/08	**OFFSET** CR CASH RECEIPT				
					BATCH TYPE CR 03840				100.18
3642			09/08	AJ 03/10/08	**OFFSET** ALUCERO/GROUNDS				
					BATCH TYPE AP 03642		12,636.00		

ACCOUNT ACTIVITY LISTING

GROUP NBR	PO NBR	ACCTG PER.	CD	DATE	TRANSACTION	NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
FUND 161 LANDSCAPE MAINT DIST-ADM											
161-0000-242.00-00 SYSTEM OFFSET / EXPENDITURES											
3591		09/08	AJ	03/06/08	**OFFSET**	PR AJ	BATCH	continued 30,443.63			
3587		09/08	AJ	03/05/08	**OFFSET**	MAINTENANCE DIV	BATCH TYPE AP 03587	40.00			
3563		09/08	AJ	03/04/08	**OFFSET**	MAINTENANCE DIV	BATCH TYPE AP 03563	786.00			
3536		09/08	AJ	03/03/08	**OFFSET**	MAINTENANCE DIV	BATCH TYPE AP 03536	213.35			
ACCOUNT TOTAL								.00	107,903.42	90,124.03	17,779.39
161-2606-431.01-02 WAGES & SALARIES / SALARIES-IBEW											
3846		09/08	AJ	03/21/08	PRO321	PAYROLL SUMMARY		6,009.09			
3591		09/08	AJ	03/07/08	PRO307	PAYROLL SUMMARY		4,522.39			
ACCOUNT TOTAL								.00	10,531.48	.00	10,531.48
161-2606-431.02-01 OVERTIME / OVERTIME											
3591		09/08	AJ	03/07/08	PRO307	PAYROLL SUMMARY		106.98			
ACCOUNT TOTAL								.00	106.98	.00	106.98
161-2606-431.03-01 OTHER PAY / SHIFT DIFFERENTIAL											
3846		09/08	AJ	03/21/08	PRO321	PAYROLL SUMMARY		96.02			
3591		09/08	AJ	03/07/08	PRO307	PAYROLL SUMMARY		108.51			
ACCOUNT TOTAL								.00	204.53	.00	204.53
161-2606-431.03-02 OTHER PAY / ACTING PAY											
3846		09/08	AJ	03/21/08	PRO321	PAYROLL SUMMARY		394.75			
3591		09/08	AJ	03/07/08	PRO307	PAYROLL SUMMARY		87.53			
ACCOUNT TOTAL								.00	482.28	.00	482.28
161-2606-431.03-04 OTHER PAY / OTHER PAY											
3846		09/08	AJ	03/21/08	PRO321	PAYROLL SUMMARY		266.78			
ACCOUNT TOTAL								.00	266.78	.00	266.78
161-2606-431.03-15 OTHER PAY / MEDICAL FLEX											
3846		09/08	AJ	03/21/08	PRO321	PAYROLL SUMMARY		33.37			
3591		09/08	AJ	03/07/08	PRO307	PAYROLL SUMMARY		33.37			
ACCOUNT TOTAL								.00	66.74	.00	66.74

ACCOUNT ACTIVITY LISTING

GROUP NBR	PO NBR	ACCTG PER.	CD	DATE	TRANSACTION NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
FUND 161 LANDSCAPE MAINT DIST-ADM										
161-2606-431.04-01						VACATION LEAVE				
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY			128.38	
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	770.25			
						ACCOUNT TOTAL	.00	770.25	128.38	641.87
161-2606-431.04-03 COMPENSATED ABSENCES / HOLIDAY PAY										
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	588.07			
						ACCOUNT TOTAL	.00	588.07	.00	588.07
161-2606-431.05-01 PAYROLL BENEFITS / PAYROLL BENEFITS										
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY		510.38		
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	475.60			
						ACCOUNT TOTAL	.00	985.98	.00	985.98
161-2606-431.05-02 PAYROLL BENEFITS / PERS BENEFITS										
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY		1,084.93		
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	1,034.76			
						ACCOUNT TOTAL	.00	2,119.69	.00	2,119.69
161-2606-431.05-04 PAYROLL BENEFITS / HEALTH INSURANCE BENEFIT										
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY		782.03		
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	782.03			
						ACCOUNT TOTAL	.00	1,564.06	.00	1,564.06
161-2606-431.05-05 PAYROLL BENEFITS / DENTAL INSURANCE BENEFIT										
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY		141.32		
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	141.32			
						ACCOUNT TOTAL	.00	282.64	.00	282.64
161-2606-431.05-07 PAYROLL BENEFITS / EMPLOYEE ASSISTANCE										
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY		5.15		
3591				09/08	AJ 03/07/08 PRO307	PAYROLL SUMMARY	5.15			
						ACCOUNT TOTAL	.00	10.30	.00	10.30
161-2606-431.05-10 PAYROLL BENEFITS / LIFE INSURANCE										
3846				09/08	AJ 03/21/08 PRO321	PAYROLL SUMMARY		9.23		

GROUP NBR	PO ACCTG NBR	PER. CD	DATE	TRANSACTION NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
FUND 161 LANDSCAPE MAINT DIST-ADM									
161-2606-431.05-10	PRO307		09/08	AJ 03/07/08	PRO307 PAYROLL SUMMARY				
3591						continued	9.23		
ACCOUNT TOTAL						.00	18.46	.00	18.46
161-2606-431.05-11 PAYROLL BENEFITS / ACC DEATH & DISMEMBERMENT									
3846			09/08	AJ 03/21/08	PRO321 PAYROLL SUMMARY		1.85		
3591			09/08	AJ 03/07/08	PRO307 PAYROLL SUMMARY		1.85		
ACCOUNT TOTAL						.00	3.70	.00	3.70
161-2606-431.05-12 PAYROLL BENEFITS / LONG TERM DISABILITY									
3846			09/08	AJ 03/21/08	PRO321 PAYROLL SUMMARY		36.46		
3591			09/08	AJ 03/07/08	PRO307 PAYROLL SUMMARY		36.46		
ACCOUNT TOTAL						.00	72.92	.00	72.92
161-2606-431.05-14 PAYROLL BENEFITS / WORKER'S COMPENSATION									
3846			09/08	AJ 03/21/08	PRO321 PAYROLL SUMMARY		500.37		
3591			09/08	AJ 03/07/08	PRO307 PAYROLL SUMMARY		463.62		
ACCOUNT TOTAL						.00	963.99	.00	963.99
161-2606-431.15-24 SERVICES / OTHER SERVICES									
3881			09/08	AP 03/21/08	0672337 WESTAFF		4,665.60		
3881			09/08	AP 03/21/08	0672337 WESTAFF		2,332.80		
3642			09/08	AP 03/10/08	0671934 WESTAFF		1,866.24		
3642			09/08	AP 03/10/08	0671934 WESTAFF		2,216.16		
3642			09/08	AP 03/10/08	0671934 WESTAFF		2,177.28		
3642			09/08	AP 03/10/08	0671934 WESTAFF		2,332.80		
3642			09/08	AP 03/10/08	0671934 WESTAFF		2,177.28		
3642			09/08	AP 03/10/08	0671934 WESTAFF		1,866.24		
ACCOUNT TOTAL						.00	19,634.40	.00	19,634.40
161-2606-431.20-12 INDIRECT COST / T.COST & VEHICLE									
4154			09/08	AJ 03/31/08	25-FC/CV MONTHLY ALLOCAT		1,807.00		

GROUP NBR	PO NBR	ACCTG PER.	CD	DATE	TRANSACTION NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE

FUND 161 LANDSCAPE MAINT DIST-ADM										
161-2606-431.20-12 INDIRECT COST / T:COST & VEHICLE										
continued										
ACCOUNT TOTAL							.00	1,807.00	.00	1,807.00
161-2606-431.20-13 INDIRECT COST / T:REPLACEMENT COST-VEHICLE										
4154 09/08 AJ 03/31/08 25-FC/CV MONTHLY ALLOCAT										
ACCOUNT TOTAL							.00	1,100.00	.00	1,100.00
161-3302-431.01-01 WAGES & SALARIES / SALARIES-EXEMPT										
3846 09/08 AJ 03/21/08 PR0321 PAYROLL SUMMARY										
3591 09/08 AJ 03/07/08 PR0307 PAYROLL SUMMARY										
ACCOUNT TOTAL							.00	6,306.27	.00	6,306.27
161-3302-431.01-02 WAGES & SALARIES / SALARIES-IBEN										
3846 09/08 AJ 03/21/08 PR0321 PAYROLL SUMMARY										
3591 09/08 AJ 03/07/08 PR0307 PAYROLL SUMMARY										
ACCOUNT TOTAL							.00	6,771.64	6,028.59	12,800.23
161-3302-431.03-02 OTHER PAY / ACTING PAY										
3846 09/08 AJ 03/21/08 PR0321 PAYROLL SUMMARY										
3591 09/08 AJ 03/07/08 PR0307 PAYROLL SUMMARY										
ACCOUNT TOTAL							.00	220.15	196.16	416.31
161-3302-431.03-15 OTHER PAY / MEDICAL FLEX										
3846 09/08 AJ 03/21/08 PR0321 PAYROLL SUMMARY										
3591 09/08 AJ 03/07/08 PR0307 PAYROLL SUMMARY										
ACCOUNT TOTAL							.00	13.28	13.29	26.57
161-3302-431.03-19 OTHER PAY / BILINGUAL PAY										
3846 09/08 AJ 03/21/08 PR0321 PAYROLL SUMMARY										
3591 09/08 AJ 03/07/08 PR0307 PAYROLL SUMMARY										
ACCOUNT TOTAL							.00	8.65	8.66	17.31
161-3302-431.04-01 COMPENSATED ABSENCES / VACATION LEAVE										
3846 09/08 AJ 03/21/08 PR0321 PAYROLL SUMMARY										
3591 09/08 AJ 03/07/08 PR0307 PAYROLL SUMMARY										
ACCOUNT TOTAL							.00	2,885.68	1,024.60	3,910.28
ACCOUNT TOTAL							.00	3,910.28	.00	3,910.28

GROUP NBR	PO NBR	ACCTG PER.	CD	DATE	TRANSACTION	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
FUND 161 LANDSCAPE MAINT DIST-ADM										
161-3302-431.04-02						COMPENSATED ABSENCES / SICK LEAVE				
3846				09/08	AJ 03/21/08	PRO321		771.10		
3591				09/08	AJ 03/07/08	PRO307		1,856.01		
						ACCOUNT TOTAL	.00	2,627.11	.00	2,627.11
161-3302-431.04-03 COMPENSATED ABSENCES / HOLIDAY PAY										
3846				09/08	AJ 03/21/08	PRO321		570.36		
3591				09/08	AJ 03/07/08	PRO307		1,415.18		
						ACCOUNT TOTAL	.00	1,985.54	.00	1,985.54
161-3302-431.04-05 COMPENSATED ABSENCES / OTHER LEAVE										
3591				09/08	AJ 03/07/08	PRO307		673.74		
						ACCOUNT TOTAL	.00	673.74	.00	673.74
161-3302-431.05-01 PAYROLL BENEFITS / PAYROLL BENEFITS										
3846				09/08	AJ 03/21/08	PRO321		1,115.42		
3591				09/08	AJ 03/07/08	PRO307		1,113.57		
						ACCOUNT TOTAL	.00	2,228.99	.00	2,228.99
161-3302-431.05-02 PAYROLL BENEFITS / PERS BENEFITS										
3846				09/08	AJ 03/21/08	PRO321		2,480.52		
3591				09/08	AJ 03/07/08	PRO307		2,476.44		
						ACCOUNT TOTAL	.00	4,956.96	.00	4,956.96
161-3302-431.05-04 PAYROLL BENEFITS / HEALTH INSURANCE BENEFIT										
3846				09/08	AJ 03/21/08	PRO321		2,394.82		
3591				09/08	AJ 03/07/08	PRO307		2,394.81		
						ACCOUNT TOTAL	.00	4,789.63	.00	4,789.63
161-3302-431.05-05 PAYROLL BENEFITS / DENTAL INSURANCE BENEFIT										
3846				09/08	AJ 03/21/08	PRO321		255.56		
3591				09/08	AJ 03/07/08	PRO307		255.58		
						ACCOUNT TOTAL	.00	511.14	.00	511.14
161-3302-431.05-07 PAYROLL BENEFITS / EMPLOYEE ASSISTANCE										
3846				09/08	AJ 03/21/08	PRO321		9.18		

ACCOUNT ACTIVITY LISTING

GROUP NBR	PO NBR	ACCTG PER.	CD	DATE	TRANSACTION NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
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FUND 161 LANDSCAPE MAINT DIST-ADM										
161-3302-431.05-07						EMPLOYEE ASSISTANCE PAYROLL SUMMARY				
3591		09/08	AJ	03/07/08	PRO307		9.17			
ACCOUNT TOTAL							.00	18.35	.00	18.35

161-3302-431.05-08						MANAGEMENT BENEFIT PAYROLL SUMMARY				
3846		09/08	AJ	03/21/08	PRO3121		186.98			
3591		09/08	AJ	03/07/08	PRO307		186.95			
ACCOUNT TOTAL							.00	373.93	.00	373.93

161-3302-431.05-10						LIFE INSURANCE PAYROLL SUMMARY				
3846		09/08	AJ	03/21/08	PRO3121		16.42			
3591		09/08	AJ	03/07/08	PRO307		16.41			
ACCOUNT TOTAL							.00	32.83	.00	32.83

161-3302-431.05-11						ACC DEATH & DISMEMBERMENT PAYROLL SUMMARY				
3846		09/08	AJ	03/21/08	PRO3121		3.28			
3591		09/08	AJ	03/07/08	PRO307		3.31			
ACCOUNT TOTAL							.00	6.59	.00	6.59

161-3302-431.05-12						LONG TERM DISABILITY PAYROLL SUMMARY				
3846		09/08	AJ	03/21/08	PRO3121		86.65			
3591		09/08	AJ	03/07/08	PRO307		86.65			
ACCOUNT TOTAL							.00	173.30	.00	173.30

161-3302-431.05-14						WORKER'S COMPENSATION PAYROLL SUMMARY				
3846		09/08	AJ	03/21/08	PRO3121		364.52			
3591		09/08	AJ	03/07/08	PRO307		363.93			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

161-3302-431.08-01						TRAINING & CONFERENCES				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	FRED BUSS				
3563		09/08	AP	03/04/08	0671918	US BANK-CORPORA	85.00			
3563		09/08	AP	03/04/08	0671918	RICHARD PACHECO	129.00			
3563		09/08	AP	03/04/08	0671624	RICHARD PACHECO	129.00			
ACCOUNT TOTAL							.00	728.45	.00	728.45

GROUP PO ACCTG PER. CD DATE NUMBER DESCRIPTION YTD/CURRENT ENCUMBRANCE DEBITS CREDITS CURRENT BALANCE

FUND 161 LANDSCAPE MAINT DIST-ADM
 161-3302-431.08-01 TRAINING & TRAVEL / TRAINING & CONFERENCES continued
 3563 09/08 AP 03/04/08 0671918 US BANK-CORPORA 229.00
 ARBOR DAY FOUNDATION JEANINE P. KACZMARCZYK
 3563 09/08 AP 03/04/08 0671918 US BANK-CORPORA 129.00
 ARBOR DAY FOUNDATION DONALD BURTON

ACCOUNT TOTAL .00 786.00 .00 786.00

161-3302-431.09-01 DUES & PUBLICATIONS / DUES & PUBLICATIONS
 3910 09/08 AP 03/25/08 0672268 RITZ CAMERA CEN 37.95
 3587 EXPANDED SVC POLICY NIKON 5600, BURTON'S CAM 40.00
 MEMBERSHIP RENEWAL PAPA (PESTICIDE) RICHARD PACHECO QAC21995

ACCOUNT TOTAL .00 77.95 .00 77.95

161-3302-431.14-02 MATERIALS, SUPP & SERV / COMPUTER SUPPLIES
 3910 09/08 AP 03/25/08 0672162 JOHN DEERE LAND 170.00
 SERVICE TICKET #11130

ACCOUNT TOTAL .00 170.00 .00 170.00

161-3302-431.14-20 MATERIALS, SUPP & SERV / OTHER SUPPLIES
 4206 09/08 AJ 03/20/08 PI CY ISSUES 032008 - 032008 69.59
 4223 09/08 AJ 03/19/08 PI CY ISSUES 031908 - 031908 7.30
 4223 09/08 AJ 03/19/08 PI CY ISSUES 031908 - 031908 .06
 4237 09/08 AJ 03/18/08 PI CY ISSUES 031908 - 031908 4.00
 3874 09/08 AJ 03/13/08 PI CY ISSUES 031808 - 031808 3.78
 3536 09/08 AP 03/03/08 0671769 HSEC BUSINESS S 209.35
 3536 CAMERA EQUIPMENT LMD JOHN CERINI-PET 4.00
 BRIDGE TOLL

ACCOUNT TOTAL .00 298.08 .00 298.08

161-3302-431.16-02 UTILITIES / TELECOMMUNICATIONS
 3960 09/08 AP 03/26/08 0672295 SPRINT 59.99
 MONTHLY CELL PHONE CHGS
 3840 09/08 CR 03/19/08 0113894 AT&T 100.18
 NSILVEIRA 03/19/08 66

ACCOUNT TOTAL .00 59.99 .00 59.99

ACCOUNT TOTAL .00 100.18 .00 100.18

ACCOUNT TOTAL .00 786.00 .00 786.00

ACCOUNT TOTAL .00 77.95 .00 77.95

ACCOUNT TOTAL .00 170.00 .00 170.00

ACCOUNT TOTAL .00 298.08 .00 298.08

ACCOUNT TOTAL .00 59.99 .00 59.99

ACCOUNT TOTAL .00 100.18 .00 100.18

GROUP NBR	PO NBR	ACCTG PER.	CD	DATE	TRANSACTION	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE
FUND 161 LANDSCAPE MAINT DIST-ADM										
161-3302-431.20-05	4149			09/08	AJ 03/31/08 20 - CCV	T:PERSONNEL COST DISTRIB MONTHLY ALLOCAT	.00	1,492.00	.00	1,492.00
ACCOUNT TOTAL								1,492.00	.00	1,492.00
161-3302-431.20-06	4149			09/08	AJ 03/31/08 20 - CCV	T:FINANCE COST DISTRIB MONTHLY ALLOCAT	.00	5,976.00	.00	5,976.00
ACCOUNT TOTAL								5,976.00	.00	5,976.00
161-3302-431.20-07	4152			09/08	AJ 03/31/08 23-FC/CV	T:PUB WORKS COST DISTRIB MONTHLY ALLOCAT	.00	2,992.00	.00	2,992.00
ACCOUNT TOTAL								2,992.00	.00	2,992.00
161-3302-431.20-12	4154			09/08	AJ 03/31/08 25-FC/CV	T:COST & VEHICLE MONTHLY ALLOCAT	.00	1,608.00	.00	1,608.00
ACCOUNT TOTAL								1,608.00	.00	1,608.00
161-3302-431.20-13	4154			09/08	AJ 03/31/08 25-FC/CV	T:REPLACEMENT COST-VEHICLE MONTHLY ALLOCAT	.00	1,110.00	.00	1,110.00
ACCOUNT TOTAL								1,110.00	.00	1,110.00
161-3302-431.20-15	4149			09/08	AJ 03/31/08 20 - CCV	T:LEGAL & MGMT ADMIN MONTHLY ALLOCAT	.00	6,618.00	.00	6,618.00
ACCOUNT TOTAL								6,618.00	.00	6,618.00
161-3302-431.20-18	4149			09/08	AJ 03/31/08 20 - CCV	T: DATA PROCESSING MONTHLY ALLOCAT	.00	1,137.00	.00	1,137.00
ACCOUNT TOTAL								1,137.00	.00	1,137.00
161-3302-431.20-19	4149			09/08	AJ 03/31/08 20 - CCV	T: NON-DEPARTMENT MONTHLY ALLOCAT	.00	78.00	.00	78.00
ACCOUNT TOTAL								78.00	.00	78.00
161-3302-431.20-37	4157			09/08	AJ 03/31/08 28-FC/CV	LANDSCAPE MAINT DST.ADM MONTHLY ALLOCAT	.00	75,808.00	.00	75,808.00
ACCOUNT TOTAL								75,808.00	.00	75,808.00

GROUP NBR	PO ACCTG NBR	PER. CD	DATE	TRANSACTION NUMBER	DESCRIPTION	YTD/CURRENT ENCUMBRANCE	DEBITS	CREDITS	CURRENT BALANCE	
FUND 161 LANDSCAPE MAINT DIST-ADM										
161-3302-431.20-37 INDIRECT COST / LANDSCAPE MAINT DST.ADM										
						continued				
ACCOUNT TOTAL						.00	.00	75,808.00	75,808.00-	
161-3302-431.20-45 INDIRECT COST / P W ADMIN COST PLAN										
4151 09/08 AJ 03/31/08 22-FC/CV MONTHLY ALLOCAT							1,465.00			
ACCOUNT TOTAL						.00	1,465.00	.00	1,465.00	
161-3302-431.20-47 INDIRECT COST / LANDSCPE DEV PLAN RVW-RCT										
4355 09/08 AJ 03/31/08 JEO46RF/LS 3rd QTR ENDING								14,215.85		
FOR RIDGECREST PER PW										
ACCOUNT TOTAL						.00	.00	14,215.85	14,215.85-	
FUND TOTAL						.00	327,561.71	309,782.32	17,779.39	
GRAND TOTAL						.00	327,561.71	309,782.32	17,779.39	

GROUP NUMBER : 04355 3rd Qtr 3/31/08 Ridgecrest
 ACCOUNTING PERIOD: 09/2008
 GROUP USER ID : LSMITH
 GROUP CREATED BY : LSMITH
 GROUP UPDATED BY : LSMITH

TRANS NO	TRANS DATE	DOCUMENT BANK TYPE	ACCOUNT NUMBER	DESCRIPTION 1	PROJECT	DEBIT AMOUNT	CREDIT AMOUNT
100	03/31/2008	JEO46RF/LS	161-0000-101.01-00	3rd QTR ENDING 3/31/08		14,215.85	
FOR RIDGECREST PER PW							
200	03/31/2008	JEO46RF/LS	161-3302-431.20-47	3rd QTR ENDING 3/31/08			14,215.85
FOR RIDGECREST PER PW							
300	03/31/2008	JEO46RF/LS	001-2502-431.20-47	3rd QTR ENDING 3/31/08		14,215.85	
FOR RIDGECREST PER PW							
400	03/31/2008	JEO46RF/LS	001-0000-101.01-00	3rd QTR ENDING 3/31/08			14,215.85
FOR RIDGECREST PER PW							

GROUP TOTALS

COUNT: 4
 DEBITS: 28,431.70
 CREDITS: 28,431.70

CITY OF VALLEJO
JOURNAL ENTRY CONTROL FORM - FISCAL YEAR 2007/08

#	Account Number	Description	Debit	Credit
1	161-0000-101.01-00	Cash Account	14,215.85	
2	161.3302.431.20.47	Landscape dev plan-Ridgecrest		14,215.85
3	001.2502.431.20.47	Landscape dev plan-Ridgecrest	14,215.85	
4	001-0000-101.01-00	Cash Account		14,215.85
5				
Third quarter ending March 31, 2008 for Ridgecrest per report submitted by PW.				
Total			28,431.70	28,431.70
NOTES AND OTHER SUPPORTING INFORMATION				

PRD 9

JV # 46

GRP # 4388

Prepared by:

Approved By:

Posting Date:

Ray Fortaleza

Elena Adair

Accountant

Accounting Manager

J:\FY 07-08\Special Revenue\LMD\Ridgecrest Reports & JV\3rd Qtr Ridgecrest Report Calculation ending 3-08 - J.Santos 4-15-08

4/15/2008 16:31

FY 2007/08 LMD Labor, Overhead and Use of Vehicle Charges Calculation
For Non-LMD Areas
For use in Ridgecrest Settlement Agreement

JV\FY 07-08\Special Revenue\LMD\Ridgecrest Reports & JV\3rd Qtr Ridgecrest Report Calculation ending 3-08 - J.Santos 4-15-08.xls\3rd qtr JV
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Project	Paraso Hours	Labor	Overhead	Vehicle	Total	Burton Hours	Labor	Overhead	Vehicle	Total	McCarthy Hours	Labor	Overhead	Vehicle	Total	Pacheco Hours	Labor	Overhead	Vehicle	Total
Reflection 1, Parcel 2	-	56.14	28.97	2.25	87.36	1.50	41.31	-	1.50	41.31	1.50	37.43	-	1.50	37.43	-	33.95	-	1.50	87.36
N. Ascot Medina	-	289.44	154.54	12.00	485.98	8.00	289.44	154.54	12.00	485.98	8.00	289.44	-	8.00	289.44	-	-	-	-	485.98
Curtis Parkway	6.50	286.54	138.59	9.75	418.88	-	-	-	-	-	-	-	-	-	-	-	-	-	-	418.88
The Summit	16.50	168.43	86.93	8.75	262.11	4.50	168.43	86.93	8.75	262.11	-	-	-	-	-	-	-	-	-	262.11
The Orchard	18.50	1,168.28	602.96	44.25	1,815.48	13.00	681.69	351.62	24.75	1,058.06	13.00	486.69	251.13	19.50	727.41	-	-	-	-	1,815.48
Borconi - Waterstone	6.50	1,174.82	606.22	45.75	1,826.89	22.00	351.17	181.24	12.75	544.16	22.00	623.45	424.98	33.00	1,071.43	-	-	-	-	1,826.89
Somerset/Columbus Pkwy	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
M.I. Marketing Corridor	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
M.I. Flagship	-	187.15	96.59	7.50	291.24	5.00	187.15	96.59	7.50	291.24	5.00	187.15	96.59	7.50	291.24	-	-	-	-	291.24
Reflection 2, Parcel 1	-	148.72	77.27	6.00	232.99	4.00	148.72	77.27	6.00	232.99	4.00	148.72	77.27	6.00	232.99	-	-	-	-	232.99
M.I. Farragut unit 4 (8B)	0.50	825.40	425.99	33.00	1,284.39	21.50	20.66	10.66	0.75	31.07	21.50	604.74	415.33	32.25	1,052.32	-	-	-	-	1,284.39
M.I. Neighborhood 8D	-	16.71	9.86	0.75	27.32	0.50	16.71	9.86	0.75	27.32	0.50	16.71	9.86	0.75	27.32	-	-	-	-	27.32
M.I. Farragut unit 4 (8A)	0.50	357.53	184.52	14.25	556.30	0.50	20.66	10.66	0.75	31.07	0.50	336.87	173.86	13.50	524.23	-	-	-	-	556.30
M.I. Neighborhood 8C	-	131.00	67.81	5.25	203.98	3.50	131.00	67.81	5.25	203.98	3.50	131.00	67.81	5.25	203.98	-	-	-	-	203.98
Northgate Park	-	41.31	21.32	1.50	64.13	1.00	41.31	21.32	1.50	64.13	1.00	41.31	21.32	1.50	64.13	-	-	-	-	64.13
M.I. Club Drive Improvements	0.50	56.09	28.98	2.25	90.32	0.50	20.66	10.66	0.75	31.07	0.50	48.77	24.47	1.50	74.74	-	-	-	-	90.32
Genie Ranch	-	487.87	241.47	18.75	728.09	12.50	37.43	19.32	1.50	58.25	12.50	487.87	241.47	18.75	728.09	-	-	-	-	728.09
M.I. Kansas St	-	505.30	260.78	20.25	786.34	13.50	41.31	21.32	1.50	64.13	13.50	605.30	280.78	20.25	886.34	-	-	-	-	786.34
M.I. Farragut Unit 4 (8B)	-	37.43	19.32	1.50	58.25	-	-	-	-	-	-	37.43	19.32	1.50	58.25	-	-	-	-	58.25
M.I. Neighborhood 8B North	-	16.71	9.86	0.75	27.32	-	-	-	-	-	-	16.71	9.86	0.75	27.32	-	-	-	-	27.32
M.I. Neighborhood 8B South	-	16.71	9.86	0.75	27.32	-	-	-	-	-	-	16.71	9.86	0.75	27.32	-	-	-	-	27.32
M.I. Club Drive	-	136.77	71.82	5.25	213.84	0.50	82.83	42.85	3.00	128.68	0.50	16.71	9.86	0.75	27.32	-	-	-	-	213.84
M.I. Walnut Avenue	-	123.94	63.97	4.50	192.41	3.00	123.94	63.97	4.50	192.41	3.00	123.94	63.97	4.50	192.41	-	-	-	-	192.41
Hiddenbrook Phase III - The Grove	0.50	20.66	10.66	0.75	32.07	0.50	20.66	10.66	0.75	32.07	0.50	20.66	10.66	0.75	32.07	-	-	-	-	32.07
Columbus Pkwy PH 2	14.50	2,768.70	1,439.24	109.50	4,357.44	14.50	599.08	309.17	21.75	829.91	14.50	2,169.64	1,130.07	87.75	3,387.47	-	-	-	-	4,357.44
Wilson Avenue Project	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Columbus Pkwy Widening	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Summary:	55.00	2,272.29	1,172.72	82.50	3,527.51	183.50	6,868.33	3,644.78	275.25	10,688.34	183.50	6,868.33	3,644.78	275.25	10,688.34	0.00	33.95	51.61%	1.50	14,216.85
Paraso	55.00	2,272.29	1,172.72	82.50	3,527.51															
Burton		6,868.33	3,644.78	275.25	10,688.34															
McCarthy																				
Pacheco																				
Subtotals		9,140.82	4,717.48	357.75	14,216.85															

JV\FY 07-08\Special Revenue\LMD\Ridgecrest Reports & JV\3rd Qtr Ridgecrest Report Calculation ending 3-08 - J.Santos 4-15-08.xls\3rd qtr JV
4/18/2008 14:17


DECLARATION OF ROBERT V. STOUT

1
2 1. I, Robert V. Stout, declare that I am the Finance Director for the City
3 of Vallejo, and have been so at all relevant times for the purposes of this
4 Declaration.

5 2. In my capacity as Finance Director, I am responsible, among other
6 things, for overseeing that the City's Landscape Maintenance Administration
7 Fund is reimbursed on an ongoing basis, presently quarterly, from the General
8 Fund for expenses the LMD Fund "advanced" the General Fund in the form of LMD
9 inspector work that did not benefit the LMD program.

10 3. On April 18, 2008 my Department caused a transfer from the General Fund
11 of \$14,215.85 to the LMD Fund. The purpose of this was to make the
12 reimbursement described above. Further evidence of this transfer is contained
13 in the documentation that will be placed before the City Council on May 13,
14 2008 referring to the transfer, and giving background as to how it was
15 calculated. I am informed and believe that this amount reflects the time,
16 overhead and related expenses of the City's LMD inspectors during the
17 previous quarter working on all projects other than those that contribute to
18 the LMD Administrative Account.

19 Under penalty of perjury, I declare that the foregoing is true and
20 Correct and that this Declaration was executed on May 5, 2008, in
21 Vallejo, California.



Robert V. Stout
Finance Director
City of Vallejo



COUNCIL COMMUNICATION

Date: May 13, 2008

TO: Mayor and Members of the City Council

FROM: Craig Whitton, Assistant City Manager/Community Development
Robert V. Stout, Finance Director *JRO FOR RVS* *[Handwritten signatures]*

SUBJECT: CONSIDERATION OF A RESOLUTION: (1) ALLOCATING FISCAL YEAR (FY) 2008/2009 FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDS, AND (2) APPROVING FY 2008/2009 ACTION PLAN

BACKGROUND AND DISCUSSION

In 2005 the City of Vallejo adopted a Consolidated Plan. This Plan is a five-year planning document required by the U. S. Department of Housing and Urban Development (HUD) which addresses affordable housing and community development needs. The City's Consolidated Plan covers the period beginning July 1, 2005 and ending June 30, 2010. One of the main components of the Consolidated Plan is a one-year Action Plan for each year of the Consolidated Plan. The annual Action Plan identifies the amounts and sources of funding that will be expended by the City and other entities on various affordable housing and community development activities in Vallejo. The Action Plan is due to HUD by May 15 of each year.

The City annually allocates Federal Community Development Block Grant (CDBG) and HOME Investment Partnerships Program funds, received from HUD, also by May 15.

The City of Vallejo has been notified that it will receive \$1,161,628 in CDBG Program funds in FY 2008/2009, the fourth year of the Consolidated Plan, (beginning July 1, 2008). This amount is approximately four percent less than the amount the City estimated in 2007 that it would receive for FY 2008/2009. In addition, the City estimates it will receive approximately \$200,000 in CDBG program income (revenue) in FY 2008/2009. Therefore, the total amount of CDBG funding available to allocate in FY 2008/2009 is \$1,361,628.

The City has also been notified that it will receive \$615,844 in HOME Program funds in FY 2008/2009. In addition, the City estimates it will receive approximately \$200,000 in HOME program income in FY 2008/2009. This amount is a reduction of approximately three percent from the amount of HOME Program funds received by the City in FY 2007/2008.

On April 3, 2008 the Community Development Commission (CDC) of the City of Vallejo held a public hearing to receive comments on the proposed FY 2008/2009 Action Plan, and then voted unanimously, 10-0-0, to recommend the City Council adopt the Action Plan, and recommended CDBG activities for FY 2008/2009.

In 2007, the City allocated anticipated FY 2008/2009 CDBG funds for activities in the amount of \$1,408,550. The CDC and staff recommend that the City reaffirm the FY 2008/2009 CDBG activities approved for funding in 2007, with funding reductions of approximately three to four

percent for each activity. These activities are: the Country Club Crest Neighborhood Preservation Project, rental housing, social services, and administrative actions necessary to meet CDBG Program and HUD requirements.

The proposed Action Plan is enclosed as Attachment "B". This Action Plan also includes staff's HOME Program funding recommendations for FY 2008/2009, discussed later in this report. The April 3, 2008 public hearing notice and mailing list, and a second notice published April 8, 2008, are provided at Attachment "C".

In anticipation of receiving CDBG, HOME, and other funds from HUD for housing and community development activities in FYs 2007/2008 and 2008/2009, in October 2006 the City Council adopted Resolution No. 06-325 N. C., which established guidelines and priorities for selecting CDBG projects and activities for the aforementioned two years, the third and fourth year of the Consolidated Plan.

In the Resolution, the City Council provided the following key policy directives: (1) CDBG target area neighborhoods in need of significant preservation and/or revitalization were designated to receive funding, as follows: City Park and the immediate neighborhood in the Central City Target Area in FY 2007/2008, and the Country Club Crest Target Area in FY 2008/2009; (2) up to 30 percent of the City's CDBG and HOME funds in FYs 2007/2008 and 2008/2009 were initially allocated to rental housing development; and (3) CDBG and HOME funds, as applicable, were allocated to social service activities and program administration in the maximum amounts allowed by HUD in FYs 2007/2008 and 2008/2009. The City Council directed that the minimum allocation for each social service program be \$20,000, and that there be no maximum.

These policies were adopted upon the recommendation of the Community Development Commission and staff, and are contained in Resolution No. 06-325 N. C..

In addition, a team of staff representing various City departments and agencies was formed and met periodically beginning in September 2006 to develop a recommendation for improvements and activities in the City Park area using FY 2007/2008 CDBG funds, and in the Country Club Crest using FY 2008/2009 CDBG funds. As part of the planning process, neighborhood meetings have also been held, some of which were attended by City staff and Commissioners.

Given the limited resources, as compared to the overall need, the project and funding allocations for neighborhood preservation areas have attempted to reflect the following key criteria: (1) to address the most critical health, safety, and physical infrastructure needs evident in these neighborhoods; and (2) to respond to the maximum extent possible to the input and requests from the residents of these neighborhoods, particularly in the areas referenced in (1) above.

Country Club Crest Neighborhood Preservation Project

In May 2007 the City Council allocated a total of **\$492,993** for preservation and revitalization projects in the Country Club Crest. However, this amount was based on an estimated amount of CDBG funds the City anticipated receiving from HUD in FY 2008/2009. Because the City's CDBG funds have been reduced by approximately four percent, the CDC and staff recommend that the original funding amount designated for the following activities be reduced by 3.3 percent in FY 2008/2009, to **\$476,570**, as follows:

(1) Public Works, Engineering Division. To improve health and safety, enhanced or additional street lights would be installed at four (4) locations/intersections on Mark Avenue (at Leonard Street, Janice Street, and Sawyer Street), and at Amelia Street and Cynthia Avenue. Original construction cost: **\$100,000**; original Public Works staff/project delivery costs: **\$30,000**. **New proposed construction cost: \$96,687. New proposed Public Works staff / project delivery costs: \$29,000.**

Replacement of damaged or substandard sidewalks, curbs, gutters, and/or the installation of curb ramps. Original construction cost: **\$160,000**; original Public Works staff / project delivery costs: **\$48,000**. **New proposed construction cost: \$154,670. New proposed Public Works staff / project delivery costs: \$46,400.**

(2) Code Enforcement Division. A part time dedicated Code Enforcement Officer. Original funding allocation: **\$50,000**. **New proposed funding allocation: \$48,334.**

Neighborhood clean-ups/public education. Original funding allocation: **\$17,000**. **New proposed funding allocation: \$16,434.**

Original total funding allocation for Code Enforcement Division: **\$67,000**. **Total new proposed funding allocation for Code Enforcement Division: \$64,768.**

(3) Paint Grants, and a "Paint the Town" Event. Funds for Vallejo Neighborhood Housing Services, Inc. (VNHS) to provide approximately twenty (20) owner-occupied house exterior paint grants. Original funding allocation: **\$50,000**. **New proposed funding allocation: \$48,334.**

Original funding allocation for a one-time "Paint the Town" on a designated block: **\$37,993**. **New proposed funding allocation: \$36,711.**

Original total funding allocation for VNHS for paint grant programs: **\$87,993**. **Total new proposed funding allocation for paint grants: \$85,045.**

It is important to note that in 2007, VNHS received an allocation of the City's FY 2008/2009 Federal (HUD) HOME Investment Partnerships Program funds to provide other housing programs, including: down payment assistance loans and closing cost grants for first time homebuyers, housing rehabilitation loans, and funds for in-fill housing development. The total amount of HOME Program funds that may be allocated to VNHS for these programs by the

City Council in FY 2008/2009, based on staff's recommendation in this report, is **\$489,132**. This amount, if approved, represents approximately 60 percent of the total (new) FY 2008/2009 HOME funds available.

(4) Another CDBG activity planned for the Country Club Crest in FY 2008/2009 by Fighting Back Partnership (Vallejo Community Consortium) is community organizing and education to reduce and prevent substance abuse. In addition, in the summer of 2007, a summer camp and week end special events program for children and youth primarily from the Country Club Crest was provided with CDBG and Greater Vallejo Recreation District (GVRD) funds at the North Vallejo Community Center.

In 2007, some residents of the Country Club Crest requested additional or different CDBG activities than those eventually approved by the City Council, including increased police services, traffic calming measures to deter illegal driving, e. g., "doughnuts", surveillance cameras to prevent or prosecute illegal dumping, the repositioning of street lights, increased social services, and other items. With the exception of paying for police officers or police cadets, these appear to be eligible CDBG activities. However, the City did not allocate FY 2008/2009 funds for these projects in 2007, primarily because the approved activities described earlier were deemed to be higher priorities. In addition, the cost of some items requested, such as the relocation of street light poles, may be prohibitive.

Another possible source of funds for revitalization activities and improvements in the Country Club Crest that have not received funding to date, but that have been requested as described above, is the Flosden Redevelopment Project Area. On March 13, 2008 staff met with Chair Abdul-Ghaneer of the Housing and Redevelopment Commission of the City of Vallejo, and Community Development Commissioner Lawson, a representative of the Country Club Crest Target Area, to discuss possible sources of funding (CDBG, Flosden) to address conditions of blight in Country Club Crest. Redevelopment Agency staff have indicated that an allocation of \$400,000 in matching funds from the Flosden Redevelopment Project Area may be recommended to the Housing and Redevelopment Commission, and then the Vallejo Redevelopment Agency, in the near future.

Rental Housing Development

In 2007, the City Council allocated **\$422,565** in FY 2008/2009 CDBG funds to affordable rental housing development, including acquisition/rehabilitation. This amount represents 30 percent of the City's total estimated FY 2008/2009 CDBG funds. Because of overall reduced CDBG funding in FY 2008/2009, staff recommends that the funding allocation for this activity also be reduced by 3.3 percent, to **\$408,488**.

The development of affordable rental housing can be accomplished in part through the allocation of approximately \$4.85 million in pooled funds, including from such sources as CDBG, HOME, the Redevelopment Agency, and the Housing Authority. The development of such housing would help meet a high priority need in the Consolidated Plan. To this end, and pursuant to City Council direction, over the last several months staff has been working with

Eden Housing, the City's preferred housing developer, on an affordable housing acquisition/rehabilitation opportunity site search.

Eden Housing is currently negotiating with a seller on an option to purchase a property. If these negotiations result in an agreement, Eden intends to hold a community outreach meeting regarding a proposed acquisition/rehabilitation project. Staff would then anticipate presenting a recommendation to the City of Vallejo Housing and Redevelopment Commission and the City Council on the consideration of a funding agreement with Eden Housing shortly thereafter.

At an April 3, 2008 Community Development Commission public hearing, three speakers recommended that the \$408,488 in CDBG funds recommended for the development of affordable rental housing either be allocated instead to Vallejo Neighborhood Housing Services, Inc. for down payment assistance, or for affordable ownership housing. An allocation for that purpose would be in conflict with City Council policy direction, as embodied in Resolution No. 06-325 N. C.. Staff is not recommending revision to this policy for the following reasons:

VNHS has been a significant partner of the City of Vallejo in addressing affordable housing needs, particularly in the areas of homeownership, housing rehabilitation, and neighborhood improvement. To this end, VNHS received approximately \$1.1 million in CDBG and HOME Program funds from the City in FY 2007/2008 for these activities and, if approved by the City Council, VNHS would receive an additional \$574,000 from the City in FY 2008/2009 for down payment assistance, and paint grants, (\$489,132 in HOME Program funds, nearly 60 percent of the City's entire FY 2008/2009 HOME Program allocation, and \$85,045 in CDBG Program funds). As of April 30, 2008, an unspent balance of \$151,500 remains in Downpayment Assistance Program funds. Additionally, VNHS as an organization is in a period of transition and changing capacity, as is discussed in a later section of this report. Once the organizational transition is complete, staff may recommend additional funding, if available, of Downpayment Assistance Program funds.

The City of Vallejo is obligated, in its Consolidated Plan, and in the Housing Element of the General Plan, to provide affordable housing, both rental and ownership, to its residents. Therefore, staff believes it is important that the City's housing resources are allocated in a balanced manner. Providing additional funding to VNHS, for example, for homeownership assistance, given its already sizable City funding allocations, would be to the exclusion of using some of the City's financial resources for providing safe, decent, and affordable rental housing for very low-income families.

Social Services

In 2007, **\$211,282** in FY 2008/2009 CDBG funds was allocated to eight social service agencies that had requested funding. Because the City will receive fewer CDBG funds in the next fiscal year, the CDC and staff recommend that the allocations for social service agencies be reduced by 3.3 percent in FY 2008/2009, as follows:

- (1) Area Agency on Aging Senior Escort Program; original allocation: **\$20,000**; **new proposed funding allocation: \$19,334**;
- (2) Catholic Social Service Family Assistance Program; original allocation: **\$20,000**; **new proposed funding allocation: \$19,334**;
- (3) Christian Help Center, an emergency homeless shelter; original allocation: **\$20,000**; **new proposed funding allocation: \$19,334**;
- (4) Fighting Back Partnership, (as noted earlier) for community organizing in the Country Club Crest Target Area to help the residents address issues of substance abuse; original allocation: **\$43,000**; **new proposed funding allocation: \$41,568**;
- (5) Global Center for Success, which provides supportive services to homeless persons; original allocation: **\$25,000**; **new proposed funding allocation: \$24,167**;
- (6) Hope Haven Transitional Shelter, a transitional housing program for homeless women in recovery from substance abuse; original allocation: **\$30,000**; **new proposed funding allocation: \$29,000**;
- (7) The House of Acts, which provides sober living residency and services; original allocation: **\$22,000**; **new proposed funding allocation: \$21,267**; and
- (8) Meals on Wheels of Solano County, serving homebound elderly; original allocation: **\$31,282**; **new proposed funding allocation: \$30,240**.

According to HUD guidelines, a maximum of fifteen percent of the annual amount of CDBG funds available may be allocated to social service activities for operating costs. Based on this requirement, a total of **\$204,244** is estimated to be available to allocate to social services in FY 2008/2009. The CDC and staff's social services recommendation is within the guideline, recommending the full fifteen percent of the funding allowed for social service agencies.

Program Administration

CDBG funds can be used to pay for staff to deliver the CDBG Program. In FY 2007/2008, the current year, the staff budgeted consisted of 1.55 Full time Equivalent employees, or FTEs. The cost of 1.55 employees, fringe benefits, supplies, services, and equipment is **\$281,710** in FY 2007/2008. This includes services provided by other City departments.

The maximum amount that the City may charge to Program Administration is twenty percent of the City's annual CDBG allocation. In FY 2008/2009, this amount is **\$272,326**, which would be used to fund 1.55 FTEs, and other administrative costs. The CDC and staff recommend this amount for Program Administration in FY 2008/2009.

Maintenance of Effort

Pursuant to the CDBG regulation, the City has applied a "maintenance of effort" requirement in the past to social service agencies. This requirement states that if any social service agency received funds from the City of Vallejo (for example, the General Fund) in the last year for the same program as proposed to be funded by CDBG, they are subject to a maintenance of effort requirement. For these agencies, the City is required to commit at least the same amount of funds in the next fiscal year, before they could receive any CDBG funds from the City.

One social service program anticipated to receive CDBG funding in FY 2008/2009 is affected by the maintenance of effort requirement: Meals on Wheels of Solano County, which received \$16,800 in non-CDBG funds in FY 2007/2008.

Staff HOME Program Funding Recommendations

As with the City's CDBG Program, staff recommends the City Council allocate Federal HOME Investment Partnerships Program funds for FY 2008/2009. Staff's recommendations reaffirm the FY 2008/2009 HOME activities approved for funding by the City Council in 2007, with slight funding reductions, and are discussed below.

Rental Housing Development

Pursuant to City Council Resolution No. 06-326 N. C., staff recommends that 30 percent of the City's HOME Program funds in FY 2008/2009, or **\$245,128**, be allocated to rental housing development. As noted earlier, pooling the City's HOME funds with CDBG and other funds will assist in meeting a high priority need documented in the Consolidated Plan. Funds were designated for this purpose previously and may be recommended toward a specific acquisition/rehabilitation development in an upcoming City Council meeting.

Vallejo Neighborhood Housing Services, Inc. (VNHS)

Staff recommends that the City allocate HOME Program funds to VNHS for three activities:

(1) a homebuyer loan program, (down payment assistance and closing cost grants), in the amount of **\$245,128** in FY 2008/2009. The demand for down payment assistance by low- and moderate-income families in Vallejo remains high;

(2) a rehabilitation loan program (owner-occupied and/or rental), in the amount of **\$120,836** in FY 2008/2009. Although the number of loans provided by VNHS has declined in recent years, staff believes it is appropriate to allocate some level of HOME Program funds for the rehabilitation of homes for low- and moderate-income families in Vallejo, given the City's still sizable older housing stock; and

(3) new ("in-fill") construction of ownership housing, in its capacity as a Community Housing Development Organization, or "CHDO". The HOME Program regulations state that an eligible CHDO shall receive at least fifteen percent of the City's annual HOME Program grant for

CHDO project (pre-development and construction) costs. In addition, an eligible CHDO may receive up to an additional five percent of the City's annual HOME Program grant for CHDO operating (staff) costs to deliver the project. Staff recommends that the City Council allocate a total of **\$123,168** in FY 2008/2009 (the maximum allowed) to VNHS to provide affordable housing through new construction upon the submission of a feasible development proposal to the City. No FY 2008/2009 CHDO project has been identified by VNHS yet.

Unallocated HOME Program Funds

In addition to the HOME Program funds proposed in the FY 2008/2009 Action Plan, there is also currently **\$1,241,872** in unallocated HOME Program funds available. Of this amount, **\$81,511** must be used for CHDO activities. The remaining balance of unallocated HOME Program funds was previously designated as part of the pooled funds for rental housing development, discussed earlier in this staff report.

Pursuant to HUD regulation, this amount of \$1,241,872 must be committed to an eligible HOME Program activity(ies) by or before June 30, 2008, or these funds will be permanently "deobligated" (recaptured) by HUD. In addition, the designation of these funds toward a specific rental rehabilitation development may allow the Redevelopment Agency to fulfill the final eight units of the Buchongo Settlement Agreement within the extended timeframe.

Program Administration

A maximum of ten percent of the City's HOME Program grant funds and program income (revenue) received during the year (\$81,584, \$20,000 of which is anticipated program income) may be expended on program administrative costs. Staff recommends this amount be allocated in FY 2008/2009. This funding would be used for the cost of .45 employees, or FTEs, and loan collection fees, to administer the program.

HOME Program Match Requirement

The HOME Program requires a 25 percent match for certain expenditures. For every dollar of HOME Program funds spent on projects, the City must contribute 25 cents in non-Federal funds. Affordable Housing funds from the Vallejo Redevelopment Agency qualify as matching funds for the HOME Program, and are proposed as match in FY 2008/2009. Without matching funds, the City is unable to access HOME funds. The City has been successful in matching HOME Program funds for several years. As of June 30, 2007, the City had an "excess/surplus" match of \$281,057, according to the HUD criteria.

Status of Vallejo Neighborhood Housing Services, Inc. (VNHS)

This section will provide a description of Vallejo Neighborhood Housing Services, Inc.. For more than twenty years, VNHS has received City funds to provide various affordable housing programs, including rehabilitation loans, down payment assistance loans, new construction, paint grants, and homebuyer education. VNHS has been an important and valuable partner

with the City of Vallejo. At this time, VNHS is in a period of transition, and staff has concerns as to the capacity of VNHS as an organization, and an affordable housing provider.

Over the last two years, VNHS has experienced a reduction in staff and funding, and cash flow challenges. VNHS does not currently have an Executive Director. In addition, the completion of an important in-fill project, Graham Gardens, and another CHDO project at Sonoma and McLane, are in doubt. Finally, staff has received the Independent Audit of VNHS for the year ended June 30, 2007, which includes a Finding of non-compliance with a development loan agreement, with Neighborhood Housing Services of America.

Staff

In the spring of 2006, VNHS had thirteen employees. Currently, they have reduced their staff level to seven, two of whom are part-time. One position, Executive Director, is vacant.

Staff positions that have been eliminated during FY 2007/2008 include a Loan Officer, a Rehabilitation Loan/Asset Manager, an Outreach Specialist, and a Receptionist. In addition, the Finance Director resigned in October 2007, and now is employed part-time. These are key program and administrative positions.

Budget

In Fiscal Years (FYs) 2006/2007 and 2007/2008, the total operating budget of VNHS was approximately \$1.5 million. The FY 2007/2008 Budget is at approximately \$700,000.

Graham Gardens

This project was intended to develop 22 duet ownership units on a two-acre parcel that is currently undeveloped. Half of these units would have been affordable to low- and moderate-income families, for 45 years. The completion of Graham Gardens would have enabled the Redevelopment Agency to realize full compliance with the terms of the Buchongo Settlement Agreement, which must be achieved by August 2009. Graham Gardens is a project that has received City Planning approvals.

The City has loaned \$833,123 in HOME Program funds to VNHS for the development of Graham Gardens, \$831,131 of which has been disbursed. As of July 2007, the project budget for Graham Gardens was \$9.6 million. In October 2007, a revised appraisal was completed by Bank of The West, the proposed primary lender. The new appraisal showed the estimated market value of the 22 units at \$7.7 million. As a result, the project has not been able to obtain sufficient financing to proceed.

In August 2007, the Vallejo Housing Authority approved an additional short-term (twelve-month) loan of \$700,000 for Graham Gardens requested by VNHS; the closure of this loan has been delayed, given the new appraisal, i. e., market conditions. Correspondingly, no funds have been disbursed from this allocation.

There is approximately \$1.8 million in liens on the Graham Gardens site. This amount includes the City HOME funds.

The HOME Loan Agreement with VNHS requires the construction of Graham Gardens to be completed by December 31, 2007. Therefore, the City's loan to VNHS of \$833,123 is currently in default.

Staff has regularly met with VNHS to discuss Graham Gardens, in an effort to assist where possible. VNHS has been exploring partnering with another non-profit organization to complete Graham Gardens, obtaining technical assistance from Neighborworks America or, if necessary, selling the project to another developer. To date, no viable proposal to complete Graham Gardens has been presented to staff by VNHS.

It is possible that if sold, VNHS would not receive the entire \$1.8 million for the site. Any HOME Program proceeds received by the City as a result of the sale of Graham Gardens must be returned to HUD. Once returned, these funds could be reallocated by HUD to the City for another eligible HOME (CHDO or non-CHDO) activity.

Audit

The Financial Statements and Independent Auditor's Report for the year ended June 30, 2007 reports an Internal Control Finding. VNHS had two development loans from Neighborhood Housing Services of America (NHS) / Community Development Financial Institutions (CDFI) with an aggregate balance of nearly \$2 million. A portion of this balance was used by VNHS for purposes other than for funding development costs, which is prohibited pursuant to the terms of its Loan Agreement with NHS/CDFI.

VNHS has indicated in its response to the Audit that this condition was caused because 2007 was a year of large cash outflows, and that VNHS management needed to use all funds available to meet the agency's cash flow requirements. VNHS has sold certain properties in its portfolio subsequent to June 30, 2007 to alleviate its cash flow difficulties.

Other CHDO Project Allocations

In addition to the \$833,123 loan for Graham Gardens, the City has allocated \$197,658 in prior year HOME funds to VNHS for the development of sixteen units of affordable ownership housing at Sonoma and McLane; and \$127,071 in FY 2007/2008 HOME funds for another, currently undesignated CHDO project. Most of the funds (\$195,834) allocated to Sonoma and McLane have been disbursed for predevelopment costs, (architectural services previously provided). However, VNHS has not yet submitted a proposed pro forma (sources and uses) for Sonoma and McLane, such that the completion of this project at this time is in question, given the other more pressing issues facing the agency.

Use of City Funds and Performance of VNHS

In FY 2007/2008, the City has allocated \$738,538 in CDBG and HOME Program funds to VNHS for homeownership loans. Of this amount, \$587,068 has been expended, for a current unspent balance of \$151,470, and nine loans have been provided. The City allocated an additional \$280,505 in CDBG and HOME Program funds to VNHS this fiscal year to provide rehabilitation loans. A total of \$221,450 has been expended and two loans funded, for an unspent balance of \$59,055.

Given (1) the rate at which VNHS has been able to close loans, develop housing, and use the City's funds, (2) their current staff level and capacity, and (3) the fact that the City's Graham Gardens HOME Program loan is in default, staff believes it is advisable for the City Council to allocate \$489,132 in HOME Program funds to VNHS in FY 2008/2009, and \$85,045 in CDBG Program funds for paint grants in the Country Club Crest neighborhood, as described earlier in this report, and as initially approved by the City Council in May 2007. Staff will continue to meet regularly with VNHS and offer any assistance as needed to support VNHS during this period of staff transition. The viability of VNHS as a strong partner is important to the City. Staff anticipates an additional allocation of funding to VNHS to provide homebuyer loans may be recommended to the City Council, if funding becomes available during FY 2008/2009.

FY 2008/2009 Agreement with VNHS

In past years, the City Council has periodically reviewed and approved the Funding Agreement with VNHS. Staff recommends that a draft Agreement between the City and VNHS be provided to the City Council for its consideration by June 30, 2008 (or soon thereafter), prior to the release of any FY 2008/2009 funds to VNHS. Staff believes this is a prudent practice, given that if approved by the City Council, VNHS would be allocated a larger amount of funding than any of the City's subrecipient agencies.

Conflict of Interest

The Political Reform Act prohibits public officials from participating in government decisions in which they may have a financial interest. In addition, City Council members are required to adhere to CDBG and HOME Program regulations regarding conflict of interest. For example, any City Council member who serves as a Board member of an organization receiving CDBG or HOME Program funds must abstain from discussing or voting on funding for the agency for which she or he is a Board member in their capacity as a member of the City Council.

Fiscal Impact

The City Council's actions will determine how \$1,361,628 in CDBG Program funds, and \$815,844 in HOME Program funds, will be allocated in FY 2008/2009. By submitting an annual Action Plan, the City maintains its eligibility for Federal housing and community development program funds. As CDBG and HOME funds are Federal grants received from HUD, taking action under this item would have no impact on the General Fund.

RECOMMENDATION

Approve the proposed FY 2008/2009 Action Plan, which includes the allocation of Federal CDBG Program funds consistent with the Community Development Commission's recommendation; and HOME Program funds as recommended by staff. Authorize the City Manager or his designee, the Assistant City Manager/Community Development, to prepare and submit the FY 2008/2009 Action Plan, and any related applications or documents, and any amendments and corrections to such applications and documents, to HUD. Authorize the City Manager, or his designee, to execute, and the Interim City Clerk to attest to, written agreements with the subrecipient agencies identified in this staff report, not including Vallejo Neighborhood Housing Services, Inc. (VNHS).

ALTERNATIVES CONSIDERED

The City of Vallejo benefits from receiving CDBG and HOME Program funds from HUD. By maintaining its eligibility and applying for these funds on an annual basis, the City is able to accomplish the affordable housing and community development objectives that have been adopted in the Consolidated Plan. Therefore, no other alternatives were considered.

ENVIRONMENTAL REVIEW

There is no environmental impact associated with this action. The City Council's action does not constitute a commitment of funds or project site approvals until the satisfactory completion of environmental reviews and assessments by staff.

PROPOSED ACTION

Adopt the enclosed resolution: (1) approving the City's Action Plan for FY 2008/2009, including the allocation of \$1,361,628 in CDBG and \$815,844 in HOME Program funds. This allocation of funding is contingent upon the satisfactory completion of environmental reviews and receipt by the City as applicable of a release of funds from HUD under 24 CFR Part 58; (2) authorizing the City Manager or his designee to submit the City's FY 2008/2009 Action Plan and any related documents or amendments thereto, to HUD by or before May 15, 2008; and (3) authorizing the City Manager or his designee, and the Interim City Clerk to attest to, written agreements with the subrecipient agencies described in the staff report, not including Vallejo Neighborhood Housing Services, Inc. (VNHS).

DOCUMENTS AVAILABLE FOR REVIEW

Attachment "A" – Resolution

Attachment "B" – Proposed FY 2008/2009 Action Plan

Attachment "C" – April 3, 2008 and April 8, 2008 Public Hearing Notices, and Mailing List

PREPARED BY/CONTACT:

Craig Whittom, Assistant City Manager/Community Development, (707) 648-4579, or cwhittom@ci.vallejo.ca.us.

Guy L. Ricca, Senior Community Development Analyst, (707) 648-4395, or gricca@ci.vallejo.ca.us.

RESOLUTION NO. _____ N. C.

BE IT RESOLVED by the Council of the City of Vallejo as follows:

THAT WHEREAS, as a condition of receiving Federal Community Development Block Grant (CDBG) and HOME Investment Partnerships Program funds, the City is required to prepare and submit a Consolidated Plan and annual Action Plans to the U. S. Department of Housing and Urban Development (HUD).

WHEREAS, the City Council may at this time allocate CDBG and HOME funds to activities and projects for Fiscal Year (FY) 2008/2009.

WHEREAS, the City of Vallejo has been notified by HUD that its CDBG and HOME Program funding allocations will be \$1,161,628 and \$615,844 in FY 2008/2009, respectively, or beginning July 1, 2008.

WHEREAS, on April 3, 2008, the Community Development Commission of the City of Vallejo held a public hearing to receive comments on the proposed Action Plan for FY 2008/2009, and made recommendations on the allocation of CDBG funds in FY 2008/2009 as described in the attached staff report and in Attachment "B".

WHEREAS, staff has recommended HOME Program funding allocations for FY 2008/2009 as described in the attached staff report and in Attachment "B".

NOW THEREFORE BE IT RESOLVED that the City Council hereby approves the City's Action Plan for FY 2008/2009, including the allocation of CDBG and HOME Program funds for FY 2008/2009 as recommended in the attached staff report, and as shown in Attachment "B"; and

BE IT FURTHER RESOLVED that notwithstanding any provision of the award of funds as described in the attached staff report, the City Council by this action acknowledges that these allocations do not constitute a commitment of funds or project site approvals, and that such commitment of funds or approvals may occur only upon satisfactory completion of environmental reviews and receipt by the City as applicable of a release of funds from HUD under 24 CFR Part 58; and

BE IT FURTHER RESOLVED that the provision of any CDBG or HOME funds as described in the attached staff report is conditioned on the City's determination to proceed with, modify, or cancel any project or activity based on the results of a subsequent environmental review; and

BE IT FURTHER RESOLVED that notwithstanding the reservation of funds as described in the attached staff report, the City, and subrecipients and contractors of the

City receiving CDBG and HOME funds, will not undertake or commit any funds to physical or choice-limiting actions, including property acquisition, demolition, movement, rehabilitation, conversion, repair or construction prior to environmental clearance, and that the violation of this provision may result in the denial of the use of any CDBG or HOME funds by the City or by HUD under the FY 2008/2009 CDBG and HOME Program grants; and

BE IT FURTHER RESOLVED that the City Manager, or his designee, the Assistant City Manager/Community Development, are hereby authorized to prepare and submit the City's FY 2008/2009 Action Plan, and any related applications or documents, and any amendments or corrections to such applications and documents, to HUD; and

BE IT FURTHER RESOLVED that the City Manager, or his designee, are hereby authorized to make minor adjustments and revisions as appropriate to allocations in the event that the CDBG or HOME Program funds provided to the City of Vallejo are revised by HUD; and

BE IT FURTHER RESOLVED that the City Manager, or his designee, are hereby authorized to execute, and the Interim City Clerk to attest to, written agreements with the subrecipient agencies identified in the attached staff report, not including Vallejo Neighborhood Housing Services, Inc.; and

BE IT FURTHER RESOLVED that all subrecipient agencies shall deliver their services and complete their activities in a timely manner.



SF 424

The SF 424 is part of the CPMP Annual Action Plan. SF 424 form fields are included in this document. Grantee information is linked from the 1CPMP.xls document of the CPMP tool.

SF 424

Complete the fillable fields (blue cells) in the table below. The other items are pre-filled with values from the Grantee Information Worksheet.

Date Submitted 5/13/08	Applicant Identifier B-08-MC-06-0029 and M-08-MC-06-0223		Type of Submission	
Date Received by state	State Identifier	Application	Pre-application	
Date Received by HUD	Federal Identifier	<input type="checkbox"/> Construction	<input type="checkbox"/> Construction	
		<input checked="" type="checkbox"/> Non Construction	<input type="checkbox"/> Non Construction	
Applicant Information				
Jurisdiction City of Vallejo		UOG Code CA63876 Vallejo		
Street Address Line 1 200 Georgia Street		Organizational DUNS 149184009		
Street Address Line 2		Organizational Unit		
City Vallejo	California	Department Community Development		
ZIP 94590	Country U.S.A.	Division Housing and Community Development		
Employer Identification Number (EIN): 94-6000448		County Solano		
Applicant Type: Local Government: City		Program Year Start Date 07/01 Specify Other Type if necessary: Specify Other Type		
Program Funding		U.S. Department of Housing and Urban Development		
Catalogue of Federal Domestic Assistance Numbers; Descriptive Title of Applicant Project(s); Areas Affected by Project(s) (Cities, Counties, localities, etc.); Estimated Funding.				
Community Development Block Grant		14.218 Entitlement Grant		
CDBG Project Titles		Description of Areas Affected by CDBG Project(s) City of Vallejo		
\$CDBG Grant Amount 1,161,628	\$Additional HUD Grant(s) Leveraged	Describe		
\$Additional Federal Funds Leveraged	\$Additional State Funds Leveraged			
\$Locally Leveraged Funds	\$Grantee Funds Leveraged			
\$Anticipated Program Income 200,000	Other (Describe)			
Total Funds Leveraged for CDBG-based Project(s)				
Home Investment Partnerships Program		14.239 HOME		
HOME Project Titles		Description of Areas Affected by HOME Project(s) City of Vallejo		
\$HOME Grant Amount 615,844	\$Additional HUD Grant(s) Leveraged	Describe		
\$Additional Federal Funds Leveraged	\$Additional State Funds Leveraged			

\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$Anticipated Program Income 200,000		Other (Describe)	
Total Funds Leveraged for HOME-based Project(s)			
Housing Opportunities for People with AIDS		14.241 HOPWA	
HOPWA Project Titles		Description of Areas Affected by HOPWA Project(s)	
\$HOPWA Grant Amount	\$Additional HUD Grant(s) Leveraged	Describe	
\$Additional Federal Funds Leveraged		\$Additional State Funds Leveraged	
\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$Anticipated Program Income		Other (Describe)	
Total Funds Leveraged for HOPWA-based Project(s)			
Emergency Shelter Grants Program		14.231 ESG	
ESG Project Titles		Description of Areas Affected by ESG Project(s)	
\$ESG Grant Amount	\$Additional HUD Grant(s) Leveraged	Describe	
\$Additional Federal Funds Leveraged		\$Additional State Funds Leveraged	
\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$Anticipated Program Income		Other (Describe)	
Total Funds Leveraged for ESG-based Project(s)			
Congressional Districts of: City of Vallejo		Is Application subject to review by State Executive Order 12372 process?	
Applicant District(s): 4	Project District(s): 4		
Is the applicant delinquent on any federal debt? If "Yes", please include an additional document explaining the situation.		<input type="checkbox"/> Yes	This application was made available to the State EO 12372 process for review on: DATE
		<input checked="" type="checkbox"/> No	Program is not covered by EO 12372.
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> N/A	Program has not been selected by the State for review.

Person to be contacted regarding this Application:			
First Name Guy	Middle Initial L.	Last Name Ricca	
Title Senior Community Development Analyst	Phone 707/648-4395	FAX 707/648-5249	
eMail gricca@ci.vallejo.ca.us	Grantee http://www.ci.vallejo.ca.us	Website	Other Contact
Signature of Authorized Representative			Date Signed



CPMP Non-State Grantee Certifications

Many elements of this document may be completed electronically, however a signature must be manually applied and the document must be submitted in paper form to the Field Office.

<input type="checkbox"/>	This certification does not apply.
<input checked="" type="checkbox"/>	This certification is applicable.

NON-STATE GOVERNMENT CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing -- The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting that analysis and actions in this regard.

Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

Drug Free Workplace -- It will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about --
 - a. The dangers of drug abuse in the workplace;
 - b. The grantee's policy of maintaining a drug-free workplace;
 - c. Any available drug counseling, rehabilitation, and employee assistance programs; and
 - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will --
 - a. Abide by the terms of the statement; and
 - b. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted --
 - a. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

Jurisdiction

Anti-Lobbying -- To the best of the jurisdiction's knowledge and belief:

8. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
9. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
10. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Authority of Jurisdiction -- The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan -- The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

5/13/08

Signature/Authorized Official

Date

Craig Whittom

Name

Asst. City Manager/Community Dev.

Title

555 Santa Clara Street

Address

Vallejo, CA 94590

City/State/Zip

707/648-4579

Telephone Number

This certification does not apply.
 This certification is applicable.

Specific CDBG Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570)

Following a Plan -- It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

11. **Maximum Feasible Priority** - With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);
12. **Overall Benefit** - The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2007, 2008, 2009, (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
13. **Special Assessments** - It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- It has adopted and is enforcing:

14. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
15. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

Jurisdiction

Compliance With Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K and R, of title 24;

Compliance with Laws -- It will comply with applicable laws.

5/13/08

Signature/Authorized Official

Date

Craig Whittom

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Asst. City Manager/Community Dev.

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Vallejo, CA 94590

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707/648-4579

Telephone Number

<input checked="" type="checkbox"/> This certification does not apply.
<input type="checkbox"/> This certification is applicable.

**OPTIONAL CERTIFICATION
CDBG**

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities, which are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

<hr/>	<input type="text"/>
Signature/Authorized Official	Date
<input type="text"/>	
Name	
<input type="text"/>	
Title	
<input type="text"/>	
Address	
<input type="text"/>	
City/State/Zip	
<input type="text"/>	
Telephone Number	

<input type="checkbox"/> This certification does not apply.
<input checked="" type="checkbox"/> This certification is applicable.

Specific HOME Certifications

The HOME participating jurisdiction certifies that:

Tenant Based Rental Assistance -- If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

Eligible Activities and Costs -- it is using and will use HOME funds for eligible activities and costs, as described in 24 CFR § 92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214.

Appropriate Financial Assistance -- before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;

5/13/08

Signature/Authorized Official

Date

Craig Whittom

Name

Asst. City Manager/Community Dev.

Title

555 Santa Clara Street

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Vallejo, CA 94590

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707/648-4579

Telephone Number

This certification does not apply.
 This certification is applicable.

HOPWA Certifications

The HOPWA grantee certifies that:

Activities -- Activities funded under the program will meet urgent needs that are not being met by available public and private sources.

Building -- Any building or structure assisted under that program shall be operated for the purpose specified in the plan:

1. For at least 10 years in the case of assistance involving new construction, substantial rehabilitation, or acquisition of a facility,
2. For at least 3 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

Signature/Authorized Official	Date
<input type="text"/>	<input type="text"/>
Name	
<input type="text"/>	
Title	
<input type="text"/>	
Address	
<input type="text"/>	
City/State/Zip	
<input type="text"/>	
Telephone Number	

- This certification does not apply.
 This certification is applicable.

ESG Certifications

I, _____, Chief Executive Officer of _____; certify that the local government will ensure the provision of the matching supplemental funds required by the regulation at 24 *CFR* 576.51. I have attached to this certification a description of the sources and amounts of such supplemental funds.

I further certify that the local government will comply with:

1. The requirements of 24 *CFR* 576.53 concerning the continued use of buildings for which Emergency Shelter Grants are used for rehabilitation or conversion of buildings for use as emergency shelters for the homeless; or when funds are used solely for operating costs or essential services.
2. The building standards requirement of 24 *CFR* 576.55.
3. The requirements of 24 *CFR* 576.56, concerning assurances on services and other assistance to the homeless.
4. The requirements of 24 *CFR* 576.57, other appropriate provisions of 24 *CFR* Part 576, and other applicable federal laws concerning nondiscrimination and equal opportunity.
5. The requirements of 24 *CFR* 576.59(b) concerning the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.
6. The requirement of 24 *CFR* 576.59 concerning minimizing the displacement of persons as a result of a project assisted with these funds.
7. The requirements of 24 *CFR* Part 24 concerning the Drug Free Workplace Act of 1988.
8. The requirements of 24 *CFR* 576.56(a) and 576.65(b) that grantees develop and implement procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted with ESG funds and that the address or location of any family violence shelter project will not be made public, except with written authorization of the person or persons responsible for the operation of such shelter.
9. The requirement that recipients involve themselves, to the maximum extent practicable and where appropriate, homeless individuals and families in policymaking, renovating, maintaining, and operating facilities assisted under the ESG program, and in providing services for occupants of these facilities as provided by 24 *CFR* 76.56.
10. The requirements of 24 *CFR* 576.57(e) dealing with the provisions of, and regulations and procedures applicable with respect to the environmental review responsibilities under the National Environmental Policy Act of 1969 and related

authorities as specified in 24 CFR Part 58.

11. The requirements of 24 CFR 576.21(a)(4) providing that the funding of homeless prevention activities for families that have received eviction notices or notices of termination of utility services will meet the requirements that: (A) the inability of the family to make the required payments must be the result of a sudden reduction in income; (B) the assistance must be necessary to avoid eviction of the family or termination of the services to the family; (C) there must be a reasonable prospect that the family will be able to resume payments within a reasonable period of time; and (D) the assistance must not supplant funding for preexisting homeless prevention activities from any other source.

12. The new requirement of the McKinney-Vento Act (42 USC 11362) to develop and implement, to the maximum extent practicable and where appropriate, policies and protocols for the discharge of persons from publicly funded institutions or systems of care (such as health care facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent such discharge from immediately resulting in homelessness for such persons. I further understand that state and local governments are primarily responsible for the care of these individuals, and that ESG funds are not to be used to assist such persons in place of state and local resources.

13. HUD's standards for participation in a local Homeless Management Information System (HMIS) and the collection and reporting of client-level information.

I further certify that the submission of a completed and approved Consolidated Plan with its certifications, which act as the application for an Emergency Shelter Grant, is authorized under state and/or local law, and that the local government possesses legal authority to carry out grant activities in accordance with the applicable laws and regulations of the U. S. Department of Housing and Urban Development.

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

<input type="checkbox"/> This certification does not apply.	<input checked="" type="checkbox"/> This certification is applicable.
---	---

APPENDIX TO CERTIFICATIONS

Instructions Concerning Lobbying and Drug-Free Workplace Requirements

Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Drug-Free Workplace Certification

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification.
2. The certification is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
4. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).
5. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph three).
6. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant: Place of Performance (Street address, city, county, state, zip code) Check if there are workplaces on file that are not identified here. The certification with regard to the drug-free workplace is required by 24 CFR part 21.

Place Name	Street	City	County	State	Zip
City of Vallejo	200 Georgia Street	Vallejo	Solano	CA	94590

7. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules: "Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15); "Conviction" means a finding of guilt (including a plea of *nolo contendere*) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes; "Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any

Jurisdiction

controlled substance; "Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including:

- a. All "direct charge" employees;
- b. all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and
- c. temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

Note that by signing these certifications, certain documents must be completed, in use, and on file for verification. These documents include:

- 1. Analysis of Impediments to Fair Housing
- 2. Citizen Participation Plan
- 3. Anti-displacement and Relocation Plan

5/13/08

Signature/Authorized Official

Date

Craig Whittom

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555 Santa Clara Street

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Vallejo, CA 94590

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ACTIVITY	\$
Country Club Crest Neighborhood Preservation Project	
Lighting	
Construction Costs	96,687
Public Works Staff Costs	29,000
Total, Lighting	125,687
Curb/Gutter/Sidewalk, Curb Ramps	
Construction Costs	154,670
Public Works Staff Costs	46,400
Total, Curb/Gutter/Sidewalk, Curb Ramps	201,070
Code Enforcement	
Part Time Dedicated Code Enforcement Officer	48,334
Neighborhood Clean-ups/Public Education	16,434
Total, Code Enforcement	64,768
Vallejo Neighborhood Housing Services (VNHS)	
Paint Grants	48,334
Paint the Town	36,711
Total, VNHS	85,045
Total, Country Club Crest	476,570
Rental Housing Development	408,488
Social Services	
Agency on Aging	19,334
Catholic Social Service	19,334
Christian Help Center	19,334
Fighting Back Partnership (Country Club Crest)	41,568
Global Center for Success	24,167
Hope Haven Transitional Shelter	29,000
House of Acts	21,267
Meals on Wheels	30,240
Total, Social Services	204,244
Program Administration	272,326
TOTAL	1,361,628
Note: \$200,000 is estimated program income.	

ACTIVITY	\$
Rental Housing Development	245,128
Vallejo Neighborhood Housing Services (VNHS)	
Down Payment Assistance Loans and Closing Cost Grants	245,128
Rehabilitation Loans	120,836
CHDO Project	92,376
CHDO Administration	30,792
Total, VNHS	489,132
Program Administration	81,584
TOTAL	815,844
Note: \$200,000 is estimated program income.	

Project Name:		Country Club Crest Neighborhood Preservation Project			
Description:		IDIS Project #:	UOG Code:	CA63876 Vallejo	
Coordinated preservation and revitalization activities in Country Club Crest Target Area Neighborhood, which is part of Flosden Redevelopment Project Area, including: lighting; curbs/gutters/sidewalks; curb ramps; code enforcement; neighborhood clean-ups; paint grants; and "paint the town."					
Location:		Priority Need Category			
Country Club Crest Target Area Neighborhood, within Flosden Redevelopment Project Area		Select one:		Public Facilities ▼	
Explanation:					
Expected Completion Date:					
6/30/2009					
Objective Category					
<input type="radio"/> Decent Housing <input checked="" type="radio"/> Suitable Living Environment <input type="radio"/> Economic Opportunity					
Specific Objectives					
Outcome Categories		1 Improve quality / increase quantity of public improvements for lower income persons ▼			
<input type="checkbox"/> Availability/Accessibility <input type="checkbox"/> Affordability <input checked="" type="checkbox"/> Sustainability		2 ▼			
		3 ▼			
Project-level Accomplishments	11 Public Facilities ▼	Proposed	1	Accompl. Type: ▼	Proposed
		Underway			Underway
		Complete			Complete
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed
		Underway			Underway
		Complete			Complete
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed
		Underway			Underway
		Complete			Complete
Proposed Outcome		Performance Measure		Actual Outcome	
Sustainability		Suitable Living Environment			
03 Public Facilities and Improvements (General) 570.201(c) ▼		Matrix Codes ▼			
Matrix Codes ▼		Matrix Codes ▼			
Matrix Codes ▼		Matrix Codes ▼			
Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.
		Actual Amount			Actual Amount
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.
		Actual Amount			Actual Amount
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units
		Actual Units			Actual Units
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units
		Actual Units			Actual Units

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	476,570	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:	Rental Housing Development		
Description:	IDIS Project #:	UOG Code:	CA63876 Vallejo
CDBG and HOME funds pooled with other funding sources to develop affordable housing for very low-income families, e. g., acquisition/rehabilitation. Project to be determined.			

Location:	Priority Need Category		
Community-wide	Select one:	Rental Housing ▼	
Explanation:			
Expected Completion Date:	6/30/2009		
Objective Category			
<input checked="" type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input type="radio"/> Economic Opportunity			
Specific Objectives			
Outcome Categories <input type="checkbox"/> Availability/Accessibility <input checked="" type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	1	Improve the quality of affordable rental housing ▼	
	2	▼	
	3	▼	

Project-level Accomplishments	10 Housing Units ▼	Proposed	TBD	Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	

Proposed Outcome	Performance Measure	Actual Outcome
Affordability	Decent Housing	

14B Rehab; Multi-Unit Residential 570.202 ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼

Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 4	CDBG ▼	Proposed Amt.	408,488	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	HOME ▼	Proposed Amt.	245,128	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		

Project Name: CDBG Program Administration						
Description:	IDIS Project #: UOG Code: CA63876 Vallejo					
CDBG Program general management, oversight, coordination, and public information.						
Location:	Priority Need Category					
	Select one: Planning/Administration ▼					
	Explanation:					
Expected Completion Date: 6/30/2009						
Objective Category <input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input type="radio"/> Economic Opportunity						
Outcome Categories <input type="checkbox"/> Availability/Accessibility <input type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	Specific Objectives					
	1 ▼					
	2 ▼					
	3 ▼					
Project-level Accomplishments	Accompl. Type: ▼ Proposed		Accompl. Type: ▼ Proposed			
		Underway		Underway		
		Complete		Complete		
	Accompl. Type: ▼ Proposed		Accompl. Type: ▼ Proposed			
		Underway		Underway		
		Complete		Complete		
	Accompl. Type: ▼ Proposed		Accompl. Type: ▼ Proposed			
		Underway		Underway		
		Complete		Complete		
Proposed Outcome		Performance Measure		Actual Outcome		
21A General Program Administration 570.206 ▼			Matrix Codes ▼			
Matrix Codes ▼			Matrix Codes ▼			
Matrix Codes ▼			Matrix Codes ▼			
Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
Program Year 2	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
Program Year 3	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	272,326	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
Program Year 4	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
Program Year 5	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:	HOME Program Administration		
Description:	IDIS Project #:	UOG Code:	CA63876 Vallejo
Staff and overhead costs of administering HOME Program.			

Location:	Priority Need Category	
	Select one:	Planning/Administration ▼
Explanation:		

Expected Completion Date:	
6/30/2009	
Objective Category	

Outcome Categories <input type="checkbox"/> Availability/Accessibility <input type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	Specific Objectives	
	1	▼
	2	▼

Project-level Accomplishments	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	

Proposed Outcome	Performance Measure	Actual Outcome

19A HOME Admin/Planning Costs of PJ (not part of 5% Ad) ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼

Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	HOME ▼	Proposed Amt.	81,584	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
	Actual Units			Actual Units		

Project Name: Down Payment Assistance Loans and Closing Cost Grants					
Description:	IDIS Project #: UOG Code: CA63876 Vallejo				
Down payment assistance loans and closing cost grants provided to three (3) low and moderate income first time homebuyers.					
Location:	Priority Need Category				
Community-wide	Select one: Owner Occupied Housing				
Explanation:					
Expected Completion Date:					
6/30/2009					
Objective Category					
<input checked="" type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input type="radio"/> Economic Opportunity					
Outcome Categories	Specific Objectives				
<input type="checkbox"/> Availability/Accessibility <input checked="" type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	1 Increase the availability of affordable owner housing 2 3				
Project-level Accomplishments	04 Households	Proposed	3	Accmpl. Type:	Proposed
		Underway			Underway
		Complete			Complete
	Accmpl. Type:	Proposed		Accmpl. Type:	Proposed
		Underway			Underway
		Complete			Complete
	Accmpl. Type:	Proposed		Accmpl. Type:	Proposed
		Underway			Underway
		Complete			Complete
Proposed Outcome	Performance Measure	Actual Outcome			
Affordability	Decent Housing				
13 Direct Homeownership Assistance 570.201(n)	Matrix Codes				
Matrix Codes	Matrix Codes				
Matrix Codes	Matrix Codes				
Program Year 1	Fund Source:	Proposed Amt.		Fund Source:	Proposed Amt.
		Actual Amount			Actual Amount
	Fund Source:	Proposed Amt.		Fund Source:	Proposed Amt.
		Actual Amount			Actual Amount
	Accmpl. Type:	Proposed Units		Accmpl. Type:	Proposed Units
		Actual Units			Actual Units
	Accmpl. Type:	Proposed Units		Accmpl. Type:	Proposed Units
		Actual Units			Actual Units

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
Program Year 3	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	Fund Source: ▼	Proposed Amt.	245,128	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
Program Year 5	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name: Rehabilitation Loans						
Description:	IDIS Project #: UOG Code: CA63876 Vallejo					
Low interest loans provided to two (2) low and moderate income residents for rehabilitation of homes.						
Location:	Priority Need Category					
Community-wide	Select one: Owner Occupied Housing ▼					
Explanation:						
Expected Completion Date: 6/30/2009						
Objective Category						
<input checked="" type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input type="radio"/> Economic Opportunity						
Outcome Categories	Specific Objectives					
<input type="checkbox"/> Availability/Accessibility <input checked="" type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	1 Improve the quality of owner housing ▼ 2 ▼ 3 ▼					
Project-level Accomplishments	04 Households ▼	Proposed 2	Accompl. Type: ▼	Proposed		
		Underway		Underway		
		Complete		Complete		
	Accompl. Type: ▼	Proposed	Accompl. Type: ▼	Proposed		
		Underway		Underway		
		Complete		Complete		
	Accompl. Type: ▼	Proposed	Accompl. Type: ▼	Proposed		
		Underway		Underway		
		Complete		Complete		
Proposed Outcome		Performance Measure		Actual Outcome		
Affordability		Decent Housing				
14A Rehab; Single-Unit Residential 570.202 ▼		Matrix Codes ▼		Matrix Codes ▼		
Matrix Codes ▼		Matrix Codes ▼		Matrix Codes ▼		
Matrix Codes ▼		Matrix Codes ▼		Matrix Codes ▼		
Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	HOME ▼	Proposed Amt.	120,836	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:	CHDO Project		
Description:	IDIS Project #:	UOG Code:	CA63876 Vallejo
Development of affordable housing units. Project to be determined.			

Location:	Priority Need Category		
Community-wide	Select one:	Owner Occupied Housing ▼	
Explanation:			

Expected Completion Date:			
6/30/2009			
Objective Category			
<input checked="" type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input type="radio"/> Economic Opportunity			

Specific Objectives			
Outcome Categories	1	Increase the availability of affordable owner housing	▼
<input type="checkbox"/> Availability/Accessibility <input checked="" type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	2		▼
	3		▼

Project-level Accomplishments	10 Housing Units ▼	Proposed	TBD		Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	

Proposed Outcome	Performance Measure	Actual Outcome
Affordability	Decent Housing	

12 Construction of Housing 570.201(m) ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼

Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	HOME ▼	Proposed Amt.	92,376	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name: CHDO Administration		
Description:	IDIS Project #: UOG Code: CA63876 Vallejo	
CHDO administrative costs.		
Location:	Priority Need Category	
	Select one: Planning/Administration ▼	
Explanation:		
Expected Completion Date:		
6/30/2009		
Objective Category		
<input type="radio"/> Decent Housing		
<input type="radio"/> Suitable Living Environment		
<input type="radio"/> Economic Opportunity		
Specific Objectives		
Outcome Categories	1 ▼	
<input type="checkbox"/> Availability/Accessibility	2 ▼	
<input type="checkbox"/> Affordability	3 ▼	
<input type="checkbox"/> Sustainability		
Project-level Accomplishments	Accompl. Type: ▼ Proposed	Accompl. Type: ▼ Proposed
	Underway	Underway
	Complete	Complete
	Accompl. Type: ▼ Proposed	Accompl. Type: ▼ Proposed
	Underway	Underway
	Complete	Complete
	Accompl. Type: ▼ Proposed	Accompl. Type: ▼ Proposed
	Underway	Underway
	Complete	Complete
Proposed Outcome	Performance Measure	Actual Outcome
21I HOME CHDO Operating Expenses (subject to 5% cap) ▼		Matrix Codes ▼
Matrix Codes ▼		Matrix Codes ▼
Matrix Codes ▼		Matrix Codes ▼
Program Year 1	Fund Source: ▼ Proposed Amt.	Fund Source: ▼ Proposed Amt.
	Actual Amount	Actual Amount
	Fund Source: ▼ Proposed Amt.	Fund Source: ▼ Proposed Amt.
	Actual Amount	Actual Amount
	Accompl. Type: ▼ Proposed Units	Accompl. Type: ▼ Proposed Units
	Actual Units	Actual Units
	Accompl. Type: ▼ Proposed Units	Accompl. Type: ▼ Proposed Units
	Actual Units	Actual Units

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	HOME ▼	Proposed Amt.	30,792	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name: Area Agency on Aging				
Description: 1,500 escorted one-way trips to 100 frail, older residents.	IDIS Project #: UOG Code: CA63876 Vallejo			
Location: Community-wide	Priority Need Category Select one: Public Services ▼			
Expected Completion Date: 6/30/2009	Explanation:			
Objective Category <input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity	Specific Objectives			
Outcome Categories <input checked="" type="checkbox"/> Availability/Accessibility <input type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	1 Improve economic opportunities for low-income persons ▼ 2 ▼ 3 ▼			
Project-level Accomplishments	01 People ▼	Proposed 100	Accompl. Type: ▼	Proposed
		Underway		Underway
		Complete		Complete
	Accompl. Type: ▼	Proposed	Accompl. Type: ▼	Proposed
		Underway		Underway
		Complete		Complete
	Accompl. Type: ▼	Proposed	Accompl. Type: ▼	Proposed
		Underway		Underway
		Complete		Complete
Proposed Outcome Availability/Accessibility	Performance Measure Economic Opportunity	Actual Outcome		
05A Senior Services 570.201(e) ▼	Matrix Codes ▼	Matrix Codes ▼		
Matrix Codes ▼	Matrix Codes ▼	Matrix Codes ▼		
Matrix Codes ▼	Matrix Codes ▼	Matrix Codes ▼		
Program Year 1	Fund Source: ▼	Proposed Amt.	Fund Source: ▼	Proposed Amt.
		Actual Amount		Actual Amount
	Fund Source: ▼	Proposed Amt.	Fund Source: ▼	Proposed Amt.
		Actual Amount		Actual Amount
	Accompl. Type: ▼	Proposed Units	Accompl. Type: ▼	Proposed Units
		Actual Units		Actual Units
	Accompl. Type: ▼	Proposed Units	Accompl. Type: ▼	Proposed Units
		Actual Units		Actual Units

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	19,334	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:	Catholic Social Service		
Description:	IDIS Project #:	UOG Code:	CA63876 Vallejo
Family assistance services for 1,500 very low income residents.			

Location:	Priority Need Category		
Community-wide	Select one:	Public Services ▼	
Explanation:			

Expected Completion Date:			
6/30/2009			
Objective Category			
<input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity			

Specific Objectives			
Outcome Categories	1	Improve economic opportunities for low-income persons	▼
<input checked="" type="checkbox"/> Availability/Accessibility <input type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	2		▼
	3		▼

Project-level Accomplishments	01 People ▼	Proposed	1,500		Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	

Proposed Outcome	Performance Measure	Actual Outcome
Availability/Accessibility	Economic Opportunity	

05 Public Services (General) 570.201(e) ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼

Program Year 1	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	19,334	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:		Christian Help Center					
Description:		IDIS Project #:		UOG Code:		CA63876 Vallejo	
Two thousand (2,000) case management hours and 43,000 meals for 650 homeless clients who are residents of emergency shelter.							
Location:		Priority Need Category					
Community-wide		Select one:		Public Services ▼			
Explanation:							
Expected Completion Date:							
6/30/2009							
Objective Category							
<input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity							
Outcome Categories		Specific Objectives					
<input type="checkbox"/> Availability/Accessibility <input checked="" type="checkbox"/> Affordability <input type="checkbox"/> Sustainability		1	Improve economic opportunities for low-income persons				▼
		2					▼
		3					▼
Project-level Accomplishments	01 People ▼	Proposed	650		Accompl. Type:	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type:	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type:	Proposed	
		Underway				Underway	
		Complete				Complete	
Proposed Outcome		Performance Measure			Actual Outcome		
Affordability		Economic Opportunity					
05 Public Services (General) 570.201(e) ▼				Matrix Codes ▼			
Matrix Codes ▼				Matrix Codes ▼			
Matrix Codes ▼				Matrix Codes ▼			
Program Year 1	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	19,334	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:		Fighting Back Partnership (Country Club Crest)					
Description:		IDIS Project #:		UOG Code:		UOG Code	
Community organizing and education to reduce and prevent substance abuse in the Country Club Crest Target Area Neighborhood.							
Location:		Priority Need Category					
Country Club Crest Target Area Neighborhood, within Flosden Redevelopment Project Area		Select one:		Public Services ▼			
		Explanation:					
Expected Completion Date:							
6/30/2009							
Objective Category <input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity							
Outcome Categories		Specific Objectives					
<input checked="" type="checkbox"/> Availability/Accessibility		1	Improve economic opportunities for low-income persons ▼				
<input type="checkbox"/> Affordability		2	▼				
<input type="checkbox"/> Sustainability		3	▼				
Project-level Accomplishments	01 People ▼	Proposed	TBD	Accompl. Type: ▼		Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼		Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼		Proposed	
		Underway				Underway	
		Complete				Complete	
Proposed Outcome		Performance Measure			Actual Outcome		
Availability/Accessibility		Economic Opportunity					
05 Public Services (General) 570.201(e) ▼				Matrix Codes ▼			
Matrix Codes ▼				Matrix Codes ▼			
Matrix Codes ▼				Matrix Codes ▼			
Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.		
		Actual Amount			Actual Amount		
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.		
		Actual Amount			Actual Amount		
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
		Actual Units			Actual Units		
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units			
	Actual Units			Actual Units			

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 4	CDBG ▼	Proposed Amt.	41,568	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		

Project Name:	Global Center for Success		
Description:	IDIS Project #:	UOG Code:	CA63876 Vallejo
Supportive services to 375 homeless individuals.			

Location:	Priority Need Category		
Community-wide	Select one:	Public Services ▼	
Explanation:			

Expected Completion Date:			
6/30/2009			
Objective Category			
<input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity			

Specific Objectives			
Outcome Categories	1	Improve economic opportunities for low-income persons	▼
<input checked="" type="checkbox"/> Availability/Accessibility <input type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	2		▼
	3		▼

Project-level Accomplishments	01 People ▼	Proposed	375		Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	

Proposed Outcome	Performance Measure	Actual Outcome
Availability/Accessibility	Economic Opportunity	

05 Public Services (General) 570.201(e) ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼

Program Year 1	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	24,167	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Project Name:		Hope Haven Transitional Shelter					
Description:		IDIS Project #:		UOG Code:		CA63876 Vallejo	
Transitional housing with supportive services for sixteen (16) homeless women.							
Location:		Priority Need Category:					
Community-wide		Select one:		Public Services ▼			
Explanation:							
Expected Completion Date:		6/30/2009					
Objective Category		<input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity					
Outcome Categories		Specific Objectives					
<input type="checkbox"/> Availability/Accessibility		1	Increase range of housing options & related services for persons w/ special needs				▼
<input checked="" type="checkbox"/> Affordability		2					▼
<input type="checkbox"/> Sustainability		3					▼
Project-level Accomplishments	01 People ▼	Proposed	16		Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
Proposed Outcome		Performance Measure			Actual Outcome		
Affordability		Economic Opportunity					
05F Substance Abuse Services 570.201(e) ▼				Matrix Codes ▼			
Matrix Codes ▼				Matrix Codes ▼			
Matrix Codes ▼				Matrix Codes ▼			
Program Year 1	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Fund Source: ▼	Proposed Amt.			Fund Source: ▼	Proposed Amt.	
		Actual Amount				Actual Amount	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	
	Accompl. Type: ▼	Proposed Units			Accompl. Type: ▼	Proposed Units	
		Actual Units				Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 4	CDBG ▼	Proposed Amt.	29,000	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		

Project Name:	The House of Acts		
Description:	IDIS Project #:	UOG Code:	CA63876 Vallejo
Job development training and GED preparation assistance for 30 recovering substance abusers who are residents of The House of Acts men's facility.			

Location:	Priority Need Category		
Community-wide	Select one:	Public Services ▼	
Explanation:			

Expected Completion Date:			
6/30/2009			
Objective Category			
<input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity			

Specific Objectives			
Outcome Categories	1	Increase range of housing options & related services for persons w/ special needs	▼
<input type="checkbox"/> Availability/Accessibility <input checked="" type="checkbox"/> Affordability <input type="checkbox"/> Sustainability	2		▼
	3		▼

Project-level Accomplishments	01 People ▼	Proposed	30		Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	
	Accompl. Type: ▼	Proposed			Accompl. Type: ▼	Proposed	
		Underway				Underway	
		Complete				Complete	

Proposed Outcome	Performance Measure	Actual Outcome
Affordability	Economic Opportunity	

05F Substance Abuse Services 570.201(e) ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼
Matrix Codes ▼	Matrix Codes ▼

Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 4	CDBG ▼	Proposed Amt.	21,267	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units		
	Actual Units			Actual Units		

Project Name: Meals on Wheels						
Description:	IDIS Project #: UOG Code: CA63876 Vallejo					
Meals for 100 frail, older residents in the Central City and Country Club Crest Target Area Neighborhoods.						
Location:	Priority Need Category					
Community-wide	Select one: Public Services ▼					
Explanation:						
Expected Completion Date:						
6/30/2009						
Objective Category						
<input type="radio"/> Decent Housing <input type="radio"/> Suitable Living Environment <input checked="" type="radio"/> Economic Opportunity						
Specific Objectives						
Outcome Categories	1 Improve the services for low/mod income persons ▼					
<input checked="" type="checkbox"/> Availability/Accessibility	2 ▼					
<input type="checkbox"/> Affordability	3 ▼					
<input type="checkbox"/> Sustainability						
Project-level Accomplishments	01 People ▼	Proposed 100		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
	Accompl. Type: ▼	Proposed		Accompl. Type: ▼	Proposed	
		Underway			Underway	
		Complete			Complete	
Proposed Outcome		Performance Measure		Actual Outcome		
Availability/Accessibility		Economic Opportunity				
05A Senior Services 570.201(e) ▼			Matrix Codes ▼			
Matrix Codes ▼			Matrix Codes ▼			
Matrix Codes ▼			Matrix Codes ▼			
Program Year 1	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	

Program Year 2	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 3	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 4	CDBG ▼	Proposed Amt.	30,240	Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
Program Year 5	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Fund Source: ▼	Proposed Amt.		Fund Source: ▼	Proposed Amt.	
		Actual Amount			Actual Amount	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	
	Accompl. Type: ▼	Proposed Units		Accompl. Type: ▼	Proposed Units	
		Actual Units			Actual Units	



Fourth Program Year Action Plan

The CPMP Fourth Annual Action Plan includes the SF 424 and Narrative Responses to Action Plan questions that CDBG, HOME, HOPWA, and ESG grantees must respond to each year in order to be compliant with the Consolidated Planning Regulations. The Executive Summary narrative is required.

Narrative Responses

GENERAL

Executive Summary

The Executive Summary is required. Include the objectives and outcomes identified in the Plan, and an evaluation of past performance.

Program Year 4 Action Plan Executive Summary:

The one-year Action Plan for Fiscal Year (FY) 2008/2009 in the City of Vallejo's Consolidated Plan outlines a program of investment of \$2,177,472 in new Federal Community Development Block Grant (CDBG) Program funds, Federal HOME Investment Partnerships Program funds, and projected CDBG and HOME "program income" (revenue). Funds will be primarily be spent on affordable housing, neighborhood improvements in the Country Club Crest Target Area, and social services. This Action Plan includes the period beginning July 1, 2008 and ending June 30, 2009.

The five-year Consolidated Plan, adopted by the Vallejo City Council in 2005, has established priorities for various housing programs by weighing the severity of needs for assistance among the population groups most in need, analyzing the housing stock and market conditions, and assessing the resources likely to be available over the life of the Consolidated Plan.

Based on the above, one of the groups that has been identified as a high priority for assistance is very low-income renters, through the provision of over \$20 million in Department of Housing and Urban Development (HUD) Housing Choice Vouchers; the Family Self-sufficiency Program; and the preservation, rehabilitation, purchase, and construction of housing by and for very low- and low-income persons. The development of affordable rental housing, for example, acquisition/rehabilitation, may be accomplished in part through the allocation of up to \$5.1 million in pooled funds in FY 2008/2009, including from such sources as CDBG, HOME, Redevelopment Agency, and Housing Authority Program funds.

The City is also committed to providing and supporting assistance by other entities for homeless persons, and persons who are not homeless, but have special needs, through emergency shelter, supportive services, and transitional housing.

The City of Vallejo is currently on schedule to accomplish many of the goals and outcomes in the Consolidated Plan.

General Questions

1. Describe the geographic areas of the jurisdiction (including areas of low-income and/or racial/minority concentration) in which assistance will be directed during the next year. Where appropriate, the jurisdiction should estimate the percentage of funds the jurisdiction plans to dedicate to target areas.

The majority of the projects and services planned are available to Vallejo residents, that is, City-wide. However, many of the participants in the City's various housing and community development programs also reside in CDBG Program Target Area neighborhoods. Eligibility for these services is based on a person's income. The City of Vallejo has no areas of low-income or racial/minority concentration.

For a discussion of the City's plan for Target Area neighborhood investment, see response to #2 below.

2. Describe the basis for allocating investments geographically within the jurisdiction (or within the EMSA for HOPWA), at 91.215(a)(1), during the next year, and the rationale for assigning priorities.

In October 2006, the Vallejo City Council established the Country Club Crest Target Area neighborhood as a neighborhood preservation area in FY 2008/2009, that is, in need of significant preservation and/or revitalization. Approximately 35 percent of the City's FY 2008/2009 CDBG Program funds will be allocated to the Country Club Crest neighborhood.

3. Describe actions that will take place during the next year to address obstacles to meeting underserved needs.

The primary obstacle to meeting underserved needs is largely related to a lack of adequate resources to: (1) implement activities that are needed, or (2) to expand needed programs.

4. Identify the Federal, State, and local resources expected to be made available to address the needs identified in the Plan. Federal resources should include Housing Choice Voucher made available to the jurisdiction, Low-Income Housing Tax Credits, and competitive McKinney-Vento Homeless Assistance Act funds expected to be available to address priority needs and specific objectives identified in the Strategic Plan.

The sources of funding that may be used to achieve the goals identified in the Action Plan above may include but are not limited to: (1) Federal Housing Choice Voucher Program funds from HUD, for rental assistance; (2) Federal HOME Program funds from the City of Vallejo, Affordable Housing Funds from the Vallejo Redevelopment Agency, Low Income Housing Tax Credits, bond financing, Affordable Housing Program (AHP) funds, and owner's funds, for housing rehabilitation loans, and down payment assistance loans and closing cost grants for first time homebuyers; (3) Federal HOME Program Community Housing Development Organization (CHDO) funds from the City of Vallejo, and private funds, for the construction of for-ownership housing; (4) a variety of private, State, and Federal sources, including CDBG Program funds from the City of Vallejo, for emergency shelter, supportive services, and transitional housing provided by non-profit agencies; and (5) Federal CDBG Program funds from the City of Vallejo for neighborhood preservation and/or revitalization activities, and for social services.

Program Year 4 Action Plan General Questions response: See above responses.

Managing the Process

1. Identify the lead agency, entity, and agencies responsible for administering programs covered by the Consolidated Plan.

The Housing and Community Development Division of the Community Development Department of the City of Vallejo is the lead agency responsible for administering programs covered by the Consolidated Plan.

The City of Vallejo is the entity that adopted the Consolidated Plan in 2005. Incorporated in 1867, Vallejo operates under the Council-Manager form of government. Located in the North Bay subregion of the San Francisco Bay Area, in Solano County, California, according to the 2000 Census, the population of Vallejo was 116,670.

A variety of private, non-profit, and public agencies will assist the City in administering the programs and activities in the FY 2008/2009 Action Plan, including but not limited to such as organizations as Vallejo Neighborhood Housing Services, Inc. (VNHS), the Global Center for Success (on Mare Island), the Christian Help Center, and the City of Vallejo Code Enforcement and Engineering Divisions.

2. Identify the significant aspects of the process by which the Plan was developed, and the agencies, groups, organizations, and others who participated in the process.

In anticipation of receiving CDBG, HOME, and other program funds from HUD for housing and community development activities in FYs 2007/2008 and 2008/2009, in October 2006 the Vallejo City Council adopted an application process for its use of CDBG and HOME Program funds for these two years, the third and fourth year of the Consolidated Plan. The City Council established the following key policy directives: (1) CDBG Program Target Area neighborhoods in need of significant preservation and/or revitalization were designated to receive funding, as follows: City Park and the immediate neighborhood in the Central City Target Area in FY 2007/2008, and the Country Club Crest Target Area in FY 2008/2009; (2) up to 30 percent of the City's CDBG and HOME Program funds for FYs 2007/2008 and 2008/2009 were initially allocated to rental housing development; and (3) CDBG and HOME Program funds, as applicable, were allocated to social service activities and program administration in the maximum amounts allowed by HUD for FYs 2007/2008 and 2008/2009. The City Council directed that the minimum allocation for each social service program be \$20,000, and that there be no maximum.

These policies were adopted upon the recommendation of the Community Development Commission of the City of Vallejo, and staff.

In addition, beginning in September, 2006, a team of staff representing various City departments and agencies was formed and met periodically to develop a recommendation for improvements and activities in the Country Club Crest using FY 2008/2009 CDBG funds, and in the City Park area in FY 2007/2008. As part of the planning process, neighborhood meetings have also been held, some of which were attended by City staff and Commissioners.

3. Describe the actions that will take place during the next year to enhance coordination between public and private housing, health, and social service agencies.

A staff team representing various City departments and related agencies will implement the projects and activities in Country Club Crest, in consultation with the residents. For further information, see responses to #1 and #2 above.

Program Year 4 Action Plan Managing the Process response: See above responses.

Citizen Participation

1. Provide a summary of the citizen participation process.

The City of Vallejo has adopted a Citizen Participation Plan that provides an opportunity for residents, service providers, and other interested parties to become involved in discussions regarding local needs, and the allocation of resources to address them. As a result of this process, a five-year Consolidated Plan was approved by the City Council in April 2005. This Plan covers the period beginning July 1, 2005 and ending June 30, 2010.

A City Council-appointed Community Development Commission reviews proposed CDBG Program activities and recommends actions on policies and budget allocations to the City Council. Each year, the Community Development Commission holds a public meeting to gather information and receive comments on critical housing and community development needs and issues in Vallejo. Public hearings for this purpose were held on November 30, 2006 and December 6, 2007. Another public hearing on the proposed Action Plan for the fourth year of the Consolidated Plan, (FY 2008/2009) was held during a special meeting of the Community Development Commission on April 3, 2008. The FY 2008/2009 Action Plan is scheduled for consideration by the City Council on May 6, 2008.

2. Provide a summary of citizen comments or views on the Plan.

The following comments on the proposed FY 2008/2009 Action Plan were received at the April 3, 2008 public hearing:

- (1) Rey Bernardes, representing the Christian Help Center, the Global Center for Success, and the Reynaissance Family Center, thanked the Community Development Commission for its support.
- (2) Mustafa Abdul-Ghaneer discussed funding available in the Floden Redevelopment Project Area for improvements to the Country Club Crest neighborhood. He stated that City staff has informed him that \$400,000 in matching funds from the Floden Project Area would be recommended for the Country Club Crest Neighborhood Preservation Project in FY 2008/2009. Mr. Abdul-Ghaneer also stated that he believed that coordination between the City's Housing and Community Development Division, and the Economic Development Division, could be improved; that coordination between the City's Community Development Commission, and Housing and Redevelopment Commission, could be improved; and that e-mail communication could be more heavily used in order to increase citizen participation in the City's housing, community development, and redevelopment programs.
- (3) Councilmember Joanne Schivley asked the Commission to recommend continued funding for the installation of curb ramps in Vallejo, a City Council priority. She also stated that she was in favor of providing City funding for affordable ownership housing, and not rental housing. Finally, she commented that the recent announcement by Meals on Wheels of Solano County that it was closing its congregate feeding site for the elderly at Fairgrounds Plaza Shopping Center in North Vallejo on April 25, 2008 may be in violation of its CDBG Program Agreement with the City. Ms. Schivley requested that the Commission ask staff to determine if Meals on Wheels, by taking this action, was in compliance with the terms of the Agreement. She questioned whether Meals on Wheels should continue to receive City funding at the same level if congregate feeding in North Vallejo for the residents of the Country Club Crest was being discontinued. She also stated that the North Vallejo Community Center was unsuitable as a site for congregate feeding for the elderly.
- (4) Liat Meitzenheimer spoke on behalf of the current congregate feeding site for the elderly in North Vallejo, and stated this facility should not be closed by Meals on Wheels.

- (5) Deanna Lang, 1255 Tuolumne Street, Vallejo, stated she is opposed to budget cuts in North Vallejo by Meals on Wheels, and that she believed that budget cuts, if required, should be imposed across feeding sites, and not at one site. She also spoke in support of VNHS, Inc., and stated that the City should allocate the \$408,488 recommended by staff for affordable rental housing development, to VNHS for homeownership assistance.
- (6) Richard Steven, Meals on Wheels Board of Directors, discussed the congregate feeding site at Fairgrounds Plaza, and its low participation rate, an average of eight clients per day. Mr. Steven stated that Meals on Wheels is closing this site for financial reasons, as the overhead costs at that site have become prohibitive, and could eventually jeopardize its other programs or sites, where Meals on Wheels is not charged for overhead. All other Meals on Wheels meal sites are donated.
- (7) Saskia Lembesis, Executive Director, Meals on Wheels, commented on the low daily participation at Fairgrounds Plaza. She also stated that the North Vallejo Community Center has great potential as an alternative congregate feeding site for the elderly.
- (8) Carol Hardy, VNHS, requested that the \$408,488 recommended for affordable rental housing development be allocated instead to VNHS for homeownership assistance.
- (9) Sam Kurshan stated that he believes that Meals on Wheels needs to be more creative in North Vallejo, and that perhaps the elderly residents in the Country Club Crest do not like the food being provided by Meals on Wheels. He questioned whether the meals served at the Fairgrounds Plaza site were culturally appropriate.

One written e-mail communication was also received, (attached).

3. Provide a summary of efforts made to broaden public participation in the development of the Consolidated Plan, including outreach to minorities and non-English speaking persons, as well as persons with disabilities.

A public notice regarding the April 3, 2008 public hearing planned was published in the local newspaper, carried over the City's cable television access channel, and mailed to over 125 different organizations and individuals, including agencies serving a variety of ethnic populations, non-English-speaking persons, and persons with disabilities. Copies of the proposed FY 2008/2009 Action Plan were made available for public review and comment, including on the City's Web Page. In the public notice, the City invited written comments on the proposed FY 2008/2009 Action Plan during the period beginning March 20, 2008 and ending April 3, 2008. A second public notice was issued on April 8, 2008 extending the written comment period on a second draft of the proposed Action Plan to April 22, 2008. No written comments were received.

4. Provide a written explanation of comments not accepted and the reasons why these comments were not accepted.

- (1) On October 24, 2006, the Vallejo City Council adopted Resolution No. 06-325 N. C., which in part directed that 30 percent of the City's annual CDBG and HOME Program funds (in FYs 2007/2008 and 2008/2009) be allocated for the development of affordable rental housing. If the Community Development Commission, or staff, were to recommend the allocation of this funding for a different purpose, such as affordable homeownership, it would be acting contrary to City Council policy direction, as embodied in the Resolution. If the City Council were to amend or rescind Resolution No. 06-325 N. C., the Commission or staff would be entitled to consider an alternative funding recommendation.

Additionally, VNHS has been a significant partner of the City of Vallejo in addressing affordable housing needs, particularly in the areas of homeownership, housing rehabilitation, and neighborhood improvement. To this end, VNHS received approximately \$775,000 in CDBG and HOME Program funds from the City in FY 2007/2008 and, if approved by the City Council, VNHS would receive an additional \$574,000 from the City in FY 2008/2009 for its programs, (\$489,132 in HOME Program funds, nearly 60 percent of the City's entire FY 2008/2009 HOME Program allocation, and \$85,045 in CDBG Program funds). These amounts of City housing and community development funding for VNHS are more than that provided to any other non-profit agency in Vallejo, (that is, many times over).

The City of Vallejo is obligated, in its Consolidated Plan, and in the Housing Element of the General Plan, to provide affordable housing, both rental and ownership, to its residents. Therefore, it is important that the City's housing resources are allocated in a balanced manner; providing additional funding to VNHS, for example, for homeownership assistance, given its already sizable City funding allocations, would be to the exclusion of using some of the City's financial resources for providing safe, decent, and affordable rental housing for very low-income families.

- (2) The FY 2007/2008 CDBG Program Agreement between the City of Vallejo and Meals on Wheels of Solano County is a cost per client, performance-based contract. A total of \$31,282 in CDBG Program funds has been allocated to Meals on Wheels in FY 2007/2008. These funds are provided on a reimbursement basis, according to the number of unduplicated clients served, or Meals on Wheels' actual eligible expenses, whichever is less. CDBG Program funds may only be used for direct program costs, that is, not overhead.

The Agreement requires that Meals on Wheels provide meals to 150 unduplicated frail, older residents living in the Central City and Country Club Crest Target Areas during FY 2007/2008, for a CDBG Program cost per client of \$208.55. The Agreement does not specify a method(s) for providing meals; that is, the number of home-delivered meals, the number of meals provided at a congregate feeding site, how clients will be served in each Target Area, or where meals will be provided, is at the discretion of Meals on Wheels. Therefore, Meals on Wheels is in compliance with the terms of the Agreement, including its Scope of Services.

If Meals on Wheels does not serve 150 clients in these Target Areas (combined) by June 30, 2008, it will not be eligible to receive its full CDBG

Program funding allocation. As of April 4, 2008, Meals on Wheels had an unspent (unreimbursed) balance of CDBG Program funds in the amount of \$12,095. During the first six months of FY 2007/2008 year, Meals on Wheels provided meals to 92 clients, 47 living in the Central City Target Area, and 45 living in the Country Club Crest Target Area.

The remainder of this section will be completed: (1) at the conclusion of the second comment period, and (2) after the consideration and approval of the Action Plan for FY 2008/2009 by the Vallejo City Council, scheduled for May 6, 2008.

*Please note that Citizen Comments and Responses may be included as additional files within the CPMP Tool.

Program Year 4 Action Plan Citizen Participation response: See above responses.

Institutional Structure

1. Describe actions that will take place during the next year to develop institutional structure.

Program Year 4 Action Plan Institutional Structure response: The Housing and Community Development Division of the City of Vallejo Community Development Department is responsible for the implementation of Action Plan activities. However, a variety of public and private organizations are involved in administering components of the Plan. As an example, several non-profit organizations provide services to homeless persons, and private lenders operate affordable housing loan programs to fund below-market rate mortgages for low-income persons in the community.

The City of Vallejo benefits from a well-developed network of government agencies, and non-profit and private organizations, to carry out its five-year Consolidated Plan, and annual Action Plans. Some gaps have been identified in the delivery of services to homeless persons, and persons at risk of becoming homeless. The coordination of services for the general population of homeless persons, and homeless persons who have special needs, can be improved.

Monitoring

1. Describe actions that will take place during the next year to monitor housing and community development projects and ensure long-term compliance with program requirements and comprehensive planning requirements.

Program Year 4 Action Plan Monitoring response: To be effective, housing and community development strategies and policies must be consistently monitored and, when necessary, revised. The City of Vallejo will conduct monitoring reviews to determine whether its programs are being carried out in accordance with its Consolidated Plan, and in a timely manner. The monitoring will be conducted on a regular basis to ensure that statutory and regulatory requirements are being met and that, where appropriate, information that is being submitted to the HUD Integrated Disbursement and Information System, (or "IDIS") is correct and complete. The City will monitor thirteen subrecipient agencies receiving CDBG and HOME Program funds in 2008. Follow up monitoring of these agencies will be conducted as needed.

There are several evaluation tools which the City will use to measure the success of its programs in meeting local housing and community development needs. The first are the quarterly and annual progress reports required by funding sources, and periodic reports on CDBG, HOME, and Affordable Housing projects to the City Council and Redevelopment Agency. HUD requires that the City submit annual reports (the Consolidated Annual Performance and Evaluation Report, or "CAPER") on its progress and performance in carrying out its program goals in the CDBG and HOME Programs. For the CDBG and HOME Programs, this will include the use of HUD's Outcome Performance Measurement System. Utilization reports are required for the Housing Choice Voucher Program to inform HUD of the number of vouchers being used in relation to the number of vouchers available. Vallejo also compiles inventories of current development projects, ascertains vacancy rates, and conducts rent surveys for purposes of analyzing rent reasonableness.

Lead-based Paint

1. Describe the actions that will take place during the next year to evaluate and reduce the number of housing units containing lead-based paint hazards in order to increase the inventory of lead-safe housing available to extremely low-income, low-income, and moderate-income families, and how the plan for the reduction of lead-based hazards is related to the extent of lead poisoning and hazards.

Program Year 4 Action Plan Lead-based Paint response: Lead-based paint educational materials, inspections, and referrals are available to Housing Authority-assisted tenants and rental property owners; and to prospective housing rehabilitation and down payment assistance loan recipients. Additionally, revised lead-based paint protocols were developed in 2007.

HOUSING

Specific Housing Objectives

*Please also refer to the Housing Needs Table in the Needs.xls workbook.

1. Describe the priorities and specific objectives the jurisdiction hopes to achieve during the next year.

Priority Group #1: Very low-income renters (at 0 – 50 percent of the area median income): Rental assistance to 2,000 housing units.

Very low- and low-income existing homeowners (at 0 – 80 percent of the area median income): Rehabilitation of two housing units.

Priority Group #2: Very low- and low-income first time homebuyers (at 0 – 80 percent of the area median income): First time homebuyer assistance (down payment) loans and closing cost grants to three households; and new construction of 22 for-ownership housing units (duets) at Mini and Stanford Drives, (known as "Graham Gardens"), eleven of these for households at 0 – 80 percent of the area median income.

2. Describe how Federal, State, and local public and private sector resources that are reasonably expected to be available will be used to address identified needs for the period covered by this Action Plan.

Federal (HUD) Housing Choice Voucher Program funds for rental assistance; Federal (HUD) HOME Program funds from the City of Vallejo, and owner's funds, for housing rehabilitation loans, first time homebuyer (down payment) loans, and closing cost grants; and Federal HOME/Community Housing Development Organization (or "CHDO") funds from the City of Vallejo, and private funds, for new for-ownership housing construction, e. g., Graham Gardens.

Program Year 4 Action Plan Specific Housing Objectives response: See above responses.

Needs of Public Housing (Not Applicable)

1. Describe the manner in which the Plan of the jurisdiction will help address the needs of public housing and activities it will undertake during the next year to encourage public housing residents to become more involved in management and participate in homeownership.
2. If the public housing agency is designated as "troubled" by HUD or otherwise is performing poorly, the jurisdiction shall describe the manner in which it will provide financial or other assistance in improving its operations to remove such designation during the next year.

Program Year 4 Action Plan Needs of Public Housing response:

Barriers to Affordable Housing

1. Describe the actions that will take place during the next year to remove barriers to affordable housing.

Program Year 4 Action Plan Barriers to Barriers to Affordable Housing response: The lack of affordable housing is one of the most critical housing problems in the metropolitan area. The City of Vallejo has studied its tax policies, land use controls, zoning ordinances and subdivision regulations, growth limits, building codes, and charges, and has found that these practices in and of themselves do not pose significant barriers to affordable housing development. Aging infrastructure may impede new affordable housing development; however, the most significant barrier to new development may be a lack of building sites, as Vallejo is near "build-out."

HOME/ American Dream Down Payment Initiative (ADDI)

1. Describe other forms of investment not described in § 92.205(b).

None.

2. If the participating jurisdiction (PJ) will use HOME or ADDI funds for homebuyers, it must state the guidelines for resale or recapture, as required in § 92.254 of the HOME rule.

HOME Program funds will be used by the City of Vallejo for down payment assistance loans and closing cost grants for low- and moderate-income first time homebuyers. To ensure long-term affordability, the City will adhere to resale and recapture guidelines as required in 24 CFR 92.254.

3. If the PJ will use HOME funds to refinance existing debt secured by multifamily housing that is being rehabilitated with HOME funds, it must state its refinancing guidelines required under § 92.206(b). The guidelines shall describe the conditions under which the PJ will refinance existing debt. At a minimum these guidelines must:
 - a. Demonstrate that rehabilitation is the primary eligible activity and ensure that this requirement is met by establishing a minimum level of rehabilitation per unit or a required ratio between rehabilitation and refinancing.
 - b. Require a review of management practices to demonstrate that disinvestment in the property has not occurred; that the long-term needs of the project can be met; and that the feasibility of serving the targeted population over an extended affordability period can be demonstrated.
 - c. State whether the new investment is being made to maintain current affordable units, create additional affordable units, or both.
 - d. Specify the required period of affordability, whether it is the minimum fifteen years or longer.
 - e. Specify whether the investment of HOME funds may be jurisdiction-wide or limited to a specific geographic area, such as a neighborhood identified in a neighborhood revitalization strategy under 24 CFR 91.215(e)(2) or a Federally designated Empowerment Zone or Enterprise Community.
 - f. State that HOME funds cannot be used to refinance multifamily loans made or insured by any Federal program, including CDBG.

Not applicable.

4. If the PJ is going to receive American Dream Down Payment Initiative (ADDI) funds, please complete the following narratives:
 - a. Describe the planned use of the ADDI funds.
 - b. Describe the PJ's plan for conducting targeted outreach to residents and tenants of public housing and manufactured housing and to other families assisted by public housing agencies, for the purpose of ensuring that the ADDI funds are used to provide down payment assistance for such residents, tenants, and families.
 - c. Describe the actions to be taken to ensure the suitability of families receiving ADDI funds to undertake and maintain homeownership, such as provision of housing counseling to homebuyers.

Not applicable.

Program Year 4 Action Plan HOME/ADDI response: See above responses.

HOMELESS

Specific Homeless Prevention Elements

*Please also refer to the Homeless Needs Table in the Needs.xls workbook.

1. Sources of Funds — Identify the private and public resources that the jurisdiction expects to receive during the next year to address homeless needs and to prevent homelessness. These include the McKinney-Vento Homeless Assistance Act programs, other special Federal, State, and local and private funds targeted to homeless individuals and families with children, especially the chronically homeless, the HUD formula programs, and any publicly-owned land or property. Please describe, briefly, the jurisdiction's plan for the investment and use of funds directed toward homelessness.

Based on the resources expected to be available to the City of Vallejo, and to other entities (e. g., non-profit housing and social service agencies) during the period of the FY 2008/2009 Action Plan, the City plans to allocate funding to homeless families in need of emergency shelter and supportive services (a high priority need group); and homeless individuals in need of emergency shelter (a medium priority need group).

In FY 2008/2009, emergency shelter and supportive services will be provided to 500 homeless persons in Vallejo, by non-profit agencies, with financial assistance from a variety of private, State, and Federal sources, including but not limited to: private donations, Federal Emergency Management Agency ("FEMA") funds, Federal McKinney-Vento Homeless Assistance Act funds, and CDBG Program funds from the City of Vallejo. In 2007, the City of Vallejo also completed the rehabilitation of a sixteen-bed transitional housing facility for homeless families, the Reynaissance Family Center (RFC). The RFC project was funded with City of Vallejo CDBG Program funds, Supportive Housing Program funds from HUD, and private funds.

There is no publicly-owned land or property anticipated to be available to address the needs of homeless persons during the FY 2008/2009 Action Plan period.

2. Homelessness — In a narrative, describe how the Action Plan will address the specific objectives of the Strategic Plan and, ultimately, the priority needs identified. Please also identify potential obstacles to completing these action steps.

See response to #1 above. The only potential obstacle to completing action steps would be an unanticipated decline in funding.

3. Chronic homelessness — The jurisdiction must describe the specific planned action steps it will take over the next year aimed at eliminating chronic homelessness by 2012. Again, please identify barriers to achieving this.
4. Homelessness Prevention — The jurisdiction must describe its planned action steps over the next year to address the needs of the individuals and families with children at imminent risk of becoming homeless.
5. Discharge Coordination Policy — Explain planned activities to implement a cohesive, community-wide Discharge Coordination Policy, and how, in the coming year, the community will move toward such a policy.

Responses to #3, #4, and #5 above: The City of Vallejo has been a participating member of the County of Solano Continuum of Care since its formation, and the Continuum of Care planning process provides guidance as to the City's determination of priority needs and funding allocations. The City is represented on the governing board of the Community Action Partnership of Solano ("CAP Solano"), a joint powers authority and a task force for housing the homeless.

In January 2008, with input from homeless and safety net services providers, the CAP Solano governing board developed a draft written plan to end chronic homelessness by 2018. The City anticipates incorporating the final plan to end chronic homelessness into its FY 2009/2010 Action Plan.

The City also anticipates that during the period of the FY 2008/2009 Action Plan, CAP Solano will develop and adopt: (1) a written homeless prevention plan, and (2) a written discharge coordination policy, both of which will then be considered by the City of Vallejo for its use.

Program Year 4 Action Plan Homeless Prevention response: See above responses.

Emergency Shelter Grants (ESG) (Not Applicable)

(States only) Describe the process for awarding grants to State recipients, and a description of how the allocation will be made available to units of local government.

Program Year 4 Action Plan ESG response:

COMMUNITY DEVELOPMENT

Community Development

*Please also refer to the Community Development Table in the Needs.xls workbook.

1. Identify the jurisdiction's priority non-housing community development needs eligible for assistance by CDBG eligibility category specified in the Community Development Needs Table, (formerly Table 2B): public facilities, public improvements, public services, and economic development.

Based on the City's needs analysis and assessment of likely resources, the following community development (i. e., non-housing) priorities have been identified to address some of the most pressing community development needs in Vallejo: public infrastructure and facility improvements in the lowest income Target Area neighborhoods; the installation of curb ramps, City-wide; and the provision of social services.

2. Identify specific long-term and short-term community development objectives (including economic development activities that create jobs), developed in accordance with the statutory goals described in Section 24 CFR 91.1 and the primary objective of the CDBG program to provide decent housing and a suitable living environment and expand economic opportunities, principally for low- and moderate-income persons.

Public infrastructure improvements in Target Area neighborhoods: Approximately \$450,000 to be expended in FY 2008/2009.

Curb ramps, City-wide: Approximately \$135,000 to be expended in FY 2008/2009.

Social services: 1,000 low- and moderate-income persons to be assisted in FY 2008/2009.

*Note: Each specific objective developed to address a priority need must be identified by number and contain proposed accomplishments, the time period (i.e., one, two, three, or more years), and annual program year numeric goals the jurisdiction hopes to achieve in quantitative terms, or in other measurable terms as identified and defined by the jurisdiction.

Program Year 4 Action Plan Community Development response: See above responses.

Antipoverty Strategy

1. Describe the actions that will take place during the next year to reduce the number of poverty level families.

The City of Vallejo recognizes the need to prioritize anti-poverty programs, and will continue to support existing programs. Family self-sufficiency programs with supportive services are key components in the City of Vallejo's anti-poverty plan. Coordination with social service organizations that administer programs such as Child Start, assistance to families in crisis, subsidized child care, Workforce Investment Board activities, and other social services is necessary to prevent duplication of effort, and ensure maximum opportunities for very low-income persons.

The City of Vallejo plans to reduce the number of households with incomes below the poverty level through a combination of direct assistance and indirect benefit from neighborhood (public infrastructure) improvement activities. The efforts to be provided include:

(1) Support for programs and services that encourage economic self-sufficiency for clients of the Vallejo Housing Authority. The Housing Authority has entered into a Memorandum of Understanding (MOU) with the County of Solano Department of Health and Social services to share information and target supportive services, where possible, on behalf of Housing Authority clients participating in the Family Self-sufficiency (FSS) Program. The term of the current MOU is July 1, 2007 through June 30, 2010. As of April 2, 2008 there were 66 Housing Authority-assisted tenants enrolled in the FSS Program.

(2) Support for programs and activities that enhance family functioning, skill development and educational opportunities for children, young adults, and parents.

(3) Developing programs and facilities to fill gaps in the Continuum of Care for the homeless, including homeless prevention and transitional housing. CDBG funds are also scheduled to be allocated for substance abuse prevention and recovery services. These programs and activities are intended to remove obstacles to self-sufficiency.

Program Year 4 Action Plan Antipoverty Strategy response: See above response.

NON-HOMELESS SPECIAL NEEDS HOUSING

Non-homeless Special Needs (91.220 (c) and (e))

*Please also refer to the Non-homeless Special Needs Table in the Needs.xls workbook.

1. Describe the priorities and specific objectives the jurisdiction hopes to achieve for the period covered by the Action Plan.

Emergency facilities and supportive services for persons who are not homeless, but have special needs, (a high priority group).

2. Describe how Federal, State, and local public and private sector resources that are reasonably expected to be available will be used to address identified needs for the period covered by this Action Plan.

In FY 2008/2009, 250 persons who are not homeless, but have special needs, will receive emergency facility and supportive services from non-profit agencies, using financial assistance from a variety of private and public (i. e., State, Federal) sources.

During FY 2008/2009, 45 persons who are living with HIV/AIDS will receive rental assistance through the use of HOPWA funds by a local non-profit agency.

Program Year 4 Action Plan Non-homeless Special Needs Housing response: See above responses.

Housing Opportunities for People with AIDS (Not Applicable)

*Please also refer to the HOPWA Table in the Needs.xls workbook.

1. Provide a brief description of the organization, the area of service, the name of the program contacts, and a broad overview of the range/type of housing activities to be done during the next year.
2. Report on the actions taken during the year to address the special needs of persons who are not homeless but require supportive housing, and provide assistance for persons who are homeless.
3. Evaluate the progress in meeting its specific objective of providing affordable housing, including a comparison of actual outputs and outcomes to proposed goals and progress made on the other planned actions indicated in the Strategic and Action Plans. The evaluation can address any related program adjustments or future plans.
4. Report on annual HOPWA output goals for the number of households assisted during the year in: (1) short-term rent, mortgage and utility payments to avoid homelessness; (2) rental assistance programs; and (3) in housing facilities, such as community residences and SRO dwellings, where funds are used to develop and/or operate these facilities. Include any assessment of client outcomes for achieving housing stability, reduced risks of homelessness, and improved access to care.

5. Report on the use of committed leveraging from other public and private resources that helped to address needs identified in the Plan.
6. Provide an analysis of the extent to which HOPWA funds were distributed among different categories of housing needs consistent with the geographic distribution plans identified in its approved Consolidated Plan.
7. Describe any barriers (including non-regulatory) encountered, actions in response to barriers, and recommendations for program improvement.
8. Please describe the expected trends facing the community in meeting the needs of persons living with HIV/AIDS and provide additional information regarding the administration of services to people with HIV/AIDS.
9. Please note any evaluations, studies or other assessments that will be conducted on the local HOPWA program during the next year.

Program Year 4 Action Plan HOPWA response:

Specific HOPWA Objectives (Not Applicable)

Describe how Federal, State, and local public and private sector resources that are reasonably expected to be available will be used to address identified needs for the period covered by the Action Plan.

Program Year 4 Specific HOPWA Objectives response:

Other Narrative

Include any Action Plan information that was not covered by a narrative in any other section.

The City receives inquiries from minority- and women-owned businesses and contractors who wish to participate in the City's HOME Program-assisted rehabilitation loan program, which is scheduled to be provided by VNHS, Inc. in FY 2008/2009. Since many of the minority- and women-owned businesses and contractors who typically inquire about the City-funded program have subcontractor's licenses (painters, electricians, drywall plasterers, etc.), they will be mailed a copy of the program's general contractor's list. They will be encouraged to contact each contractor on the list for work.

The City's minority outreach efforts will include: (1) placing a display advertisement in the local daily newspaper soliciting minority and female contractors; (2) placing an advertisement in the annual "Minority Business and Professional Directory"; (3) airing a Minority Business Enterprise/Women Business Enterprise (MBE/WBE) notice on the City's local cable access television channel; (4) sending copies of all plans and specifications for HOME Program-funded projects to the California Small Business Alliance; and (5) including MBE/WBE language in all HOME Program advertisements and public notices.

From: Liat Meitzenheimer <meitz2@sbcglobal.net>
To: <gricca@ci.vallejo.ca.us>
Date: 4/3/2008 4:02:03 pm
Subject: Community Development Commission Public Hearing

Good afternoon Mr. Ricca. I am requesting that my comments and suggestions be forwarded to the Commissioners so that they can be considered as part of the discussion on the Public Hearing for the 2008-2009 funding plan. I plan to be in attendance to further address this issue this evening.

I have a great concern regarding the abrupt termination of services by the Meals on Wheels program for North Vallejo. It is my understanding that the project was given notice 04/01/08 with no forewarning of the action to terminate their services. The Meals on Wheels program was granted funding through the CDBG Federal Block Grant to provide meals for seniors within the Central Vallejo and North Vallejo's Country Club Crest neighborhood for the period of 2007-2008. Apparently the services for only one area are being terminated and two months prior to the end of the grant period. To my knowledge, no alternative services are being offered, nor are they being pursued.

It is distressing to hear that the seniors in that area are being denied services that were contracted through the end of the 2007-2008 funding period. While it is understandable that expenses have increased, this should have been anticipated within the budget process and services were expected to be carried out at least until the end of the funding period. This neighborhood has continued to have services cut on a regular basis and further impacts the void of needed services for the residents. The abrupt termination of meals for the seniors will cause even greater hardship for the participants.

The decision to terminate services for the seniors is unacceptable and needs to be addressed by the Commissioners and City Council prior to granting any further funding to Meals on Wheels. At the least, further questioning as to the exact reason for the termination of services and an accounting of funds expended for the North Vallejo Senior Nutrition program through the termination date seems warranted. Since the Staff recommendation for the next grant period included further funding for Meals on Wheels and the services have been terminated, the amount anticipated for use by North Vallejo prior to the termination of services, should be reviewed and removed from the grant amount. This funding could possibly be used to fund another nutrition source for that area since the Meals on Wheels no longer finds it possible to provide services to them. Additionally, the next grant contract should have some additional requirements to continue services for the designated areas through the life of the contract so that this does not happen again. The treatment of the seniors that depend on the services is disparaging to say the least and additional measures need to be implemented so that no other seniors will be adversely affected by this type of action. I appreciate your attention and consideration on this matter.

Liat Meitzenheimer
132 Foster Street
Vallejo CA 94591
(707) 557-5221

**PUBLIC NOTICE
CITY OF VALLEJO
NOTICE OF PUBLIC HEARING:
FISCAL YEAR 2008/2009 PROPOSED ACTION PLAN**

In April 2005 the City of Vallejo adopted a Consolidated Plan. This Plan is a five year planning document required by the U. S. Department of Housing and Urban Development (HUD) which addresses affordable housing and community development needs. The City's Consolidated Plan covers the period beginning July 1, 2005 and ending June 30, 2010. One of the main components of the Consolidated Plan is a one-year Action Plan for each year of the Consolidated Plan. The annual Action Plan identifies the amounts and sources of funding that will be expended by the City and other entities on various affordable housing and community development activities in Vallejo.

The City also annually allocates Federal Community Development Block Grant (CDBG) and HOME Investment Partnerships Program funds, received from HUD.

The City of Vallejo has been notified that it will receive \$1,161,628 in CDBG Program funds in FY 2008/2009, the fourth year of the Consolidated Plan, (beginning July 1, 2008). In addition, the City estimates it will receive approximately \$200,000 in CDBG program income (revenue) in FY 2008/2009.

The City has also been notified that it will receive \$615,844 in HOME funds in FY 2008/2009. The City estimates it will receive \$200,000 in HOME program income in FY 2008/2009.

On April 3, 2008 after 7:30 p. m. the City of Vallejo Community Development Commission will hold a public hearing on the FY 2008/2009 proposed Action Plan in the Council Chambers of City Hall, 555 Santa Clara Street, Vallejo.

A copy of the draft Action Plan, which includes staff's CDBG and HOME Program funding recommendations for FY 2008/2009, is available for public review at the following locations:

Housing and Community Development Division
200 Georgia Street

The City's Web Page at: <http://www.ci.vallejo.ca.us/>
(for Internet access, you may go to
John F. Kennedy Library, 505 Santa Clara Street)

Written comments on the proposed Action Plan may also be submitted until 4:00 p. m. (PST) on April 3, 2008 to: Guy L. Ricca, Senior Community Development Analyst, P. O. Box 1432, 200 Georgia Street, Vallejo, CA 94590, Tel: (707) 648-4395. E-mail: gricca@ci.vallejo.ca.us,

If you have any questions concerning this public notice, please call the Housing and Community Development Division at (707) 648-4507.

The City of Vallejo provides its programs and services in a non-discriminatory manner, and is an Equal Opportunity Employer. The City of Vallejo also encourages women and minority-owned businesses to submit bids and proposals for Community Development Block Grant (CDBG) and HOME Program contracts. For further information, contact the Housing and Community Development Division at (707) 648-4507. For further information on this public notice, the hearing-impaired may call the California Relay Service at 1-800-735-2922 without a TTY/TDD, or 1-800-735-2929 with a TTY/TDD.

Affordable Housing Affiliation
110 East D. St.
Benicia, Ca. 94510

American Red Cross
1545 N. Texas St.
Fairfield, CA 94533

Leanne Martinsen
Area Agency on Aging
601 Sacramento, Ste #1401
Vallejo, CA 94590

Teresita Bautista
165 Claxton Court
Vallejo, CA 94589

Al Berenguer
186 Stanmore Circle
Vallejo, CA 94591

Todd Bishop
318 Kentucky St.
Vallejo, CA 94590

Employment Development Dept.
1440 Marin Street
Vallejo, CA 94590

Juwana Joseph
500 Old River Court
Vallejo, CA 94589

Margaret Walther, Project Mgr
Career Mobility Program Patient Care
KP Northern California Regional Ofc
1800 Harrison Street, 17th Floor
Oakland, CA 94612

Chuck Eason
Small Business Development Center
Solano College
424 Executive Court, Ste. C
Fairfield, CA 94533

Robert Stalker
Legal Services of No. Ca.
1810 Capitol St.
Vallejo, CA 94590

Canal Human & Economic
Development Association
Attn: John Ortega
50 Sonoma St., #6
San Rafael, CA 94901

Kurt Chismark
Catholic Social Service
125 Corporate Place, Suite A
Vallejo, CA 94590

Serafin Celones
205 Peppercorn Court
Vallejo, CA 94591

Central Core Restoration
Corporation
401 Georgia St.
Vallejo, CA 94590

Rev. Rey Bernardes
Christian Help Center
2166 Sacramento St.
Vallejo, CA 94590

Rev. Scott Peterson
Church on the Hill
210 Locust Drive
Vallejo, CA 94591

Michelle Gardner
Continentials of Omega
#1 Positive Place
Vallejo, CA 94589

County of Solano Health/
Human Services Center
1680 Fairgrounds Dr.
Vallejo, CA 94589

Vallejo Architectural
Heritage Foundation
PO Box 1129
Vallejo, CA 94590

Vallejo Heights H.A.
P.O. Box 4243
Vallejo, CA 94590

Filipino American Chamber
Of Commerce, Inc.
2614 Springs Road
Vallejo, CA 94591

Jack Hanstein
Episcopal Community
P.O. Box 161268
Sacramento, CA 95816

John Gianola, Mng Atty
Fair Hsg Hotline Project
619 North St.
Woodland, CA 95695

Firma Lodge #27
F. AND A.M.
c/o 101 Diamond Springs Ct.
Vallejo, CA 94589

Filipino American Social
Svcs of Solano County
C/O Bayanihan Center
3495 Sonoma Blvd
Vallejo, CA 94590

Filipino Community of
Solano County
820 Sonoma Blvd
Vallejo, CA 94590

Lorraine Gaines
1475 Ohio Street
Vallejo, CA 94590

Renee Walton
VNHS, Inc.
610 Lemon Street
Vallejo, CA 94590

Vicki Conrad
Florence Douglas Senior Ctr
333 Amador St.
Vallejo, CA 94590

Leon Green
738 Valle Vista Ave.
Vallejo, CA 94590

Betty Lee
Rehoboth Comm Transformation Ctr
245 Holly Street
Vallejo, CA 94589

Ralbert Brooks, President
Brooks Hamilton & Associates
5552 Fremont Street
Oakland, CA 94608

KDYA
3260 Blume Dr., #520
Richmond, CA 94006

Marie LeDuff
Burns Group
419 Georgia St., #215
Vallejo, CA 94590

Velma Harding
P.O. Box 5403
Vallejo, CA 94590

Hattie Smith-Miles
The House of Acts
627 Grant St.
Vallejo, CA 94590

Don Isaac
1085 Sandhurst Drive
Vallejo, CA 94591

Rev. Harold Young
AGAPE Ministries
101 Nugent Drive
Vallejo, CA 94589

Jackie Johnson
208 Serramo Drive
Fairfield, CA 94533

Food Bank
P.O. Box 271966
Concord, CA 94527

Vanita Finney
VCUSD
211 Valle Vista Avenue
Vallejo, CA 94590

Michael Parker, CEO
Stellar Enterprise
137 Gateway Plaza, Ste. 321
Vallejo, CA 94591

Shrenda Rodgers
945 Tennessee Street
Vallejo, CA 94590

Cathleen Reid
231 Cabrillo Avenue
Vallejo, CA 94591

J. Theodorou & M. Baldes
M&M Construction
500 Jessie Lane
Petaluma, CA 94952

Frankie Masangkay
160 Aberdeen Court
Vallejo, CA 94591

Ellen McBride
925 Sacramento St.
Vallejo, CA 94590

Dr. Jack Clemes
614 Ohio Street
Vallejo, CA 94590

Giovanni Gianbastiani
625 Pennsylvania St
Vallejo, CA 94590

Kenneth Jones
AMCAL
2124 Bedrock Way
Antioch, CA 94509

Norman King Center
545 Magazine St.
Vallejo, CA 94590

Rick Johnson
North Bay Vineyrd Christ. Fellowship
1 Rancho Square
Vallejo, CA 94589

Hispanic Chamber of Commerce
Solano/Napa County
P.O. Box 3400
Vallejo, CA 94590

Ken Odiwe
332 Devonshire Ct.
Vallejo, CA 94591

Napa Solano Health Project
3467 Sonoma Blvd., Suite 10
Vallejo, CA 94590

Gerald Pitts
909 Tuolumne Street
Vallejo, CA 94590

Robert LeGresley
Independent Living Resource
3200 Clayton Road
Concord, CA 94519

Saskia Lembesis
Meals On Wheels
95 Marina Center
Suisun, CA 94585

Kay Bosick
Youth and Family Services
1017 Tennessee Street
Vallejo, CA 94590

Dean Ahlberg
1109 Sacramento Street
Vallejo, CA 94590

Carol Roberts
Southern Solano Alcohol Council
419 Pennsylvania St
Vallejo, CA 94590

Cedric Johnson
P. O. Box 7321
Vallejo, CA 94590

Jerry Rothfeld
931 Branciforte Street
Vallejo, CA 94590

J. C. Hicks
Florida - Hilton N. A.
57 Chesley Court
Vallejo, CA 94591

P. J. Davis
SSNC
1545 N. Texas St., Suite 301
Fairfield, CA 94533

Cheryl Franklin-Golden
Safequest Solano
1745 Enterprise Dr., Ste 2-D
Fairfield, CA 94533

Darvin Peterson
6242 Pebble Beach Dr.
Vallejo, CA 94591

Betty Frank
Concerned Citizens of CCC
1624 Fairgrounds Dr., Ste C & D
Vallejo, CA 94589

True Light Christian Youth Center
403 Robin Circle
Vacaville, CA 95687

June Cummings
Emani, Inc.
P. O. Box 4156
Vallejo, CA 94590

Anne Shapiro, PHN
Sol. Cty Health & Soc Svcs
355 Tuolumne St.
Vallejo, CA 94590

Bob Deluca
Child Start
439 Devlin Rd.
Napa, CA 94558

Springstowne Library
1003 Oakwood Ave.
Vallejo, CA 94590

Rev. Carieta Cain-Grizzell
St. Paul A.M.E.
1901 Carolina St
Vallejo, CA 94590

Sister Claire
St. Vincent's
400 Florida Street
Vallejo, CA 94590

Elvira DeLeon
The Success Center
1055 Azuar Drive, Mare Island
Vallejo, CA 94592

Linda Brown
True Pentecostal COGIC
131 Mendocino St.
Vallejo, CA 94590

Wayne Williams
Vallejo Aquatic Club
1065 Orchard Ave
Vallejo, CA 94591-7532

Vjo Chamber of Commerce
427 York St.
Vallejo, CA 94590

Bay Area Family Services
Attn: Sue Wiggins
3272 Sonoma Blvd.
Vallejo, CA 94590

Patrice Bolton
P. O. Box 670
Vallejo, CA 94591

Mildred Wagner
Vallejo Inter-Tribal Council
P.O. Box 5552
Vallejo, CA 94591

Carmen Williams
130 Agnes Court
Vallejo, CA 94589

Hillcrest Park Assn.
330 Rodgers St.
Vallejo, CA 94590

DANIEL COLEMAN
2438 SPRINGS RD
VALLEJO, CA 94591

Lamar Turner
E. A. H.
2169 East Francisco Blvd, #B
San Rafael, CA 94901

Don Lusty
BRIDGE Housing Corp.
345 Spear St., Suite 700
San Francisco, CA 94105

Stars Program
Lutheran Church of Holy Trinity
201 Doyle Drive
Vallejo, CA 94591

Jewel Parker
409 Carter St
Vallejo, CA 94590

Executive Director
Solano Habitat for Humanity
110 Railroad Ave., Suite A-3
Suisun City, CA 94585

Sharon Spencer
Hope Haven Transitional Shelter
164 Robles Dr., A7, PMB 178
Vallejo, CA 94591

Janice Lewis
A Place 2 Live
301 Georgia St., Ste 221
Vallejo, CA 94590

NAACP
PO BOX 9205
VALLEJO, CA 94591-9205

Mitch Abdallah
PAM Development
2020 W. Kettleman Lane
Lodi, CA 95242

MIKE URICK
110 FREMONT ST
VALLEJO, CA 94589

KENNETH BARDEN
350 LOCUST DRIVE,
UPPER 301
VALLEJO, CA 94590

JOEDNA BOHANON
942 PINE STREET
VALLEJO, CA 94590

ROBERT BRYANT
938 NEBRASKA ST
VALLEJO, CA 94591

RICHARD ESCHENBURG
330 ARAGON STREET
VALLEJO, CA 94591

PEGGY COHEN-THOMPSON
141 DARTMOUTH DRIVE
VALLEJO, CA 94589

PHYLLIS HARRISON
1408 ROLEEN DRIVE
VALLEJO, CA 94589

EARNESTINE LAWSON
373 SAWYER
VALLEJO, CA 94589

KATHLEEN O'SULLIVAN
28 CALHOUN STREET
VALLEJO, CA 94590

EVETTE WATT
1019 CAROLINA STREET
VALLEJO, CA 94590

NAOMI SMITH
187 LIGHTHOUSE DRIVE
VALLEJO, CA 94590

MARIA M. BITAGON
1901 OHIO STREET
VALLEJO, CA 94590

CHARLES BROWN, III
752 6TH ST
VALLEJO, CA 94590

MICHELLE PITTS
117 SEALION PLACE
VALLEJO, CA 94591

CHRIS PLATZER
187 BAXTER STREET
VALLEJO, CA 94590

CARMEN VANCE
118 Garibaldi Drive
VALLEJO, CA 94589

ROZZANA VERDER-ALIGA
120 SHEILA COURT
VALLEJO, CA 94591

MUSTAFA ABDUL-GHANEY
PO BOX 1632
VALLEJO, CA 94590

HENRY THORPE, JR
245 MASONIC DRIVE
VALLEJO, CA 94591

DON DEMMON
2722 WASHBURN COURT
VALLEJO, CA 94591

SURRY POOLE
880 S. REGATTA DRIVE
VALLEJO, CA 94591

GREGORIA TORRES
2267 BENNINGTON DR
VALLEJO, CA 94591

DANIEL KOSTER
4167 SUMMER GATE
VALLEJO, CA 94591

DAVID D. CATES
246 "B" STREET
VALLEJO, CA 94590

KAY WOODSON
104 COMBS LANE
VALLEJO, CA 94590

Chris Spurrier
525 Edwards St
Crockett, CA 94525

Diane Merrick
238 Mayo Avenue
Vallejo, CA 94590

Pat Whyte
159 White Pine Drive
Vallejo, CA 94591

Jean De Young
Healthy Spaces for Successful Living
683 Vincent Court
Benicia, CA 94510

VIOLETA ESPIRITU
5162 ZINFANDEL LANE
VALLEJO, CA 94591

Thom Howard
628 Louisiana Street
Vallejo, CA 94590

City Clerk's Office

David Kleinschmidt
Public Works Dept.

Fighting Back Partnership
c/o JFK Library

Councilmember Hermie Sunga
(c/o City Mgr's Ofc)

Bob Raymond
Channel 28
(c/o City Mgr's Ofc)

Cynthia Mack
Milestones of Development
1 Florida Street
Vallejo, CA 94590

The Salvation Army
630 Tuolumne St
Vallejo, CA 94590

Elizabeth Armas
P.O. Box 4739
Vallejo, CA 94590

Bob Weir
125 Benson Ave.
Vallejo, CA 94590

Cameron Shearer
P.O. Box 3065
Vallejo, CA 94590

Leatrice Knox
450 Christopher Way
Vallejo, CA 94589

Pearl Diggs
240 Hermosa Ave
Vallejo, CA 94589

Cathi Engel
Children's Nuturing Project
274 E. Sunset Avenue, #167
Suisun City, CA 94585

Arc-Solano
3272 Sonoma Blvd, Suite 4
Vallejo, CA 94590

Gloria Lessier
2525 Flosden Road, Suite #4
American Canyon, CA 94553

Susan Anthony
900 Carolina Street
Vallejo, CA 94590

Jim Slover
130 Ohio Street
Vallejo, CA 94590

Ms. Patricia Scott
169 DePaul Drive
Vallejo, CA 94589

Jim Andoh
City of Benicia
250 East "L" Street
Benicia, CA 94510

Ted Correy
Washington Park N. A.
1001 Ohio Street
Vallejo, CA 94590

Maxine Laidlaw
223 Page St.
San Francisco, CA 94102

Wendy Yan
Simpson Housing Solutions, LLC
320 Golden Shore – Suite 200
Long Beach, CA 90802

Scott Falcone
Citizens Housing Corporation
26 O'Farrell Street, Suite 506
San Francisco, CA 94108

Jim Silverwood
Affirmed Housing Group
13520 Evening Creek Dr. North, #360
San Diego, CA 92128

Eddie Daniels
124 Ron Court
Vallejo, CA 94591

Britte Patton
410 Whitney Ave
Vallejo, CA 94589

Judith Brown
Vallejo Music Theatre
PO Box 186
Vallejo, CA 94590-0018

Dorothy Richardson
Highway Touch of Love
150 Shady Lane
Vallejo, CA 94591

Dorothy Richardson
Highway Church of God In Christ
527 Lincoln Road West
Vallejo, CA 94590

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**PUBLIC NOTICE
CITY OF VALLEJO
FISCAL YEAR (FY) 2008/2009 PROPOSED ACTION PLAN**

On March 20, 2008 the City of Vallejo issued an initial public notice regarding the FY 2008/2009 proposed Action Plan.

A copy of the revised (draft) Action Plan is available for public review at the following locations:

Housing and Community Development Division
200 Georgia Street

The City's Web Page at: <http://www.ci.vallejo.ca.us/>
(for Internet access, you may go to
John F. Kennedy Library, 505 Santa Clara Street)

This document includes the City of Vallejo Community Development Commission and staff's Community Development Block Grant Program funding recommendations for FY 2008/2009, and staff's HOME Investment Partnerships Program funding recommendations for FY 2008/2009. Written comments on the proposed Action Plan may also be submitted until 4:00 p. m. (PST) on April 22, 2008 to: Guy L. Ricca, Senior Community Development Analyst, P. O. Box 1432, 200 Georgia Street, Vallejo, CA 94590, Tel: (707) 648-4395. E-mail: gricca@ci.vallejo.ca.us,

The FY 2008/2009 proposed Action Plan is scheduled to be considered by the Vallejo City Council on May 6, 2008.

If you have any questions concerning this public notice, please call the Housing and Community Development Division at (707) 648-4507.

The City of Vallejo provides its programs and services in a non-discriminatory manner, and is an Equal Opportunity Employer. The City of Vallejo also encourages women and minority-owned businesses to submit bids and proposals for Community Development Block Grant (CDBG) and HOME Program contracts. For further information, contact the Housing and Community Development Division at (707) 648-4507. For further information on this public notice, the hearing-impaired may call the California Relay Service at 1-800-735-2922 without a TTY/TDD, or 1-800-735-2929 with a TTY/TDD.